

AN ORDINANCE AMENDING SECTIONS 1.28.020, 1.29.020, 2.04.010(b)(5), 2.22, 2.22.010, 2.22.030, 2.24.050(a), 5.16.030, 5.16.040, 5.16.050, 5.16.060, 5.16.090, 5.16.100, 5.18.030, 5.18.060, 5.18.080, 5.18.090, 5.19.030, 5.19.040, 5.19.060, 5.19.090, 5.19.100, 5.20.020(c), 5.20.027, 5.38.020(b), 5.56.010(b), 5.56.020, 7.41.010(C)(h), 7.41.020, 7.41.030, 7.41.040, 7.41.050, 8.24.010, 9.06.015(c), 9.20.030, 12.46.080, 14.055.010, 19.06.120, 19.09.063, 19.09.430, 19.15.070, 19.18.070, 19.19.070, 19.21.070, 19.46.010, 19.51.040, 19.51.050, 19.51.140, 19.51.180, 19.52.050, 19.52.060, 19.57.160, 19.60.020, 19.69.050, 19.74.010, 20.04.040, and 20.04.080 TO COMBINE NEIGHBORHOOD SERVICES AND ECONOMIC DEVELOPMENT DEPARTMENTS INTO COMMUNITY DEVELOPMENT DEPARTMENT

WHEREAS, the City wishes to make a commitment to a more holistic approach to community planning, growth management, housing, code enforcement, and economic vitality; and,

WHEREAS, the unified department will provide residents, businesses, and developers with a single, coordinated point of contact for community development services.

The Common Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, does ordain as follows:

SECTION 1: Whitewater Municipal Code paragraph 2.04.010(b)(5) is hereby amended to read as follows:

2.04.010(b)(5) Community Development Department. The Community Development Department shall be under the supervision of the city manager and shall be composed of the following divisions: code enforcement, public buildings, zoning and planning, and economic development.

SECTION 2: Wherever in the following sections of the City of Whitewater Ordinances the words “department of neighborhood services” or “neighborhood services department” are used, the words “Community Development Department” are substituted: §§ 2.22, 2.24.050(a), 5.16.040, 5.16.050, 5.19.040, 5.56.010(b), 5.56.020, 12.46.080, 19.15.070, 19.18.070, 19.21.070, 19.51.140, 19.51.180, 19.52.050, 19.52.060, 19.69.050, and 20.04.040.

SECTION 3: Wherever in § 19.60.020 of the City of Whitewater Ordinances the words “Director of neighborhood services” are used, the words “Community Development Department” are substituted.

SECTION 4: Wherever in the following sections of the City of Whitewater Ordinances the words “director of neighborhood services” or “neighborhood services director” are used, the words “Community Development Director” are substituted: §§ 1.29.020, 2.22.010, 2.22.030, 5.16.030, 5.16.060, 5.16.090, 5.18.030, 5.18.060, 5.18.080, 5.19.030, 5.19.060, 5.19.090, 5.20.020(c), 5.38.020(b), 7.41.030, 7.41.040, 7.41.050, 8.24.010, 9.06.015(c), 9.20.030, 14.055.010, 19.06.120, 19.18.070, 19.57.160, and 19.74.010.

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SECTION 5:Wherever in § 19.18.070 of the City of Whitewater Ordinances the words “neighborhood service director” are used, the words “Community Development Director” are substituted.

SECTION 6:Wherever in the following sections of the City of Whitewater Ordinances the words “neighborhood services director’s” are used, the words “Community Development Director’s” are substituted: §§ 5.16.100, 5.18.090, 5.19.100, 5.20.027, 7.41.020, 7.41.050, 19.15.070, and 19.19.070.

SECTION 7:Whitewater Municipal Code paragraph 7.41.010(C)(h) is hereby amended to read as follows:

7.41.010(C)(h) Any other activity similar to the above violations and any activity, enforced by the Community Development Department, which is in violation of Whitewater ordinances or state statutes and tends to cause a nuisance.

SECTION 8:Wherever in § 19.46.010(E)(2) of the City of Whitewater Ordinances the words “neighborhood services office” are used, the words “Community Development Department” are substituted.

SECTION 9:Wherever in the following sections of the City of Whitewater Ordinances the words “neighborhood services” are used, the words “Community Development Department” are substituted: §§ 19.15.070, 19.18.070, 19.19.070, 19.51.040, and 19.51.050.

SECTION 10: Whitewater Municipal Code paragraph 1.28.020 is hereby amended to read as follows:

After presenting proper identification, the building inspector, code enforcement officer, or the police chief, or their respective deputies or designees, shall be permitted to enter upon any property at any reasonable time for the purpose of making inspections to determine compliance with this chapter and related ordinances. If denied access, the code official may acquire a special inspection warrant for such access, pursuant to Wis. Stats. § 66.0119, as amended from time-to-time.

SECTION 11: Whitewater Municipal Code paragraph 20.04.080(b)(1) is hereby amended to read as follows:

20.04.080(b)(1) Enforcement. The chief of police, the chief of the fire department, the building inspector, code enforcement officer, or other designee shall enforce those provisions of this chapter that come within the jurisdiction of their offices and they shall make periodic inspections and inspections upon compliant to ensure that such provisions are not violated. No action shall be taken under this section to abate a public nuisance unless the officer shall have inspected or caused to be inspected the premises where the nuisance is alleged to exist and have satisfied himself that a nuisance does in fact exist.

SECTION 12: Whitewater Municipal Code subsection 20.04.090(1) is hereby amended to read as follows:

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20.04.090(1) First re-inspection fee of seventy-five dollars per property upon verification of continued violation by city building inspector, code enforcement officer or designee.

SECTION 13: This ordinance shall take effect and be in force the day after its passage and publication.

This Ordinance was introduced by Council Member _____, who moved its adoption.

Seconded by Council Member _____.

DATE	First Meeting Date				Second Meeting Date			
READING	FIRST				SECOND			
	YES	NO	PASS	ABSENT	YES	NO	PASS	ABSENT
Michael Smith								
Orin Smith								
Steven Sahyun								
Brian Schanen								
Neil Hicks								
Greg Majkrzak								
Patrick Singer								
Total:								

ADOPTED: _____

John Weidl, City Manager

ATTEST:

Heather Boehm, City Clerk