

**ORDINANCE# 1-11-2016**

**AN ORDINANCE AMENDING PARTS OF ORDINANCE #6.18 OF THE TOWNSHIP OF WATERFORD, RACINE COUNTY WISCONSIN RELATING TO PIERS**

THE TOWN BOARD of the Township of Waterford, at its regular and duly noticed monthly meeting does hereby ordain as follows:

WHEREAS the issues confronting the Planning Board and the Town Board with respect to pier permits; the location of piers and other pier-related issues have consumed an extraordinary amount of time and,

WHEREAS for close to two decades the fee the Town charged for a pier permit has always been \$50.00-\$75.00, and,

WHEREAS the Town needs to increase this fee just to cover its costs and overhead in administering the pier ordinance, and,

WHEREAS all other provisions of Section 6.18 of the municipal code, as amended from time to time, and not changed or modified by this ordinance,, are still in effect and not altered by this ordinance,

NOW THEREFORE, it is ordered that the pier fee be increased to \$150.00, all of which must be submitted with the application or the application will not be processed. If the permit is denied, \$75.00 of the fee shall be refunded.

IT IS FURTHER ORDERED that at least one Town Board member (but no more than two) shall examine the property affected by all pier applications and report back to the Town Board their findings and opinions at the Town Board meeting held for that particular application.

The examining Board members shall rotate in a fair and equitable manner, to be determined by the Town Chairman, and the examining members shall not discuss their findings with other Town or Planning Board Members until reported openly at the Town Board meeting noticed for that particular fee application., however, all Town Board members are free to attend the Planning Board meeting for that particular pier. At said public meeting all Town Board members(including the examining members) are free to ask questions and the can discuss their findings at said meeting.Planning Board members shall also rotate as determined by the Town Board Chairman, but not more than three (3) members at one time. The examining members shall not discuss their findings with other Planning Board or Town Board members until reported openly at the Planning Board meeting noticed for that particular fee application. Planning Board members are free to attend the Town Board meeting scheduled for that particular pier and all Planning Board Members, including the examining members, are free to ask questions and to discuss their findings at said meeting.


IT IS FURTHER ORDERED that after a pier installation or modification has been approved and completed, a representative of the Town, as chosen by the Town Chairman, shall visit the subject property; examine the pier; and take a photo of the same. If in compliance, no further action is required and the particular photo will be categorized and safeguarded by the Clerk. If not in compliance, the Town Chairman shall have placed on the next Town Board meeting the particular pier in issue.

ALL OTHER provisions of Section 6.18 as amended from time to time and amended by this ordinance shall remain in full force and effect and if one provision of this Ordinance is found by a Court to be invalid it is the specific intention of the Town to keep as binding those provisions not found to be invalid.

Passed and adopted this 11th day of January, 2016 to take effect upon posting and/or publication as provided by law.

  
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THOMAS HINCZ  
Chairman

ATTEST:

  
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TINA MAYER  
Town Clerk