

Ordinance # 362

SIDEWALK, HYDRANT, AND MAILBOX/CLUSTER BOX MAINTENANCE

The Board of the Village of Lomira, Dodge County, Wisconsin hereby ordains Section 20-5 of the Lomira Municipal Code be amended as follows and Section 20-5(2) be created as follows:

Sec. 20-5(1). – Sidewalk Maintenance.

(a) Duty assigned and failure to perform.

- (1) It shall be the duty of every owner, occupant, agent, or person in charge of any premises, improved or vacant, within this village that abuts upon any sidewalk to keep the same free from obstructions of any kind, which may include snow and ice, grass and weeds. It shall be illegal to blow or deposit any of these items, including grass clippings and leaves, on any village street.
- (2) Any owner, occupant or agent, person in charge of any premise, improved or vacant, or any owner, occupant or agent, or person in charge of any property that abuts upon any sidewalk who neglects for the period of 24 hours after any rubbish, dirt, filth of any kind, snow or ice, or grass or weeds has been deposited, or formed upon which such premise abuts, to remove the same shall forfeit a penalty of not less than \$25 nor more than \$100 for each and every period of 24 hours during which neglect may continue. This is considered to be the base bond amount not to include court costs. The sidewalk shall be cleared the entire width of the sidewalk. The Village Board reserves the right to excuse any person or persons from cleaning their sidewalks of snow where they deem it unnecessary. If such owner, occupant or agent, person in charge of any premise, improved or vacant, or any owner, occupant or agent is unable to maintain the sidewalk then it is the responsibility of the owner, occupant or agent, person in charge of any premise, improved or vacant, or any owner, occupant or agent, or person in charge of any property that abuts any sidewalk to contract out the maintenance at their cost.

- (b) Village action. It is the duty of the street commissioner of this village to keep the sidewalks in the village clear of rubbish, dirt, or filth of any kind, including snow and ice, grass and weeds in all cases where the owner or occupant of lots or parcels of land abutting upon such sidewalks where the debris, snow or ice, grass or weeds may have been deposited or formed or fallen, fails to keep such area clear as required in subsection (a) of this section. The expense of cleaning or clearing around any such lot or parcel of land, shall be paid by the property owner. The street commissioner shall keep an account of such expenses and make a report of the same to the village clerk/treasurer, who shall send a bill to the property owner charging for said services. If not paid within 30 days, the clerk/treasurer shall enter the account therein charged to each lot or parcel of land in the next subsequent tax roll as a special tax against said lot or parcel of land.

Sec. 20-5(2) Hydrant, Mailbox, and Clusterbox Maintenance.

(a) Duty assigned and failure to perform.

- (1) It shall be the duty of every owner, occupant, agent, or person in charge of any premises, improved or vacant, within this village that abuts upon any hydrant, mailbox, or cluster box to keep the same free from obstructions of any kind, which may include snow and ice, grass, and weeds with minimum of a 2 foot perimeter around fire hydrant, mailbox, or cluster box. It shall be illegal to blow or deposit any of these items, including grass clippings and leaves, on any village street.
- (2) Any owner, occupant or agent, person in charge of any premise, improved or vacant, or any owner, occupant or agent, or person in charge of any property that abuts upon any hydrant, mailbox or cluster box who neglects for the period of 24 hours after any rubbish, dirt, filth of any kind, snow or ice, or grass or weeds has been deposited, or formed upon which such premise abuts, to remove the same shall forfeit a penalty of not less than \$25 nor more than \$100 for each and every period of 24 hours during which neglect may continue. This is considered to be the base bond amount not to include court costs. If such owner, occupant or agent, person in charge of any premise, improved or vacant, or any owner, occupant or agent is unable to maintain the hydrant, mailbox, or cluster box then it is the responsibility of the owner, occupant or agent, person in charge of any premise, improved or vacant, or any owner, occupant

or agent, or person in charge of any property that abuts any hydrant, mailbox, or cluster box to contract out the maintenance at their cost.


(b) Village action. It is the duty of the street commissioner of this village to keep the hydrants, mailboxes, and cluster boxes in the village clear of rubbish, dirt, or filth of any kind, including snow and ice, grass and weeds in all cases where the owner or occupant of lots or parcels of land abutting upon such hydrants, mailboxes and cluster boxes where the debris, snow or ice, grass or weeds may have been deposited or formed or fallen, fails to keep such area clear as required in subsection (a) of this section. The expense of cleaning or clearing around any such lot or parcel of land, shall be paid by the property owner. The street commissioner shall keep an account of such expenses and make a report of the same to the village clerk/treasurer, who shall send a bill to the property owner charging for said services. If not paid within 30 days, the clerk/treasurer shall enter the account therein charged to each lot or parcel of land in the next subsequent tax roll as a special tax against said lot or parcel of land.

Dated this 10 day of July, 2024.

Motion by Ritger, seconded by Kohlmann to adopt Ordinance #362 as presented and be effective immediately.

Ayes: Jewell, Kohlmann, Loomans, Luedtke, More, Priessen, Ritger

Nays: — Absent: —

Signed: 
Donald Luedtke, Village President

ATTEST: 
Jenna Rhein, Administrator-Clerk-Treasurer