

CODE OF ORDINANCES
VILLAGE OF NICHOLS, WISCONSIN

ORDAINED AND PUBLISHED
BY AUTHORITY OF THE
VILLAGE BOARD

1993

Community Code Service
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CODE OF ORDINANCES OF THE

VILLAGE OF NICHOLS

PREFACE

Democracy is a government of laws. Good democracy requires not only good laws, but laws which are readily available in written form to all who are subject to them, to the public officials and police officers who must administer them and to the judges and attorneys who must interpret and apply them. **It** is for this reason that the Village Board of the Village of Nichols has adopted this Code of Ordinances. This Code represents the contribution of the Village Board to the democratic and efficient administration of the government and affairs of the Village of Nichols.

VILLAGE OFFICERS

President	John Meulemans
Trustees	Frank Schnabl Cathy Stoffel Mark Simpson Joyce Witthuhn
Village Clerk	Sherril Affeldt
Village Treasurer/Deputy Clerk	Linda Hees Hoes

FORWARD

We are pleased to provide this new Code of Ordinances for the Village of Nichols, Wisconsin. This codification provides a complete revision and codification of all Ordinances of a general and permanent nature of the Village. All amended Ordinances are brought up to date. The Code also includes certain new Ordinances that were prepared to fill gaps not covered by existing Ordinances.

The Code also includes several features that will facilitate its use. The various chapters and articles follow one another in a natural, logical order. The table of contents, with a complete outline of this order, will often provide sufficient reference points for the reader. In addition, the reader may consult the alphabetical index at the end of the volume. At the beginning of each chapter there is a section-by-section analysis of the articles within the chapter.

Nontextual provisions such as severability clauses, repeals and enacting clauses are omitted from the text but are covered by Title 1 of the Code. In most instances, references to "this ordinance" in the text of an ordinance have been changed to "this chapter" or "this article" as deemed appropriate. Various editorial notes, state law references and amendment notes have been included throughout the Code to clarify its provisions.

We gratefully acknowledge the cooperation and assistance rendered by the Village officials in the preparation of this Code.

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ADOPTING ORDINANCE

An Ordinance Adopting and Enacting a New Code of Ordinances for the Village of Nichols, Wisconsin; Establishing the Same; Providing for the Repeal of Certain Ordinances Not Included Therein, Except as Herein Expressly Provided; Providing for the Manner of Amending Such Code of Ordinances; Providing a Penalty for the Violation Thereof; and Providing When This Ordinance Shall Become Effective.

The Village Board of the Village of Nichols, Wisconsin, Do Ordain as Follows:

SECTION 1

The Code of Ordinances is hereby adopted and enacted as the "Code of Ordinances of the Village of Nichols, Wisconsin," and shall be treated and considered as a new and original comprehensive ordinance which shall supersede all other general and permanent Ordinances of the Village passed on or before 11-109-93 to the extent provided in Section 2 hereof.

SECTION 2

All provisions of the Code shall be in full force and effect from and after 11-09-99, and all Ordinances of a general and permanent nature of the Village of Nichols, enacted on final passage on or before 11-09-93 and not included in such Code or recognized and continued in force by reference therein are hereby repealed from the Code after 11-09-93 except as hereinafter provided. No resolution of the Village, not specifically mentioned, is hereby repealed.

SECTION 3

- (a) The repeal provided for in Section 2 hereof shall not affect the following, except that some of the following provisions existing at the time of adoption may be amended by this recodification:
- (1) Any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of this ordinance;
 - (2) Any ordinance or resolution promising or guaranteeing the payment of money for the Village, or any contract or obligations assumed by the Village;
 - (3) The administrative Ordinances or resolutions of the Village not in conflict or inconsistent with the provisions of the Code;
 - (4) Any appropriation ordinance or resolution;
 - (5) Any right or franchise granted by the Village Board to any person, firm or corporation;
 - (6) Any ordinance or resolution dedicating, naming, establishing, locating relocating, opening, closing, paving, widening, vacating, etc., any street or public way in the Village;
 - (7) Any ordinance or resolution establishing the prescribing of street grades of any streets in the Village;
 - (8) Any ordinance or resolution providing for local improvements or assessing taxes or special assessments therefor;
 - (9) Any ordinance or resolution dedicating or accepting any plat or subdivision in the Village;
 - (10) Any ordinance annexing property to the Village;

- (11) Any ordinance or resolution regulating the erection, alteration, repair, demolition, moving or removal of buildings or other structures, except that these ordinances have been amended as part of this recodification;
 - (12) Zoning ordinances; one- and two-family dwelling building code; and any other building codes except that these ordinances have been amended as part of this recodification.
 - 13) Charter ordinances.
 - 14 The issuance of corporate bonds and notes of the Village of whatever name or description.
 - (15) Water, sewer and electric rates, rules and regulations and sewer and water main construction.
- (b) Nor shall the repeal be construed to revive any ordinance or part of an ordinance that has been repealed by a subsequent ordinance which is repealed by this ordinance.

SECTION 4

A copy of the Code shall be kept on file in the office of the Village Clerk, preserved in loose-leaf form, or in such other form as the Village Clerk may consider most expedient. It shall be the express duty of the Village Clerk or someone authorized by the Village Clerk, to insert in their designated places all amendments, ordinances or resolutions which indicate the intention of the Village Board to make the same a part of the Code when the same have been printed or reprinted in page form, and to extract from the Code all provisions which may be repealed from time to time by the Village Board. This copy of the Code shall be available for all persons desiring to examine it.

SECTION 5

All Ordinances or parts in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION 6

This ordinance shall become effective on November 9 , 1923

Passed, Approved and Adopted by the Village Board on This 9th Day Of November _____ 19 93, Pursuant to Section 66.035, Wis. Stats.

Attest: (John Meulemans)

  Village President 

 S h e r r i l
 A f e l d t
 Village Clerk