

ORDINANCE OF THE TOWN OF COTTAGE GROVE, WISCONSIN

Adopted pursuant to Sec. 25.01 of the Town of Cottage Grove Code

Title: Repeal of Ordinance Establishing Ordinance Committee
And Amendment of Rules for Adoption

Ordinance Number	<u>2017-01</u>
Code Section(s) repealed/amended	<u>Repeal Section 1.04; Amend Section 25.01</u>
Presented to Board by	<u>Town Clerk</u>
Review by	<u>Town Attorney</u>
Date(s) Public Hearing(s) held (if required)	<u>Not Required by State Law - 3/6/2017</u>
Date adopted	<u>3/6/2017</u>
Vote	<u>5-0</u>
Date of publication of adoption of ordinance	<u>posted 3/8/2017</u>

The Town Board of the Town of Cottage Grove does ordain as follows:

Section 1.04 "Ordinance Committee" of the Town of Cottage Grove Code of Ordinances shall be repealed in its entirety. Exhibit A is attached for reference purposes.

Section 25.10 "Rules for Adoption" of the Town of Cottage Grove Code of Ordinances shall be amended to read as set forth on Exhibit B.

Exhibits A and B are attached and incorporated by reference.

Adopted this 6th day of March, 2017 by a vote of 5 for and 0 against and 0 abstentions.

TOWN OF COTTAGE GROVE

Kris Hampton
Kris Hampton, Town Chair

ATTEST:

Kim Banigan
Kim Banigan, Town Clerk

EXHIBIT A TO ORDINANCE 2017-01
TOWN OF COTTAGE GROVE - CODE OF ORDINANCES

CHAPTER 01 - GENERAL GOVERNMENT

Section 01.04 of the Town of Cottage Grove Code of Ordinances shall be repealed in its entirety and thereafter said section of the Town Ordinances shall be reserved for future use.

~~01.04 ORDINANCE COMMITTEE~~

~~(1) — PURPOSE~~

~~(a) — The ordinance committee shall develop, or review, all proposed town ordinances in accordance with the procedures established in s. TCG 25.01.~~

~~(2) — STRUCTURE AND TERM~~

~~(a) — The ordinance committee shall be a standing committee comprised of 2 board members, two citizens, who shall serve for a period of 2 years from the date of their appointment, the town clerk and the police chief.~~

~~(b) — A quorum of the ordinance committee shall be 4 members.~~

~~(c) — The chair of the ordinance committee will be elected by the committee members.~~

~~(3) — ADMINISTRATION~~

~~(a) — All ordinances shall be drafted using "plain language" whenever possible; statutory references excepted.~~

~~(b) — The committee shall meet as necessary to develop, or review the text of any proposed town ordinance; as specified in s. TCG 25.01.~~

~~(c) — The committee meetings shall be held in the town hall; following a public notice, as specified under s. 19.84, Stats.~~

~~(d) — The ordinance committee meetings shall be open to all electors of the town, including town board members. Any, or all, board members may attend an ordinance committee meeting without consideration of a quorum being present; as they shall only present their personal views and opinions as an elector, and shall not be acting in any official capacity representing their constituents.~~

~~(e) — Any person may be asked to provide input to the committee; including elected and appointed town and village officials, as well as officers of the Cottage Grove fire department, and Deer Grove EMS commission. While such persons may provide valuable input on issues directly related to their areas of expertise, only committee members shall have a vote on what will be included in the draft ordinance to be presented to the board.~~

~~(f) — Existing ordinance files shall be reviewed to ensure that a complete set of town ordinances exists, as originally adopted. Discrepancies shall be brought to the board for their action.~~

~~(4) — EFFECTIVE DATE~~

~~(a) — The structure of the ordinance committee was initially approved in May 1993.~~

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

**EXHIBIT B TO ORDINANCE 2017-01
TOWN OF COTTAGE GROVE - CODE OF ORDINANCES**

CHAPTER 25 - CONSTRUCTION AND EFFECT OF ORDINANCES

Section 25.01 of the Town of Cottage Grove Code of Ordinances shall be amended to read as follows:

25.01 RULES FOR ADOPTION

(1) GENERAL PROCEDURES

(a) Proposed town ordinances may originate from any town committee, a member of the board, the town attorney or other town official.

(b) At the discretion of the town board, the draft text of a proposed ordinance may be reviewed by ~~the ordinance committee, other~~ an appropriate committee, the town attorney or other town official, prior to adoption of said ordinance.

(c) ~~The text of the town of Cottage Grove code of ordinances shall be developed following the drafting format and style published in the administrative rules procedures manual, a joint effort of the state of Wisconsin revisor of statutes bureau and the legislative council rules clearinghouse. Internal references to chapters and sections of the code of ordinances of the town may be made using the acronym "TCG", with the same force and effect as if the full "code of ordinances of the town" was used.~~

(2) REQUIREMENTS FOR REVIEW

(a) Prior to adopting a proposed ordinance, it should be reviewed by the town board, ~~ordinance committee,~~ town attorney or other appropriate committee or official to ensure consistency with this Code, and to determine if there is a conflict between the text of the ordinance and any existing statute.

(b) ~~If a public hearing on the proposed ordinance is required by law, or if the town board chooses to have a public hearing on a proposed ordinance, it shall be noticed as required by law. If the town board chooses to hold a public hearing prior to adoption of an ordinance, but a public hearing is not required by law, notice of the public hearing shall be made in the same manner as a town board meeting.~~

(c) Prior to any required public hearing, copies of the final draft version of the proposed ordinance shall be available for public review.

(d) Every proposed ordinance shall be presented in writing to the town board at a regularly scheduled board meeting or at a properly noticed special town board meeting. The board may make recommendations for revision, or may schedule the draft for further review, or consider final adoption.