CHAPTER 04 - PUBLIC SAFETY

04.01 POLICE DEPARTMENT - CREATION, DUTIES AND POWERS

The Town shall provide police protection services to its residents by contract with the Dane County Sheriff's Office (DCSO), on such terms and conditions as are approved by the Town Board. The Town hereby affirms that officers and deputies of the DCSO have jurisdiction to provide law enforcement services in the Town of Cottage Grove, all in accordancewith law.

(1) EFFECTIVE DATE

(2) The section was adopted February 02, 2015.

(3) This section shall take effect upon passage and posting.

04.02 OFFICE OF MUNICIPAL JUDGE

(1) COURT CREATED

Pursuant to ch. 755, Stats., there is hereby created: the municipal court of the town of Cottage Grove, Dane county, Wisconsin.

(2) OFFICE OF MUNICIPAL JUDGE CREATED

Pursuant to ch. 755, Stats., there is hereby created the office of: judge of the municipal court, for the Town of Cottage Grove.

(3) ELECTION AND TERM OF SERVICE OF JUDGE

(a) The municipal judge shall be elected at large, at the spring election, for a term of 4 years.

(b) The term of service for the municipal judge shall commence on May 1, of the year of the judge's election.

(4) OATH AND BOND OF JUDGE

(a) Immediately following the election, and prior to May 1, the judge shall take and file the official oath, prescribed in s. 755.03, Stats.; and at the same time execute and file an official bond, in an amount specified by the town board.

(b) No judge may act as such, until the official oath and bond have been filed; pursuant to s. 19.01, Stats.

(5) COST OF COURT OPERATION AND SALARY OF JUDGE

(a) The town shall pay all necessary expenses related to the operation of the municipal court.

(b) The municipal judge shall receive a salary in lieu of fees and costs. The salary shall be established at the annual town meeting; and may be increased by action of the annual town meeting prior to the start of the second or any subsequent year of the term of service of the judge.

(c) The judge shall not be paid a salary for any period during the term, in which there is not an executed official oath and bond on file; as required by (4).

(6) EMPLOYEES

(a) The municipal judge shall appoint, in writing, the court clerk and any deputy clerk authorized by the town board.

(b) The salary of the court clerk and any deputy clerk shall be established by the town board; and may be reviewed at the same time the salary of the municipal judge is reviewed.

(c) Prior to taking office, the court clerk and any deputy clerk shall take and file the official

oath as specified in s. 19.01, Stats.; and if required, shall file a bond in the amount specified by the town board. All oaths and bonds shall be filed with the town clerk.

(d) The cost of any required bond, shall be paid directly by the town.

(7) JURISDICTION

The municipal judge shall have jurisdiction pursuant to s. 755.045, Stats., and as otherwise provided by law.

(8) COURT PROCEDURE

(a) The municipal court of the town of Cottage Grove, shall be in session at such times as determined by the municipal judge.

(b) The municipal judge shall hold court, and maintain an office, in the town hall. Bail hearings may be held in an alternate location; as determined by the municipal judge.

(c) The municipal court clerk shall collect all forfeitures, fines, and restitutions resulting from any action or proceeding heard in said court; and shall turn over all monies received to the town treasurer, no later than 7 days following the receipt by the court.

(d) The conduct of the municipal court shall be as specified in this ordinance, and by state statutes.

(9) COURT COSTS

The municipal judge shall impose and collect a fee for court costs at the maximum level permitted by law. (*See* Wis. Stats. § 814.65(1), which is hereby incorporated and made a part of this ordinance.

(10) EFFECTIVE DATE

(a) The original ordinance was adopted on 1 Nov 1982.

(b) An amendment was adopted on January 6, 2014.

(c) This section shall take effect upon passage and publication.

04.03 CONTEMPT OF COURT FORFEITURES

(1) PROCEDURE

(a) The municipal judge may impose a forfeiture, not to exceed $50.00, plus a penalty for contempt of court as defined in s. 785.01(1), Stats.; in accordance with the procedures under s. 785.03, Stats. Upon non-payment of the forfeiture, any or all provisions of s. 800.12(2), Stats. may be imposed by the municipal judge.

(b) Any forfeiture imposed, shall be in accordance with the procedures described in s. 785.03, Stats.

(c) Any person against whom a forfeiture is imposed, shall have 30 days from the date it is imposed, to pay the forfeiture and penalty assessment in full.

(d) Any person who has the ability to pay any assessment imposed by the municipal court but refuses to do so, may be confined in the county jail for a period not to exceed 7 days; by order of the judge of the municipal court.

(2) EFFECTIVE DATE

(a) The original ordinance was adopted on 4 Jul 1983.

(b) This section shall take effect upon passage and publication.

04.04 DEER GROVE EMS COMMISSION

(1) INCORPORATION BY REFERENCE

The intergovernmental cooperative agreement between the towns and villages of Cottage Grove and Deerfield that established the Deer Grove EMS Commission, is hereby adopted and made a part of this ordinance as Appendix 04-B (Available in the Clerk's Office); with the same force and effect as if it were fully reprinted herein.

(2) EFFECTIVE DATE

(a) The original agreement was adopted on 29 Nov 1977.

(b) This section shall take effect upon passage and publication.

04.05 RESERVED FOR FUTURE USE

This section was repealed and reserved for future use on February 02, 2015.

04.06 FIRE PROTECTION COMMITTEE

[Text to be developed.]

04.07 FIRE PROTECTION WITHIN BUILDING - KNOX BOX

(1) EMERGENCY SERVICES REPOSITORY UNIT REQUIRED

(a) The owner or person in control of the following types of buildings shall install and maintain an approved Emergency Services Repository Unit:

1. Any apartment building or other rental building containing four (4) or more residential units and in which access to a building or common areas or mechanical or electrical rooms within the building is denied through locked doors.
2. Any non-residential building where a fire detection or suppression system is monitored by an alarm company or has an external audible alarm.
3. Any facility that is required to prepare and have material safety data sheets and/or hazardous chemical inventory forms under the Superfund Amendments and Reauthorization Act (SARA Title III).

(b) Installation Requirements:

1. Upon notification the property owner has 5 months from the date of the date of notice to install the unit. Failure to do so shall be punishable as a Class D Forfeiture under s. TCG 25.04.
2. The repository unit must be located at a height of not less than four (4) feet and not more than six (6) feet above final grade.
3. The repository unit must be located at the recognized public entrance on the exterior of the structure.

(c) Repository Contents

1. Current keys for the following shall be placed in the repository unit:
   a. Main entrance door.
   b. Alarm room and control panel.
   c. Mechanical rooms and sprinkler control rooms.
   d. Electrical rooms.

e. Special key to rest pull station alarms or other fire protection devices.

f. Elevator keys, if required.

g. All other rooms as specified during plan review process.

2. The keys shall be labeled so as to be easily identified in the field.

(d) Right of Appeal

Any property may appeal the request for a knox box before the Joint Fire Department committee.