

ENROLLED ORDINANCE 162-53

AMEND THE WAUKESHA COUNTY CODE OF ORDINANCES TO REPEAL AND RECREATE SECTION RELATING TO THE MODIFICATION AND WITHDRAWAL OF ABATEMENT ORDERS ISSUED BY HUMANE OFFICER

WHEREAS Section 14-463 of the Waukesha County Code of Ordinances sets forth the procedure for the Modification or Withdrawal of Abatement Orders, and

WHEREAS Section 14-463 of the Waukesha County Code of Ordinances provides that any person affected by an Abatement Order issued under s. 173.11 Wis. Stats. may make a written request to the Director of the Department of Parks and Land Use for administrative review under Chapter 18 of the Waukesha County Code, and

WHEREAS Section 18-153 of the Waukesha County Code of Ordinances provides that the review provisions located in Chapter 18 are not applicable to an action if the action is subject to administrative or judicial review procedures under Wisconsin Statutes, excepting Chapter 68, and

WHEREAS Section 173.11 Wis. Stats. sets forth the hearing and appeal provisions for any person named in an Abatement order.

THE COUNTY BOARD OF SUPERVISORS OF WAUKESHA COUNTY HEREBY ORDAINS that:

SECTION 1. Section 14-463 is repealed and recreated to read as follows:

Abatement orders issued under s. 173.11 Wis. Stats. may be modified or withdrawn by the Director of the Department of Parks and Land Use or designee. Any person adversely affected by a decision regarding the modification or withdrawal of an Abatement order may request a review pursuant to the provisions found in Section 173.11 Wis. Stats.

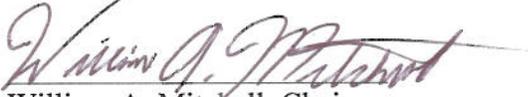
SECTION 2. This ordinance shall be effective upon approval and publication.

SECTION 3. The provisions of this ordinance shall be included and incorporated in the Code of Ordinances of the County of Waukesha, Wisconsin, as an addition or amendment thereto and shall be appropriately renumbered to conform to the numbering system contained therein.

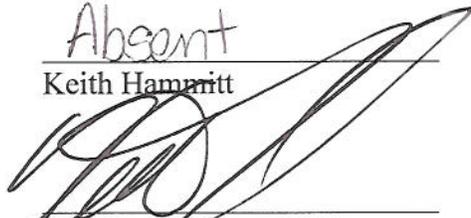
SECTION 4. Any code section or part of a section in conflict with this ordinance is hereby repealed and declared null and void and of no effect.

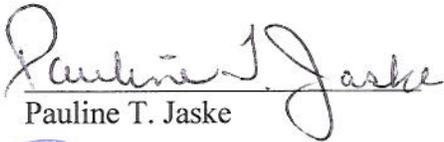
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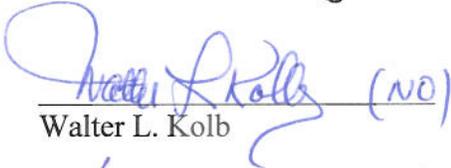
Presented by:  
Land Use, Parks, and Environment Committee

  
William A. Mitchell, Chair

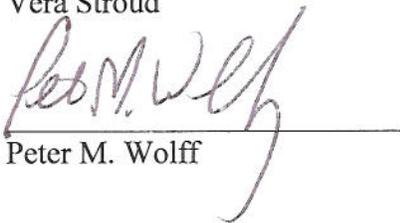
Absent  
Keith Hammitt

  
Keith Harenda

  
Pauline T. Jaske

 (NO)  
Walter L. Kolb

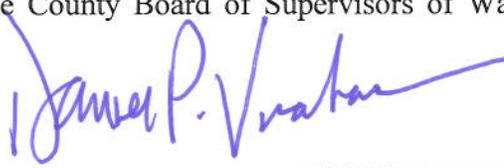
  
Vera Stroud

  
Peter M. Wolff

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 10/12/07,   
Kathy Nickolaus, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved:   
Vetoed: \_\_\_\_\_  
Date: 10-15-07,   
Daniel P. Vrakas, County Executive

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-10/09/07

(ORD) NUMBER-1620050

1	K. HERRO.....	AYE	2	R. THELEN.....	AYE
3	T. ROLFS.....	AYE	4	R. HUTTON.....	AYE
5	J. MARCHESE.....		6	D. BROESCH.....	
7	J. JESKEWITZ.....	AYE	8	J. DWYER.....	AYE
9	P. HAUKOHL.....	AYE	10	S. WOLFF.....	AYE
11	K. HARENDA.....	AYE	12	T. SCHELLINGER....	AYE
13	J. MORRIS.....		14	S. WIMMER.....	AYE
15	D. SWAN.....	AYE	16	R. STEVENS.....	AYE
17	J. BEHREND.....		18	B. MORRIS.....	AYE
19	W. MITCHELL.....	AYE	20	P. WOLFF.....	AYE
21	W. KOLB.....	AYE	22	G. BRUCE.....	AYE
23	J. TORTOMASI.....	AYE	24	J. VITALE.....	AYE
25	K. CUMMINGS.....	AYE	26	F. RUF.....	AYE
27	D. PAULSON.....	AYE	28	P. JASKE.....	AYE
29	T. BULLERMANN.....		30	K. NILSON.....	AYE
31	V. STROUD.....		32	P. GUNDRUM.....	AYE
33	K. HAMMITT.....	AYE	34	R. SINGERT.....	AYE
35	P. MEYER.....	AYE			

TOTAL AYES-29

TOTAL NAYS-00

CARRIED X

DEFEATED \_\_\_\_\_