



**TWO
RIVERS**
WISCONSIN

TO: Plan Commission

FROM: E. Runge, Planner
V. Berg, Zoning Administrator

DATE: February 9, 2022

RE: Review of Ordinance Regulating the Enforcement of Public Nuisances

Section 9-6-4C, entitled "Responsibilities of owners", requires an owner to maintain dwelling and nondwelling structures to prevent the structure from becoming a harborage for rodents and shall be kept in a reasonably good state of maintenance and repair. Exterior wood surfaces should be properly protected from the elements and against decay. Fences shall be kept in a reasonably good state of repair or shall be removed.

Section 9-6-4C addresses the exterior condition of all structures and fences. The existing language allows for enforcement over a broad variety of maintenance issues.

The only change to the ordinance staff is recommending for Plan Commission to consider is to allow public nuisance violation notices to be sent by first class mail. Certified mail takes approximately four weeks to be returned unclaimed by the postmaster.

The attached draft ordinance shows the text amendment staff is proposing.

DRAFT - 02/14/2022

ORDINANCE

AN ORDINANCE to amend Municipal Code Section 9-6-5B(4), entitled "Enforcement " to allow notices regarding public nuisance violations to be sent first class mail to the owner, agent or occupant of the premises affected by the notice.

The Council of the City of Two Rivers ordains as follows:

SECTION 1. That Section 9-6-5B(4) of the Municipal Code shall hereby be amended as follows:

- (4) Be served upon the owner, his agent or the occupant, provided the notice shall be deemed to properly served upon the owner agent or occupant if a copy if service upon him personally, ***sent by first class mail to his last-known address***, sent by certified mail to his last-known address or if a copy thereof is posted in a conspicuous place on the premises affected by then notice, or if he is served with such notice by any other method authorized of required under state law.

and to renumber subsequent sections as appropriate.

SECTION 2. This ordinance shall take effect and be in force from and after its date of passage and publication of same.

Dated this 21st day of February, 2022.

Adam Wachowski
President, City Council

Gregory E. Buckley
City Manager

Attest:

Jamie Jackson
City Clerk

Approved as to form and legality:

John M. Bruce
City Attorney