



Village of Weston, Wisconsin MEETING NOTICE

- Meeting of: **COMMUNITY LIFE AND PUBLIC SAFETY (CLPS) COMMITTEE**
- Commissioners: **Pinonnault {c}, Ermeling {vc}, Clark, Czerwonka, Kamke, Lopes-Serrao, & Olson**
- Ex officio: **Maloney, Gebert, Hunt, Finke, Maguire**
- Staff: **Jami Gebert, Administrator**
- Date/Time: **Monday, March 3, 2025, 5:00 p.m.**
- Location: **Weston Municipal Center (4747 Camp Phillips Road) – Board Room**
- Agenda: **The agenda packet will be sent out at least 3 days prior to the meeting.**
- Attendance: **All Village officials are encouraged to attend. Commissioners, Committee members, Department Directors, and guests, please indicate if you will, or will not, be attending so we may determine in advance if there will be a quorum by sending an RSVP to the assigned Administrative Support person:**
- RSVP: **Valerie Parker, Committee Secretary**
(715) 241-2613
vparker@westonwi.gov
- Questions: **Jami Gebert, Administrator**
(715) 359-6114
jgebert@westonwi.gov

This notice was posted at the Municipal Center, 4747 Camp Phillips Road, Weston and was e-mailed to local media outlets (Print, TV, and Radio) on 02/24/2025.

A quorum of members from other Village governmental bodies (boards, commissions, and committees) may attend the above-noticed meeting in order to gather information. No actions will be taken by any other board, commission, or committee of the Village, aside from the Village CLPS Committee. Should a quorum of other government bodies be present, this would constitute a meeting pursuant to State ex rel. Badke v. Greendale Village Bd., 173 Wis.2d 553,494 N.W.2d 408 (1993).

Wisconsin State Statutes require all agendas for Committee, Commission, or Board meetings be posted in final form, 24 hours prior to the meeting. Any posted agenda is subject to change up to 24 hours prior to the date and time of the meeting. All final agendas will be posted on the Village's website at www.westonwi.gov and a hard copy posted at the Village Municipal Center.

Any person who has a qualifying disability, as defined by the Americans with Disabilities Act, that requires the meeting or the materials to be in an accessible location or format, must contact the Weston Clerk's Department, by 12 noon, the Friday prior to the meeting, so any necessary arrangements can be made to accommodate each request.



VILLAGE OF WESTON, MARATHON COUNTY, WISCONSIN
REGULAR MEETING AGENDA OF THE COMMUNITY LIFE AND PUBLIC SAFETY (CLPS) COMMITTEE
Weston Municipal Center - Board Room
4747 Camp Phillips Road, Weston, WI 54476

Monday, March 3, 2025, at 5:00 p.m.

Some or all of the members of the Committee, applicants, or members of the public, may participate in the meeting remotely by teleconference or videoconference via the Zoom links listed below.

Join Zoom Meeting by Computer:

<https://zoom.us/j/5445915099>

Join Zoom Meeting by Phone:

+1 312 626 6799 US (Chicago)

Meeting ID: 544 591 5099

CALL TO ORDER/ROLL CALL

1. Meeting called to order by CLPS Chair & Village Trustee Pinsonneault.
2. Pledge of Allegiance to the Flag.
3. Roll Call and declaration of quorum by Secretary – Jim Pinsonneault {c}, Barb Ermeling {vc}, Katrina Clark, John Czerwonka, Kirk Kamke, Luis Lopes-Serrao, and Brent Olson
4. Reading of Mission Statement: *The Community Life and Public Safety Committee evaluates and makes recommendations to the Village Board on matters related to safety, welfare, and livability within the Village and their impact upon Village of Weston residents.*

PUBLIC COMMENT

(Please be advised per State Statute Section 19.84(2), the information will be received from the public. It is the policy of the Village that there be a five-minute time-period, per person, with time extension, per the Chair's discretion; be further advised that there may be limited discussion on the information received, however, no action will be taken under public comment.)

MINUTES FROM PREVIOUS MEETINGS

5. [Minutes from February 3, 2025 Regular Meeting](#)

WRITTEN COMMUNICATIONS RECEIVED

ACKNOWLEDGE REPORTS FROM DEPARTMENTS

6. [Code Enforcement Update](#)

UNFINISHED BUSINESS

7. Discussion and/or action on any further updates regarding Future Exploration of Commercial Building Inspections Program
8. [Discussion and/or action on proposed amendments to Chapter 34 Fire Prevention and Protection](#)
9. [Discussion and/or action on proposed amendments to Chapter 38 Health & Sanitation](#)
10. [Discussion and/or action on proposed amendments to Chapter 42 Law Enforcement](#)

NEW BUSINESS

11. [Update on Raze or Repair Order for Aspen Street Apartments located at 4911, 5003, 5007, 5011, 5013 & 5107 Aspen Street](#)



VILLAGE OF WESTON, MARATHON COUNTY, WISCONSIN
OFFICIAL MEETING AGENDA OF THE REGULAR MEETING AGENDA OF THE COMMUNITY LIFE AND PUBLIC SAFETY (CLPS) COMMITTEE

12. Discussion and/or action on proposed amendments to Chapter 66 Solid Waste

ANNOUNCEMENTS

REMARKS FROM COMMITTEE MEMBERS

ITEMS FOR NEXT AGENDA

- a. Next Regular Meeting Date – Monday, April 7, 2025, at 5:00 pm

ADJOURNMENT

A quorum of members from other Village governmental bodies (boards, commissions, and committees) may/might attend the above-noticed meeting to gather information. Should a quorum of other government bodies be present, this would constitute a meeting pursuant to State ex rel. Badke v. Greendale Village Bd., 173 Wis.2d 553,494 N.W.2d 408 (1993). No official actions other than those of the Community Life & Public Safety Committee shall take place.

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 (ADA), the Village will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs or activities. If you need assistance or reasonable accommodations in participating in this meeting or event due to a disability as defined under the ADA, please call the Village Clerk at 715-359-6114 or clerks@westonwi.gov to discuss your accessibility needs. We ask your request to be provided a minimum of 72 hours before the scheduled event or meeting. If a request is made less than 72 hours before the event the Village will make a good faith effort to accommodate your request.

This Agenda was posted at the Village Municipal Center, on www.westonwi.gov and transmitted to media partners on 02/26/2025. Questions can be directed to the Administrator at 715-359-6114

**Village of Weston, Wisconsin
OFFICIAL PROCEEDINGS OF THE
VILLAGE COMMUNITY LIFE AND PUBLIC SAFETY (CLPS) COMMITTEE MEETING**
held on Monday, February 3, 2025, at 5:00 p.m., in the Board Room, at 4747 Camp Phillips Road

AGENDA ITEMS.

1. Meeting called to order by CLPS Chair and Village Trustee, Jim Pinsonneault, at approximately 5:00 p.m.

2. Pledge of Allegiance to the Flag.

3. Roll Call and Declaration of Quorum by Secretary Parker.

Roll call indicated 4 CLPS members present.

<u>Member</u>	<u>Present</u>
Pinsonneault, Jim {Chair}	YES
Ermeling, Barbara {Vice Chair}	YES
Zeyghami, Hooshang {Alternate}	YES
Czerwonka, John	EXCUSED
Foss, Kim	EXCUSED
Lopes-Serrao, Luis	YES
Olson, Brent	YES

Village Staff in attendance, in-person: Gebert, Brehm, Wodalski, Maguire, Hunt, Finke, and Parker.

Village Staff in attendance, via Zoom: None

Board of Trustees Members Present, in-person: None

Board of Trustees Members Present, via Zoom: Maloney, Cronin

Audience Members in attendance, in-person: There were two audience members present, in-person.

Audience Members in attendance, via Zoom: There were no audience members present, via Zoom.

4. Reading of Mission Statement.

Pinsonneault asked Zeyghami to read the Mission Statement of CLPS.

PUBLIC COMMENT [0:06:37 Zoom Meeting Recording]

Paula Graveen-Brainard, of 4504 Leduc Street, and one of her neighbors, were present.

Graveen-Brainard explained that the reason they are present has to do with some incidents that have happened in the neighborhood concerning the safety of the residents on Leduc Street, specifically. She stated that some of this concerns police calls from a dog attack and some of this has to do with neglect of property and lack of safety at the property (re: 4408 Leduc Street). She stated that she was advised by Trustee Zeyghami, who resides in this neighborhood, to get a petition signed and brought before this committee (*Clerk's note - The petition, along with police reports, are attached to these minutes, which Pinsonneault read in for the record*).

Pinsonneault read the written comment.

MINUTES FROM PREVIOUS MEETINGS [0:12:21 Zoom Meeting Recording]

5. Approve Minutes from January 6, 2025, CLPS Meeting.

Motion by Lopes-Serrao, second by Ermeling: to approve the January 6, 2025, CLPS meeting minutes.

Yes Vote: 5 No Votes: 0 Abstain: 0 Not Voting: 2 Result: PASS

<u>Member (PC)</u>	<u>Voting</u>
Pinsonneault, Jim {Chair}	YES
Ermeling, Barbara {Vice Chair}	YES
Zeyghami, Hooshang {Alternate}	YES
Czerwonka, John	-----
Foss, Kim	-----
Lopes-Serrao, Luis	YES
Olson, Brent	YES

WRITTEN COMMUNICATIONS RECEIVED

Read during Public Comment.

ACKNOWLEDGE REPORTS FROM DEPARTMENTS [0:12:50 Zoom Meeting Recording]

6. Code Enforcement Update

Maguire pointed out the report in the packet. Maguire stated the Leduc Street complaint was entered into Evolve on the 30th of January, and we will attach a copy of this written complaint to that case. He stated there are 12 different violations on that property, and they will be mobilizing on that property this week.

Maguire gave some updates on some of the other cases that they are working on.

Pinsonneault asked for an update on the storage units on Schofield Ave. Maguire stated this topic will be before Plan Commission on Monday, as far as obtaining guidance from PC on how to proceed with that property.

Pinsonneault questioned when some of the violation follow-ups will be taken care of, when they reference "spring", as far as if that means March or April, etc., and also asked about receiving more public-facing information on the status of the violations. Gebert pointed out that due to a recent ruling, we may have to limit even more of the public-facing information (such as listing addresses) for legal purposes.

Motion by Ermeling, second by Lopes-Serrao: to acknowledge the Code Enforcement Update Report.

Yes Vote: 5 No Votes: 0 Abstain: 0 Not Voting: 2 Result: PASS

<u>Member (PC)</u>	<u>Voting</u>
Pinsonneault, Jim {Chair}	YES
Ermeling, Barbara {Vice Chair}	YES
Zeyghami, Hooshang {Alternate}	YES
Czerwonka, John	-----
Foss, Kim	-----
Lopes-Serrao, Luis	YES
Olson, Brent	YES

UNFINISHED BUSINESS

7. Discussion and/or action on further updates regarding Future Exploration of Commercial Building Inspections Program [0:18:50 Zoom Meeting Recording]

Maguire stated there has been no advancement in this, as he is still working through testing process.

8. Discussion and/or action on proposed amendments to Chapter 34 Fire Prevention and Protection [0:19:16 Zoom Meeting Recording]

Finke stated just the Knox Box language was amended in that section, which he said should be good now.

Lopes-Serrao asked Finke if Rib Mountain has made any changes to this ordinance. Finke stated no, and that he would prefer that Rib Mountain does not change their ordinance to reflect this. Lopes-Serrao does not see a benefit to changing Weston's ordinance, if it makes it more different from other partner municipalities, especially when we are trying to get our ordinances to match, when it reflects shared services amongst the municipalities.

Ermeling pointed out that Weston has more apartments than Rib Mountain, and Finke stated that he believe Rib Mountain only has two apartments.

Lopes-Serrao is concerned that it will be less stringent than before on businesses, since we are making it a recommendation and not a requirement. Pinsonneault pointed out it still requires Knox Boxes on commercial structures that have fire alarm systems, automatic fire suppression systems or multi-family complexes that have common areas. Pinsonneault clarified that it is also essentially says that the fire department recommends these access boxes on all commercial properties, but it is not required.

Lopes-Serrao stated the previous requirement was on all commercial properties where access would be difficult because of security. He felt the previous requirement allowed the fire department to use their professional training to make the appropriate recommendations to people who are building a commercial property whether they should or should not have a Knox Box.

Finke stated while he has to follow what is in the code, he prefers to avoid having angry business owners contacting him after an incident where their very expensive door was broken down for their access. It was discussed that a Knox Box is around \$500.00, but then there is an installation fee that can vary based on how it is being mounted to the building.

Ermeling stated that she would prefer to see “shall” not “may” used in the ordinance. It was brought up that if we changed the ordinance to use “shall” for all commercial structures, there would be a lot of commercial property owners who would have to come into compliance.

Zeyghami pointed out when his commercial building was built, he was not given a choice, it was basically required for him to do this. Though, he agrees, it is a good idea to have it.

Finke clarified that currently, if using Caribou Coffee for example, the Fire Marshal could have required them to install a Knox Box, if he deemed the building difficult to get into due to security. With this draft change tonight, they would only be required if they have a fire alarm system, a sprinkler system, or are a multi-family complex with a common area.

Pinsonneault commented that for places that do not have these systems, the only way the fire department will get called is if someone sees smoke rolling out of the building. He stated that at that point, there will be more damage to the structure than what the fire department will do with breaking down the door.

Finke gave examples about false alarm calls, which happen during and after business hours.

Finke agreed with Gebert that he could recommend to Rib Mountain, to add language in their ordinance about how the fire department recommends access boxes be installed on all commercial structures.

Olson questioned if it is typical for an ordinance to include a recommendation, versus just what’s required or not required. He feels we do not need to add a recommendation into an ordinance. Finke commented that he requested to add this draft language as protection to the fire department.

Zeyghami stated if you give people a choice to install it, most will not install, as there is a cost.

Finke stated that Knox Boxes are also important in EMS situations where you have a locked building and the patient can’t get to the door to let them in.

There was some discussion on the structure of the 1st paragraph under Access Boxes. Parker suggested the last sentence, with the recommendation, could be pulled from that paragraph, and be its own paragraph of #1.

Gebert will separate that last sentence out, and will include that the Chief will ask Rib Mountain to add that recommendation piece into their ordinance.

Pinsonneault brought up under “Tents”, under Sec. 34.214 General Fire Safety Requirements. He brought up the term “fire watch” and questioned if there is a way that we can modify it or clarify what they are.

Gebert stated it was determined that most of the cases in the Village when people are using tents for events, that they are generally opened on a few sides. Pinsonneault commented about adding when fire watchers are and are not required for tents, and/or define what large crowds are.

Finke feels the Fire Watchers paragraph of this ordinance may have been put into the code many years ago, when circuses did occur, and fire watchers were needed. Pinsonneault feels we should add a statement in here that if the tent is open on 3 sides (for example) that the fire watcher requirement does not apply.

Olson suggested we remove the term “crowd” from this section, and make it event-based. Finke stated how Chippewa County has language in their code that covers certain size crowds. He said their cut off is 10,000 people. Olson stated we should define then what a large crowd means.

Finke suggested we write something about a tent being open on at least 3 sides and a crowd of less than 10,000 are exempt from the fire watcher requirements.

Pinsonneault then questioned where applicants find the permit application for a 240 square foot tent. Parker stated it falls under a Temporary Use Permit when someone applies for a Special Event permit. Pinsonneault questioned how someone applies if they do not have a special event.

Gebert stated if someone was holding a produce or fireworks stand (for example) and they wanted a 240 square foot tent, the tent would be added on as part of their temporary use permit.

Gebert stated if someone is getting married in their backyard and puts up a large tent (240 square feet or larger) that they would not need a permit. Parker pointed out that if a private event (such as a wedding) were to occur on a commercial property, and a large tent were to be used, they would not need a permit either, as it is private.

Pinsonneault pointed out that per the language in the code, under Sec. 34.214, that all tents over 240 square feet must have a tent permit on a commercial property. He wants to be sure that the tent companies are all aware of this requirement.

Pinsonneault brought up Sec. 34.214 3 a. Inspection, stating how that language should be changed (where it states “Any violation of this chapter or any portion of the Weston Municipal Code”...), as it would make it so a new business use coming in could not open, due to landscaping, versus a fire safety issue. Lopes-Serrao suggested removing “...or any portion of the Weston Municipal Code”...). Pinsonneault suggested also changing “Any violation” to “Fire violation”.

34.214 8. Door, Floor, and Stairway Identification, and questioned who enforces it. He pointed out that a lot of commercial buildings are not in compliance with this, along with his own building, which has no lettering, and how per these regulations the Weston Municipal Center is not compliant, as the door lettering is not in compliance. He questioned whether this regulation needs to be here. Finke explained the intention is so when you have a large building that they can find the right part of the building quickly based on the door labeling.

Pinsonneault questioned the threshold of “five means of egress” needs to be changed, as he feels that is pretty restrictive. Hunt suggested we could change it to be based on square footage. Finke will look into this more.

Pinsonneault brought up the requirement for interior door lettering, and how the Weston Municipal Center does not meet that.

Motion by Olson, second by Ermeling: to defer action on this ordinance until next month. Lopes-Serrao voted Nay.

Yes Vote: 4 No Votes: 1 Abstain: 0 Not Voting: 2 Result: PASS

<u>Member (PC)</u>	<u>Voting</u>
Pinsonneault, Jim {Chair}	YES
Ermeling, Barbara {Vice Chair}	YES
Zeyghami, Hooshang {Alternate}	YES
Czerwonka, John	-----
Foss, Kim	-----
Lopes-Serrao, Luis	NO
Olson, Brent	YES

9. Discussion and/or action on proposed amendments to Chapter 38 Health & Sanitation

[0:54:56 Zoom Meeting Recording]

Gebert summarized the changes.

Pinsonneault pointed out we need to define Health Officer. Hunt feels this state County Health Officer and/or Police Officer, versus health officer.

Pinsonneault pointed out we were going to add some language in the Solid Waste section about people utilizing best practices to minimize dust and smells, etc. Gebert will update this with that.

Motion by Olson, second by Lopes-Serrao: to defer action on this ordinance until next month.

Yes Vote: 5 No Votes: 0 Abstain: 0 Not Voting: 2 Result: PASS

<u>Member (PC)</u>	<u>Voting</u>
Pinsonneault, Jim {Chair}	YES
Ermeling, Barbara {Vice Chair}	YES
Zeyghami, Hooshang {Alternate}	YES
Czerwonka, John	-----
Foss, Kim	-----
Lopes-Serrao, Luis	YES
Olson, Brent	YES

NEW BUSINESS

10. Discussion and/or action on Class “B” Fermented Malt Beverage & “Class B” Intoxicating Liquor License for SBG Taco Weston LLC, d/b/a Fuzzy’s Taco Shop [0:57:52 Zoom Meeting Recording]

Brehm stated that Fuzzy’s Taco Shop had a renewed, non-reserved liquor license that began July 1, 2024, and they ceased operation as of December 1, 2024. She explained our code states if a license is not in continuous use for 60 days, then it is subject to revocation. She explained they have tried to reach Fuzzy’s Taco Shop by phone, letter, and email, verifying their intentions, and received no responses.

Brehm stated we are ultimately asking for acknowledge by CLPS to move this to the Board, that this license is available once again, and then we would move forward with the procedures of offering it to establishments with a reserve license, giving them the first opportunity to get the non-reserved license, before it would become available for any other new business coming into the Village.

Ermeling questioned if we need to take some formal action to revoke the license, since they are not surrendering it voluntarily.

Motion by Ermeling, second by Lopes-Serrao: to recommend to the Board of Trustees acknowledgement of availability of “Class B” Intoxicating Liquor License and that staff move forward with procedure when “Class B” Intoxicating Liquor License becomes available, by Board action to revoke the license due to inactivity.

Yes Vote: 5 No Votes: 0 Abstain: 0 Not Voting: 2 Result: PASS

<u>Member (PC)</u>	<u>Voting</u>
Pinsonneault, Jim {Chair}	YES
Ermeling, Barbara {Vice Chair}	YES
Zeyghami, Hooshang {Alternate}	YES
Czerwonka, John	-----
Foss, Kim	-----
Lopes-Serrao, Luis	YES
Olson, Brent	YES

11. Discussion and/or action on ordinance to create Section 82.114 Vehicle, Abandoned and Junked [1:01:40 Zoom Meeting Recording]

Hunt stated this is a housekeeping item to keep the municipality ordinances similar. He used Aspen Street apartments as an example, along with situations of vehicles in the right-of-way during snowplowing events. Maguire commented this is not clearly defined in our zoning code.

Hunt clarified to Pinsonneault, regarding 82.114 1. b. the way they handle that section is as long as a vehicle has a current registration and is parked in a driveway, the owner is technically still maintaining it, even if the vehicle is inoperable. However, the way the code is written, they could issue violations for inoperable vehicles, even if the registration is current, and is parked in a driveway.

Hunt explained (82.114 2. c.) this is for instances where someone leaves an inoperable vehicle out for a long period of time, especially in the right-of-way. He gave an example of a vehicle at an apartment complex that has been sitting with no engine for a period of time, or a vehicle or trailer left out on the side of the road for a period of time. He stated they would first contact the owner and find out what the plan is and go from there. If they are simply waiting for a part to allow them to complete the work, then they would give the owner more time. Pinsonneault questioned about an automotive repair facility. Hunt stated that commercial automotive repair facilities would be exempt.

Hunt explained to Pinsonneault, as far as trailers (like a snowmobile trailer), if it is sitting on the owner’s property, they typically would not issue a violation, but if it is sitting on the side of the road or in a cul-de-sac, then they would. Hunt stated it is based on the officer’s discretion.

Motion by Lopes-Serrao, second by Olson, to recommend to the Board of Trustees the creation of regulations for junked and abandoned vehicles, by adopting Ordinance No. 25-002, to Create Section 82.114 Vehicles, Abandoned and Junked, in the Village Code of Ordinances.

Yes Vote: 5 No Votes: 0 Abstain: 0 Not Voting: 2 Result: PASS

<u>Member (PC)</u>	<u>Voting</u>
Pinsonneault, Jim {Chair}	YES
Ermeling, Barbara {Vice Chair}	YES
Zeyghami, Hooshang {Alternate}	YES
Czerwonka, John	-----
Foss, Kim	-----
Lopes-Serrao, Luis	YES
Olson, Brent	YES

12. Discussion and/or action on proposed amendments to Chapter 42 Law Enforcement

[1:08:45 Zoom Meeting Recording]

Gebert commented that we do have to make some big changes in this ordinance, now that we have transitioned to Mountain Bay Metro. She pointed out this is no longer a joint partnership with the Town of Weston and City of Schofield, rather the Village of Weston and Village of Rothschild are co-owners and the Town of Weston and City of Schofield are contracted.

Pinsonneault suggested we remove the Town of Weston and City of Schofield from the ordinance, as they could opt out of a contract in the future. Gebert agreed.

Gebert commented that we did have to create a separate ordinance for the Rothschild Area Municipal Court (Sec. 26.100), she wonders if this entire Chapter 42 could go away. She can check with Attorney Yde on that, via a referral from this committee.

Gebert clarified that we are part of the Rothschild Area Municipal Court (along with Village of Rothschild, City of Schofield, Town of Weston, Village of Marathon City, and Village of Edgar), and the Villages of Weston and Rothschild own Mountain Bay Metro Police Department.

Olson feels it is redundant and how it all comes from State Statutes, and he assumes Rothschild ordinance is similar too. Olson was not sure if it is needed to include how the court procedures are handled. Gebert stated it could be put in just a policy.

Hunt recommends to defer this to the next meeting.

Yes Vote: 5 No Votes: 0 Abstain: 0 Not Voting: 2 Result: PASS

<u>Member (PC)</u>	<u>Voting</u>
Pinsonneault, Jim {Chair}	YES
Ermeling, Barbara {Vice Chair}	YES
Zeyghami, Hooshang {Alternate}	YES
Czerwonka, John	-----
Foss, Kim	-----
Lopes-Serrao, Luis	YES
Olson, Brent	YES

ANNOUNCEMENTS *[1:15:25 Zoom Meeting Recording]*

Gebert announced that Kim Foss has resigned. She stated we do have an advertisement out and have received some interest. She stated this will go before the Board of Trustees at their February 17th meeting.

REMARKS FROM COMMITTEE MEMBERS

Ermeling stated she needs to be excused from the next meeting.

ITEMS FOR NEXT AGENDA [1:16:08 Zoom Meeting Recording]

a. Next Regular Meeting Date – Monday, March 3, 2025, at 5:00 p.m.

Pinsonneault stated to add the complaint on 4408 Leduc Street on the March agenda, and to invite that homeowner to the meeting. Gebert recommended that we work through the standard enforcement procedures of the Planning & Development Department, who can then instead give an update to CLPS under Code Enforcement, versus having an individual for a single agenda item come in.

Gebert pointed out there are others in the Village who have similar issues, and how we follow the process through the Planning & Development Department.

Lopes-Serrao stated he would prefer that this flow through the normal enforcement efforts, since this was just brought up in late January, and for staff to then bring up openly in the next meeting packet to give an update, where affected neighbors can learn where things are at. Then if residents are not happy with the results, they can vocalize that to CLPS, and if CLPS is not satisfied, they can vocalize that to code enforcement. Ermeling stated she agrees with Lopes-Serrao.

Gebert confirmed that Hunt will have an update at the next meeting.

ADJOURNMENT

Motion by Zeyghami, second by Lopes-Serrao: to adjourn at 6:14 p.m.

Jim Pinsonneault, Village Trustee and CLPS Chair
Jami Gebert, Village Administrator
Valerie Parker, Recording Secretary

January 20, 2025

To: Community Life & Public Safety Committee - Hand Delivered
Village Administrator Jamie Gebert

Re: Property located at 4408 Leduc Street, Weston
Homeowners: Christopher & Danielle Maloney

Dog Concerns (also see attached police reports):

Two recent attacks by homeowners's dog (jumps fence) on a leashed dog walking on Leduc Street; both reported to police, with witness. A third, unreported attack occurred in April of 2024, with dog again loose on the street.

Continued frequent barking, whining, crying at the door to be let inside, several times per week. Dog has been left outside for excessive amounts of time. Many times in the early mornings and evenings. One of the below undersigned tried speaking with homeowners in April 2024 and was told there is nothing that works to prevent the dog from barking. Police reports filed in November after one hour of barking with no response from homeowners. Officer indicated to call as needed and to not attempt any further conversations/contact with homeowners.

On information and belief, we believe that there are several cats in the home. Are all of the pets licensed?

Property Neglect:

- * Abandoned pool in backyard that has not been used in years
- * Property is littered with totes, coolers, garbage, discarded items laying in front and side yard and bushes
- * Property is rarely mowed, tall grass and weeds all season; this can lead to rodents for them as well as the neighbors
- * Dog feces in yard is not cleaned up and during warm summer days, this leads to horrible odors and prevents windows from being opened

There is a rental unit upstairs on this property; does landlord have an obligation to provide basic yard upkeep as a landlord?

The above affects all of our property values and the safety of the residents who are out and about walking or in their yards, including putting the children of the neighborhood at risk when the dog jumps the fence.

The undersigned neighbors signing this complaint have observed and/or been affected by at least one of the above concerns/incidents.



Kim Loos

4502 Leduc Street, Weston



Julie & Mike Vesel

4409 Leduc Street, Weston

Paula Graveen-Brainard

4504 Leduc Street, Weston



Kim Dahm

4508 Leduc Street, Weston



MOUNTAIN BAY METROPOLITAN POLICE DEPARTM

Event Report

Event ID: 24-162640

Call Ref #: 523

Date/Time Received: 12/22/24 15:41:35

Rpt #: Call Source: PHONE	Prime 5202 Unit: DOBECK, NATHAN D	Services Involved				
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LAW						
Location: 4408 LEDUC ST						
X-ST: DJ LN ROSS AV	Jur: CAD St/Beat: MB2	Service: LAW District: Agency: MB RA: GP: MB2				
Business: Phone:						
Nature: ANIMAL COMPLAINT Alarm Lvl: 1 Priority: 3 Medical Priority:						
Reclassified Nature:						
Caller: Addr:		Alarm: Alarm Type:				
Vehicle #: St: Report Only: No	Race: Sex: Age:					
Call Taker: SOSLB1		Console: SOD7				
Geo-Verified Addr.: Yes Nature Summary Code: HMO Disposition: C Close Comments:						

Notes: SPOKE WITH THE OTHER DOG OWNER AT 4408 LEDUC ST. I ADVISED HIM OF THE COMPLAINT. HE STATED THAT ONCE HE NOTICED THAT HIS DOG WAS LET OUT INTO THE FRONT YARD HE STARTED DRIVING AROUND THE NEIGHBORHOOD LOOKING FOR THE DOG AND NOTICED HIS DOG ATTACK THE RPS DOG. HE STATED THAT HIS SON HAD LET THE DOG OUT ON ACCIDENT AND HE ALREADY SPOKE WITH HIS SON ABOUT LETTING THE DOG OUTSIDE IN THE FRONT YARD. HE UNDERSTOOD THAT IF THIS HAPPENS AGAIN HE CAN BE CITED [12/22/24 16:13:06 Unit:5213] SPOKE WITH RP OVER 21. SHE STATED THAT SHE WAS WALKING HER DOG THROUGH THE NEIGHBORHOOD AND THE DOG AT 4408 LEDUC AND RAN OUT AND JUMPED ON HER NEARLY KNOCKING HER TO THE GROUND. THE DOG THEN GRABBED THE RPS DOG AROUND THE NECK BUT THEN LET GO SHORTLY AFTER. THE DOGS OWNER LATER RETRIEVED THE DOG. RPS DOG DOES NOT HAVE ANY PUNCTURE MARKS OR INJURIES THAT THE RP CAN SEE. THE RP ALSO WAS NOT BIT. [12/22/24 15:57:01 Unit:5213] happened about 15 minutes ago / rp lives at 4504 leduc and is home of officers need to speak with her [12/22/24 15:45:18 SOSLB1] has had issues with the dog before [12/22/24 15:44:08 SOSLB1] loose dog attacked RP's dog / the owners captured the dog, believes they live at 4408 leduc / it was a larger brown and black dog [12/22/24 15:43:23 SOSLB1]

Times

	Time From Call Received	
Call Received: 12/22/24 15:41:35		Unit Reaction: 000:21:24 (1st Dispatch to 1st Arrive)
Call Routed: 12/22/24 15:44:50	000:03:15	En-Route: (1st Dispatch to 1st En-Route)
Call Take Finished: 12/22/24 15:46:43	000:05:08	On-Scene: 000:05:13 (1st Arrive to Last Clear)
1st Dispatch: 12/22/24 15:46:35	000:05:00 (Time Held)	
1st En-Route: 12/22/24 15:46:35	000:05:00	
1st Arrive: 12/22/24 16:07:59	000:26:24 (Reaction Time)	
Last Clear: 12/22/24 16:13:12	000:31:37	

Radio Log

Unit	Empl ID	Type	Description	Time Stamp	Comments (may truncate in portrait)	Close Code	User
5202	MBNDD	DXY	DispatchXY	12/22/24 15:46:35	282648.87,175804.24		SOSLB1

5202	MBNDD	D	Dispatched	12/22/24 15:46:35	Stat/Beat: MB2		SOSLB1
5202	MBNDD	E	En-Route	12/22/24 15:46:35	Stat/Beat: MB2		SOSLB1
5213	MBBAJ1	D	Dispatched	12/22/24 15:49:21	Stat/Beat: MB2		SOJAK1
5213	MBBAJ1	E	En-Route	12/22/24 15:49:21	Stat/Beat: MB2		SOJAK1
5202	MBNDD	C	Cleared	12/22/24 15:49:23	C	C	SOJAK1
5213	MBBAJ1	A	Arrived	12/22/24 16:07:59			Unit:5213
5213	MBBAJ1	ENT	Entered Related	12/22/24 16:10:51	1) [Vin:] 1J4GL48K47W675693 [licpl_no:]		MBBAJ1
5213	MBBAJ1	...	Entered Related	12/22/24 16:10:51	2) [state:] WI		MBBAJ1
5213	MBBAJ1	ENT	Entered Related Name	12/22/24 16:10:53	1) [LastName:] BUETTNER [OLN:]		MBBAJ1
5213	MBBAJ1	...	Entered Related	12/22/24 16:10:53	2) [State:] WI		MBBAJ1
5213	MBBAJ1	ENT	Entered Related Name	12/22/24 16:10:54	1) [LastName:] BUETTNER [OLN:]		MBBAJ1
5213	MBBAJ1	...	Entered Related	12/22/24 16:10:54	2) [State:] WI		MBBAJ1
5213	MBBAJ1	C	Cleared	12/22/24 16:13:12		C	MBBAJ1

Event Log

Unit	Empl ID	Type	Description	Time Stamp	Comments (may truncate in portrait)	Close Code	User
		TR	Time Received	12/22/24 15:41:35	By: PHONE		SOSLB1
		ENT	Entered Street	12/22/24 15:41:46	4504 LEDUC ST		SOSLB1
		CHG	Changed Street	12/22/24 15:42:08	4504 LEDUC ST --> 4408 LEDUC ST		SOSLB1
		ARM	Added Remarks	12/22/24 15:43:23			SOSLB1
		ENT	Entered	12/22/24 15:43:36			SOSLB1
		VCH	Viewed Call History	12/22/24 15:43:38	Location Information		SOSLB1
		CHG	Changed	12/22/24 15:43:49			SOSLB1
		CHG	Changed	12/22/24 15:43:53			SOSLB1
		ENT	Entered CallerPhone	12/22/24 15:43:57			SOSLB1
		ARM	Added Remarks	12/22/24 15:44:08			SOSLB1
		ENT	Entered CallerAddress	12/22/24 15:44:39			SOSLB1
		ENT	Entered Nature	12/22/24 15:44:50	ANIMAL COMPLAINT		SOSLB1
		FF	Fast Forward to LAW	12/22/24 15:44:50	LAW		SOSLB1
		ARM	Added Remarks	12/22/24 15:45:18			SOSLB1
		FIN	Finished Call Taking	12/22/24 15:46:43			SOSLB1
		VEV	Viewed Event	12/22/24 15:49:14	User First Viewed Event CAD		SOJAK1
		VEV	Viewed Event	12/22/24 15:56:31	User First Viewed Event CAD		SOAJ01
		ARM	Added Remarks	12/22/24 15:57:01			Unit:5213
5213	MBBAJ	NCI	QRY: Vehicles	12/22/24 16:10:50	1) Unit:5213 TAG=AVL1262 STATE=WI		Unit:5213
5213	MBBAJ	...	QRY: Vehicles...	12/22/24 16:10:50	2) (VesselRegNbr) VSLREG=		Unit:5213
5213	MBBAJ	CHG	Changed Related Name	12/22/24 16:10:54	1) DOB: ██████████ 12:00:00 AM--		MBBAJ1
5213	MBBAJ	...	Changed Related Name	12/22/24 16:10:54	2) Weight: ██████, Race: ██████		MBBAJ1
5213	MBBAJ	CHG	Changed Related Name	12/22/24 16:10:54	1) DOB: ██████████ 12:00:00 AM--		MBBAJ1
5213	MBBAJ	...	Changed Related Name	12/22/24 16:10:54	2) Weight: ██████, Race: WH--		MBBAJ1
		ARM	Added Remarks	12/22/24 16:13:06			Unit:5213

MOUNTAIN BAY METROPOLITAN POLICE DEPARTMENT

Event Report

Event ID: 24-165779

Call Ref #: 718

Date/Time Received: 12/30/24 16:49:58

Rpt #: 24-005182	Prime 5213	Services Involved					
Call Source: PHONE	Unit: JOACHIM, BROCKTON A	<table border="1" style="display: inline-table; border-collapse: collapse;"> <tr> <td style="width: 15%;">LAW</td> <td style="width: 15%;"></td> <td style="width: 15%;"></td> <td style="width: 15%;"></td> <td style="width: 15%;"></td> </tr> </table>	LAW				
LAW							
Location: 4408 LEDUC ST							
X-ST: DJLN	Jur: CAD	Service: LAW Agency: MB					
ROSS AV	St/Beat: MB2	District: RA:					
Business:	Phone:	GP: MB2					
Nature: ANIMAL COMPLAINT	Alarm Lvl: 1 Priority: 3	Medical Priority:					
Reclassified Nature:							
Caller:	Phone:	Alarm:					
Addr:		Alarm Type:					
Vehicle #:	St: Report Only: No	Race: Sex: Age:					
Call Taker: SOBNG1	Console: SOD8						
Geo-Verified Addr.: Yes	Nature Summary Code: HMO	Disposition: C Close Comments:					
Notes:							
<i>See Event Notes Addendum at end of this report</i>							
Times							
Call Received: 12/30/24 16:49:58	<u>Time From Call Received</u>						
Call Routed: 12/30/24 16:52:04	000:02:06	Unit Reaction: 000:28:41 (1st Dispatch to 1st Arrive)					
Call Take Finished: 12/30/24 17:04:35	000:14:37	En-Route: 000:10:42 (1st Dispatch to 1st En-Route)					
1st Dispatch: 12/30/24 17:04:27	000:14:29 (Time Held)	On-Scene: 000:10:05 (1st Arrive to Last Clear)					
1st En-Route: 12/30/24 17:15:09	000:25:11						
1st Arrive: 12/30/24 17:33:08	000:43:10 (Reaction Time)						
Last Clear: 12/30/24 17:43:13	000:53:15						

Radio Log

Unit	Empl ID	Type	Description	Time Stamp	Comments (may truncate in portrait)	Close Code	User
5213	MBBAJ1	DXY	DispatchXY	12/30/24 17:04:27	280477.56,172111.54		SOBNG1
5213	MBBAJ1	D	Dispatched	12/30/24 17:04:27	Stat/Beat: MB2		SOBNG1
5213	MBBAJ1	X	Canceled	12/30/24 17:05:57	Pre-empted to Event # 711		SORLW1
5213	MBBAJ1	DXY	DispatchXY	12/30/24 17:15:09	293656.16,185055.47		MBBAJ1
5213	MBBAJ1	D	Dispatched	12/30/24 17:15:09	Stat/Beat: MB2		MBBAJ1
5213	MBBAJ1	E	En-Route	12/30/24 17:15:09	Stat/Beat: MB2		MBBAJ1
5213	MBBAJ1	ENT	Entered Related Name	12/30/24 17:26:58	1) [LastName:] MALONEY [OLN:]		MBBAJ1
5213	MBBAJ1	...	Entered Related	12/30/24 17:26:58	2) [State:] WI		MBBAJ1
5213	MBBAJ1	C	Cleared	12/30/24 17:29:37		C	MBBAJ1
5213	MBBAJ1	DXY	DispatchXY	12/30/24 17:33:08	299773.01,185620.16		SOMAS1

Report Generated: 01/03/2025 11:44:58 | User ID: MBSLB1

Note: Comments may truncate in portrait. Use landscape to avoid truncation.

Event Notes Addendum

Notes DANIELLE CITED FOR MUN DOG AT LARGE [12/30/24 17:42:53 Unit:5213]

DID/[REDACTED]
NAM/[REDACTED]
STR/[REDACTED]
CTY/[REDACTED] ST/[REDACTED] ZIP/[REDACTED] CT/[REDACTED]
SEX/[REDACTED] RAC/[REDACTED] DOB/[REDACTED] HGT/[REDACTED] WGT/[REDACTED] HAI/[REDACTED] EYE/[REDACTED] DONR/[REDACTED]
LT= REGI [REDACTED] ISS= [REDACTED] EXP= [REDACTED] AT=[REDACTED]
CLASSES=[REDACTED]
STATUS=[REDACTED]

715-297-8487 [12/30/24 17:42:40 Unit:5213]

This is a reopened incident. [12/30/2024 17:33:06 SOMAS1]
SPOKE WITH PAULA OVER THE PHONE. SHE STATED THAT SHE WAS TALKING TO A NEIGHBOR AT THE CORNER OF LEDUC ST AND DJ LN. THE DOG AT 4408 LEDUC ST JMUPED THE FENCE IN THE BACK YARD AND RAN OVER AND ATTACHED PAULAS DOG. PAULA STATED THAT HER DOG DOE HAVE A SMALL SCRATCH ON IT BUT NO OTHER INJURIES OTHERWISE. PAULA STATED THAT THIS IS THE SECOND TIME THAT THIS HAS HAPPENED WITH THIS DOG [12/30/24 17:26:09 Unit:5213]

EMERGENCY CONTACT: CHRIS MALONEY, ADDRESS: [REDACTED]
[REDACTED], PHONE: [REDACTED], RELATIONSHIP: SPOUSE [12/30/24 17:19:36 Unit:5213]
WITNESS

BETH KOPITZKE

[REDACTED] [12/30/24 17:18:05 Unit:5213]

PLEASE START WITH 21 TO RP [12/30/24 17:02:53 SOBNG1]

owner is Kris Mahoney [12/30/24 16:55:43 SOBNG1]

med-large dog poss brindl [12/30/24 16:55:09 SOBNG1]

dog jumped the fence in its yard and ran into the street [12/30/24 16:54:28 SOBNG1]

does have a witness as well [12/30/24 16:53:07 SOBNG1]

dog from this address ran out and attacked RP and her dog // no injuries at this time // second time this has happened [12/30/24 16:52:02 SOBNG1]]

5213	MBBAJ1 D	Dispatched	12/30/24 17:33:08	Stat/Beat: MB2	SOMAS1
5213	MBBAJ1 E	En-Route	12/30/24 17:33:08	Stat/Beat: MB2	SOMAS1
5213	MBBAJ1 A	Arrived	12/30/24 17:33:08	Stat/Beat: MB2	SOMAS1
5213	MBBAJ1 C	Cleared	12/30/24 17:43:13		C MBBAJ1

Event Log

Unit	Empl ID	Type	Description	Time Stamp	Comments (may truncate in portrait)	Close Code	User
		TR	Time Received	12/30/24 16:49:58	By: PHONE		SOBNG1
		ENT	Entered Street	12/30/24 16:50:04	4504 LAD		SOBNG1
		CHG	Changed Street	12/30/24 16:50:06	4504 LAD --> [REDACTED]		SOBNG1
		CHG	Changed Street	12/30/24 16:50:54	4504 LAREDO LN --> [REDACTED]		SOBNG1
		CHG	Changed Street	12/30/24 16:51:03	4408 LAREDO LN --> [REDACTED]		SOBNG1
		ENT	Entered Remarks	12/30/24 16:52:02			SOBNG1
		ENT	Entered Nature	12/30/24 16:52:04	ANIMAL COMPLAINT		SOBNG1
		FF	Fast Forward to LAW	12/30/24 16:52:04	LAW		SOBNG1
		VCH	Viewed Call History	12/30/24 16:52:06	Location Information		SOBNG1
		ENT	Entered	12/30/24 16:52:25			SOBNG1
		VCH	Viewed Call History	12/30/24 16:52:25	Location Information		SOBNG1
		ARM	Added Remarks	12/30/24 16:53:07			SOBNG1
		ENT	Entered CallerPhone	12/30/24 16:53:19			SOBNG1
		ENT	Entered CallerAddress	12/30/24 16:53:26			SOBNG1
		ARM	Added Remarks	12/30/24 16:54:28			SOBNG1
		VCH	Viewed Call History	12/30/24 16:54:49	Location Information		SOBNG1
		ARM	Added Remarks	12/30/24 16:55:09			SOBNG1
		VCH	Viewed Call History	12/30/24 16:55:30	Location Information		SOBNG1
		ARM	Added Remarks	12/30/24 16:55:43			SOBNG1
		VCH	Viewed Call History	12/30/24 16:56:06	Location Information		SOBNG1
		VCH	Viewed Call History	12/30/24 16:59:23	Location Information		SOBNG1
		ARM	Added Remarks	12/30/24 17:02:53			SOBNG1
		FIN	Finished Call Taking	12/30/24 17:04:35			SOBNG1
		VEV	Viewed Event	12/30/24 17:07:52	User First Viewed Event CAD		SOSLB1
		ARM	Added Remarks	12/30/24 17:18:05			Unit:5213
		VEV	Viewed Event	12/30/24 17:18:23	User First Viewed Event CAD		SOAJO1
		ARM	Added Remarks	12/30/24 17:19:36			Unit:5213
		ARM	Added Remarks	12/30/24 17:26:09			Unit:5213
5213	MBBAJ	NCI	QRY: Names	12/30/24 17:26:56	1) Unit:5213 LNAME= FNAME= DOB=		Unit:5213
5213	MBBAJ	...	QRY: Names...	12/30/24 17:26:56	2) OLN=[REDACTED] OLN=[REDACTED]		Unit:5213
5213	MBBAJ	RPT	Requested Report#	12/30/24 17:30:05	MB Report #24-005182 Unit:5213		MBBAJ1
		ROP	Re-Opened Event	12/30/24 17:33:06	5213		SOMAS1
		VEV	Viewed Event	12/30/24 17:33:06	User First Viewed Event CAD		SOMAS1
5213	MBBAJ	NCI	QRY: Names	12/30/24 17:36:21	1) Unit:5213 LNAME= FNAME= DOB=		Unit:5213
5213	MBBAJ	...	QRY: Names...	12/30/24 17:36:21	2) OLN=[REDACTED] OLN=WI		Unit:5213
5213	MBBAJ	CHG	Changed Related Name	12/30/24 17:36:23	1) DOB: [REDACTED] 12:00:00 AM--		MBBAJ1
5213	MBBAJ	...	Changed Related Name	12/30/24 17:36:23	2) Weight: [REDACTED] Race: WH--		MBBAJ1
		ARM	Added Remarks	12/30/24 17:42:40			Unit:5213
		ARM	Added Remarks	12/30/24 17:42:53			Unit:5213

MOUNTAIN BAY METROPOLITAN POLICE DEPARTM

Event Report

Event ID: 24-152920

Call Ref #: 629

Date/Time Received: 11/30/24 17:22:43

Rpt #: Call Source: PHONE	Prime 5201 Unit: SCHULTZ, GUNNAR M	Services Involved <table border="1" style="width: 100%; text-align: center;"> <tr> <td style="width: 15%;">LAW</td> <td style="width: 15%;"></td> <td style="width: 15%;"></td> <td style="width: 15%;"></td> <td style="width: 15%;"></td> </tr> </table>	LAW				
LAW							
Location: 4408 LEDUC ST X-ST: DJ LN ROSS AV		Jur: CAD St/Beat: MB2	Service: LAW District:	Agency: MB RA: GP: MB2			
Business:	Phone:						
Nature: ANIMAL COMPLAINT	Alarm Lvl: 1	Priority: 3	Medical Priority:				
Reclassified Nature:							
Caller: Addr:	Phone:	Alarm: Alarm Type:					
Vehicle #: 10946LE	St: WI	Report Only: No	Race:	Sex: Age:			
Call Taker: SONAK1	Console: SOD4						
Geo-Verified Addr.: Yes	Nature Summary Code:	HMO	Disposition: C	Close Comments:			

Notes: DOG WAS INSIDE THE HOUSE BARKING THROUGH A WINDOW ON ARRIVAL. RP AND OTHER NEIGHBOR SAID THIS HAPPENS VERY OFTEN AND IS A NUISANCE. THEY WERE ADVISED TO CALL WHEN IT OCCURS SO IT CAN BE ADDRESSED ACCORDINGLY IF IT CONTINUES.

MADE PHONE CONTACT WITH RESIDENCE CHRIS MALONEY AND ADVISED HIM OF THE COMPLAINT. HE SAID THE UPSTAIRS TENANTS LET THE DOG IN FOR THEM. I EXPLAINED THERE IS A BARKING DOG ORDINANCE TO BE MINDFUL OF. CHRIS UNDERSTOOD.

NOTHING FURTHER. [11/30/24 17:45:14 Unit:5201]

EMERGENCY CONTACT: CHRIS MALONEY, ADDRESS: [REDACTED], PHONE: [REDACTED], RELATIONSHIP: SPOUSE [11/30/24 17:43:42 Unit:5201]

RP LIVES AT [REDACTED] [11/30/24 17:24:44 SONAK1]

DOG HAS BEEN BARKING FOR 45 MINS- LADY AT 4502 KNOCKED ON THE DOOR AND THERE WAS NO ANSWER AND THE DOG IS OUTSIDE JUST BARKING [11/30/24 17:24:11 SONAK1]

Times		
	Time From Call Received	
Call Received: 11/30/24 17:22:43		Unit Reaction: 000:05:27 (1st Dispatch to 1st Arrive)
Call Routed: 11/30/24 17:24:46	000:02:03	En-Route: 000:01:09 (1st Dispatch to 1st En-Route)
Call Take Finished: 11/30/24 17:24:52	000:02:09	On-Scene: 000:17:33 (1st Arrive to Last Clear)
1st Dispatch: 11/30/24 17:25:35	000:02:52 (Time Held)	
1st En-Route: 11/30/24 17:26:44	000:04:01	
1st Arrive: 11/30/24 17:31:02	000:08:19 (Reaction Time)	
Last Clear: 11/30/24 17:48:35	000:25:52	

Radio Log

Unit	Empl ID	Type	Description	Time Stamp	Comments (may truncate in portrait)	Close Code	User
5182	MBRJD1	DXY	DispatchXY	11/30/24 17:25:35	296100.56,183607.65		SONAK1
5182	MBRJD1	D	Dispatched	11/30/24 17:25:35	Stat/Beat: MB2		SONAK1

Report Generated: 01/03/2025 11:46:32 | User ID: MBSLB1

Note: Comments may truncate in portrait. Use landscape to avoid truncation.

Event ID: 24-152920

Call Ref #: 629

ANIMAL COMPLAINT at 4408 LEDUC ST

5201	MBGMS	DXY	DispatchXY	11/30/24 17:26:44	290856.55,181845.92		SORLW1
5201	MBGMS	D	Dispatched	11/30/24 17:26:44	Stat/Beat: MB2;5182		SORLW1
5201	MBGMS	E	En-Route	11/30/24 17:26:44	Stat/Beat: MB2;5182		SORLW1
5182	MBRJD1	C	Cleared	11/30/24 17:26:50	C	C	SORLW1
5201	MBGMS	A	Arrived	11/30/24 17:31:02			Unit:5201
5201	MBGMS	ENT	Entered Related Name	11/30/24 17:38:54	1) [LastName:] MALONEY [OLN:]		MBGMS1
5201	MBGMS	...	Entered Related	11/30/24 17:38:54	2) [State:] WI		MBGMS1
5201	MBGMS	L	Location Change	11/30/24 17:43:17	@COMMENTS		SONWJ1
5201	MBGMS	C	Cleared	11/30/24 17:48:35		C	MBGMS1

Event Log

Unit	Empl ID	Type	Description	Time Stamp	Comments (may truncate in portrait)	Close Code	User
		TR	Time Received	11/30/24 17:22:43	By: PHONE		SONAK1
		ENT	Entered Street	11/30/24 17:22:59	4504 LEDUC ST		SONAK1
		ENT	Entered CallerAddress	11/30/24 17:23:40			SONAK1
		CHG	Changed Street	11/30/24 17:23:43	4504 LEDUC ST --> 4408 LEDUC ST		SONAK1
		ENT	Entered Remarks	11/30/24 17:24:11			SONAK1
		ENT	Entered	11/30/24 17:24:27			SONAK1
		ENT	Entered CallerPhone	11/30/24 17:24:34			SONAK1
		ARM	Added Remarks	11/30/24 17:24:44			SONAK1
		ENT	Entered Nature	11/30/24 17:24:46	ANIMAL COMPLAINT		SONAK1
		FF	Fast Forward to LAW	11/30/24 17:24:46	LAW		SONAK1
		VCH	Viewed Call History	11/30/24 17:24:49	Location Information		SONAK1
		FIN	Finished Call Taking	11/30/24 17:24:52			SONAK1
		VEV	Viewed Event	11/30/24 17:24:55	User First Viewed Event CAD		SORLW1
		CHG	Changed PrimeUnit	11/30/24 17:26:54	5182 --> 5201		SORLW1
		VEV	Viewed Event	11/30/24 17:31:05	User First Viewed Event CAD		SODJG3
		VEV	Viewed Event	11/30/24 17:37:03	User First Viewed Event CAD		SONWJ1
5201	MBGMS	NCI	QRY: LIC	11/30/24 17:37:10	UNIT:5201 BY TAG: 10946LE,WI,0		SONWJ1
		CHG	Changed VehicleID	11/30/24 17:37:10	[ID: 1043993] <UNK#1> --> 10946LE	C	SONWJ1
		ENT	Entered VehState	11/30/24 17:37:10	[ID: 1043993] WI	C	SONWJ1
		RSW	Reset Watchdog Timer	11/30/24 17:37:31	Units: 5201 >>> 10Min.		SONWJ1
5201	MBGMS	NCI	QRY: Vehicles	11/30/24 17:38:44	1) Unit:5201 TAG=10946LE STATE=WI		Unit:5201
5201	MBGMS	...	QRY: Vehicles...	11/30/24 17:38:44	2) (VesselRegNbr) VSLREG=		Unit:5201
5201	MBGMS	CHG	Changed Related Veh	11/30/24 17:38:47	1) VIN: -->KL8CD6S97EC517911, Make:		MBGMS1
5201	MBGMS	...	Changed Related Veh	11/30/24 17:38:47	2) Model: -->SPARK, VehYear: 0-->2014,		MBGMS1
5201	MBGMS	...	Changed Related Veh	11/30/24 17:38:47	3) -->RED, VehStyle: -->HB		MBGMS1
5201	MBGMS	CHG	Changed Related Name	11/30/24 17:38:54	1) DOB: 5/22/1994 12:00:00 AM--		MBGMS1
5201	MBGMS	...	Changed Related Name	11/30/24 17:38:54	2) Weight: ██████████ Race: WH--		MBGMS1
		ARM	Added Remarks	11/30/24 17:43:42			Unit:5201
		ARM	Added Remarks	11/30/24 17:45:14			Unit:5201

REQUEST FOR CONSIDERATION

Public Mtg/Date: CLPS, March 3, 2025

Description: Monthly Code Enforcement Report

From: Jennifer Higgins, Planning & Development Director/Zoning Administrator
Roman Maguire, Building Inspector
Travis Meverden, Building Inspector/Property Inspector
Mountain Bay Metro Police Department

Question: Item is on the agenda for informational purposes only as an update to Code enforcement case progress over the past month.

BACKGROUND

The data provided is as of 2/25/25 and reports were run based since the last CLPS Meeting Agenda was provided on or around 1/27/25.

Attached Docs: 2/25/25 Active Enforcement Case List, 2/25/25 New Case List, Case Closed By Category, Action Count Report, Action Count Detailed Report, Case Details 4408 Leduc

Committee Action: None

Fiscal Impact: TBD.

Recommendation: Staff recommend the Committee acknowledge the report and place on file.

RECOMMENDED LANGUAGE FOR OFFICIAL ACTION

I acknowledge the report as presented and direct staff to place the report on file.

ADDITIONAL ACTION: None

New Cases Since 1/27/25

ID	Complaint Date	Case Address	Case Number	Type	Status	Assigned To	Created On	Created By
6450	2/17/2025	1818 HIGHLAND AV, WESTON	CV-202500020	Nuisances	Pending	CodeEnforcement	2/17/2025	Code Enforcement
6447	2/7/2025	9805 SIBERIAN DR, WESTON	CV-202500017	Nuisances	Reassigned	CodeEnforcement	2/7/2025	Code Enforcement
6446	2/3/2025	6407 KATHLEEN ST, WESTON	CV-202500016	Zoning-Motorized Vehicle Storage	In Violation	CodeEnforcement	2/3/2025	Code Enforcement
6445	1/31/2025	5602 MESKER ST, WESTON	CV-202500015	Zoning-Motorized Vehicle Storage	In Violation	tmeverden	1/31/2025	tmeverden
6442	1/31/2025	4702 AUGUSTINE AV, WESTON	CV-202500012	Zoning-Motorized Vehicle Storage	In Violation	tmeverden	1/31/2025	tmeverden
6440	1/31/2025	4607 STERNBERG AV, WESTON	CV-202500010	Parking	In Violation	tmeverden	1/31/2025	tmeverden
6439	1/30/2025	4408 LEDUC ST, WESTON	CV-202500009	Nuisances	In Violation	rmaguire	1/30/2025	jhiggins

Total Open Cases

ID	Complaint Date	Case Address	Case Number	Type	Status	Assigned To	Created On	Created By
6450	2/17/2025	1818 HIGHLAND AV, WESTON	CV-202500020	Nuisances	Pending	CodeEnforcement	2/17/2025	Code Enforcement
6447	2/7/2025	9805 SIBERIAN DR, WESTON	CV-202500017	Nuisances	Reassigned	CodeEnforcement	2/7/2025	Code Enforcement
6446	2/3/2025	6407 KATHLEEN ST, WESTON	CV-202500016	Zoning-Motorized Vehicle Storage	In Violation	CodeEnforcement	2/3/2025	Code Enforcement
6445	1/31/2025	5602 MESKER ST, WESTON	CV-202500015	Zoning-Motorized Vehicle Storage	In Violation	tmeverden	1/31/2025	tmeverden
6442	1/31/2025	4702 AUGUSTINE AV, WESTON	CV-202500012	Zoning-Motorized Vehicle Storage	In Violation	tmeverden	1/31/2025	tmeverden
6440	1/31/2025	4607 STERNBERG AV, WESTON	CV-202500010	Parking	In Violation	tmeverden	1/31/2025	tmeverden
6439	1/30/2025	4408 LEDUC ST, WESTON	CV-202500009	Nuisances	In Violation	rmaguire	1/30/2025	jhiggins
6438	1/27/2025	5311 JEAN ELLEN ST, WESTON	CV-202500008	Parking	In Violation	tmeverden	1/27/2025	pbrehm
6436	1/27/2025	4509 STERNBERG AV, WESTON	CV-202500006	Parking	In Violation	tmeverden	1/27/2025	pbrehm
6435	1/22/2025	5107 ASPEN ST, WESTON	CV-202500005	Zoning-Motorized Vehicle Storage	In Violation	jzwicky	1/22/2025	jhiggins
6434	1/22/2025	3020 MOUNT VIEW AV, WESTON	CV-202500004	Building Code	In Violation	rmaguire	1/22/2025	rmaguire
6433	1/16/2025	3613 SCHOFIELD AV, WESTON	CV-202500003	Zoning-Permits/Approvals	In Violation	rmaguire	1/20/2025	jhiggins
6432	1/16/2025	4507 TWIN PINES LN, WESTON	CV-202500002	Zoning-Permits/Approvals	In Violation	MBMPD	1/16/2025	tmeverden
6430	12/31/2024	4717 MESKER ST, WESTON	CV-202400208	Nuisances	In Violation	mloveless	12/31/2024	vparker
6426	12/18/2024	4002 SCHOFIELD AV, WESTON	CV-202400204	Refuse and Recycling	In Violation	vparker	12/18/2024	vparker
6425	12/18/2024	3806 SCHOFIELD AV, WESTON	CV-202400203	Refuse and Recycling	In Violation	vparker	12/18/2024	vparker
6424	12/18/2024	3910 SCHOFIELD AV, WESTON	CV-202400202	Refuse and Recycling	In Violation	vparker	12/18/2024	vparker
6423	11/22/2024	8211 SCHOFIELD AV, WESTON	CV-202400201	Building Code	In Violation	rmaguire	12/17/2024	rmaguire
6422	12/13/2024	6406 HUBERT AV, WESTON	CV-202400200	Nuisances	In Violation	CodeEnforcement	12/13/2024	Code Enforcement
6415	11/18/2024	4911 ASPEN ST, WESTON	CV-202400193	Building Code	In Violation	rmaguire	12/11/2024	rmaguire
6414	12/11/2024	5003 ASPEN ST, WESTON	CV-202400192	Building Code	In Violation	rmaguire	12/11/2024	rmaguire
6413	11/18/2024	5007 ASPEN ST, WESTON	CV-202400191	Building Code	In Violation	rmaguire	12/11/2024	rmaguire
6412	11/18/2024	5011 ASPEN ST, WESTON	CV-202400190	Building Code	In Violation	rmaguire	12/11/2024	rmaguire
6411	11/18/2024	5103 ASPEN ST, WESTON	CV-202400189	Building Code	In Violation	rmaguire	12/10/2024	rmaguire
6410	11/18/2024	5107 ASPEN ST, WESTON	CV-202400188	Building Code	In Violation	rmaguire	12/10/2024	rmaguire
6407	11/21/2024	5011 ASPEN ST, WESTON	CV-202400185	Building Code	Pending	rmaguire	11/21/2024	Code Enforcement
6405	11/15/2024	4020 SCHOFIELD AV, WESTON	CV-202400183	Refuse and Recycling	In Violation	vparker	11/15/2024	Code Enforcement
6403	11/13/2024	5202 CHEROKEE ST, WESTON	CV-202400181	Nuisances	In Violation	jzwicky	11/13/2024	Code Enforcement
6400	11/11/2024	3404 STERNBERG AV, WESTON	CV-202400178	Zoning-Accessory Buildings	In Violation	tmeverden	11/11/2024	tmeverden
6397	11/1/2024	5912 BUSINESS HIGHWAY 51, WESTON	CV-202400175	Building Code	In Violation	rmaguire	11/6/2024	rmaguire
6396	11/4/2024	5310 JACOB ST, WESTON	CV-202400174	Building Code	In Violation	tmeverden	11/4/2024	cedmondson
6385	10/11/2024	2003 BLOEDEL AV, WESTON	CV-202400163	Zoning-Motorized Vehicle Storage	In Violation	mloveless	10/11/2024	cedmondson
6370	9/18/2024	3703 PAT ST, WESTON	CV-202400148	Zoning-Motorized Vehicle Storage	In Violation	mloveless	9/18/2024	Code Enforcement
6350	8/16/2024	1310 Post Avenue	CV-202400128	Nuisances	In Violation	jzwicky	8/16/2024	Code Enforcement
6313	7/16/2024	4501 RIVER BEND RD, WESTON	CV-202400091	Right-of-Way	In Violation	tmeverden	7/16/2024	tmeverden
6287	6/20/2024	3913 ROSS AV, WESTON	CV-202400065	Building Code	In Violation	tmeverden	6/20/2024	jhiggins
6286	6/20/2024	7804 SERVICE LN, WESTON	CV-202400064	Zoning-Parking Lot	In Violation	tmeverden	6/20/2024	cedmondson
6276	6/10/2024	5503 SCHOFIELD AV, WESTON	CV-202400054	Zoning-Signs	In Violation	jzwicky	6/10/2024	Code Enforcement
6264	6/4/2024	4506 HOLLY AV, WESTON	CV-202400042	Zoning-Driveways	In Violation	tmeverden	6/4/2024	tmeverden
6255	5/17/2024	9840 SANDHILL DR, WESTON	CV-202400033	Building Code	In Violation	tmeverden	5/17/2024	Code Enforcement
6240	3/28/2024	1323 EVEREST AV, WESTON	CV-202400018	Zoning-Permits/Approvals	In Violation	rmaguire	3/28/2024	aanklam
6234	2/27/2024	3802 SCHOFIELD AV, WESTON	CV-202400012	Nuisances	Reassigned	rmaguire	2/27/2024	Code Enforcement
6223	1/4/2024	4104 SHOREY AV, WESTON	CV-202400001	Building Code	In Violation	rmaguire	1/4/2024	aanklam
6217	12/5/2023	3609 WESTON AV, WESTON	CV-202300157	Zoning-Motorized Vehicle Storage	In Violation	MBMPD	12/5/2023	aanklam
6123	6/27/2023	5902 STELLA AV, WESTON	CV-202300063	Zoning-Permits/Approvals	In Violation	jhiggins	6/27/2023	aanklam
6118	6/16/2023	5810 BUSINESS HIGHWAY 51, WESTON	CV-202300058	Building Code	In Violation	tmeverden	6/16/2023	aanklam
6067	2/14/2023	1710 ROSSENBACH AV, WESTON	CV-202300007	Nuisances	In Violation	tmeverden	2/14/2023	aanklam
5971	9/8/2021	6202 ROSS AV, WESTON	CV-202100084	Nuisances	In Violation	tmeverden	9/8/2021	Code Enforcement

SR Action Count Detailed

Date From 2/1/2025 and Date To 2/25/2025

Zoning

Case Note

Status: In Compliance

CV-202200066 6306 HUNT ST, WESTON

Total In Compliance 1

Status: In Violation

CV-202100084 6202 ROSS AV, WESTON
CV-202500005 5107 ASPEN ST, WESTON
CV-202300157 3609 WESTON AV, WESTON
CV-202400208 4717 MESKER ST, WESTON
CV-202400208 4717 MESKER ST, WESTON
CV-202100084 6202 ROSS AV, WESTON
CV-202400065 3913 ROSS AV, WESTON

Total In Violation 7

Status: No Violation

CV-202200066 6306 HUNT ST, WESTON

Total No Violation 1

Status: Phone Call

CV-202500008 5311 JEAN ELLEN ST, WESTON
CV-202500016 6407 KATHLEEN ST, WESTON

Total Phone Call 2

Total Case Note 11

Followup Inspection

Status: In Compliance

CV-202500018 5401 BUSINESS HIGHWAY 51, WEST
CV-202500019 3204 FOXTAIL CT, WESTON
CV-202500012 4702 AUGUSTINE AV, WESTON
CV-202500011 5205 S TIMBER ST, WESTON
CV-202500013 5007 VON KANEL ST, WESTON
CV-202500007 5604 MESKER ST, WESTON
CV-202500015 5602 MESKER ST, WESTON
CV-202500015 5602 MESKER ST, WESTON
CV-202500013 5007 VON KANEL ST, WESTON

Total In Compliance 9

Status: In Violation

CV-202400208 4717 MESKER ST, WESTON
CV-202500006 4509 STERNBERG AV, WESTON
CV-202400208 4717 MESKER ST, WESTON
CV-202500005 5107 ASPEN ST, WESTON
CV-202500010 4607 STERNBERG AV, WESTON
CV-202500010 4607 STERNBERG AV, WESTON
CV-202500009 4408 LEDUC ST, WESTON

Total In Violation 7

Total Followup Inspection 16

Initial Contact

Status: Notice Emailed

CV-202500018 5401 BUSINESS HIGHWAY 51, WEST

Total Notice Emailed 1

Status: Notice Mailed

CV-202500016 6407 KATHLEEN ST, WESTON

SR Action Count Detailed

Date From 2/1/2025 and Date To 2/25/2025

Total Notice Mailed 1

Status: Phone Call

CV-202400208 4717 MESKER ST, WESTON

Total Phone Call 1

Total Initial Contact 3

Initial Inspection

Status: In Compliance

CV-202500009 4408 LEDUC ST, WESTON

Total In Compliance 1

Status: In Violation

CV-202500018 5401 BUSINESS HIGHWAY 51, WEST

CV-202500019 3204 FOXTAIL CT, WESTON

Total In Violation 2

Total Initial Inspection 3

Issuance of Citation

Status: In Violation

CV-202500009 4408 LEDUC ST, WESTON

CV-202500002 4507 TWIN PINES LN, WESTON

Total In Violation 2

Total Issuance of Citation 2

Referred to PD

Status: In Violation

CV-202400065 3913 ROSS AV, WESTON

CV-202500009 4408 LEDUC ST, WESTON

CV-202500002 4507 TWIN PINES LN, WESTON

Total In Violation 3

Total Referred to PD 3

SR Action Count Summary

Date From 2/1/2025 and Date To 2/25/2025

Zoning

Case Note

In Compliance 1

In Violation 7

No Violation 1

Phone Call 2

Total Case Note 11

Followup Inspection

In Compliance 9

In Violation 7

Total Followup Inspection 16

Initial Contact

Notice Emailed 1

Notice Mailed 1

Phone Call 1

Total Initial Contact 3

Initial Inspection

In Compliance 1

In Violation 2

Total Initial Inspection 3

Issuance of Citation

In Violation 2

Total Issuance of Citation 2

Referred to PD

In Violation 3

Total Referred to PD 3

Case Closed Count by Category

Date From 1/27/2025 and Date To 2/24/2025

Case Type	# Cases
Building Code	1
Health and Sanitation	1
Nuisances	5
Parking	3
Refuse and Recycling	2
Vegetation - Weeds	1
Zoning-Land Use	2
Zoning-Motorized Vehicle Stori	2
Zoning-Signs	6
Zoning-Tall Grass	1
Total Cases	24

SR Case Details

Case CV-202500009

4408 LEDUC ST, WESTON

Date	01/30/2025	Description	Dog concerns (dog feces not picked up, dog not leashed, dog attacks) abandoned pool in back yard, property maintenance issues, litter, tall grass and weeds during summer months,
Type	Nuisances		
Status	In Violation		
Assigned	rmaquire		

Contacts

<u>Type</u>	<u>Notice</u>	<u>Name</u>	<u>Organization</u>	<u>Phone</u>	<u>Address</u>
Owner	Yes	CHRISTOPHE MALONEY			4408 LEDUC ST WESTON 54476

Staff Actions/Letters Sent

<u>Date</u>	<u>Name</u>	<u>Inspector</u>	<u>Status</u>	<u>Comment</u>
02/05/2025	Referred to PD	mloveless	In Violation	Neighbors are most concerned for the dog issues right now. They would like the PD to contact them about the dog issue prior to next CLPS meeting.
02/22/2025	Followup Inspection	mloveless	In Violation	On 02/12/25 Schroeder made contact with Danielle she has 1 dog (lab mix) and 3 cats. None vaccinated and none licensed. Schroder issued her a citation for unlicensed animal and told her he was coming back on Friday February 21st to follow up with her to see if she had made appointments for the vaccinations and issue citations accordingly if she has not made any progress.
				Sergeant Mitchell Klieforth Mountain Bay Metropolitan Police Department 211 Grand Avenue Rothschild, WI 54474 Office: 715-359-3879 Fax: 715-359-8522 Email: mitchell.klieforth@mountainbaypd.gov
02/24/2025	Initial Inspection	tmeverden	In Compliance	Inspectors Meverden & Maguire conducted a curbside inspection. Based on observations from the inspectors there does not appear to be an egregious violation on the visible portions of the property. A follow up inspection is scheduled for 45 days.
02/25/2025	Issuance of Citation	MBMPD	In Violation	
04/10/2025	Followup Inspection	tmeverden		

Case Violations/Actions Required

<u>Violation</u>	<u>Action Required</u>	<u>Due Date</u>	<u>Completed Dt</u>
Animals 10.105 Care of Dogs and domesticated animals. All dogs and domesticated animals shall be cared for, maintained and handled in a humane and sanitary manner and in such a way as to prevent noises such as barking,		02/06/2025	02/24/2025

SR Case Details

fighting or howling or other disturbance of the peace and quiet of the neighborhood. No domestic animal shall be abandoned or turned loose by its owner. No animal shall be inhumanely confined in a manner which causes or is likely to cause pain, suffering, injury or death.

10.121(1) License required. Each owner of a dog or cat more than five months of age on January 1 of any year, or five months of age within the license year, shall annually, or on or before the date the dog or cat becomes five months of age, at the time and in the manner provided by law for the payment of property taxes, pay their dog or cat license fee and obtain a license therefore. No such license shall be issued without proof of compliance with the rabies control section of this chapter.

02/24/2025

10.125(2) No person within the village shall own, harbor or keep any dog or cat that assaults or attacks any person.

02/24/2025

10.125(3) No person within the village shall own, harbor or keep any dog or cat that is at large within the limits of the village.

02/24/2025

10.125(4) No person within the village shall own, harbor or keep any dog that habitually barks or howls to the annoyance of any person.

02/24/2025

10.126(1) Animals not to run at large. It shall be unlawful to own, keep, or harbor a dog or cat or other animal and allow such animal to run at large within the village limits.

02/24/2025

10.127(a) Disturbance prohibited. The keeping or harboring of any animal or fowl, whether licensed or not, which by frequent or habitual howling, yelping, barking, crowing or making of other noises shall greatly annoy or disturb a neighborhood or any considerable number of persons within the village which tends to cause or create a disturbance is prohibited and is a public nuisance. An animal is considered to be in violation of this section when written complaints from two or more adults living in separate residences within audible distance of the noisy animal are filed with the police department or the village within a four-week period. No prosecution shall be commenced, except upon the request of the police department or village, following a written petition signed by two or more adult persons residing at different residences. Failure to correct the disturbance within 24 hours of written notification from a police officer or other designee of the village shall constitute a violation of this section and will subject the

02/24/2025

SR Case Details

owner or occupant of the premises to the penalties set forth in Sec. 10.139 Penalty. Each day that such act exists constitutes a separate offense.

10.128(1) Required Removal Of Animal Feces. The owner or person having immediate care, custody or control of any animal shall promptly remove and dispose of, in a sanitary manner, any feces left or deposited by the animal upon any public or private property.

Animal feces shall be cleaned up from the yard.

04/10/2025

10.128(2) Required Removal Of Animal Feces. No person shall permit animal feces to accumulate on any real property or premises owned or occupied by such person.

Animal feces shall be cleaned up from the yard.

04/10/2025

Nuisances

50.102(g)(1) Maintenance of Exterior of Premises. The exterior of the premises and all structures thereon shall be kept free of all nuisances and any hazards to the safety of the occupant, pedestrians, or any other person utilizing the premises, and free of unsanitary conditions. Any of the foregoing shall be promptly removed and abated by the owner or operator. It shall be the duty of the owner or operator to keep the premises free of hazards, which include, but are not limited to, the following (a) through (h).

Exterior of the residence and property should be maintained.

04/10/2025

50.102(j)(3) Neglected Premises Visible to the Public. It shall be the duty of any person owning or controlling any premises, including vacant lots visible from any public place or private premises, to maintain such premises in a reasonable clean and orderly manner. It shall be a violation of this subsection to abandon, neglect or disregard the condition or appearance of any premises so as to permit it to accumulate litter.

02/13/2025

02/24/2025

50.102(j)(9) Animal Excreta, (a) through (c).

Animal feces shall be cleaned up from the yard.

04/10/2025

REQUEST FOR CONSIDERATION

Public Mtg/Date:	CLPS, March 3, 2025
Description:	Discussion and/or action on proposed amendments to Chapter 34 Fire Prevention and Protection
From:	Jami Gebert, Administrator
Question:	Continued discussion regarding amendments to Chapter 34 Fire Prevention and Protection.

Background

Following discussions from our prior meetings, please find attached draft amendments to Chapter 34 Fire Prevention and Protection.

Attached Docs:	Draft amendment to Chapter 34 Fire Prevention and Protection
Committee Action:	TBD.
FISCAL IMPACT:	None.
Recommendation:	None.

Recommended Language for Official Action

I move to recommend [approval/denial] of the ordinance amendments to Chapter 34 Fire Prevention and Protection to the Board of Trustees.

Or something else . . .

VILLAGE OF WESTON
ORDINANCE NO. 25 –

AN ORDINANCE AMENDING CHAPTER 34 FIRE PREVENTION AND PROTECTION,
ARTICLE II FIRE PREVENTION, SECTION 34.214 GENERAL FIRE SAFETY
REQUIREMENTS OF THE MUNICIPAL CODE FOR THE VILLAGE OF WESTON,
MARATHON COUNTY, WISCONSIN

NOW THEREFORE, be it ordained by the Board of Trustees of the Village of Weston, in the State of Wisconsin, as follows:

SECTION 1: AMENDMENT “Sec 34.214 General Fire Safety Requirements” of the Village of Weston Municipal Code is hereby amended as follows:

AMENDMENT

Sec 34.214 General Fire Safety Requirements

1. **Tents.**

a. **Permit required.** No tent exceeding two hundred forty square feet in area shall be erected, maintained, operated, or used without a Temporary Use permit when erected, maintained, operated, or used in or on a commercial property and accessible to the general public.

b. **Fire watchers to be employed.** One or more qualified persons to serve as fire watchers shall be employed by all circuses, carnivals, or other exhibitions where large crowds assemble. They shall familiarize themselves with all fire protection facilities, fire prevention features and with the conditions of exits, and shall patrol the entire tent area during the time of occupancy. They shall see that aisles and exit ways are kept open and that “No Smoking” rules are enforced.

i. Exemption. Tents open on at least three (3) sides with an expected crowd of less than 10,000 are exempt from fire watchers.

b-c. **Tents for assembly to conform to recognized safe practices.** The design, construction, flame proofing, location, maintenance, and use of tents for assembly shall be in accordance with Wisconsin Administrative Code, SPS 314. Compliance with the American Standard of Outdoor Assembly, Grandstands and Tents, as adopted by the National Fire Protection Association, shall be considered prima facie evidence of compliance with such recognized safe practices.

2. **Access boxes.**

a. Access boxes of the fire department-approved type (Knox® brand) shall be installed in an approved accessible location for all structures or areas that have fire alarm systems, automatic fire suppression systems, or where access is difficult because of security multifamily residential complexes that have a common area.

It is the fire department’s recommendation that access boxes be installed on all commercial structures.

- b. Elevator key boxes shall be of fire department-approved type (Knox® brand) and shall be installed in a fire department-approved location as required by Wisconsin Administrative Code, SPS 318.1702(10)(b)3.b.
3. **Commercial change in occupancy.** Any owner, agent, or occupant making a change in occupancy of an existing commercial building, or occupying a previously vacant space, to exclude any private dwelling portion thereof, shall be required to obtain a fire inspection by this department prior to the new tenant taking occupancy of any building or structure that was previously vacated or any change in occupancy of any existing building or structure portion thereof.
 - a. **Inspection.** The owner, agent, or occupant of a commercial building shall schedule an appointment with a fire inspector for an inspection of the building and occupied space(s). Any violations of this chapter ~~or any portion of the Weston Municipal Code~~ observed at the time of inspection shall be corrected prior to the new tenant taking occupancy.

SECTION 2: AMENDMENT “*Sec 34.214.8 Door, floor and stairway identification.*” of the Village of Weston Municipal Code is hereby amended as follows:

8. **Door, floor and stairway identification.** ~~Any occupancy having more than five means of egress and or more than two floors in height, shall number the individual egress areas according to this section:~~
 - ~~a. An identifying number shall be placed on the interior and exterior of each means of egress doorway, not less than six inches high in contrasting color and light reflective. The main entrance or means of egress shall be numbered one with each additional means of egress, progressing clockwise around the exterior of the structure to reflect its relationship to the main entrance. All means of egress leading into the structure shall be numbered, not just the required exit egress.~~
 - ~~b. Each interior door providing access to an enclosed stairway that is considered part of an accessible means of egress shall be identified with numbers and letters not less than three and one half inches high in the following manner:
 - ~~i. Have a sign indicating floor level posted on both sides (inside and outside) of the egress door in a location acceptable to the Fire Department.~~
 - ~~ii. Have a sign indicating the exterior exit door assigned in compliance with Section 34.214(h) (1) located on both sides of the egress door in a location acceptable to the Fire Department.~~~~
- ~~e.a.~~ Sprinkler room doors shall be labeled with a sign on the door.

- i. The sign shall be permanently attached and no less than 6" x 6" in size.

~~d.b.~~ Fire Department connections shall be marked with a sign that identifies them.

- i. Sign shall be weatherproof and attached with corrosion resistant screws, chain, wire or other approved means.
- ii. FDC signs shall be visible to approaching fire apparatus, signs shall be made of metal or plastic and have the letters FDC in a contrasting color and no less than 6" in size.

SECTION 3: REPEALER CLAUSE. All ordinance or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 4: SEVERABILITY CLAUSE. Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

SECTION 5: EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its date of passage and publication as required by law.

Dated the ___ day of _____ 2025.

VILLAGE OF WESTON

By:

Mark F. Maloney, President

ATTEST:

By:

Pamela S. Brehm, Clerk

Adopted: _____

Published: _____

REQUEST FOR CONSIDERATION

Public Mtg/Date: CLPS, March 3, 2025

Description: Discussion and/or action on proposed amendments to Chapter 38 Health & Sanitation

From: Jami Gebert, Administrator

Question: Review of draft amendments to Chapter 38 Health & Sanitation.

Background

Following discussions from our prior meetings, please find attached an updated draft amending Chapter 38 Health & Sanitation.

Attached Docs: Chapter 38 Health & Sanitation

Committee Action: TBD.

FISCAL IMPACT: None.

Recommendation: None.

Recommended Language for Official Action

I move to recommend [approval/denial] of the ordinance amendments to Chapter 38 Health & Sanitation to the Board of Trustees.

Or something else . . .

VILLAGE OF WESTON
ORDINANCE NO. 25 –

AN ORDINANCE AMENDING CHAPTER 38 HEALTH AND SANITATION OF THE
MUNICIPAL CODE FOR THE VILLAGE OF WESTON, MARATHON COUNTY, WISCONSIN

NOW THEREFORE, be it ordained by the Board of Trustees of the Village of Weston, in the State of Wisconsin, as follows:

SECTION 1: AMENDMENT “Chapter 38 Health and Sanitation” of the Village of Weston Municipal Code is hereby amended as follows:

AMENDMENT

Sec 38.100 Exposure Prohibited

No person shall place, throw, permit to flow or leave any slops, dirty water or other liquid of offensive smell or otherwise nauseous or unwholesome, or any dead carcass, carrion, meat, fish, entrails, manure or other rubbish, or any ashes, garbage, dirt, paper or refuse of any kind or description in or upon any street, gutter, sidewalk, alley, public ground or upon any private lot or lands in the village; nor shall any putrid or decaying matter be kept in a house, cellar or adjoining outbuilding for more than 24 hours, except in receptacles and in the manner provided in section 66.403115. (Code 1982, § 6.07(3))

HISTORY

Amended by Ord. 15-027 on 11/18/2015

Sec 38.101 Vehicles Giving Off Offensive Odor Or Noise Or Spilling Loads

1. **Parking or stopping.** No operator of any vehicle carrying any livestock, fertilizer or other commodity or material that gives off any offensive or unusual odor or noise shall park, stop or leave such vehicle standing, whether attended or unattended, upon the streets or alleys or upon any public or private property in any inhabited residence or business district in the village for a longer period than five minutes, except for the necessary and lawful loading or unloading of such vehicle or in case such vehicle is disabled in such a manner or as to such an extent that it is impossible to avoid stopping or temporarily leaving such vehicle in such position or place.
2. **Escape of contents.** No vehicle shall be operated, moved, parked or left standing in the streets of the village unless such vehicle is so constructed and loaded as to prevent its contents from dropping, sifting, leaking or otherwise escaping.
3. **Penalty.** Any person violating any of the provisions of this section shall be assessed a forfeiture of not less than \$10.00 nor more than \$200.00 and in default of payment shall be confined in the county jail for not exceeding 30 days.

(Code 1982, § 6.10)

Cross References—Solid Waste, Chapter 66; Traffic and Vehicles, Chapter 82.

HISTORY

Amended by Ord. 15-027 on 11/18/2015

Sec 38.102 Rat-Rodent Control And Extermination

1. **Definitions.** The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Hardware cloth means wire screen of such thickness and spacing as to afford reasonable protection against the entrance of ~~rats and micerodents~~.

Owner or manager includes any person having actual possession, charge, care or control of any property or premises in the village.

RatRodent harborage means any place where ~~rodentsrats~~ can live and nest without fear of frequent molestation or disturbance.

RatRodent proof container means a container constructed of concrete or metal or the container shall be lined with metal or other material that is impervious to ~~ratsrodents~~; and openings into the container, such as doors, shall be tight fitting to prevent the entrance of ~~ratsrodents~~.

RatRodent proofing means closing openings in buildings, foundations and openings under and around doors, windows, vents and other places that could provide means of entry for ~~ratsrodents~~ with concrete, sheet iron, hardware cloth or other types of rat proofing material approved by the health officer.

2. **Elimination of ~~ratrodent~~ harborages.** Whenever accumulations of rubbish, boxes, lumber, scrap metal, car bodies or any other materials provide ~~ratrodent~~ harborage, the person owning or in control of such materials shall cause the materials to be removed or the materials stored as to eliminate the ~~ratrodent~~ harborage. Lumber boxes and similar materials shall be neatly piled. These piles shall be raised at least a foot above the ground. When the owner of the materials cannot be found after reasonable search, the owner or manager of the premises on which the materials are stored shall be responsible for the disposal or proper piling of the materials.
3. **Elimination of ~~ratrodent~~ feeding places.** No person shall place or allow to accumulate any materials that may serve as a food for ~~ratsrodents~~ in a site accessible to ~~ratsrodents~~. Any waste material that may serve as food for ~~ratsrodents~~ shall be stored in ~~ratrodent~~ proof containers. Feed for birds shall be placed on raised platforms, or such feed shall be placed where it is not accessible to ~~ratsrodents~~.
4. **Extermination.** Whenever ~~ratrodent~~ holes, burrows or other evidence of ~~ratrodent~~ infestation is found on any premises or in any building within the village, it shall be the duty of the owner or manager of such property to exterminate the ~~ratsrodents~~ or to cause the ~~ratsrodents~~ to be exterminated. Within ten days after extermination, the owner or manager shall cause all of the ~~ratrodent~~ holes or burrows in the ground to be filled with earth, ashes or other suitable material.
5. **RatRodent proofing.** It shall be the duty of the owner or manager of any building in the village to make such building reasonably ~~ratrodent~~ proof, to replace broken basement windows and, when necessary, to cover the basement window openings with hardware cloth or other suitable material for preventing ~~ratsrodents~~ from entering the building through such window openings. The owner or manager of any premises upon which sheds, barns, coops or similar buildings are located shall eliminate the ~~ratrodent~~ harborages from within and under such buildings by ~~ratrodent~~ proofing, raising the buildings above the ground, or by some other suitable method; or such sheds, barns, coops or other buildings shall be razed.

(Code 1982, § 6.08) **Cross References**—Animals, Chapter 10.

HISTORY

Amended by Ord. 15-027 on 11/18/2015

Sec 38.103 Solid Waste Disposal

1. **Purpose.** The purpose of this ordinance is to regulate the disposal of waste, garbage, refuse, and sludge by individuals, corporations, and municipalities within the Village of

Weston. Because of the possible danger to the health, safety, and welfare of the public, such disposal within the village shall be permitted only under the terms and conditions of this section.

2. Definitions.

- a. **Disposal.** Disposal includes, but is not limited to, unloading, throwing away, discarding, emptying, abandoning, discharging, burning, spreading onto open fields, or burying waste, garbage, refuse, or sludge on, into, or under any property or lands, whether publicly or privately owned within the Village of Weston.
- b. **Waste.** Waste is garbage, refuse, and all other discarded or salvageable material, including materials resulting from industrial, commercial, and agricultural operations and from domestic use and public service activities.
- c. **Garbage.** Garbage is discarded material resulting from the handling, processing, storage, preparation, serving, and consumption of food.
- d. **Refuse.** Refuse is combustible and non-combustible discarded material including, but not limited to, trash, rubbish, paper, wood, metal, glass, plastic, rubber, cloth, ashes, litter, and street rubbish, industrial waste, dead animal tissue, blood or parts, mine tailings, gravel pit and quarry spoils, and materials and debris resulting from construction or demolition.
- e. **Sludge.** Sludge is sewage treatment residue or residue which represents waste material generated from the industrial or commercial slaughtering of farm animals which residue is in any form whatsoever, whether solid or semisolid, or liquid. This definition includes septage as defined by Wis. Stat. § 281.48(2)(d).
- f. **Municipality.** Municipality is any city, ~~village~~, village, or county.
- g. **Farm.** Land owned, rented, or leased that is used for agricultural purposes.

3. **Permit required.** Except as expressly permitted in subsection (4), no person, corporation, or municipality shall dispose of waste, garbage, refuse, or sludge within the Village of Weston unless a permit to engage in such dumping or disposal is first obtained from the village under the conditions prescribed herein.

4. **Exceptions.** The following are not within the scope or meaning of this section:

- a. Sites used for the disposal of waste, garbage, or refuse from a single family or household, a member of which is the owner, occupant, or lessee of the property, provided, however, that such waste, garbage, or refuse is placed in suitable containers or stored in such other way as not to cause a public or private nuisance. **Cross References – Chapter 66 Solid Waste**
- b. The use of sanitary privies and what are commonly known as seepage beds or septic tanks, which conform to applicable ordinances of the village, or the discharge of human waste products into any public sewerage system located within the village.
- c. A farm on which only animal waste resulting from the operation of the farm is disposed of.
- d. Any waste disposal operation under the direction and control of the village.

5. **General regulations.** Persons or municipalities permitted to engage in disposal operations in the village are subject to the following regulations:

- a. The disposal operations must be conducted in such a way as not to constitute a public or private nuisance.
- b. Persons or municipalities engaged in dumping or disposal operations must conduct the operations **using best management practices and make every possible effort in such a way that to minimize any** dust, dirt, debris, or other materials or substances **will not from being** carried by wind or water across the boundary of the parcel of land being used for the operations.

- c. A covering, which meets standards established by the Wisconsin Department of Natural Resources, shall be placed over all of the area used for the disposal operation within a reasonable time, not to exceed two days, after the disposal occurs. The covering must be done so as to make the area covered compatible with the surrounding and adjacent property in such a way as not substantially to depreciate property values within the immediate area unless property owners have been previously compensated for the loss.
 - d. All permits and licenses required by the State of Wisconsin must be obtained prior to any application having been filed with the Village of Weston.
6. **Application.** An application shall be filed with the village clerk at least 30 days before a public hearing is held. The application and accompanying information shall be followed by a sworn statement that they are true and factual. The information to be provided shall include:
 - a. Name, address, and telephone number of the applicant.
 - b. Location, current owners, and legal description of the proposed facility.
 - c. Names, addresses, and telephone numbers of any persons who will represent the applicant.
 - d. Copies of available site reports, feasibility reports, engineering plans, or other documents filed or to be filed with the department of natural resources, or the U.S. EPA, that are related to the proposed facility.
 - e. A plan for construction, operation, maintenance, closure, and long term care of the proposed facility that describes the size, capacity, and other features of the site and its proposed future.
 - f. A plan for financial, legal, and environmental protection of the village government, its employees and agents, for current and future residents living within one mile of the facility.
 - g. Proposed traffic patterns to and from the proposed facility and for roadway usage for access to the site.
 - h. Copies of current financial statements or other financial information.
7. **Public hearing.** A public hearing will be held at which the village board will invite all interested parties from the village and the applicant to provide information as to (1) the need for the permit; (2) positive and negative potential effects of the proposed facility on the village and its residents; and (3) the probability of reasonable compliance by the applicant with the general regulations of this section. The hearing will be of an informational nature for the village board. The hearing will be held under the following conditions:
 - a. A Class 3 notice as prescribed by statute will be given.
 - b. The cost of the publication of such notice will be deposited in advance by the applicant.
 - c. The hearing will be held on the date specified in the notice or on any adjourned date.
8. **Application fee and costs.** An application for a permit for a solid waste facility shall be filed with the village clerk in writing. The initial application fee of \$5,000.00 shall accompany the application, unless waived or reduced by the village board. In addition, the village board may charge the applicant an additional fee to reimburse the village for appropriate and necessary costs and expenses incurred by the village for attorneys' fees and experts' fees related to the application process. The total application fees, both initial and subsequent, shall not exceed \$20,000.00 for any application.
9. **Bond and revocation of permit.** A permit under this section shall not be effective unless here is on file with the village clerk a cash bond or a bond with a corporate surety duly licensed in the state of Wisconsin in the penal amount of \$500,000.00. This bond

must be maintained for a period of 20 years after the operation or facility is terminated. This bond is to assure that the applicant will comply with all the provisions of this ordinance and will save harmless, indemnify, and defend the village, its officers, its representatives, and its agents from any expenses or costs incurred through action of the applicant with regard to the facility. If the ordinance is violated or if the disposal plan is not carried out, the village shall have the right to revoke the disposal permit after a public hearing and, if necessary, to obtain a court order terminating such operation. If the owner of the land does not cover the disposal area in accordance with the disposal plan, the village board shall have the right to correct the violation and to charge the expense against the bond. The applicant for a disposal permit, in making the application, grants to the village the right to go on the land for necessary inspections at any time and to carry out the disposal plan if the owner or occupant of the land fails to do so after reasonable notice is given.

10. **Issuance.** The application for a permit shall be processed within 90 days of the receipt of a completed application accompanied by full documentation and required bond. It shall be issued if the village board is satisfied that there has been and will be reasonable compliance with the conditions of this section.
11. **Revocation.** The permit, once issued, may be revoked after public hearing upon a published Class 1 notice by the village at any time if any of the conditions upon which it was issued or any terms of the ordinance are violated.
12. **State law also applies.** Nothing contained herein shall be deemed to limit or restrict the application of any state law or administrative regulation of any state agency regulating the subject of this section.
13. **References.** References to the term "person", or "anyone", or like references shall be deemed to refer to a person, a sole proprietorship, a partnership, a corporation, a municipal corporation, and also a responsible officer or a responsible managing agent of any single proprietorship, partnership, or corporation unless the context clearly indicates otherwise.
14. **Severability and conflict.** If any section, subsection, sentence, clause, phrase, or word of this section is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions.
15. **Penalty.** Any person violating this section shall be fined not less than \$200.00 nor more than \$500.00 for each offense. Each day of violation shall constitute a separate offense under this section. Imprisonment in the county jail can be ordered only for failure to pay the fine that may be imposed. If imprisonment is ordered for failure to pay the fine, it shall be limited to one day of confinement for each \$10.00 of fine or fraction thereof.

(Ord. of 1-21-2002, § 1)

[Cross References—Solid Waste, Chapter 66](#)

HISTORY

Adopted by Ord. Chapter 38(39) Solid Waste Sec 38.103 on 1/24/2002

Amended by Ord. 15-027 on 11/18/2015

SECTION 2: REPEALER CLAUSE. All ordinance or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 3: SEVERABILITY CLAUSE. Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity

of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

SECTION 4: EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its date of passage and publication as required by law.

Dated the ___ day of _____ 2025.

VILLAGE OF WESTON

By:

Mark F. Maloney, President

ATTEST:

By: _____
Pamela S. Brehm, Clerk

Adopted: _____

Published: _____

DRAFT

REQUEST FOR CONSIDERATION

Public Mtg/Date: CLPS, March 3, 2025

Description: Discussion and/or action on proposed amendments to Chapter 42 Law Enforcement

From: Jami Gebert, Administrator

Question: Review of necessary amendments to Chapter 42 Law Enforcement?

Background

Chapter 42 was sent to Attorney Yde on February 13th to review, specifically Article II regarding municipal court. There is not an update on possible amendment(s) for the March CLPS meeting, but I wanted to share the ordinance is being reviewed by the Attorney given the Village's consolidation into the Rothschild Area Municipal Court. Information will be shared at a future CLPS meeting or if follow-up is received prior to Monday's meeting, it can be emailed separately to the committee or distributed at the meeting.

Attached Docs: None.

Committee Action: TBD.

FISCAL IMPACT: None.

Recommendation: None.

Recommended Language for Official Action

I move to

REQUEST FOR CONSIDERATION

Public Mtg/Date: CLPS, March 3, 2025

Description: Aspen St Apartment Enforcement Report

From: Jennifer Higgins, Planning & Development Director/Zoning
Administrator Roman Maguire, Building Inspector

Question: Item is on the agenda for informational purposes only as an update to Code enforcement case progress over the past month.

BACKGROUND

There are 6 apartment buildings on Aspen St that are under singular ownership. The owner passed away in March of 2024 and the management company had been unresponsive to the Fire Marshal's failed inspection notices. On 12/17/24, an inspection was conducted with the management company, the property trustee, fire marshal and village inspectors

Attached Docs: 10/21/24 BOT RFC Raze or Repair Action Request for Aspen St
Apartments Owned by NASV/Glen Witter

Committee Action: None

Fiscal Impact: TBD.

Recommendation: Committee acknowledge the report and place on file.

RECOMMENDED LANGUAGE FOR OFFICIAL ACTION

I acknowledge the report as presented and direct staff to place the report on file.

ADDITIONAL ACTION: None

REQUEST FOR CONSIDERATION

Public Mtg/Date: Board of Trustees Meeting October 21, 2024

Description: [Discussion and/or action on Raze or Repair Order for Aspen Street Apartments located at 4911, 5003, 5007, 5011, 5013 & 5107 Aspen Street.](#)

From: Roman Maguire, Building Inspector
Marty Christiansen, SAFER Fire Marshall
Jennifer Higgins, Director of Planning and Development / Zoning Administrator

Question: Should the Board of Trustees approve the request for SAFER & the Planning & Development Dept. to pursue large scale enforcement, which may include the Raze Order process for the apartment buildings located at 4911, 5003, 5007, 5011, 5013, 5107 Aspen St.

Background

SAFER Fire Marshall Christiansen reached out to Inspector Maguire the week of the 7th of October regarding the worsening conditions of the 6 apartment buildings located on Aspen St. owned by NASV, LLC. SAFER Chief Finke followed up with an email at the end of the same week. SAFER is requesting assistance with enforcement of a multitude of issues at the complex.

The 8-Unit building at 5003 Aspen St. is currently in violation of a multitude of fire code, building code and municipal property maintenance code sections. The previous owner of the property, Glen Witter, passed away in March. Since then, SAFER has not been able to achieve compliance with many of the violations that have been identified during their bi-annual inspection. Most recently SAFER conducted an inspection of the building(s) during the week of Oct 7th and again, found the Fire Alarm system to be non-functional.

Additionally, Fire Marshall Christiansen has Identified many potential violations inside the building not related to the fire alarm system. Most of the items are related to lack of maintenance over an extended period, by the now deceased owner. The issues are as follows but not limited to, exterior siding falling off, failing roofing materials, failing exterior doors, non-functional common area light fixtures, water heaters not connected properly, dryers not vented to the outdoors, drywall falling from ceilings and walls, puddles of water in the common areas, and high concentrations of mold.

The Department would like the Board of Trustees to consider large scale enforcement of the multi-building apartment complex on Aspen St. The site consists of 8, 8-unit buildings. 6 of these buildings are currently under one ownership. Due to the current conditions and the long history of health and safety violations, Village staff would like to start the Raze & Repair Order process. The complex has two buildings (5003 & 5007 Aspen St), that are in violation of Ch 34(Non-working fire alarm systems) that we are seeking Raze & Repair orders Pursuant to 66.0413 Razing Buildings.

Attached Docs: Photos of the Site and Buildings at Aspen St

REQUEST FOR CONSIDERATION

Committee Action: None previously.

FISCAL IMPACT: TBD

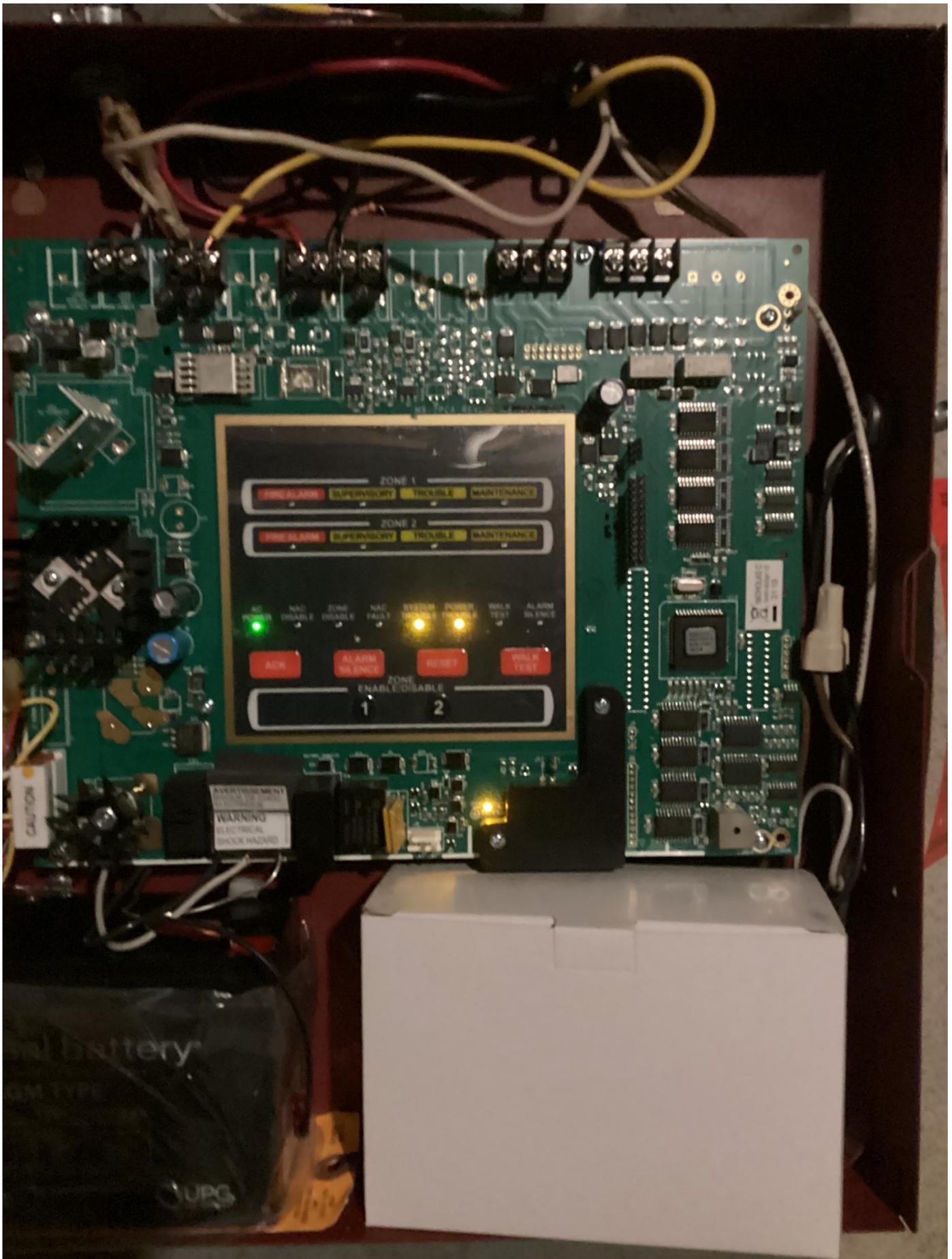
Recommendation: Staff recommends the Board authorize staff & SAFER to begin the Raze or Repair orders on the Aspen Street Apartments.

Recommended Language for Official Action

1. I move to authorize staff to begin the Raze or Repair orders on 4911, 5003, 5007, 5011, 5013 & 5107 Aspen Street.
2. I move to authorize staff to begin the Raze or Repair Order process on 5003 and 5007 Aspen Street as both apartment buildings currently do not have functioning fire alarms.
3. I move to.....

Additional action: TBD

5003 Aspen St



5003 Aspen St



5003 Aspen St



5003 Aspen St



5007 Aspen St



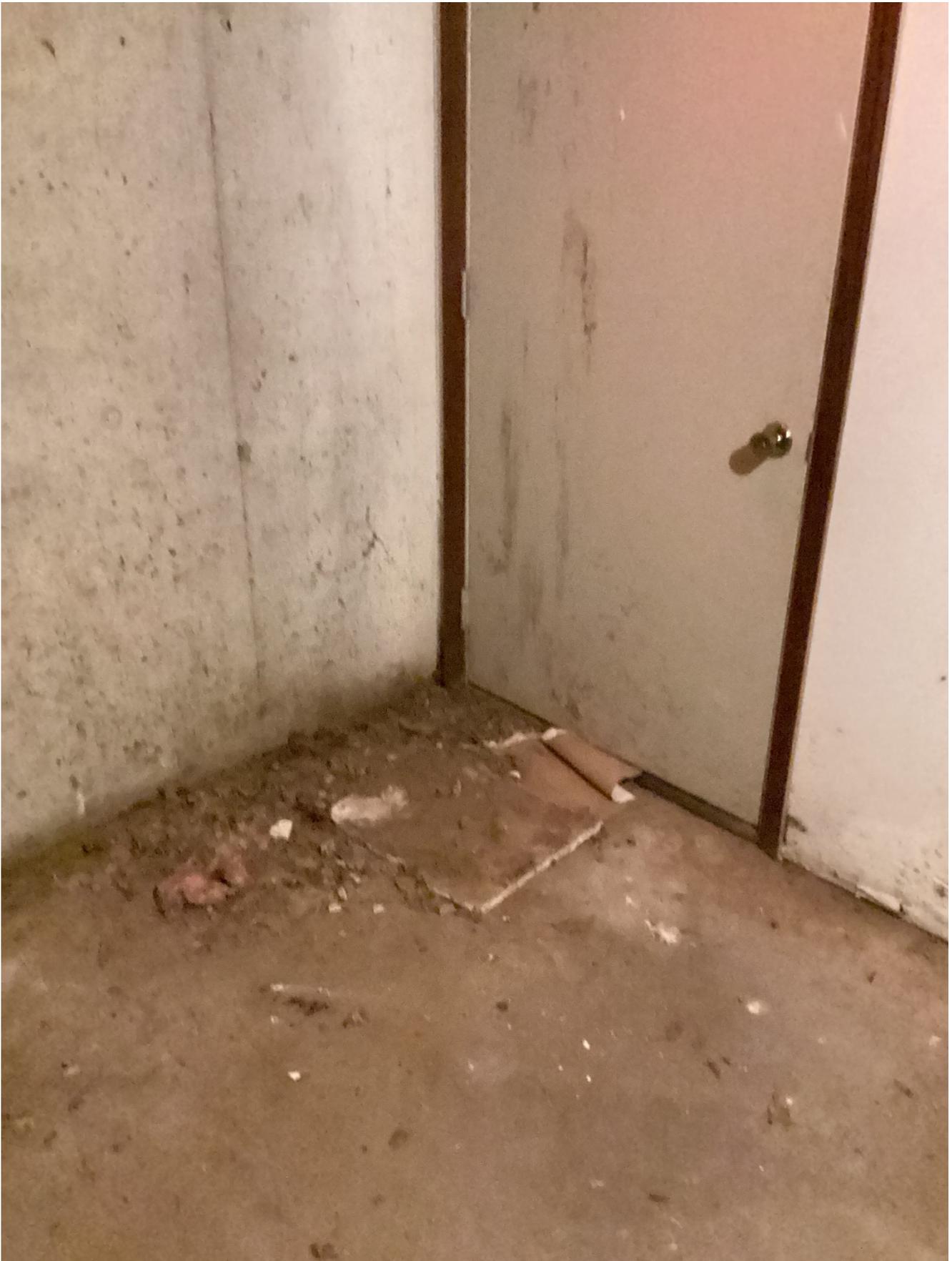
5007 Aspen St



5007 Aspen St



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5007 Aspen St



5007 Aspen St



5007 Aspen St



Exterior of the Aspen St Complex



Exterior of the Aspen St Complex



Exterior of the Aspen St Complex



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Exterior of the Aspen St Complex



REQUEST FOR CONSIDERATION

Public Mtg/Date: CLPS, March 3, 2025

Description: Discussion and/or action on proposed amendments to Chapter 66 Solid Waste

From: Jami Gebert, Administrator

Question: Review of necessary amendments to Chapter 66 Solid Waste?

Background

Continuing discussion on the ordinances that the CLPS committee has some oversight and responsibility with, attached is **Chapter 66 Solid Waste** for your review.

Attached Docs: Chapter 66 Solid Waste

Committee Action: TBD.

FISCAL IMPACT: None.

Recommendation: None.

Recommended Language for Official Action

I move to

CHAPTER 66 SOLID WASTE

[Sec 66.100 Title](#)

[Sec 66.101 Purpose](#)

[Sec 66.102 Interpretation](#)

[Sec 66.103 Severability](#)

[Sec 66.104 Statutory Authority, Applicability And Administration](#)

[Sec 66.105 Definitions](#)

[Sec 66.106 Storing Of Solid Waste](#)

[Sec 66.107 Separation Of Recyclable Materials](#)

[Sec 66.108 Separation Requirements Exempted](#)

[Sec 66.109 Care Of Separated Recyclable Materials](#)

[Sec 66.110 Management Of Lead Acid, Nickle Cadmium, Lithium-Ion Batteries, Major Appliances, Waste Oil, Used Oil Filters, Oil Absorbent Materials With Visible Free-Flowing Oil, Electronics And Yard Waste](#)

[Sec 66.111 Responsibilities Of Residential Unit Owners And Occupants](#)

[Sec 66.112 Responsibilities Of Owners Or Designated Agents Of Multiple-Family Dwellings](#)

[Sec 66.113 Responsibilities Of Owners Or Designated Agents Of Non-Residential Facilities And Properties](#)

[Sec 66.114 Responsibilities Of Occupants Of Multi-Family Dwellings And Non-Residential Facilities And Properties](#)

[Sec 66.115 Exterior Storage Standards For Multiple-Family Dwellings And Non-Residential Facilities And Properties](#)

[Sec 66.116 Prohibitions On Disposal Of Recyclable Materials Separated For Recycling](#)

[Sec 66.117 Dumping Garbage, Refuse And Waste](#)

[Sec 66.118 Disposal Of Building Wastes](#)

[Sec 66.119 Right To Reject Materials](#)

[Sec 66.120 Scavengers Prohibited](#)

[Sec 66.121 Weston Yard Materials Recycling Center](#)

[Sec 66.122 Residential Composting](#)

[Sec 66.123 Compliance Assurance Plan \(CAP\)](#)

[Sec 66.124 Enforcement](#)

Cross References—Buildings and Building Regulations, Chapter 14; Health and Sanitation, Chapter 38; Vehicles giving offensive odor or noise or spilling loads Chapter 38, § 38.101; Mobile Homes, Chapter 46; Nuisances, Chapter 50; Rubbish on streets and sidewalks, Chapter 70 § 70.102; Utilities, Chapter 86.

State Law References—Solid waste facilities generally, Wis. Stats. § 289.01 et seq.

HISTORY

Repealed & Reenacted by Ord. [Chapter 66](#) on 3/20/2014

Sec 66.100 Title

Refuse and Recycling Ordinance for the Village of Weston.

(Ord. of 3-20-2014)

HISTORY

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.101 Purpose

The purpose of this Ordinance is to regulate the accumulation, separation and disposal of solid waste within the Village and to promote recycling, composting, and resource recovery through the administration of an effective recycling program, as provided in Wis. Stats. §§ 287.09 and 287.11 and Wisconsin Administrative Code NR Chapter 544.

(Ord. of 8-22-1994, § 1(1); Ord. of 3-20-2014)

HISTORY

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.102 Interpretation

In their interpretation and application, the provisions of this Ordinance shall be held to be the minimum requirements and shall not be deemed a limitation or repeal of any other power granted by Statute. Where any terms or requirements of this Ordinance may be inconsistent or conflicting, the more restrictive requirements or interpretation shall apply. Where a provision of this Ordinance is required by Statute, or by a standard in Wisconsin Administrative Code NR Chapter 544 and where the Ordinance provision is unclear, the provision shall be interpreted in light of the Statutes and the Wisconsin Administrative Code NR Chapter 544 standards in effect on the date of the adoption of the Ordinance, or in effect on the date of the most recent text amendment to this Ordinance.

(Ord. of 8-22-1994, § 1(17); Ord. of 3-20-2014)

HISTORY

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.103 Severability

Should any portion of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected.

(Ord. of 3-20-2014)

HISTORY

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.104 Statutory Authority, Applicability And Administration

This Ordinance is adopted under Wis. Stat. § 287.09(2). It is intended to apply to all persons within the Village and its provisions shall be administered by the Board, and/or other Village officials designated by the Board.

(Ord. of 8-22-1994, § 1(2); Ord. of 3-20-2014)

HISTORY

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.105 Definitions

The following words, terms and phrases, when used in this Ordinance, shall have the meanings ascribed to them in this Ordinance, except where the context clearly indicates a different meaning

1. **“Automotive engine oil”** has the meaning given in Wis. Stat. § 287.15(1)(a).
2. **“Bi-metal container”** means a container for beverages that is made primarily of a combination of steel and aluminum.

3. **“Collector”** means a person, firm or corporation licensed to collect, dispose of and/or market recyclable and/or non-recyclable solid waste within the Village.
4. **“Composting”** means biological degradation and transformation of organic solid waste under controlled conditions designed to promote aerobic decompositions and includes vermicomposting.
5. **“Container board”** means corrugated paperboard used in the manufacture of shipping containers and related products.
6. **“Foam polystyrene packaging”** means packaging made primarily from foam polystyrene that satisfies one of the following criteria:
 - is designed for serving food or beverages;
 - consists of loose particles intended to fill space and cushion the article in a shipping container;
 - consists of rigid materials shaped to hold and cushion the packaged article in a shipping container.
7. **“Free liquids”** means liquids which readily separate from the solid portion of waste under ambient temperature and pressure.
8. **“Glass container”** means a glass bottle, jar or other packaging container used to contain a product that is the subject of a retail sale and does not include ceramic cups, dishes, light bulbs, mason jars, oven ware, plate glass, safety and window glass, heat resistant glass such as Pyrex, lead based glass such as crystal, or TV tubes.
9. **“HDPE”** means high density polyethylene. NOTE: Plastic containers made of HDPE and regulated under Wisconsin Administrative Code Chapter ATCP 137 will have a triangular symbol with number “2.”
10. **“LDPE”** means low density polyethylene. NOTE: Plastic containers made of LDPE and regulated under Wisconsin Administrative Code Chapter ATCP 137 will have a triangular symbol with number “4.”
11. **“Magazines”** means magazines and other materials printed on similar paper.
12. **“Major appliance”** means a residential or commercial air conditioner, clothes washer, clothes dryer, dishwasher, freezer, microwave oven, oven, stove, refrigerator, furnace, boiler, dehumidifier or water heater.
13. **“Multiple-family dwelling”** means a property containing 5 or more residential units, including those which are occupied seasonally, and all residential facilities that do not meet the definition of “residential unit.”
14. **“Newspaper”** means a newspaper and other materials printed on newsprint.
15. **“Non-recyclable post-consumer waste”** means solid waste for which there exists no commercially demonstrated method of resource recovery. It does not include solid waste generated in the production of goods, hazardous waste as defined in Wis. Stat. § 291.01(7), waste from construction and demolition of structures, scrap automobiles, or high-volume industrial waste as defined in Wis. Stat. § 289.01(17).
16. **“Non-residential facilities and properties”** means commercial, retail, industrial, institutional and governmental facilities and properties. It includes any location at which goods or services are provided or manufactured, including locations under construction, demolition or remodeling, or used for special events such as, but not limited to, fairs, festivals, port venues, conferences and exhibits.

17. **“Office paper”** means high grade printing and writing papers from offices in non-residential facilities and properties. Printed white ledger and computer printout are examples of office paper generally accepted as high grade. This term does not include industrial process waste.
18. **“Oil filter”** means a filter for automotive engine oil.
19. **“Oil absorbent materials”** means materials that are used to absorb waste oil.
20. **“Other resins or multiple resins”** means plastic resins regulated under Wisconsin Administrative Code Chapter ATCP 137 and having a triangular symbol with number “7.”
21. **“Person”** includes any individual, corporation, limited liability company, partnership, association, local governmental unit as defined in Wis. Stat. § 66.0131(1)(a), state agency or authority or federal agency.
22. **“PETE”** or **“PET”** means polyethylene terephthalate. NOTE: Plastic containers made of PETE and regulated under Wisconsin Administrative Code Chapter ATCP 137 will have a triangular symbol with number “1.”
23. **“Plastic container”** means an individual, separate, rigid plastic bottle, can, jar or carton, except for a blister pack, that is originally used to contain a product that is the subject of a retail sale. A plastic container includes those made of PETE (#1), HDPE (#2), PVC (#3), LDPE (#4), PP (#5), PS (#6), and other resins or multiple resins (#7).
24. **“Postconsumer waste”** means solid waste other than solid waste generated in the production of goods, hazardous waste as defined in Wis. Stat. § 291.01(7), waste from construction and demolition of structures, scrap automobiles or high-volume industrial waste as defined in Wis. Stat. § 289.01(17).
25. **“PP”** means polypropylene. NOTE: Plastic containers made of PP and regulated under Wisconsin Administrative Code Chapter ATCP 137 will have a triangular symbol with number “5.”
26. **“PS”** means polystyrene. NOTE: Plastic containers made of PS and regulated under Wisconsin Administrative Code Chapter ATCP 137 will have a triangular symbol with number “6.”
27. **“PVC”** means polyvinyl chloride. NOTE: Plastic containers made of PVC and regulated under Wisconsin Administrative Code Chapter ATCP 137 will have a triangular symbol with number “3.”
28. **“Recyclable materials”** or “recyclable solid waste” is defined by Wisconsin Administrative Code § ATCP 137.02(9) , and includes items that are banned from land disposal and incineration pursuant to Wis. Stat. § 287.07. These items include, but are not limited to, lead acid, nickel cadmium, and lithium-ion batteries, major appliances, waste oil, yard waste, waste tires, aluminum containers, corrugated paper or other container board, foam polystyrene packaging, glass containers, magazines, newspaper, office paper, plastic containers, steel containers, bi-metal containers, used oil filters, oil absorbent materials with visible signs of free-flowing oil and electronic devices listed in Wis. Stat. § 287.07(5).
29. **“Residential unit”** means each single family residence and each two to four unit residence within the Village under one property tax parcel.
30. **“Solid waste”** means any garbage, refuse, sludge from a waste treatment plant, water supply treatment plant or air pollution control facility and other discarded or salvageable materials, including solid, liquid, semisolid or contained gaseous materials resulting from industrial, commercial, mining and agricultural operations, and from community activities, but does not include solids or dissolved material in domestic sewage, or solid or dissolved materials in irrigation return flows or industrial discharges which are point sources subject to permits under Wis. Stat. Chapter 283, or source material as defined in Wis. Stat. § 254.31(10), special nuclear

material as defined in Wis. Stat. § 254.31(11), or by-product material as defined in Wis. Stat. § 254.31.(1).

31. **“Solid waste facility”** means a facility for solid waste treatment, solid waste storage or solid waste disposal, and includes commercial, industrial, municipal, state and federal establishments or operations such as, without limitation because of enumeration, sanitary landfills, dumps, land disposal sites, incinerators, transfer stations, storage facilities, collection and transportation services and processing, treatment and recovery facilities. This term includes the land where the facility is located. This term does not include a facility for the processing of scrap iron, steel or nonferrous metal using large machines to produce a principal product of scrap metal for sale or use for re-melting purposes. This term does not include a facility which uses large machines to sort, grade, compact or bale clean wastepaper, fibers or plastics, not mixed with other solid waste, for sale or use for recycling purposes. This term does not include an auto junk yard or scrap metal salvage yard.
32. **“Solid waste treatment”** means any method, technique or process which is designed to change the physical, chemical or biological character or composition of solid waste. “Treatment” includes incineration.
33. **“Village’s contracted collector”** means a person, firm or corporation specifically contracted by the Village to collect, dispose of and/or market certain recyclable materials and/or post-consumer waste from residential units.
34. **“Waste oil”** means any petroleum-derived or synthetic oil that has been used or spilled.
35. **“Waste tire”** means a tire that is no longer suitable for its original purpose because of wear, damage or defect.
36. **“Yard waste”** means leaves, grass clippings, yard and garden debris and brush, including clean woody vegetative material no greater than 6 inches in diameter. This term does not include stumps, roots or shrubs with intact root balls.

(Ord. of 8-29-1988, § 1; Ord. of 8-22-1994, § 1 (3); Ord. of 5-2-1997, § 1(a); Ord. of 3-20-2014)

Cross References—Definitions generally, § 1.101.

HISTORY

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.106 Storing Of Solid Waste

Any accumulation of solid waste on any premises in the Village is declared to be a nuisance and is prohibited. The owner is responsible for the timely removal and proper disposal of solid waste from the owner’s premises. Upon failure to remove the nuisance after written notice to the owner, the Village may cause the nuisance to be removed and disposed of at the owner’s expense. The Village shall collect from the owner all costs associated with removal and disposal of the nuisance. All unpaid charges and fines will be placed on the tax roll.

(Code 1982 §6.07(8); Ord. of 1-24-2013; Ord. of 3-20-2014)

HISTORY

Amended by Ord. [Chapter 66 Sec 66.100, 66.103](#) on 1/24/2013

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.107 Separation Of Recyclable Materials

All persons who generate or dispose of solid waste within the Village shall separate the following recyclable materials from non-recyclable solid waste:

1. Aluminum containers;
2. Bi-metal containers;
3. Corrugated paper or other container board;
4. Foam polystyrene packaging;
5. Glass containers;
6. Magazines (and other materials printed on similar paper);
7. Newspaper (and other materials printed on similar paper);
8. Office paper;
9. Plastic containers;
10. Steel containers;
11. Electronic devices listed in Wis. Stat. § 287.07(5);
12. Lead acid batteries;
13. Major appliances;
14. Yard waste;
15. Waste tires;
16. Used oil filters;
17. Waste oil;
18. Oil absorbent materials with visible signs of free-flowing oil.

(Ord. of 8-22-1994, § 1(4); Ord. of 3-20-2014)

HISTORY

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.108 Separation Requirements Exempted

The separation requirements of Sec. 66.107 do not apply to the following:

1. Persons who send their postconsumer waste to a processing facility licensed by the Wisconsin Department of Natural Resources that recovers the materials specified in Sec. 66.107 from solid waste in as pure a form as is technically feasible.
2. Solid waste burned as a supplemental fuel at a facility if less than 30 percent of the heat input to the facility is derived from the solid waste burned as supplemental fuel.
3. A recyclable material specified in Sec. 66.107 for which a variance has been granted by the Department of Natural Resources under Wis. Stat. § 287.11(2m) or Wisconsin Administrative Code Chapter ATCP 137.02(9).

(Ord. of 8-22-1994, § 1(5); Ord. of 3-20-2014)

HISTORY

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.109 Care Of Separated Recyclable Materials

To the greatest extent practicable, recyclable materials separated in accordance with Sec. 66.107 shall be clean and kept free from contaminants such as food or product residue, oil or grease, or other non-recyclable materials, including but not limited to: household hazardous waste, medical waste, and agricultural chemical containers. Recyclable materials shall be stored in a manner that protects them from wind, rain and other inclement weather conditions.

(Ord. of 8-22-1994, § 1(6); Ord. of 3-20-2014)

HISTORY

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.110 Management Of Lead Acid, Nickle Cadmium, Lithium-Ion Batteries, Major Appliances, Waste Oil, Used Oil Filters, Oil Absorbent Materials With Visible Free-Flowing Oil, Electronics And Yard Waste

Occupants of residential units, multiple-family dwellings and non-residential facilities and properties shall arrange for the proper collection and disposal of lead acid, nickel cadmium, and lithium-ion batteries, major appliances, waste oil, used oil filters, oil absorbent materials with visible free-flowing oil and electronics with a collector at the occupant's request and expense, except occupants of residential units may contact the Village's contracted collector for curbside removal and disposal of lead-acid batteries and containerized waste oil at no additional expense. Yard waste may be disposed of at the Weston Municipal Yard Materials site, removed by a collector at the occupant's request and expense, or composted pursuant to Sec. 66.121.

(Ord. of 8-22-1994, § 1(7); Ord. 3-20-2014)

HISTORY

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.111 Responsibilities Of Residential Unit Owners And Occupants

1. Except as otherwise directed by the Village, owners and occupants of residential units shall follow the preparation and collection of recycling materials as adopted by Board resolution to meet vendor and market conditions.
2. All residential units shall be provided a wheeled recycling cart and a wheeled non-recyclable post-consumer waste cart by the Village's contracted collector. Provided carts are to be maintained by the residential unit owners and occupants in a good, clean and sanitary condition and shall not be removed from the premises by the residential unit owner or occupant. These carts shall be water tight and fly-proof at all times. Covers shall be kept tightly on the carts to prevent materials from blowing or spilling. The carts will be rented to each residential unit and paid for in accordance with Wis. Stat. § 287.093. A service fee shall be placed on the tax roll, as a special charge, per dwelling unit.
3. Properly prepared bi-metal containers, container board, foam polystyrene packaging, glass containers, HDPE, LDPE, magazines, newspaper, other resins or multiple resins, PETE, plastic containers, PP, PS, PVC and aluminum cans within the recycling cart shall be collected at curbside according to a schedule set by the Village. The recycling cart shall not be placed at the curbside collection point sooner than the night before the day of collection, and no later than 6:00 a.m. on the day of collection. The cart shall be removed from the collection point within 12 hours after collection. In order to prevent carts from being an obstruction to snowplows, carts are prohibited from being placed within the roadway. The Village will not be responsible for carts that are damaged due to being struck by Village snowplows.
4. Non-recyclable post-consumer waste contained within a non-recyclable cart shall be collected at curbside according to a schedule set by the Village. Overflow refuse bags containing non-recyclable post-consumer waste shall be collected at curbside if the bag weighs less than 50

pounds and an overflow sticker is attached to the bag. Overflow stickers may be purchased from the Village. The non-recyclable cart and any overflow bags shall not be placed at the curbside collection point sooner than the night before the day of collection, and no later than 6:00 a.m. on the day of collection. The cart and any uncollected solid waste shall be removed from the collection point within 12 hours after collection. In order to prevent carts from being an obstruction to snowplows, carts are prohibited from being placed within the roadway. The Village will not be responsible for carts that are damaged due to being struck by Village snowplows.

5. No person shall place the following materials at the curbside collection point for collection by the Village's contracted collector unless the person has made separate arrangements for the collection at the person's own expense:
 - a. Non-separated recyclable and non-recyclable post-consumer waste;
 - b. Hazardous waste as defined in Wis. Stat. § 291.01(7);
 - c. Paint or stain (latex-based paint cans can go in the trash, as long as contents in can are dried out);
 - d. Flammable liquid;
 - e. Explosives;
 - f. Chemicals;
 - g. Carcasses;
 - h. Home generated sharps unless they are deposited in an FDA approved sharps collection container;
 - i. Infectious waste as defined by Wis. Stat. § 287.07(7)(c)1.c, and other waste that contains or may be mixed with infectious waste;
 - j. Automotive parts or accessories;
 - k. Metal;
 - l. Yard waste;
 - m. Tires;
 - n. Major appliances;
 - o. Lead acid, nickel cadmium, and lithium-ion batteries unless prior arrangements are made with the Village's collector;
 - p. Used oil filters;
 - q. Oil absorbent materials with visible signs of free-flowing oil;
 - r. Waste oil unless prior arrangements are made with the Village's collector;
 - s. Electronic devices listed in Wis. Stat. § 287.07(5);
 - t. Items that do not fit within the provided cart unless the items are placed in overflow refuse bags that weigh less than 50 pounds and an overflow sticker purchased from the Village is attached to each bag.

(Ord. of 8-29-1988, § 2; Ord. of 8-22-1994, § 1(8); Ord. of 1-24-2013; Ord. 3-20-2014)

HISTORY

Amended by Ord. [15-027](#) on 11/18/2015

Amended by Ord. [18-015](#) on 6/23/2018

Sec 66.112 Responsibilities Of Owners Or Designated Agents Of Multiple-Family Dwellings

1. The owner of a multi-family dwelling shall arrange for the removal of non-recyclable post-consumer waste and recyclable materials specified in Sec. 66.107(1) through (10) from the multi-family dwelling at the owner's expense. The owner or designated agent of a multi-family dwelling shall provide adequate separate containers for the disposal of both non-recyclable post-consumer waste and those recyclable materials specified in Sec. 66.107(1) through (10). A non-recyclable post-consumer waste container of at least 95 gallons shall be provided per dwelling unit. Dumpsters may be provided using this size equivalency, such that an eight-unit dwelling would require at least a four-yard dumpster, a ten-unit dwelling would require at least a six-yard dumpster, etc. The owner or designated agent of a multi-family dwelling shall also provide recyclable material containers of at least the same size as the non-recyclable post-consumer waste containers. Non-recyclable post-consumer waste shall be removed and disposed of by a collector at the owner's expense at least once each week. Recyclable materials specified in Sec. 66.107(1) through (10) shall be removed by a collector at the owner's expense at least once every other week. To ensure compliance, the owner of a multi-family dwelling shall provide the Village with a copy of its current collection contract within five (5) business days of a written request from the Village.

The owner or designated agent may apply in writing for a special exception from the Village's Planning and Development Department regarding the minimum size of containers. The Village may grant a special exception if the applicant clearly shows that the ordinance requirement creates an unnecessary hardship and granting the special exception will not harm the public interest or undermine the purpose of this ordinance. The Village reserves the right to revoke the special exception at any time, for any reason.

2. The owner or designated agent of a multi-family dwelling shall do all of the following:
- a. Provide adequate, separate containers for the recyclable materials specified in Sec. 66.107(1) through (10);
 - b. Notify tenants in writing at the time of renting or leasing the dwelling and at least semi-annually thereafter about the established on-premises recycling program, which materials are collected, and how to prepare the materials in order to meet the processing requirements and collection methods;
 - c. Provide educational materials to tenants with resources on proper disposal options for recyclable materials described in Sec. 66.111(5);
 - d. Provide for the collection of the recyclable materials specified in Sec. 66.107(1) through (10), separated from the non-recyclable post-consumer waste, and the delivery of the recyclable materials to a recycling facility; and
 - e. Notify tenants of reasons to reduce and recycle solid waste, which materials are collected, how to prepare the materials in order to meet the processing requirements, collection methods, or sites, location and hours of operation, and a contact person or company, including a name, address and telephone number.
3. The requirements specified in (1) do not apply to the owner or designated agent of a multi-family dwelling if the post-consumer waste generated within the dwelling is treated at a processing facility licensed by the Department of Natural Resources that recovers for recycling the materials specified in Sec. 66.107 from solid waste in as pure a form as is technically feasible.

(Ord. of 8-22-1994, § 1(11); Ord. of 3-20-2014; Ord. of 10-24-2014)

HISTORY

Amended by Ord. [Chapter 66 Sec 66.112 - 66.122](#) on 10/24/2014

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.113 Responsibilities Of Owners Or Designated Agents Of Non-Residential Facilities And Properties

1. The owner of non-residential facilities and properties shall arrange for the removal of solid waste and collection of separated recyclable materials specified in Sec. 66.107 (1) through (10) from their property at their expense. The owner or designated agent of non-residential facilities and properties shall provide adequate separate containers for the disposal of non-recyclable post-consumer waste and recyclable materials specified in Sec. 66.107(1) through (10), and shall provide resource information on how and where to dispose materials specified in Sec. 66.111(5). Non-recyclable post-consumer waste shall be removed and disposed of by a collector at the owner's expense at least once each week. Recyclable materials specified in Sec. 66.107(1) through (10) shall be removed by a collector at the owner's expense at least once every other week. To ensure compliance, the owner of non-residential facilities and properties shall provide the Village with a copy of its current collection contract(s) within five (5) business days of a written request from the Village.

The owner or designated agent may apply in writing for a special exception from the Village's Planning and Development Department regarding the minimum size of containers. The Village may grant a special exception if the applicant clearly shows that the ordinance requirement creates an unnecessary hardship and granting the special exception will not harm the public interest or undermine the purpose of this ordinance. The Village reserves the right to revoke the special exception at any time, for any reason.

2. The owner(s) or designated agent(s) of non-residential facilities and properties shall do all of the following:
 - a. Provide adequate, separate containers for the recyclable solid waste specified in Sec. 66.107(1) through (10);
 - b. Notify in writing, at least semi-annually, all users, tenants and occupants of the properties about the established on-site recycling program, which materials are collected, and how to prepare the materials in order to meet the processing requirements and collection methods;
 - c. Provide educational materials to all users, tenants and occupants of the properties with resources on proper disposal options for recyclable materials described in Sec. 66.111(5).
 - d. Provide for the collection of the materials specified in Sec. 66.107 (1) through (10), separated from the solid waste by the users, tenants and occupants, and the delivery of the materials to a recycling facility; and
 - e. Notify users, tenants and occupants of reasons to reduce and recycle, which materials are collected, how to prepare the materials in order to meet the processing requirements, collection methods, or sites, location and hours of operation, and a contact person or company, including a name, address and telephone number.
3. The requirements specified in (1) do not apply to the owners or designated agents of non-residential facilities and properties if the postconsumer waste generated within the facility or property is treated at a processing facility licensed by the Department of Natural Resources that recovers for recycling materials specified in Sec. 66.107 from solid waste in as pure a form as is technically feasible.

(Ord. of 8-22-1994, § 1(12); Ord. of 3-20-2014; Ord. of 10-24-2014)

HISTORY

Amended by Ord. [Chapter 66 Sec 66.112 - 66.122](#) on 10/24/2014

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.114 Responsibilities Of Occupants Of Multi-Family Dwellings And Non-Residential Facilities And Properties

In addition to the responsibilities set forth in Sec. 66.107, 66.109 and 66.110, occupants of multi-family dwellings and non-residential facilities and properties shall, at their expense, arrange for the proper collection and disposal of their solid waste that is not post-consumer waste, such as hazardous waste, paint, stain, flammable liquid, explosives, chemicals, carcasses, home generated sharps, infectious waste, automotive parts or accessories, etc. This obligation does not relieve the owner of said premises from liability under Sec. 66.106 for the accumulation of solid waste on the owner's premises. The owner is responsible for the timely removal and proper disposal if the occupant fails to do so. The Village shall collect from the owner all costs associated with removal and disposal of the nuisance. All unpaid charges and fines will be placed on the tax roll. The owner's recourse, if any, will be against the occupant.

(Ord. of 3-20-2014; Ord. of 10-24-2014)

HISTORY

Amended by Ord. [Chapter 66 Sec 66.112 - 66.122](#) on 10/24/2014

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.115 Exterior Storage Standards For Multiple-Family Dwellings And Non-Residential Facilities And Properties

1. All exterior storage of recyclable and non-recyclable containers, within multiple-family dwellings and non-residential facilities and properties, shall be placed and maintained within a three-sided enclosure and enclosed on the fourth side with a gate to contain garbage, refuse, waste, recycling and other debris. The enclosure shall further meet all of the requirements as specified in Section 94.12.06(2).

(Ord. of 3-20-2014; Ord. of 10-24-2014)

HISTORY

Amended by Ord. [Chapter 66 Sec 66.100, 66.103](#) on 1/24/2013

Amended by Ord. [Chapter 66 Sec 66.112 - 66.122](#) on 10/24/2014

Amended by Ord. [15-027](#) on 11/18/2015

Amended by Ord. [17-011](#) on 4/19/2017

Sec 66.116 Prohibitions On Disposal Of Recyclable Materials Separated For Recycling

No person may dispose of any recyclable materials as defined by Sec. 66.105(28), in a solid waste disposal facility.

(Ord. of 3-20-2014; Ord. of 10-24-2014)

HISTORY

Amended by Ord. [Chapter 66 Sec 66.112 - 66.122](#) on 10/24/2014

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.117 Dumping Garbage, Refuse And Waste

1. No person may deposit, throw, discard, place or abandon any solid waste upon any street, court, lane, alley, business square, public enclosure, vacant lot, house yard, body of water, or any place, except in a container intended for that purpose. No person shall disturb the contents of any recyclable or non-recyclable waste container. No person shall remove any item from recyclable or non-recyclable carts or other waste containers located on private premises without the consent of the occupant of the premises.
2. No person shall deposit or leave any recyclable or non-recyclable solid waste in any garbage container belonging to another person without first securing permission to use such container for disposal purposes.
3. Recyclable and non-recyclable containers placed at public waste sites, public parks and other public areas within the Village are intended to be used for the disposal of recyclable and non-recyclable post-consumer waste generated at, and associated with, the use of the public facility being served by those containers. No person shall deposit or leave any recyclable or non-recyclable post-consumer waste at any public wayside or park within the Village unless the recyclable or non-recyclable post-consumer waste was generated upon the premises being served by that container and in connection with the use of the public facility.

(Ord. of 3-20-2014; Ord. of 10-24-2014)

HISTORY

Amended by Ord. [Chapter 66 Sec 66.112 - 66.122](#) on 10/24/2014

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.118 Disposal Of Building Wastes

All solid waste resulting from the remodeling, construction or reconstruction of a building or structure, roadway or sidewalk shall be disposed of by the owner at the owner's expense.

(Ord. of 3-20-2014; Ord. of 10-24-2014)

HISTORY

Amended by Ord. [Chapter 66 Sec 66.112 - 66.122](#) on 10/24/2014

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.119 Right To Reject Materials

The Village's contracted collector may reject any recyclable material or non-recyclable post-consumer waste that is not prepared according to this Ordinance or the policies adopted by the Board.

(Ord. of 3-20-2014; Ord. of 10-24-2014)

HISTORY

Amended by Ord. [Chapter 66 Sec 66.112 - 66.122](#) on 10/24/2014

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.120 Scavengers Prohibited

All recyclable materials and non-recyclable post-consumer waste placed at the roadside for collection by the collector shall be deemed the property of the Village and no person may disturb or remove any such items.

(Ord. of 3-20-2014; Ord. of 10-24-2014)

HISTORY

Amended by Ord. [Chapter 66 Sec 66.112 - 66.122](#) on 10/24/2014

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.121 Weston Yard Materials Recycling Center

Depositing of items by commercial business and/or non-residents of the Village of Weston is prohibited.

1. Brush and tree limb deposit site. No dumping of rocks, dirt, stumps, treated lumber, building materials and landscaping materials (such as landscaping timbers, concrete blocks, etc.).
2. Grass, plant, and leaf deposit site. No dumping of plastic or other non-biodegradable bags or containers.

[Amended via Ord. No 20-002, 2/20/2020]

HISTORY

Amended by Ord. [Chapter 66 Sec 66.112 - 66.122](#) on 10/24/2014

Sec 66.122 Residential Composting

1. Composting in all residential zoning districts shall be conducted within an enclosed container not to exceed five-feet by five-feet by five-feet for lots less than forty-thousand (40,000) square feet and two (2) five-foot by five-foot by five-foot containers for lots forty thousand (40,000) square feet to one hundred twenty thousand (120,000) square feet. Containers shall be of a durable material including, but not limited to, rot-resistant wood or a commercially purchased composting unit which will provide for adequate aeration. Containers shall be constructed and maintained in a structurally sound manner.
2. The compost container(s) shall be located in the rear yard no closer than ten (10) feet to any rear or side property line nor closer than twenty(20) feet to any habitable building, other than the resident(s)' own home.
3. Only grass clippings, leaves, weeds that have not gone to seed, non-diseased plants, trimmings less than one-fourth inch in diameter, straw, sawdust, wood ashes, fruit or vegetable scraps, coffee grounds, egg shells, paper, and commercially available compost ingredients may be placed in the compost container(s). Meat, bones, fat oils, grease, dairy products, feces, plastics or synthetic fibers shall not be placed in the compost container(s).
4. Compost materials shall be layered, aerated, moistened, turned, managed and covered during inclement weather to promote effective decomposition of the materials in a safe, secure and sanitary manner.
5. All compost containers and/or compost materials not in compliance with this section shall be declared a public nuisance and are subject to enforcement and abatement as provided in Sec. 66.122 of this Ordinance.

(Ord. of 3-20-2014; Ord. of 10-24-2014) [Amended via Ord. No 20-002, 2/20/2020]

HISTORY

Adopted by Ord. [Chapter 66 Sec 66.127 Residential Composting](#) on 6/21/2012

Amended by Ord. [Chapter 66 Sec 66.112 - 66.122](#) on 10/24/2014

Amended by Ord. [15-027](#) on 11/18/2015

Sec 66.123 Compliance Assurance Plan (CAP)

Purpose: This policy will establish standard guidelines that will lead to compliance with the Village of Weston's Recycling Ordinance.

The Planning & Development Department is responsible for enforcing the Village of Weston's recycling ordinance. Village of Weston's staff and personnel shall follow the guidelines identified in this

Compliance Assurance Plan (CAP) in response to issues associated with recycling and solid waste. This plan is intended to meet the requirements of s. NR 544.04 (9g), Wis. Adm. Code, as well as Village of Weston's recycling ordinance.

Example 1:

Problem: Property found to have no methods for recycling in place.

Compliance Strategy:

1st Response: Recycling coordinator shall send a letter to property owner reminding them of the requirement to comply with local recycling ordinances. Other educational materials will also be provided as needed.

2nd Response: Recycling coordinator shall send a letter to property owner giving them 30 days to comply with local recycling ordinances. Copy of letter shall be sent to citation officer.

After 30 days has passed, recycling coordinator shall inspect property to determine if property is in compliance with ordinance. If found to be non-compliant, citation officer shall issue the property owner a citation per code.

Example 2:

Problem: Unacceptable materials found mixed with recyclables.

Compliance Strategy: Recycling route driver shall notify resident by tagging the recycling cart and leave at curb.

Continued occurrences shall result in letter issued by the recycling coordinator. If compliance is not achieved, citation officer shall issue a citation per code.

Example 3:

Problem: Recyclable materials found in trash.

Compliance Strategy: Garbage route driver shall collect material and leave current recycling educational materials.

Continued occurrences shall result in letter issued by the Recycling coordinator. If compliance is not achieved, citation officer shall issue a citation per code.

[Created via Ord. No 20-002, 2/20/2020]

HISTORY

Adopted by Policy [Recycling Compliance Assurance Plan](#) on 7/5/2007

Sec 66.124 Enforcement

1. For the purpose of ascertaining compliance with the provisions of this Ordinance, any authorized officer, employee or representative of the Village or the Police Department may inspect recyclable materials separated for recycling, post-consumer waste intended for disposal, recycling collection sites and facilities, collection vehicles, collection areas of multiple-family dwellings and non-residential facilities and properties, and any records relating to recycling activities, which shall be kept confidential when necessary to protect proprietary information. No person may refuse access to any authorized officer, employee or authorized representative of the Village or the Department who requests access for purposes of inspection, and who presents appropriate credentials. No person may obstruct, hamper or interfere with such an inspection.

2. Any person who violates a provision of this Ordinance may be issued a citation by the Village or the Department to collect forfeitures. The issuance of a citation shall not preclude proceeding under any other ordinance of law relating to the same or any other matter. Proceeding under any other ordinance or law relating to the same or any other matter shall not preclude the issuance of a citation under this section.
3. Penalties for violating this Ordinance may be assessed as follows:
 - a. Any person who violates a provision of this Ordinance, except Section 66.116, may be required to forfeit not less than \$10.00 nor more than \$1,000.00 for each violation.
 - b. Any person who violates Section 66.116 may be required to forfeit \$50.00 for a first violation, \$200.00 for a second violation, and not more than \$2,000.00 for a third or subsequent violation;
 - c. The forfeiture and penalties provided in this section shall not be construed as prohibiting other methods of enforcing this Ordinance, including, but not limited to, penalties provided for in Sec. 1.111, injunctions and other forms of relief available to the Village.

(Ord. of 8-29-1988, § 6.075(6); Ord. of 8-22-1994, § 1(15); Ord. of 3-20-2014; Ord. of 10-24-2014)

HISTORY

Amended by Ord. [15-027](#) on 11/18/2015

Amended by Ord. [24-012](#) on 8/19/2024