

RESOLUTION #11-2009

A RESOLUTION TO AMEND CHAPTER 19 OF THE MUNICIPAL CODE

WHEREAS, the Town of Delavan wishes to continue enforcement of Chapter 19.18(5) of the municipal code; and,

WHEREAS, Chapter 19.18(5) of the existing municipal code contains references to Chapter 66.0495 Wisconsin Statutes, which said Chapter has been repealed by 1999 Wisconsin Act 150.

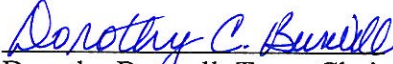
NOW THEREFORE, BE IT HEREBY RESOLVED the Town Board of the Town of Delavan, Walworth County, Wisconsin, does hereby resolve to amend Chapter 19.18(5) of the Town of Delavan Municipal Code as follows:

19.18 (5) DILAPIDATED STRUCTURES IN NAVIGABLE WATERS PROHIBITED.


(a) Any wharf or pier in navigable waters which is so old, dilapidated or in need of repair that it is dangerous, unsafe or unfit for use, may be proceeded against by the Town of Delavan, in the manner and pursuant to the procedure provided in Sec. 30.13(5m) Wisconsin Stats.

(b) Any wharf or pier in navigable waters which is declared so old, dilapidated or in need of repair that it is dangerous, unsafe or unfit for use under Sec. 30.13(5m), Stats., or repair is determined unreasonable under that section, is a public nuisance and may be proceeded against under ch. 823, Wisconsin Stats. or under Chapter 10 of this Municipal Code.

Adopted this 15th day of September, 2009


Dorothy Burwell, Town Chair

Ayes 5 Noes 0

Attest: 
Dixie C Bernstein, Town Clerk