

CHAPTER 11 - PUBLIC NUISANCES

11.01 REGULATION OF JUNK ACCUMULATION

(1) DEFINITIONS

(a) "Junk" means any old or scrap metal, metal alloy, synthetic or organic material or waste. Junk includes any air conditioner, clothes dryer or washer, dish washer, fan, furnace, refrigerator, stove, water heater or softener, and any other appliance, which is located outside of a dwelling or other enclosed structure, and is incapable of being used for its designed purpose, or has not been used for said purpose for a period of at least 30 days.

(b) "Junk farm machinery" means any combine, harvester, hay bailer, manure spreader, plow, portable storage tank, wagon or wagon frame, and other pieces of equipment, and their components, commonly found in agricultural use; which are inoperable, and stored outside of a barn or similar enclosed structure for a period of at least 90 days.

(c) "Junk vehicle" means any all terrain vehicle (ATV), motor vehicle [as defined in s. 340.01(35), Stats.], motorcycle, recreational vehicle (RV), snowmobile, trailer, truck or truck body, and similar pieces of equipment which are junked, dismantled, disassembled, inoperable, abandoned, or wrecked, and are incapable of being legally operated on a public highway due to missing or inoperative parts, flat or removed tires, or other defects including lack of a valid registration, and which are stored outside of a garage or similar enclosed structure for a period of at least 30 days.

(d) "Solid waste" has the meaning specified in s., 289.01(33), Stats., but also includes all garbage, all animal, fish, fowl or vegetable matter incident to and resulting from the use, preparation and storage of food for human consumption, rubbish, ashes, debris, industrial wastes, miscellaneous household waste material, combustible and non-combustible material resulting from ordinary mercantile enterprises, boxes, cartons, paper, ashes, tires, cinders, tin cans, wood or metal or plastic refuse, bottles and broken glass, rubber, grass clippings, brush, leaves and garden plants.

(2) ACCUMULATION OF JUNK PROHIBITED

(a) No person shall allow any material described in (1)(a)-(1)(d), to accumulate on their property in an unenclosed or unscreened manner, or in a manner which tends to create a safety, sanitary or health hazard, tends to create a rodent or varmint attraction, or by its unsightliness, tends to depreciate property values.

(b) The safe and healthy accumulation of any material described in (1)(a)-(1)(d), which is out of the public view; and is in compliance with all other state, county and town regulations is not prohibited by this ordinance.

(3) NOTICE OF VIOLATION.

If, following an inspection, the Building Inspector, Fire Inspector, or Police Officer determines that there are grounds to believe that a there has been a violation of any provisions of this Ordinance, notice of such violation shall be given to the owner(s) or occupant(s). The notice of violation shall:

(a) Be in writing;

(b) Indicate the nature of the alleged violation(s);

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(c) Indicate the time for the correction or abatement of the alleged violation and/or submission of a plan to correct the alleged violation, which time shall not be more than 20 days;

(d) Be served upon the owner or occupant in the following manner:

1. Hand delivered to the owner or occupant by the Building Inspector, Fire Inspector, Police Officer or their designated representative; or
2. Sent by certified mail to the owner's or occupant's last known address, as said address appears on the tax rolls. The certified mail receipt and an affidavit of mailing shall be sufficient evidence of service, which service shall be deemed effective within 5 business days of the date of mailing.

(e) Advise the owner or occupant of the right to request, within 5 business days of the date of service, a hearing before the Town Board and further advise the owner/occupant that the owner/occupant's failure to make such a request shall result in the notice of violation being deemed an order of violation. Such hearing shall be held at the next regular Board meeting, with notice of the hearing date mailed to the owner/occupant's last known address at least 5 days before the hearing.

(f) At such hearing, the owner or occupant shall have an opportunity to present information and witnesses to the Town Board in order to show cause why such notice of violation should not be issued or should be modified. Upon hearing from the owner or occupant, and from the official who issued the notice of violation (the Building Inspector, Fire Inspector, or Police Officer), the Town Board may act to uphold, reverse or amend the notice of violation. Such action shall be considered a final decision of the Board and constitute an Order of Violation.

(4) NONCOMPLIANCE - REMEDY OF DEFECTS; ABATEMENT

(a) The owner or occupant of the premises shall have the time specified in the order of violation to remedy the violations.

(b) The Building Inspector, Fire Inspector or Police Officer shall, in his or her discretion, have the ability to extend the time for corrections if the circumstances warrant an extension and the owner or occupant is making a good faith effort to correct the violations.

(c) If the owner or occupant, after order of violation, fails or refuses to timely remedy the violations, then the Town, at its sole option, may cause such work to be done. Prior to commencing such work, the Building Inspector, Fire Inspector or Police Officer shall do the following:

1. Provide notice to the owner or occupant that the Town will abate the violations along with an estimate of the approximate dates and times during which abatement will occur; and,
2. Have the Town Clerk certify the approximate cost for any such work done, including reasonable costs for administration and Inspection fees (collectively, "costs of abatement"), and provide notice of same to the owner or occupant.

(d) Following such notice, the owner and/or occupant shall give the persons designated by the Town full access to the land and the exterior of the buildings and structures to abate the violations. Failure of an owner or occupant to permit such access shall constitute a violation of this Ordinance, and may also result in the Town obtaining an injunction from Dane County Circuit Court. Reasonable costs of obtaining the injunction shall be added as administration to the costs of abatement and notice of the additional costs shall be provided to the owner or

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occupant.

(e) If the owner or occupant fails to pay the costs of abatement within 30 days of the notice from the Town Clerk, interest shall accrue against the balance due at the rate of 1% per month and the total balance due shall become a lien against real estate on the next tax roll in accordance with law.

(5) PENALTY FOR VIOLATION

In addition to and separate from any of the procedures set forth above, whenever there is violation of this ordinance, the Building Inspector, Fire Inspector or Police Officer may issue the owner or occupant a municipal citation. Violations of this ordinance shall be punishable as class D forfeitures, under s. TCG 25.04. Each day of violation or continuation of a violation shall constitute a separate and distinct violation of this ordinance.

(6) EFFECTIVE DATE

The original ordinance was adopted on 7 Aug 1989. The ordinance was amended on July 17, 2006.

11.02 OUTDOOR AND OPEN BURNING

(1) PURPOSE

This ordinance is intended to promote and safeguard the public health, safety and welfare of the citizens of the Town of Cottage Grove due to the air pollution and fire hazards of outdoor and open burning.

(2) DEFINITIONS

(a) "Air curtain destructor" means a solid waste disposal operation that combines a fixed wall open pit and a mechanical air supply, which uses an excess of oxygen and turbulence to accomplish the smokeless combustion of clean wood wastes and similar combustible materials.

(b) "Fire Pit" means an area cleared down to bare dirt and hollowed out at least 6 inches deep.

(c) "Fire Ring" means a barrier to keep the fire from escaping from a fire pit, such as stones, a tire rim, or commercially available fire ring at least 11 inches deep.

(d) "Campfire" means a small outdoor fire in a fire pit or surrounded by a fire ring, intended for recreation or cooking.

(e) "Outdoor Furnace" means a furnace, stove or boiler that is not located within a building intended for habitation by humans or domestic animals.

(f) "Fire Chief" means the Chief of the Cottage Grove Volunteer Fire Department.

(g) "Open burning" means combustion in which the by-products thereof are emitted directly into the ambient air, without passing through a stack or chimney, including the combustion occurring at a properly operated air curtain destructor. Open burning does not include the combustion which occurs in any enclosed or covered unit designed to prevent the escape of any burning materials.

(3) PROHIBITED OUTDOOR AND OPEN BURNING

(a) Open burning of any wet combustible rubbish, garbage, oily substances, asphalt, rubber or plastic products, or other materials prohibited by NR 429.04 or NR 502.11, Wisconsin Administrative Code.

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(b) Burning of explosive or dangerous material without a permit issued by either the Wisconsin Department of Natural Resources (DNR), or the Department of Industry, Labor and Human Relations (DILHR).

(c) Open burning in an air curtain destructor without first obtaining a permit from the DNR and having received written approval from the town board.

(d) Open burning of any material whatsoever by businesses, excluding agricultural or silvicultural facilities, except where a wood burning site license under NR 502.11(f), Wisconsin Administrative Code, has been approved by the Wisconsin Department of Natural Resources.

(e) Open burning of any material whatsoever by agricultural or silvicultural facilities, except for stumps, trees, limbs, brush and weeds, as described in NR 502.11(2)(a), Wisconsin Administrative Code.

(4) REGULATED OPEN BURNING

(a) Open burning of trees, stumps, brush, dry leaves, plant clippings, weeds, and other dry combustible materials generated on the property, including that from clearing and maintenance of rights of way.

(b) Any non-enclosed or non-covered cooking fires or campfires.

(c) Open burning, or fires set for practice and instruction of fire fighters, or testing of fire fighting equipment.

(5) OPEN BURNING PERMITS

(a) DEFINITIONS

1. Open Burning Permit, a yearly permit for daytime burning of materials permitted under section (4). Once issued, this permit requires residents to register each open burn via telephone or online 2 days prior to burning.

2. Campfire Permit, a yearly permit for recreational or cooking fires in a fire pit or surrounded by a fire ring.

(b) Open burning permits shall be required for all regulated open burning conducted within the limits of the town, as described in (4).

(c) Open burning permits shall be issued by the town chair or their designee.

(d) Open burning permits shall not be required for any activity described in (4)(c), when these activities are conducted by the Cottage Grove fire department.

(e) Open burning permits shall only be issued to a person with a vested interest in the land described on the permit.

(f) Open burning permits may be denied to any person found to be in violation of any provision of this ordinance for a period of up to one year from the date of the violation.

(g) Open burning permits shall detail all conditions that apply to the activity being permitted, and a copy of the permit shall be available at the burning site. A current copy of the burning permits are attached as Appendix 11-A with the same force and effect as if it were fully reprinted herein.

(6) STANDARD OPEN BURNING PERMIT CONDITIONS

(a) A responsible adult shall be in attendance at any fire until it is totally extinguished.

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- (b) All open burning shall be conducted in a safe manner, when wind and weather conditions are such that they do not create any fire hazards to adjacent properties and the open burning can be safely controlled.
- (c) Except for campfires, or when specifically noted on the permit as a special condition, no open burning shall be conducted between sunset and sunrise.
- (d) Campfires shall be extinguished by 10:00 P.M. on Sunday thru Thursday and 11:00 P.M. on Friday or Saturday, or shall be extinguished immediately upon the request of a neighbor due to smoke causing a nuisance on the neighboring property.
- (e) No open burning shall be conducted within 20 feet from any structure, hay stack, or fuel storage location, or upon any surface within a right-of-way, public or private (except when burning is performed by Town or County staff in connection with clearing of the right-of-way).
- (f) Adequate firebreaks shall be provided, and arrangements shall be made to notify the fire department in case of an emergency (ie: having a phone available to DIAL 911).
- (g) The open burning shall not be in violation of any federal air control rules, or any state air pollution control rules that are required by applicable federal laws or regulations.

(7) OUTDOOR FURNACES

- (a) An outdoor furnace may be used in the Town of Cottage Grove only in accordance with the following provisions:
- (b) The outdoor furnace shall not be used to burn any of the prohibited materials listed in section (3) of this ordinance.
- (c) The outdoor furnace shall be located at least 250 feet from the nearest building which is not on the same property as the outdoor furnace unless written approval of the burning location is obtained from the owner of the nearest building that is not on the same property. A copy of the approval shall be provided to the Town Board prior to commencing burning.
- (d) The outdoor furnace shall have a chimney that extends at least 15 feet above the ground surface or higher. The Town Board may approve a lesser height on a case-by-case basis if necessary to comply with manufacturer recommendations and if the smoke from the lower chimney height does not create a nuisance for neighbors.
- (e) Outdoor furnace installations completed prior to January 8, 2010 will be considered grandfathered in for the purposes of (b) and (c) above.

(8) RIGHT OF ENTRY AND INSPECTION

The Fire Chief or any authorized officer, agent, employee or representative of the Town of Cottage Grove who presents credentials may inspect any property for the purpose of ascertaining compliance with the provisions of this ordinance. Note: If the owner or occupant of the premises denies access to the property for this purpose, a special inspection warrant may be obtained in accordance with sections 66.122 and 66.123, Wis. Stats. In the event of a fire emergency, the Fire Chief and members of the Fire Department may access property to extinguish uncontrolled fire in order to protect the safety of persons and property.

(9) PENALTY FOR VIOLATION

- (a) In addition to, and separate from, the possible liability referred to in (9) (b,c) , violations of this ordinance shall be punishable as class D forfeitures, under s. TCG 25.04.
- (b) Any violation of this ordinance shall result in the permit being revoked, and the fire being

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extinguished.

(c) The permit holder, or responsible party where a permit was not obtained, will be liable for any and all costs incurred by the town in responding to and extinguishing any outdoor or open burning which is in violation of this ordinance, and any other liability resulting from damage caused by the fire.

(10) EFFECTIVE DATE

(a) Original ordinance adopted May 21, 2001

(b) Amended January 4, 2010 and January 6, 2014.

(c) This section shall take effect upon passage and posting and/or publication (if required).

11.03 FENCING OF HAZARDOUS AREAS

(1) DEFINITIONS

(a) "Fence" means a fixed barrier which shall not be less than 4 feet in height, and shall be constructed of welded wire, or similar materials which would provide similar strength; and shall have openings no greater than that found in a woven wire fence that met the specifications of the Wisconsin department of transportation (DOT) for right-of-way fencing. A current copy of DOT standard detail drawing 15 B 1 is attached as Appendix 11-B, with the same force and effect as if it were fully reprinted herein.

(b) "Gate" means a rigid, movable barrier which shall not be less than 4 feet in height; and shall be constructed of sturdy materials which would provide similar strength and design as that found in an agricultural pipe gate.

(c) "Hazardous area" means any area whose natural topography has been altered by the activities of the landowner, lessee, tenant, or other person, either now or prior to the effective date of this ordinance, such that; a slope of 2 to 1 or less, exists a distance of at least 10 feet along the top of the slope; and the overall height of the slope is more than 8 feet.

(2) FENCING REQUIREMENTS

(a) All landowners, or any person who has created a hazardous area on any land within the town, shall fence the hazardous area within 30 days from the effective date of this ordinance. The fence shall be posted with "warning" signs that meet, or exceed, the sign specifications under s. 943.13(2)(a), Stats.

(b) All fencing shall be erected and maintained no less than 10 feet from the top edge of a slope described in (1)(c); and be of sufficient length and contour to effectively obstruct access to the hazardous area, along the top edge of the slope.

(c) A gate shall be erected across all access roads, which shall be kept closed and locked with a padlock, or similar device, whenever there is no authorized activity being conducted on the site.

(d) In addition to the requirements of this ordinance, all applicable regulations of the Wisconsin Department of Industry, Labor and Human Relations (DILHR); the department of natural resources (DNR); and the US department of labor, mine safety and health administration (MSHA), are hereby adopted and made a part of this ordinance with the same force and effect as if they were fully reprinted herein, and shall be complied with by the person described in (a).

(3) PENALTY FOR VIOLATION

In addition to, and separate from, the possible liability from a failure to comply with any DILHR,

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DNR, or MSHA regulation; violations of this ordinance shall be punishable as class B forfeitures, under s. TCG 25.04.

(4) EFFECTIVE DATE

- (a) The original ordinance was adopted on 7 Jun 1993.
- (b) This section shall take effect upon passage and publication.

11.04 REGULATION OF MASSAGE ESTABLISHMENTS AND TECHNICIANS

(1) DEFINITIONS

- (a) "Massage" means a rubbing, kneading, etc., of a part of the body of one person, by another; by any means, physical or mechanical.
- (b) "Massage establishment" means a place of business, not otherwise regulated under ch. 448, Stats., where a massage is made available for a consideration.
- (c) "Massage technician" means any person, not otherwise regulated under ch. 448, Stats., who administers a massage for a consideration; whether or not they are employed in a massage establishment.
- (d) "Operator" means any person licensed by the town board to operate a massage establishment.
- (e) "Patron" means any person who receives a massage from a massage technician, under any circumstances.

(2) LICENSE REQUIREMENTS

- (a) No person shall operate a massage establishment, or act as a massage technician within the town limits, until such time as a license is issued for that activity from the town. Application shall be made to the town clerk; using a form developed and approved by the town board.
- (b) All licensed premises shall have an operating, toll free telephone within the premises, to summon help in an emergency.

(3) FEES

- (a) A fee, as specified in s. TCG 07.02(14), shall accompany each application for a massage establishment, massage technician, and operators license. The fee for each of these licenses shall be specified on the application, and shall be paid to the town treasurer in US currency, money order or check payable to: the Town of Cottage Grove. An itemized receipt shall be provided for all currency received.
- (b) Each license shall have its own fee structure. Any person required to hold more than one license, shall pay the appropriate fee for each.

(4) LICENSING PERIOD

All massage establishment, massage technician, and operators licenses issued shall be valid from July 1 of one year, to June 30 of the following year.

(5) ISSUANCE PROCEDURE

- (a) The town clerk shall provide, at no cost, one copy of this ordinance and the appropriate town application forms to all persons applying for a massage establishment, massage technician, or operators license.
- (b) The town board shall review all applications received by the clerk, and shall schedule a

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public hearing to hear any community concerns, prior to acting on any application.

(c) No license shall be issued to any premises for which taxes, assessments, or other claims of the town are delinquent and unpaid; or to any person delinquent in payment of such claims.

(d) No license shall be issued to any person who has an arrest and conviction record which, in the opinion of the town board, disqualifies them from holding such license.

(e) No massage technician license, shall be issued to any person who has not submitted a certificate from a licensed physician that the applicant has had a complete physical examination, including blood screens within the past 30 days; and that the examining physician has found the applicant to be free of communicable diseases.

(6) PENALTY FOR VIOLATION

In addition to, and separate from, any penalties set forth in state statutes, and county ordinances; violations of this ordinance shall be punishable as class B forfeitures, under s. TCG 25.04.

(7) EFFECTIVE DATE

(a) The original ordinance was adopted 3 Mar 1975.

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

11.05 CONTROL OF NOXIOUS AND NUISANCE WEEDS

(1) DEFINITIONS

(a) "Noxious weeds" means the following: Canada thistle, leafy spurge, field bindweed (creeping Jenny), cannabis (marijuana/hemp), and any other such weeds as may be specified in s. 66.0407(b), Stats.

(b) "Nuisance weeds" means any non-native member of the genus *Lythrum* (purple loosestrife) or hybrids thereof, and multiflora rose; along with any other weeds allowed to grow to such a height and density, that would interfere with the sight distance at a highway intersection, or would otherwise create a public nuisance, as defined in s. TCG 11.06(1).

(c) "Weed commissioner" means the person designated by the town chair, under s. 66.0517, Stats.; having the duties and powers specified in (2)(c,d), and s. 66.0517, Stats.

(2) WEED COMMISSIONER

(a) The weed commissioner shall be appointed annually by the town chair on or before May 15; and shall have the duties and powers specified in s. 66.0517, Stats., in addition to those specified in (c,d).

(b) At the same time the weed commissioner is appointed; a class 2 notice shall be published specifying that every person that owns, occupies, or controls lands within the town limits is required by law to destroy all noxious weeds, as described in (1)(a); and that all nuisance weeds shall be controlled, as specified by the weed commissioner.

(c) The weed commissioner shall review any claim that a growth of nuisance weeds has become a public nuisance, and shall take action to ensure that the nuisance is abated. The control of nuisance weeds, shall follow the procedure for the destruction of noxious weeds, described in s. 66.0517, Stats.

(d) The weed commissioner may request the highway superintendent to use town owned mowing equipment to control the growth of nuisance weeds, if such use is determined to be the most economical method available; or when the landowner of the parcel can not be contacted as

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described in (c).

(3) PENALTY FOR VIOLATION

In addition to, and separate from, any penalty specified in any applicable state statute; violations of this ordinance shall be punishable as class D forfeitures, under s. TCG 25.04.

(4) EFFECTIVE DATE

This section shall take effect upon passage and publication.

11.06 PUBLIC NUISANCES

(1) DEFINITIONS

(a) "Authorized agent" means employees or designees of the Town of Cottage Grove authorized to administer or enforce this Chapter, including but not limited to Police Officers, Building Inspectors, Fire Inspectors, the Highway Superintendent or Weed Commissioner.

(b) "Public nuisance" means any thing, act, occupation, condition or use of property, which continues for such length of time, as to:

1. Substantially annoy, injure or endanger the comfort, health, repose, or safety of the public.
2. In any way render the public insecure in life, or the use of property.
3. Offend the public morals, or the community's standards of decency.
4. Unlawfully, and substantially interfere with, obstruct or tend to obstruct, or render dangerous for passage, any highway, navigable body of water, other public way or property.
5. Generate loud, discordant, and unnecessary noises, or vibrations of any kind; including, but not limited to, sound levels in excess of those specified in Table G-16 of the OSHA General Industry Standards [29 CFR 1910.95]. A copy of the current Table G-16 is attached as Appendix 11-C, with the same force and effect as if it were fully reprinted herein.

(c) "Public nuisances affecting health" include, but are not limited to, the following:

1. All decayed, harmfully adulterated, or unwholesome food or drink, sold or offered for sale to the public.
2. Carcasses of animals, birds, or fowl not intended and processed for human consumption which are not buried or otherwise disposed of in a sanitary manner, within 24 hours after death.
3. Accumulations of stagnant water within a platted subdivision; in which mosquitoes, flies, or other insects can be expected to breed. Approved retention ponds on public property are exempt from this section.
4. Air emissions in excess of levels permitted by the Wisconsin Department of Natural Resources (DNR).
5. The pollution of any waters of the state, in violation of any DNR regulation.
6. Any use of property, substances, or things within the town limits, emitting any offensive or noxious odor or effluent; which is found to discomfort, annoy, or inconvenience an appreciable number of town residents. All wells, septic tanks,

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grease traps, cisterns, privy vaults, and day wells not covered or otherwise secured to prevent unauthorized access.

(d) "Public nuisances affecting community morals" include, but are not limited to the following:

1. All lewd acts conducted while in view of the public; whether or not the party involved was in a private residence.
2. All bawdy houses, and any building or structure maintained for the purposes of gambling, prostitution or promiscuous sexual activity.
3. Any place classified as an alcohol beverage establishment, under ch.125, Stats. and ch. TCG O5; that does not have a valid license issued by the town.
4. Any place where town ordinances, or state statutes, are openly, repeatedly, and intentionally violated.

(e) "Public nuisances affecting safety" include, but are not limited to, the following:

1. All signs, awnings, and similar structures, over or adjacent to, parks and other public areas, situated such that they endanger the public.
2. All trees, hedges, signs, or other obstructions adjacent to a highway, which limit the sight distance of any person approaching an intersection.
3. All tree limbs, branches, and other non-conductive obstructions over any highway within the town limits; less than 14 feet above the paved surface of the highway.
4. All wires, cables, and other conductive obstructions over any highway within the town limits; less than 18 feet above the paved surface of the highway.
5. All trees which fall in whole, or in part, into the highway right-of way or onto any other public lands.
6. All refrigerators, or other containers with air-tight doors, which are located outside of a residence or other secured structure; which have not had all the doors removed, or are not equipped with a device for opening the door from the inside.

(2) REGULATION OF PUBLIC NUISANCES

(a) No person shall create, or maintain, any public nuisance, as described in (1)(a-e), within the town limits.

(b) All reports of public nuisances within the town limits, shall be initially investigated by the police department; with citations issued as deemed appropriate. In the event there appears to be a violation that warrants additional investigation; the police department will promptly notify the weed commissioner, or highway superintendent, or appropriate building, electrical, or fire inspector for their inspection and follow-up report.

(c) All follow-up investigation reports shall be documented in writing; and where appropriate, video tape, or photographs, shall document the conditions found.

(d) All sound level monitoring shall be conducted at the property line of the parcel upon which the sound is generated; or at any alternate location determined to be appropriate. All noise levels shall be measured on the A scale of a standard sound level meter at slow response.

(3) NOTICE AND ORDER OF VIOLATION.

If the follow-up investigation reveals that a public nuisance exists, the police department

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authorized agent shall issue a notice of violation to the person responsible for the nuisance, ordering specific remedial action and a specific time for abatement. In the event the nuisance is not abated within the time period allowed, the person responsible for the nuisance shall be in violation of this ordinance and subject to the penalties specified in (3) and (4).

(4) NONCOMPLIANCE – REMEDY OF DEFECTS; ABATEMENT

(a) The person responsible for the violation shall have the time specified in the order of violation to remedy the violations.

(b) The authorized agent shall, in his or her discretion, have the ability to extend the time for corrections if the circumstances warrant an extension and the person responsible for the violation is making a good faith effort to correct the violations.

(c) If the person responsible for the violation, after order of violation, fails or refuses to timely remedy the violations, then the Town, at its sole option, may cause such work to be done. If the Town exercises this option, the authorized agent shall enter upon the responsible person's property and cause the nuisance to be removed or abated and the Town shall recover the expenses incurred thereby from the owner or occupant of the premises or from the person who has caused or permitted the nuisance. Prior to commencing such work, the authorized agent shall do the following:

1. Provide notice to the person responsible for the violation, via either personal service or certified mail with return receipt or commercial delivery with verified delivery (such as Federal Express), that the Town will abate the violations along with an estimate of the approximate dates and times during which the abatement will occur; and
2. Have Town Clerk certify the approximate cost for any such work done, including reasonable costs for administration and inspection fees (collectively, "costs of abatement"), and provide notice of same to the person responsible for the violation ("Abatement Order").

(d) Following such notice and Abatement Order, the person responsible for the violation shall give the persons designated by the Town full access to the land and the exterior of the buildings and structures to abate the violations. Any person affected by such Abatement Order shall, within thirty (30) days of service of the order, apply to the Circuit Court for an order restraining the Town and the authorized agent from entering on the premises and abating or removing the nuisance, or be forever barred. The Court shall determine the reasonableness of the Abatement Order.

(e) If the person responsible for the violation fails to pay the costs of abatement within 30 days of the notice from the Town Clerk, interest shall accrue against the balance due at the rate of 1% per month and the total balance due shall become a lien against real estate on the next tax roll and collected as a special charge in accordance with law. If the person responsible for the violation is not a property owner in the Town of Cottage Grove, the Town may seek other restitution options.

(5) PENALTY FOR VIOLATION

In addition to, and separate from, any of the procedures set for above and any liability resulting from a failure to comply with any applicable state statute or administrative rule; violations of this ordinance shall be punishable as class C forfeitures, under s. TCG 25.04.

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(6) EFFECTIVE DATE

- (a) The original ordinance was adopted on 11 Mar 1994 and amended on December 15, 2008.
- (b) This section shall take effect upon passage and publication.

11.07 REGULATION OF PEDDLERS AND TRANSIENT MERCHANTS.

(1) REGISTRATION REQUIRED. It shall be unlawful for any transient merchant to engage in sales within the Town of Cottage Grove without being registered for that purpose as provided herein.

(2) DEFINITIONS. In this ordinance:

(a) "Transient merchant" means any individual who engages in the retail sale of merchandise at any place in the Town temporarily, and who does not intend to become and does not become a permanent merchant of such place. For purposes of this section, sale of merchandise includes a sale in which the personal services rendered upon or in connection with the merchandise constitutes the greatest part of value for the price received, but does not include a farm auction sale conducted by or for a resident farmer of personal property used on the farm, or the sale of produce or other perishable products at retail or wholesale by a resident of this state.

(b) "Permanent merchant" means any person who, for at least six months (i) has continuously operated an established place of business in the local trade area among the communities bordering the place of sale or (ii) has continuously resided in the local trade area among the communities bordering the place of sale and now does business from her/his residence.

(c) "Merchandise" shall include personal property of any kind, and shall include merchandise, goods, or materials provided incidental to services offered or sold. The sale of merchandise includes donations required by the seller for the retention of goods by a donor or prospective customer.

(d) "Charitable organization" shall include any benevolent, philanthropic, patriotic, or eleemosynary person, partnership, association or corporation, or one purporting to be such.

(e) "Clerk" means the Town Clerk.

(f) "Sales" means solicitation for purchase of services, good or combination thereof.

(3) EXEMPTIONS. The following shall be exempt from all provisions of this ordinance.

(a) Any person delivering newspapers, fuel, dairy products or bakery goods to regular customers on established routes;

(b) Any person selling merchandise at wholesale to dealers or retailers in such merchandise;

(c) Any person selling agricultural products which that person has grown;

(d) Any person who has an established place of business where the merchandise being sold is offered for sale on a regular basis, and in which the buyer has initiated contact with, and specifically requested, a home visit by said person;

(e) Any permanent merchant or employee thereof who takes orders at the home of the buyer for merchandise regularly offered for sale by such merchant within this county and who delivers such merchandise in their regular course of business;

(f) Any person holding a sale required by statute or by order of any court and any person conducting a bona fide auction sale pursuant to law;

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- (g) Governmental agents and employees in the performance of their official duties
 - (h) Any employee, officer or agent of a charitable organization who engages in direct sales for or on behalf of said organization, provided that there is submitted to the clerk proof that such charitable organization is registered under Wis. Stat. s. 440.42. Any charitable organization engaging in the sale of merchandise and not registered under Wis. Stat. s. 440.42, shall be required to register under this ordinance;
 - (i) This ordinance does not apply to transient merchants while doing business at special events or under other licenses authorized by the Town Board.
- (4) REGISTRATION.
- (a) Applicants for registration must complete and return to the clerk a registration form which shall require the following information:
 1. name, permanent address and telephone number, and temporary address, if any;
 2. age, height, weight, color of hair and eyes, and sex;
 3. name, address and telephone number of the person, firm, association or corporation that the transient merchant represents or is employed by, or whose merchandise is being sold;
 4. temporary address and telephone number from which business will be conducted, if any;
 5. nature of business to be conducted and a brief description of the merchandise, and any services offered;
 6. proposed methods of delivery of merchandise, if applicable;
 7. make, model and license number of any vehicle to be used by applicant in the conduct of her/his business;
 8. most recent cities, villages, towns, not to exceed three, where applicant conducted her/his business;
 9. place where applicant can be contacted for at least seven days after leaving the Town;
 10. statement as to whether applicant has been convicted of any crime or ordinance violation related to applicant's transient merchant business within the last five years, and the nature of the offense and the place of conviction.
 - (b) Applicants shall present to the clerk for examination:
 1. a driver's license or some other proof of identity as may be reasonably required;
 2. a state certificate of examination and approval from the sealer of weights and measures where applicant's business requires use of weighing and measuring devices approved by state authorities;
 3. a state health officer's certificate where applicant's business involves the handling of food or clothing and is required to be certified under state law; such certificate to state that applicant is apparently free from any contagious or infectious disease, dated not more than ninety (90) days prior to the date the application license is made.
 - (c) At the time of license registration a fee shall be paid to the clerk to cover the cost of

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processing said registration. The registration fee shall be set by resolution of the Town Board.

(d) Upon payment of said fee and satisfactory completion of the investigation under section (5) below, the clerk shall register the applicant as a transient merchant and date the entry. Said registration shall be valid for a period of one year from the date of entry, unless revoked as provided below.

(e) Any person refused or denied registration may appeal the denial to the Town Board which shall follow the procedure set forth under section (7) below.

(5) INVESTIGATION.

(a) Upon receipt of each application, the clerk may refer it immediately to the Police Department who may make and complete an investigation of the statements made in such registration.

(b) The clerk shall refuse to register the applicant if it is determined, pursuant to the investigation above, that: the application contains any material omission or materially inaccurate statement; complaints of a material nature have been made against the applicant by authorities in the most recent cities, villages and towns, in which the applicant conducted similar business; the applicant was convicted of a crime, statutory violation or ordinance violation within the last five (5) years, the nature of which is directly related to the applicant's fitness to engage in direct selling; or the applicant failed to comply with any applicable provision of section (4) above.

(c) The Chief of Police, or designee, shall report to the clerk any charges or convictions under this ordinance and the clerk shall note any such violation on the record of the transient merchant.

(6) REGULATION OF TRANSIENT MERCHANTS.

(a) Prohibited Practices.

1. A transient merchant shall not: call at any dwelling or other place between the hours of 9:00 P.M. and 9:00 A.M. except by appointment; call at any dwelling or other place where a sign is displayed bearing the words "No Peddlers," "No Solicitors" or words of similar meaning; call at the rear door of any dwelling place; or remain on any premises after being asked to leave by the owner, occupant or other person having authority over such premises.
2. A transient merchant shall not misrepresent or make false, deceptive or misleading statements concerning the quality, quantity, or characteristics of any merchandise offered for sale, the purpose of her/his visit, her/his identity or the identity of the organization she/he represents. If requested, a charitable organization transient merchant shall specifically disclose what portion of the sale price of the merchandise being offered will actually be used for the charitable purpose for which the organization is soliciting. Said portion shall be expressed as a percentage of the sale price of the merchandise.
3. No transient merchant shall by his or her activities impede the free use of sidewalks and streets by pedestrians and vehicles. Where sales are made from vehicles, all traffic and parking regulations shall be observed.
4. No transient merchant shall make any loud noises or use any sound amplifying device to attract customers if the noise produced is capable of being plainly heard outside a one-hundred foot radius of the source.

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5. No transient merchant shall allow rubbish or litter to accumulate in or around the area in which she/he is conducting business.

(b) Disclosure Requirements.

1. During all transactions, a transient merchant shall expressly disclose his/her name, the name of the company or organization he/she is affiliated with, if any, and the identity of merchandise or services he/she offers to sell.
2. The transient merchant shall comply with all consumer protections laws, including but not limited to the requirements for consumer approval transactions under Chapter 423 of the Wisconsin Statutes, as may be amended.
3. If the transient merchant takes a sales order for the later delivery of merchandise, he/she shall, at the time the order is taken, provide the buyer with a written statement containing the terms of the agreement, the amount paid in advance whether full, partial, or no advance payment is made, the name, address and telephone number of the seller, the delivery or performance date, and whether a guarantee or warranty is provided and, if so, the terms thereof.

(7) REVOCATION OF REGISTRATION.

(a) Registration may be revoked by the Town Board after notice and hearing, if the registrant made any material omission or materially inaccurate statements in the application for registration, made any fraudulent, false, deceptive or misleading statement or representation in the course of engaging in transient sales, violated any provision of this Ordinance or was convicted of any crime or ordinance or statutory violation which is directly related to the registrant's fitness to engage in selling. A signed statement or complaint setting forth the request and/or basis for license revocation may be made by the Town Clerk, Police Chief or other Town resident.

(b) Written notice of the hearing shall be served personally or via U.S. Mail to the transient merchant's permanent address at least seventy-two (72) hours prior to the time set for the hearing. Such notice shall contain the time and place of hearing and a statement of the acts upon which the hearing will be based. The hearing shall be in front of the Town Board. The complainant and transient merchant may present and cross examine witnesses, and present other information to the Town Board.

(8) PENALTY.

The penalty for violation of this Ordinance as provided in TCG 25.04 shall be a Class of "B" forfeiture.

(9) SEVERANCE CLAUSE.

The provisions of this ordinance are declared to be severable, and if any section, sentence, clause or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this ordinance; they shall remain in effect, it being the legislative intent that this ordinance shall stand notwithstanding the invalidity of any part.

(10) EFFECTIVE DATE.

This ordinance shall take effect upon passage and publication.

11.08 FALSE ALARMS PROHIBITED

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(1) DEFINITIONS

(a) “False Signal” means any signal which is emitted by an intrusion, fire, holdup or other alarm system which is not the result of an intrusion by persons, a fire, or a holdup. A signal is emitted for the purposes of this ordinance when it is directly transmitted to a Law Enforcement Department or Fire Department or transmitted to any person who subsequently reports such signal to a Law Enforcement Department or Fire Department.

(b) “Owner” means the person or legal entity that owns the property from which the false signal is emitted, except that, if the premises are leased or rented, the lessee or occupant of the property or part thereof from which the false signal is emitted shall be deemed the owner.

(2) FALSE ALARMS PROHIBITED

No person shall permit an intrusion, fire, holdup alarm or any other alarm system to repeatedly emit false signals.

(3) RESPONSIBILITY FOR OPERATION OF ALARM SYSTEMS.

(a) Upon a finding that a signal from an alarm system is a false signal, the Law Enforcement Department shall notify the building owner of the false signal. It shall then be the responsibility of the owner to secure the building and prevent additional false signals. A second or subsequent false alarm within a twelve-hour period shall constitute a violation of this ordinance and the building owner shall be liable for such violation.

(b) No building owner shall permit an alarm system to emit more than three false signals during any sixty-day period. A fourth false signal during a sixty-day period shall constitute a violation of this ordinance and the building owner shall be liable for such violation.

(4) PENALTY FOR VIOLATION

Any violation of this ordinance shall be subject to a Class C forfeiture as specified in TCG Ord. 25.04(1)(b). Each and every day such violation continues shall be considered a separate offense.

(5) EFFECTIVE DATE

(a) The original ordinance was adopted November 17, 2008

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

11.09 UNOCCUPIED PROPERTY MAINTENANCE

(1) PURPOSE.

(a) The general purpose of this Ordinance is to protect and enhance the public health, safety, and general welfare of the residents of the Town by establishing minimum standards for maintenance of premises.

(b) To further its general purpose, this Ordinance has the following objective: To provide a means to declare that certain land, buildings and structures are detrimental to the health, safety and general welfare of the residents of this community, and require that the community standards set forth in this Ordinance be enforced.

(2) APPLICABILITY.

This Ordinance shall apply to all land, buildings, and structures (sometimes referred to collectively herein as “premises”) in the Town, without regard to its class or its date of construction, alteration, or repair. The Owner of same shall be responsible for insuring that the Premises conform to the requirements of this Ordinance.

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(3) INTERPRETATION.

This Ordinance is not intended to replace or modify standards otherwise established for the construction, replacement or repair of buildings and structures. However, in the event there is any inconsistency or conflict between the provisions of this Ordinance and any other existing Town Ordinance, the more restrictive provisions shall apply.

(4) DEFINITIONS.

(a) Owner. Any person who alone, jointly, or severally with others, shall hold title to premises, or who shall be in actual possession of, or have charge, care or control of premises as an employee or agent of the title holder, or who shall be trustee or guardian of the estate or person of the title holder. For purposes of providing notice under this Ordinance, the Town may rely on the presumption that the owner is the person or persons designated on the tax roll with respect to the premises.

(b) Occupant. Any person occupying or having use of premises or any part thereof.

(c) Operator. Operators shall mean any person who has apparent authority for charge, care or control of premises or any part thereof.

(5) COMPLIANCE IS RESPONSIBILITY OF OWNERS.

Each owner of the premises shall have an independent responsibility for compliance. All owners shall be jointly and severally responsible for performance of the duties and obligations prescribed in this Ordinance. No owner shall be relieved from any such duty or obligation because another person is also responsible for performance of such duty or obligation. No owner shall be relieved from liability under this Ordinance because said person has contracted said responsibility to an operator or other person.

(6) MAINTENANCE AND APPEARANCE OF EXTERIOR OF BUILDINGS AND STRUCTURES.

(a) The exterior appearance of all buildings and structures shall reflect a level of maintenance in keeping with the standards of the neighborhood, and shall not constitute a blighting factor or an element leading to the progressive deterioration of the neighborhood.

(b) Buildings and structures shall be maintained free of broken glass, loose shingles, crumbling stone or brick, excessive peeling paint or other conditions reflective of deterioration or inadequate maintenance.

(7) MAINTENANCE AND APPEARANCE OF LAND.

Lawn, hedges, bushes and plantings shall be kept trimmed and shall not be allowed to become overgrown and unsightly or allowed to obstruct pedestrians' or vehicles' view.

(8) ADMINISTRATIVE PROVISIONS.

(a) The Town Board or its designated representative is hereby made responsible for the enforcement of this Ordinance. All inspections, enforcement, orders or matters relating to violations of this Ordinance shall be under their direction and supervision. They may request other public officials or employees of the Town to perform duties as they deem necessary to the enforcement.

(b) The Town Building Inspector is authorized to make inspections of the exterior of any premises for the sole purpose of determining whether the premises conform to the requirements of this Ordinance. Town residents may register complaints of violations of this Ordinance to the

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Town Clerk, in writing, in person, by email or by telephone.

(c) The Building Inspector shall be supplied with official identification and shall exhibit such identification to the owner, operator or occupant upon request.

(9) INITIAL INSPECTION BY BUILDING INSPECTOR.

(a) Prior to an inspection, the Town Board or their designated representative shall give written notice to the owner. Notice may be given in person and shall be deemed to have been given within 10 days of the date notice has been deposited, postage-paid, in the U.S. mail and addressed to the name and address of the owner, as listed on the tax rolls for the premises.

(b) Following such notice, the owner shall give the Building Inspector full access to the land and the exterior of the buildings and structures so that the Building Inspector is able to conduct an exterior inspection of the premises. Failure of an owner to permit such access shall constitute a violation of this Ordinance, and may also result in the Building Inspector obtaining a special inspection warrant from Dane County Circuit Court.

(10) NOTICE OF VIOLATION.

If, following the initial inspection, the Building Inspector determines that there are grounds to believe that there has been a violation of any provisions of this Ordinance, notice of the violation(s) shall be given to the owner(s). The notice of violation shall:

(a) Be in writing;

(b) Indicate the nature of the alleged violation(s);

(c) Indicate the time for the correction or abatement of the alleged violation(s) and/or submission of a plan to correct the alleged violation(s), which time shall not be less than 20 days nor more than 40 days;

(d) Be served upon the owner in the following manner:

1. Given to the owner by a Police Officer; or
2. Sent by U.S. mail or by a commercial delivery service to the owner's last known address, as said address appears on the tax rolls. A tracking mail receipt and an affidavit of mailing shall be sufficient evidence of service, which service shall be deemed effective within 5 business days of the date of mailing.

(e) Advise the owner of the owner's right to request a hearing before the Town Board and further advise the owner that the owner's failure to make such a request shall result in the notice of violation being deemed an order of violation.

(11) PLACARD ON BUILDING.

(a) A Police Officer shall cause to be placed upon a building, structure or premises a "red tag" placard, which shall provide notice of the violation(s), whenever all of the following occur:

1. Any building, structure or premise does not substantially comply with the requirements of this Ordinance; and
2. Notice of the violation(s) involved has been served upon the owner as provided for in section (8) above; and
3. The owner has failed to timely correct, or timely provide a satisfactory plan to correct, the violation(s) set forth in said notice; and

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4. The Building Inspector has determined that the building, structure, or premises are so damaged, decayed, dilapidated, unsafe or vermin-infested that it creates a serious hazard to the health or safety of the occupants or of the public, and is therefore unfit for use of occupancy.

(b) The form of the "red tag" placard shall be determined by the Building Inspector and shall substantially state the specific violation(s) of this Ordinance.

(c) No person shall deface or remove the "red tag" placard from any building, structure or premise until removal of such placard is authorized by the Building Inspector.

(12) NONCOMPLIANCE - REMEDY OF DEFECTS; ABATEMENT

(a) The owner of the premises shall have the time specified in the notice of violation to remedy the violation(s).

(b) The Town Board or their designated representative shall have the ability to extend the time for corrections if the circumstances warrant an extension and the owner is making a good faith effort to correct the violation(s).

(c) If the owner of the premises, after notice of violation and order, fails or refuses to timely remedy the violation(s), then the Town Board, at its sole option, may cause such work to be done. Prior to commencing such work, the Town Clerk shall provide notice to the owner that the Town will abate the violation(s). This notice shall include:

1. An estimate of the approximate dates and times during which abatement will occur.
2. The approximate cost for any such work done, including reasonable costs for administration, inspection and legal fees (collectively, "costs of abatement").

(d) Following such notice, the owner shall give the persons designated by the Town full access to the land and the exterior of the buildings and structures to abate the violation(s). Failure of an owner to permit such access shall constitute a violation of this Ordinance, and may also result in the Town obtaining an injunction from Dane County Circuit Court. Reasonable costs of obtaining the injunction (including legal fees) shall be added to the costs of abatement and notice of the additional costs shall be provided to the owner.

(e) If the owner fails to pay the costs of abatement within 30 days of the notice from the Town Clerk, interest shall accrue against the balance due at the rate of 1% per month and the total balance due shall become a lien against real estate on the next tax roll in accordance with law.

(13) PENALTIES.

(a) A violation of any section or subsection of this Ordinance shall be punishable as a Class D forfeiture under Town Ordinance section 25.04, plus reasonable costs of inspection and prosecution.

(b) Each day a violation exists after the notice of violation shall constitute a separate violation of this Ordinance.

(c) Penalties set forth in this section shall be in addition to all other remedies of injunction, abatement or costs whether existing under this Ordinance or otherwise.

(d) SEVERABILITY

If any section, subsection, paragraph, clause, sentence, phrase or word contained in this

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Ordinance is declared invalid, the remaining portions of the Ordinance shall remain in full force and effect.

(14) EFFECTIVE DATE

- (a) The original ordinance was adopted on May 7, 2012.
- (b) This section shall take effect upon passage and publication.

TOWN OF COTTAGE GROVE
OPEN BURNING AND CAMPFIRE PERMIT

PERMIT VALID FOR CALENDAR YEAR

BURNING LOCATION (Street Address, NOT PO Box)

MATERIALS TO BE BURNED

RESPONSIBLE PARTY NAME

ADDRESS

PHONE EMAIL:

PERMIT ISSUED By Date

I hereby agree to comply with ALL the conditions detailed below. I further understand that any violation of these conditions may result in my being held liable for costs and other forfeitures identified in sections 11.02 and 25.04 of the code of ordinances of the town.

RESPONSIBLE PARTY Signature Date

BURNING PERMIT CONDITIONS

Open Burning means burning outside of an enclosure. This permit allows for burning of tree and plant waste materials generated on the property. All Open burning must be registered with the Cottage Grove Fire Department 48 hours in advance, either by calling 608-839-5021 ext. 12, or online at www.cottagegrovefire.org/openburn.html. Once the 48 hours have passed, you are allowed a 3-day window in which to burn. (see reverse for more information on registering your open burn.) All open burning must be reduced to a campfire by sunset.

A campfire is a small fire in a fire pit or surrounded by a fire ring intended for recreation or cooking. All campfires shall be extinguished by 10:00 P.M. on Sunday thru Thursday and 11:00 P.M. on Friday or Saturday, or shall be extinguished immediately upon the request of a neighbor due to smoke causing a nuisance on the neighboring property.

THE FOLLOWING ARE PROHIBITED WITHOUT EXCEPTION WITHIN THE TOWN OF COTTAGE GROVE

- 1. Burning of any wet combustible rubbish, garbage, oily substances, asphalt, rubber products, or other materials prohibited by NR 479.04 or NR 502.11, Wisconsin Administrative Code.
2. Burning of explosive or dangerous material without a permit issued either by the Wisconsin Department of Natural Resources [DNR], or the Department of Industry, Labor and Human Relations [DILHR].
3. Burning in an air curtain destructor without first obtaining a permit from the DNR and having received written approval from the Town Board.
4. Open burning of any material whatsoever by businesses, excluding agricultural or silvicultural facilities, except where a wood burning site license under NR 502.11(f), Wisconsin Administrative Code, has been approved by the Wisconsin Department of Natural Resources.
5. Open burning of any material whatsoever by agricultural or silvicultural facilities, except for stumps, trees, limbs, brush and weeds, as described in NR 502.11(2)(a), Wisconsin Administrative Code.

THE FOLLOWING SHALL BE COMPLIED WITH AT ALL TIMES DURING ANY BURNING ACTIVITY

- 1. A responsible adult shall be in attendance at any fire until it is totally extinguished.
2. All burning shall be conducted in a safe manner, when wind and weather conditions are such that they do not create any fire hazards to adjacent properties and the burning can be safely controlled.
3. No burning shall be conducted within 20 feet from any structure, hay stack, or fuel storage location; or upon any surface within a right-of-way, public or private.
4. Adequate firebreaks shall be provided, and arrangements shall be made to notify the fire department in case of any emergency, [ie: having a phone available to DIAL 911].

5. The burning shall not be in violation of any federal air control rules, or any state air pollution control rules that are required by applicable federal laws or regulations.
 6. SPECIAL CONDITIONS _____
-

HOW TO REGISTER YOUR OPEN BURN NOTIFICATION WITH THE COTTAGE GROVE FIRE DEPARTMENT

- 1) As a Town of Cottage Grove Resident you must first have been issued a YEARLY permit from the Town Chair or their designee. The Fire Department will verify that a permit has been issued.
- 2) You must register by phone or online 2 days prior to burning outside of a campfire ring. This will allow a 3 day window to burn. Here is how to do this:
 - A) By Phone:
 - i. Dial the Cottage Grove Town Hall's phone number at 839-5021 ext. 12 and follow the instructions given.
 - ii. State your name, phone number and address where the open burn is taking place
 - iii. State who the responsible party will be. (This person must be on site during the burn.)
 - iv. State the type of material and size to be burned. (Ex. Brush pile, leaves approximately 4 ft. H x 6 ft. L x 6 ft. W)
 - v. State the day(s) the scheduled burn will take place.

The department's answering machine will record this information also recording the date and the time for verification use only.

- B) Online: Complete the form at: www.cottagegrovefire.org/openburn.html

HOW TO SAFELY BUILD AND EXTINGUISH A CAMPFIRE

Site Location/Preparation: Find a level spot away from overhanging branches, brush or dry grass. Keep away from the base of a hill. Escaped fires travel uphill fast. With a shovel, clear a circle 10 feet wide down to bare dirt. Hollow out a fire pit 6 inches deep and 2 feet across at the center of the cleared circle. Pile the dirt around the fire pit. Keep your fire small. Consider placing stones, a tire rim or a commercially available fire ring around your fire pit to help contain the fire.

Be Prepared: Have a shovel and a pail of water near the campfire site.

Attend to Your Fire: Never leave your campfire unattended, even for a few minutes.

Drown the Fire: Drown your campfire ½ hour before you "break camp". Use a shovel to separate the burning pieces of wood in the fire pit.

Stir and Mix: Stir and mix water with the ashes until the fire is out. Don't try to bury the fire under dirt, it can smolder for hours and then escape.

Drown Briquettes: Charcoal briquettes should be extinguished by dumping into a metal pail of water, mixing thoroughly, and then place into the fire pit.

Feel the Ashes: Feel the ashes to be sure the fire is out. Check the area within 50 feet of the fire for sparks or embers that may have escaped.

GENERAL NOTES

"Xφ" = DIAMETER OF THE POST PLUS 12".

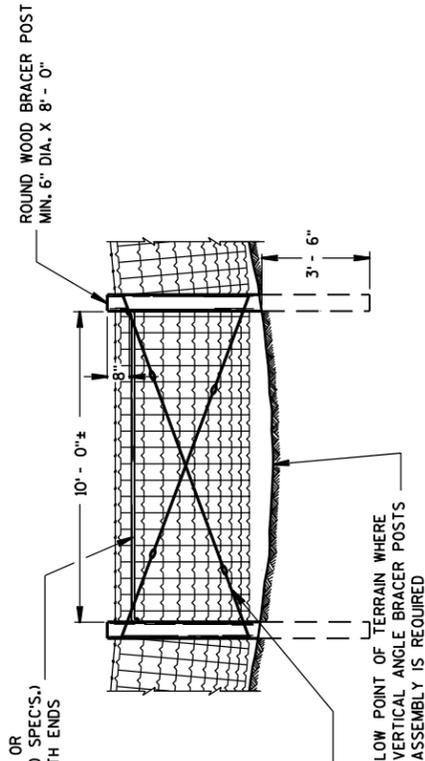
FENCE STAPLES SHOULD NEVER BE DRIVEN VERTICALLY INTO WOOD POSTS (WITH BOTH LEGS PARALLEL WITH THE WOOD GRAIN). DOING SO CAN SEPARATE THE GRAIN AND SIGNIFICANTLY REDUCE THE HOLDING POWER. ROTATING THE STAPLES SLIGHTLY OFF VERTICAL STRADDLES THE GRAIN AND PROVIDES MORE RESISTANCE TO PULL-OUT.

DO NOT STAPLE WIRE TIGHT TO THE LINE POSTS. ALLOW MOVEMENT OF WIRE FOR EXPANSION AND CONTRACTION. STAPLE ARRANGEMENT SHALL BE THE SAME FOR ALL OTHER POSTS EXCEPT THAT THEY SHALL BE DRIVEN TIGHT TO POSTS. ALL STAPLES SHALL BE 2" X 9 GAGE AND SHALL BE MANUFACTURED FROM GALVANIZED WIRE OR HOT DIP GALVANIZED AFTER FORMING. STAPLES SHALL HAVE SLASH-CUT POINTS.

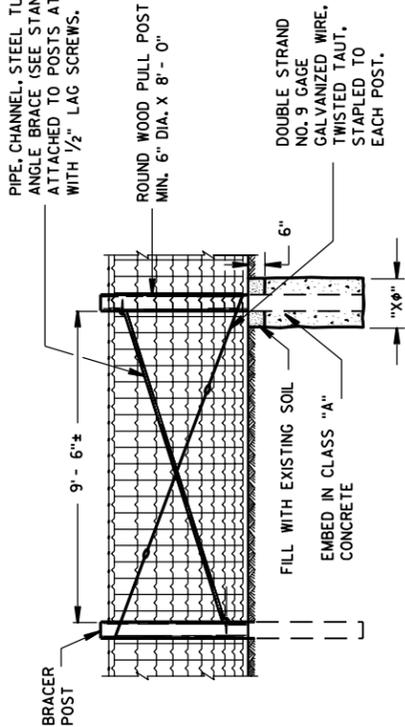
FENCE SHALL BE LOCATED 3'-0" INSIDE THE RIGHT OF WAY LINE UNLESS OTHERWISE INDICATED ON THE PLANS.

FENCE WOVEN WIRE

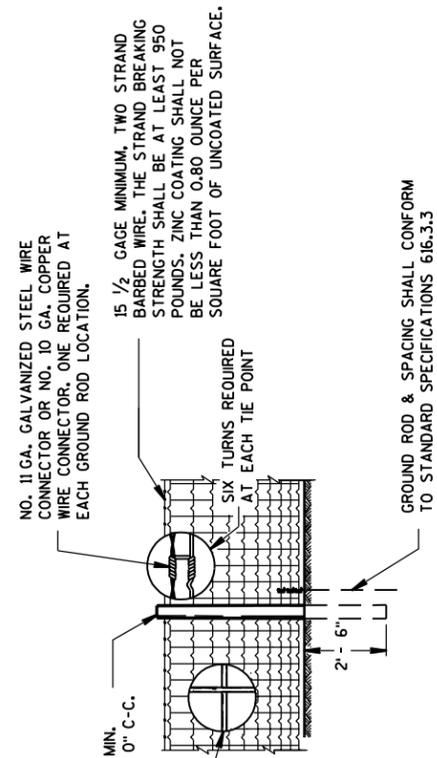
STATE OF WISCONSIN
DEPARTMENT OF TRANSPORTATION



VERTICAL ANGLE BRACER POSTS ASSEMBLY



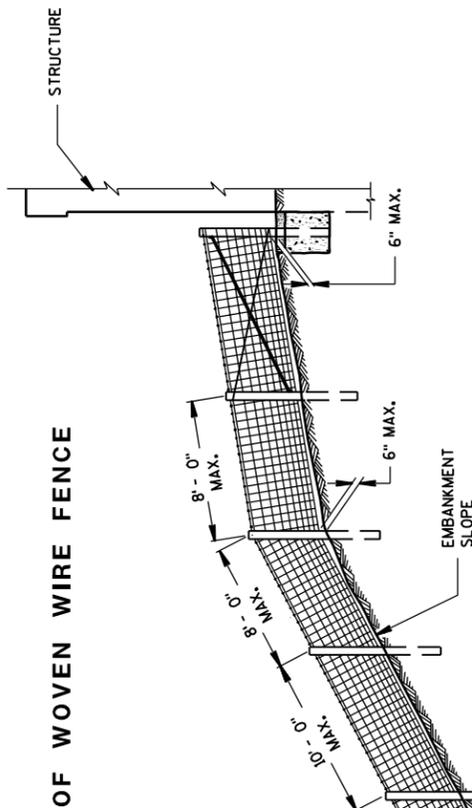
PULL OR STRETCHER POSTS ASSEMBLY



LINE FENCE CONSTRUCTION

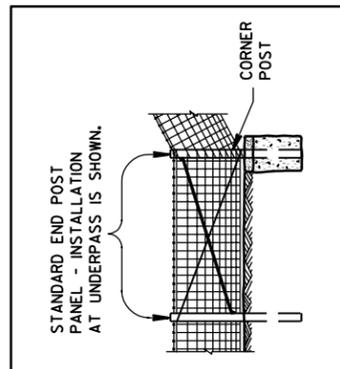
END OR CORNER POSTS ASSEMBLY

NOTE: FENCE CORNERS - ABOVE ILLUSTRATION SHOWS ONE LEG OF FENCE CONSTRUCTION AT FENCE CORNER. THE CONTIGUOUS LEG TO BE IDENTICAL CONSTRUCTION.



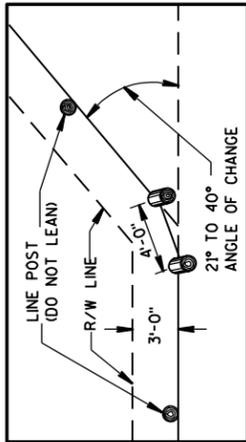
GENERAL ROADSIDE VIEW OF WOVEN WIRE FENCE

NOTE: STRUCTURE APPROACH SECTION - ALL ROUND WOOD POSTS 6" MIN. DIA. X 8'-0"

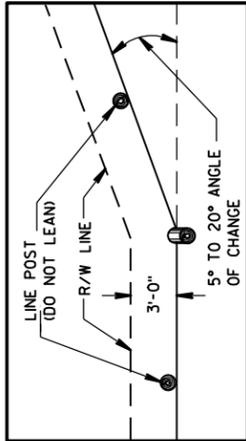


ALTERNATE FENCE DESIGN AT STRUCTURE

FENCE DESIGN AT STRUCTURE APPROACH



PLAN VIEW
DOUBLE POST CORNER

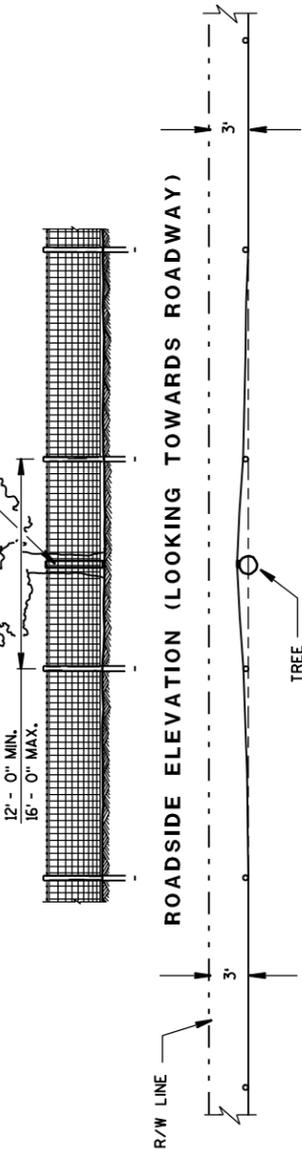


PLAN VIEW
SINGLE POST CORNER

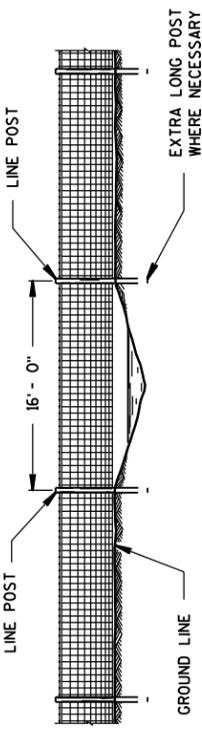
RIGHT OF WAY LINE CHANGE 40° AND LESS

NOTE: SINGLE AND DOUBLE POSTS SHALL BE A MIN. 6" DIA. X 8'-0" WITH A LEAN OF 4" TOWARD THE OUTSIDE OF THE CURVE. WHEN THE RIGHT OF WAY LINE CHANGE IS MORE THAN 40° USE THE CORNER OR STRETCHER POSTS ASSEMBLY.

NOTE: TREE IN NORMAL FENCE LINE SPECIFICALLY ORDERED BY ENGINEER TO REMAIN IN PLACE.
2" X 6" DOUGLAS FIR OR SO. YELLOW PINE PLACED BETWEEN TREE AND WOVEN WIRE FENCE. WOVEN WIRE FENCE AND BARBED WIRE TO BE STAPLED TO 2" X 6" LIKE AS TO LINE POST. 2" X 6" NOT FASTENED TO TREE.

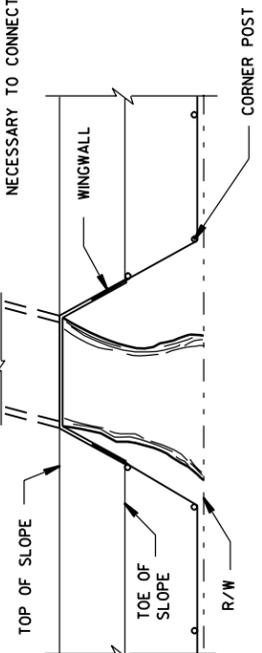


PLAN VIEW
FENCE DESIGN AT TREES REMAINING IN NORMAL FENCE LINE

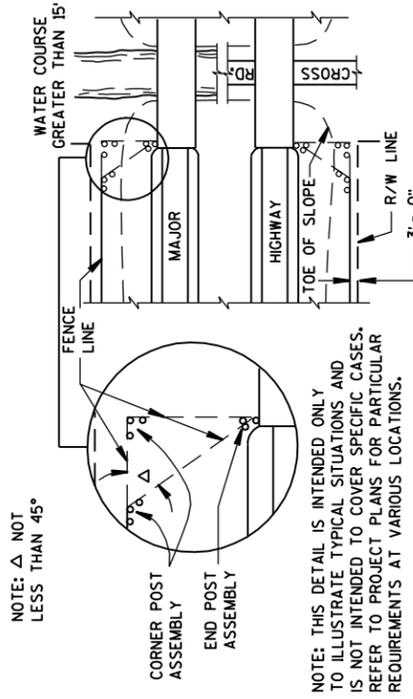


FENCE CONSTRUCTION OVER STREAM COURSES OF 15 FT. OR LESS IN WIDTH

NOTE: PLACE A MINIMUM OF 4 STRANDS OF BARBED WIRE, 6" MAXIMUM CENTERS IN FAN SHAPE CONNECTED TO AN EYE BOLT ON WINGWALL OR SET A LONE POST WHEN NECESSARY TO CONNECT BARBED WIRE.



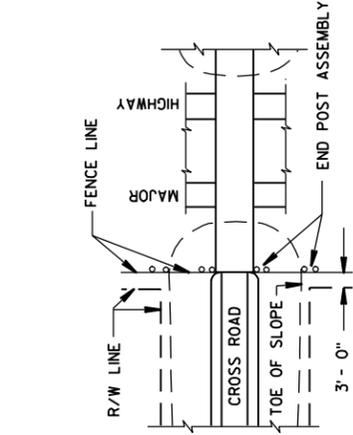
FENCE INSTALLATION TO WINGWALLS



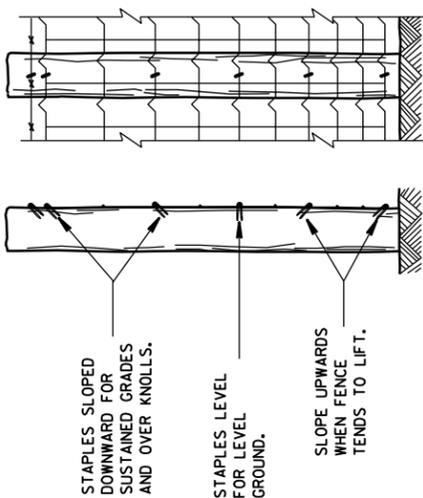
NOTE: Δ NOT LESS THAN 45°

NOTE: THIS DETAIL IS INTENDED ONLY TO ILLUSTRATE TYPICAL SITUATIONS AND IS NOT INTENDED TO COVER SPECIFIC CASES. REFER TO PROJECT PLANS FOR PARTICULAR REQUIREMENTS AT VARIOUS LOCATIONS.

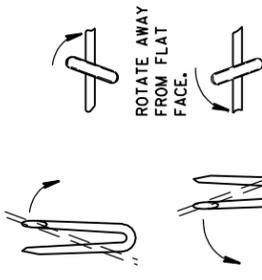
PLAN VIEW
MAJOR HIGHWAY OVERPASS OR STREAM COURSE CROSSING OF GREATER THAN 15 FT. IN WIDTH



PLAN VIEW
MAJOR HIGHWAY UNDERPASS



END ELEVATION
FARM SIDE ELEVATION
FENCE MOUNTING DETAIL



LINE POST

FENCE WOVEN WIRE	
APPROVED	STATE OF WISCONSIN
DATE 4/4/08	DEPARTMENT OF TRANSPORTATION
/S/ JERRY H. ZOGG ROADWAY STANDARDS DEVELOPMENT ENGINEER	

ORIGINAL

TOWN OF COTTAGE GROVE

COTTAGE GROVE, WISCONSIN 53527

SELF-CLOSING / CHILD RESISTANT GATE HARDWARE

AUTOMATIC LATCHES

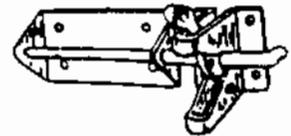
Chain Link Fence

Wood Fence

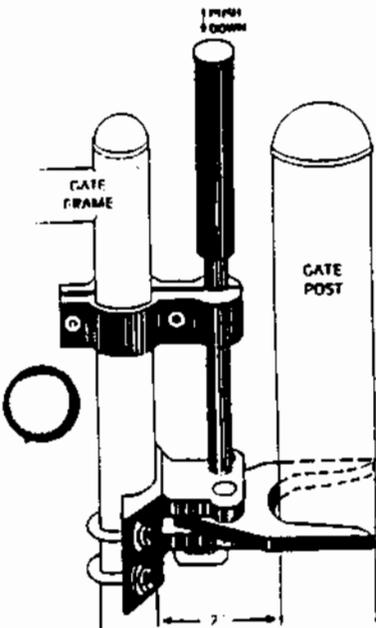
Maxima Post Latch



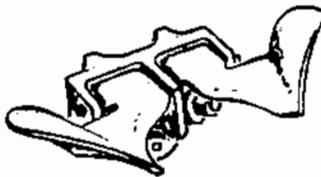
Universal Heavy-Duty Gravity Latch



AUTO-LATCH DIAGRAM



GATE BUTTERFLY LATCH
Pressed Steel Ear
Aluminum Back with U-Bolt



**ALL HARDWARE SHOWN ON THIS PAGE IS
AVAILABLE LOCALLY FOR LESS THAN \$25.**

AUTOMATIC CLOSERS

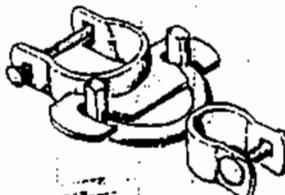
Chain Link Fence

Wood Fence

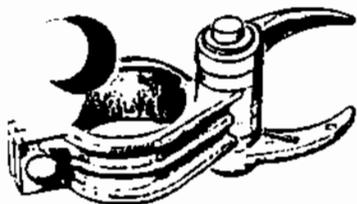
Continental Spring-Loaded Tee Hinge



**GATE HINGE CLOSER
COMPLETE - Gravity Type**



**GATE CLOSER
Spring Type**



Gate Spring



TOWN OF COTTAGE GROVE - CODE OF ORDINANCES

APPENDIX 11-C

TABLE G-16—PERMISSIBLE NOISE EXPOSURES ¹

<i>Duration per day, hours</i>	<i>Sound level dba slow response</i>
8	90
6	92
4	95
3	97
2	100
1 1/2	102
1	105
1/2	110
1/4 or less	115

¹ When the daily noise exposure is composed of two or more periods of noise exposure of different levels, their combined effect should be considered, rather than the individual effect of each. If the sum of the following fractions: $C_1/T_1 + C_2/T_2 + C_n/T_n$ exceeds unity, then, the mixed exposure should be considered to exceed the limit value. C_n indicates the total time of exposure at a specified noise level, and T_n indicates the total time of exposure permitted at that level.

Exposure to impulsive or impact noise should not exceed 140 dB peak sound pressure level.