

ORDINANCE NO. 2004-07

The Town Board of the Town of Union does ordain that Ordinance No. 2004-07 entitled "An Ordinance Adopting Various Wisconsin Statutes and Administrative Regulations and Establishing Penalties" be and the same hereby is created to read as follows:

ORDINANCE NO. 2004-07
An Ordinance Adopting Various Wisconsin Statutes And Administrative Regulations And Establishing Penalties

SECTION 1: OFFENSES AGAINST PUBLIC PEACE AND GOOD ORDER WITHIN THE TOWNSHIP OF UNION

Section 1-1: Adoption of State Law

Statutory provisions describing, defining and prohibiting conduct in the following sections and subsections of the state statutes and cross references to other sections and subsections of the state statutes are hereby adopted by reference and made a part of this section with the same force and effect as if fully set forth in this section; provided that the penalty for commission of such offenses under this section shall be limited to those enumerated under section 1-3:

Wis. Stats. § 29.601(3)(a)	Deleterious substances
Wis. Stats. § 134.66(2)(a), (4)	Restriction on sale or gift of cigarettes or tobacco products
Wis. Stats. § 175.25	Storage of junked automobiles
Wis. Stats. § 254.76	Causing fires by careless smoking
Wis. Stats. § 287.81	Littering
Wis. Stats. § 938.02(3m)	Definitions
Wis. Stats. § 939.22	Words and phrases defined
Wis. Stats. § 940.19(1)	Battery
Wis. Stats. § 941.10	Negligent handling of burning materials
Wis. Stats. § 941.12(2), (3)	Interfering with firefighting
Wis. Stats. § 941.13	False alarms
Wis. Stats. § 941.20(1)	Endangering safety by use of dangerous weapons
Wis. Stats. § 941.23	Carrying concealed weapon
Wis. Stats. § 941.24	Possession of switchblade knife

Wis. Stats. § 943.01(1)	Damage to property
Wis. Stats. § 943.13	Trespass to land
Wis. Stats. § 943.14	Criminal trespass to dwellings
Wis. Stats. § 943.20(1)	Theft (value under \$2,500.00)
Wis. Stats. § 943.24	Issue of worthless checks (value under \$2,500.00)
Wis. Stats. § 943.50	Retail theft (value under \$2,500.00)
Wis. Stats. § 944.20	Lewd and lascivious behavior
Wis. Stats. § 944.23	Making lewd, obscene or indecent drawings
Wis. Stats. § 944.30	Prostitution
Wis. Stats. § 944.31	Patronizing prostitutes
Wis. Stats. § 944.33(1)	Pandering
Wis. Stats. § 945.01	Definitions
Wis. Stats. § 945.02	Gambling
Wis. Stats. § 945.03	Commercial gambling
Wis. Stats. § 945.04	Permitting premises to be used for commercial gambling
Wis. Stats. § 946.40	Refusing to aid officer
Wis. Stats. § 946.41	Resisting or obstructing officer
Wis. Stats. § 946.42(1)	Escape
Wis. Stats. § 946.70	Impersonating peace officer
Wis. Stats. § 946.72(2)	Tampering with public notices
Wis. Stats. § 947.01	Disorderly conduct
Wis. Stats. § 947.013	Harassment
Wis. Stats. § 947.06	Unlawful assemblies and their suppression
Wis. Stats. § 948.01	Definitions
Wis. Stats. § 948.40	Contributing to the delinquency of a child
Wis. Stats. § 948.45	Contributing to truancy
Wis. Stats. § 948.51	Hazing
Wis. Stats. §§ 951.01--951.15	Crimes against animals

Section 1-2: Penalties

Except as otherwise provided in this chapter, any person who shall violate any provision of this chapter shall be subject to a penalty as provided in section 1-3. In addition to any penalty imposed for violation of Wis. Stats. § 943.01(1), any person who shall cause physical damage to or destroy any public property shall be liable for the costs of replacing or repairing such damaged or destroyed property. The parent of any unemancipated minor child who violates Wis. Stats. § 943.01(1) may also be held liable for the cost of repairing or replacing such damaged or destroyed property in accordance with Wis. Stats. § 895.035.

Section 1-3: General penalty

Established. Unless otherwise provided in this Code, any person who shall violate any of the provisions of the Code shall, upon conviction of such violation, be subject to a penalty, which shall be as follows:

First offense. Any person found guilty of violating any provision of this Code may, upon conviction thereof, be ordered to forfeit not less than \$5.00 and not more than \$1,000.00, plus applicable costs, surcharges, penalty assessments and fees, and in default of payment of such forfeiture and costs of prosecution may be incarcerated in the county jail until the forfeiture and costs are paid, but not exceeding 90 days for each separate offense; provided, however, that imprisonment under this subsection shall be imposed only in accordance with the provisions of Wis. Stats. §§ 800.09 and 800.095.

Second offense. Any person found guilty of violating any provision of this Code who shall previously have been convicted of a violation of the same ordinance within one year shall, upon conviction thereof, forfeit not less than \$10.00 and not more than \$2,000.00 for each such offense, plus applicable costs, surcharges, penalty assessments and fees, and in default of payment of such forfeiture and costs shall be incarcerated in the county jail until the forfeiture and costs of prosecution are paid, but not exceeding 90 days; provided, however, that imprisonment under this subsection shall be imposed only in accordance with the provisions of Wis. Stats. §§ 800.09 and 800.095.

Continued violations. Each violation and each day a violation continues or occurs shall constitute a separate offense. Nothing in this Code shall preclude the city from maintaining any appropriate action to prevent or remove a violation of any provision of this Code.

Execution against defendant's property. Whenever any person fails to pay any forfeiture and costs of prosecution upon the order of any court for violation of any ordinance of the Town, the court may, in lieu of ordering imprisonment of the defendant, or after the defendant has been released from custody, issue an execution against the property of the defendant for such forfeiture and costs.

Payment of costs of notices. Costs of prosecution shall include a fee for each notice or letter, as established by the council from time to time by resolution and as set forth in appendix A, for prosecution of ordinance violations that require or use notices sent by any department or agency of the town. The city/town department or agency sending a notice shall advise in the notice to the recipient of this cost and add it to the forfeiture amount due.

State law references: Penalty for violation of ordinances, Wis. Stats. § 66.115; bail generally, Wis. Stats. § 66.114; outstanding unpaid forfeitures, Wis. Stats. § 66.117; actions for violations of municipal ordinances, Wis. Stats. § 66.12; fines and costs in municipal court, Wis. Stats. § 814.65.

SECTION 2: UNDERAGE DRINKING

Section 2-1: Adoption of state law

The provisions of Wis. Stats. ch. 125 defining, describing and regulating the sale, procurement, dispensing, consumption and transfer of alcohol beverages, including provisions relating to underage persons, are adopted and made a part of this section by reference. Violation of any such provisions shall constitute a violation of this section.

Section 2-2: Consumption in public place

No person shall drink or carry for the purpose of immediate consumption in any container an alcohol beverage upon the streets, sidewalks, parks, public parking lots, public buildings or public school property within the town of Union.

Section 2-3: Penalties

Penalties for violations by or relating to sale, procurement, dispensing or transfer to underage persons shall strictly conform to the penalties imposed for violations of identical offenses defined and described in Wis. Stats. ch. 125, adopted in this section.

SECTION 3: POSSESSION OF DRUGS AND/OR DRUG PARAPHERNALIA

Section 3-1: Adoption of state law

The provisions of Wis. Stats. §§ 961.571 and 961.572 are hereby adopted by reference in their entirety, including any amendments thereto as may be adopted from time to time.

Section 3-2: Definitions

All words and phrases of this section shall be defined as set forth in Wis. Stats. Chapter 961.

Section 3-3: Marijuana and cannabis

Purpose. The people of the city specifically determine that the regulations contained in this section concerning marijuana and cannabis are necessary to serve the public interest by providing just and equitable legal treatment of the citizens of this community and to preserve the respect of such citizens for law, its process and its administration

Definitions. In this section, unless the context requires otherwise, the following terms shall have the following meanings

Cannabis means the resin extracted from any part of the plant *Cannabis sativa* L., or any other nonfibrous extract from any part of the plant containing delta-9-tetrahydrocannabinol.

Casually possess means the possession of not more than 25 grams of a substance containing cannabis or marijuana.

Marijuana means all parts of the plant *Cannabis sativa* L., whether growing or not; the seeds thereof; and every compound, manufacture, sale, derivative, mixture or preparation of the plant or its seeds. It does not include cannabis or any other compound, manufacture, sale, derivative, mixture or preparation of the mature stalks, fiber, oil or cake or the sterilized seed of the plant

which is incapable of germination.

Practitioner means:

A physician, dentist, veterinarian, podiatrist, scientific investigator or other person licensed, registered or otherwise permitted to distribute, dispense, conduct research with respect to or administer a controlled substance in the course of professional practice or research in this state.

A pharmacy, hospital or other institution licensed, registered or otherwise permitted to distribute, dispense, conduct research with respect to or administer a controlled substance in the course of professional practice or research in this state.

Public place means a place which is in public ownership or a place to which the public has access, distinguished from a private place.

Casually possess marijuana or cannabis, unless such marijuana or cannabis was obtained directly from or pursuant to a valid prescription or order of a practitioner while acting in the course of his professional practice.

Knowingly possess or produce the Cannabis sativa L. plant

Penalties. A violation of subsection (c) of this section shall be subject to the following forfeiture as provided in section 1-3.

Section 3-4: Use or possession of Drug Paraphernalia Prohibited

No person under the age of 17 years shall use, or possess with the primary intent to use, drug paraphernalia to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale or otherwise introduce into the human body a controlled substance in violation of Wis. Stats. ch. 961.

Section 3-5: Possession

No person shall possess, keep, or maintain any narcotic drugs, marijuana, stimulant, depressant, hallucinogenic drugs, or any substance defined as a controlled substance in the Uniform Controlled Substances Act, Wis. Stats. Chapter 961 unless the substance was obtained directly from, or pursuant to, a valid prescription or order of a practitioner while acting in the course of his/her professional practice, or except as otherwise authorized by Wis. Stats. Chapter 961.

Section 3-6: Penalties

A person who violates this section is subject to a forfeiture of not less than \$5.00 and not more than \$1,000.00, together with the costs of the prosecution

SECTION 4: PURCHASE OR POSSESSION OF TOBACCO PRODUCTS

Section 4-1: Definitions

The following words, terms and phrases, when used in this division, shall have the meanings

ascribed to them in this section, except where the context clearly indicates a different meaning:

Cigarette means any roll of tobacco wrapped in paper or any substance other than tobacco.

Tobacco products means cigars, cheroots, stogies, periques, and granulated, plug cut, crimp cut, ready-rubbed and other smoking tobacco; snuff, flower, cavendish, plug shorts, twist tobacco, fine cut and other chewing tobaccos; shorts, refuse scraps, clippings, cuttings and sweepings of tobacco; and any other kinds and forms of tobacco prepared in such manner as to be suitable for chewing or smoking in a pipe or otherwise, or both for chewing and smoking

Section 4-2: Seizure of products involved in violation

A law enforcement officer shall seize any cigarette or tobacco product involved in any violation of section 4 committed in his presence.

Section 4-3: Prohibited acts

Except as provided in section 4-4, no person under the age of 18 shall do any of the following;

1. Buy or attempt to buy any cigarette or tobacco product.
2. Falsely represent his age for the purpose of receiving any cigarette or tobacco product.
3. Possess any cigarette or tobacco product.

Section 4-4: Exceptions

A minor may purchase or possess cigarettes or tobacco products for the sole purpose of resale in the course of employment during his working hours if employed by a retailer licensed under Wis. Stats. § 134.65(1).

Section 4-5: Penalties

Any minor who shall violate any provision of this division shall be subject to a forfeiture not greater than \$50.00, together with the costs of prosecution, or community service as ordered by the municipal court, or both

SECTION 5: CURFEW

Section 5-1: Curfew established; hours; exceptions

- (a) No child under the age of 18 years shall loiter, idle or remain upon any street, alley or other public place in the township between 11:00 p.m. and 6:00 a.m., unless such child is accompanied by his parent or guardian or other adult person having legal custody of such child
- (b) ~~This section shall not apply to a child:~~
 - (1) Performing an errand as directed by his parent or guardian or person having lawful

custody.

- (2) Who is on his own premises or the areas immediately adjacent thereto.
 - (3) Whose employment makes it necessary to be upon the streets, alleys, public places or any motor vehicle after such hour.
 - (4) Returning home from a supervised school, church or civic function.
 - (5) Traveling in interstate commerce.
- (c) The exceptions in subsection (b) of this section, however, shall not permit a child to unnecessarily loiter about the streets, alleys or public places or be in a parked motor vehicle on the public streets.

Section 5-2: Detention of minors by police

A child believed to be violating the provisions of this division may be taken to the police department or the county sheriff's department for proper identification. Every law enforcement officer while on duty may detain any child violating section 5-1 until such time as the parent, guardian or person having legal custody of the child shall be immediately notified, and the person so notified shall as soon as reasonably possible thereafter report to the police station or sheriff's office for the purpose of taking the child into custody and shall sign a release for him

Section 5-3: Warning to parents on first violation

The first time a child is detained by law enforcement officers as provided in section 5-2, a parent, guardian or person having legal custody shall be advised as to the provisions of this division, and any violation of this division occurring thereafter by this child or any other child under such person's custody shall result in a penalty being imposed as provided in this division.

Section 5-4: Parental responsibility

No parent, guardian or other person having legal custody of a child under the age of 18 years shall permit or suffer such child to loiter, idle or remain upon any street, alley or other public place in the city between 11:00 p.m. and 6:00 a.m., unless such child is accompanied by his parent, guardian or other adult person having legal custody of such child

Section 5-5: Penalties

- (a) Any parent, guardian or person having legal custody of a child described in section 5-1 who has been warned in the manner provided in section 5-3 and who thereafter violates any of the provisions of this division shall be subject to penalty as provided in section 1-3.
- b) Any child who violates this division after being detained and released under section 5-2 shall be dealt with under Wis. Stats. ch. 938

SECTION 6: TRAFFIC

Section 6-1: Adoption of state law

An ordinance to regulate vehicular traffic in the Town of Union, Rock County, Wisconsin. The Town Board of the Town of Union Rock County, Wisconsin, do ordain as follows:

PROVISIONS OF STATE LAW ADOPTED BY REFERENCE

- (a) *State traffic laws.* Except as otherwise specifically provided in this Code, the statutory provisions in Wis. Stats. chs. 340--348, as amended, describing and defining regulations with respect to vehicles and traffic, exclusive of any provisions therein relating to penalties to be imposed and exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment, are hereby adopted and by reference made a part of this Code as if fully set forth in this section. Any act required to be performed or prohibited by any statute incorporated in this section by reference is required or prohibited by this Code. Any future amendments, revisions or modifications of the statutes incorporated in this section are intended to be made part of this Code in order to secure uniform statewide regulation of traffic on the highways, streets and alleys of the state
- (b) *State standards for motor vehicle equipment.* The administrative provisions describing and defining standards for motor vehicle equipment in Wis. Admin. Code ch. TRANS 305, exclusive of any provisions therein relating to the penalties to be imposed, are hereby adopted by reference and made a part of this chapter as if fully set forth in this section

Sections of Chapters 340-348 adopted by reference shall include but not be limited to the following:

340.01 — — —	Words and Phrases Defined
341.03(1)	Vehicles Operated After Registration Suspended or Revoked
341.04 (1)(2)	Non Registration of Vehicles
341.15(1-3)	Display of Registration
341.16	Issuance of Plates
341.61	Lending Registration to Unauthorized Person
341.63(3)	Fail to Return Registration Plates
342.06(3)	Fail to state use as Taxi cab on title
342.15(1-6)	Fail to transfer Interest in Vehicle
342.23	Fail to deliver title to secured party
342.30	
342.31	
342.34	Anti Theft and Anti Fraud Provisions
343.01	Words and Phrases
343.05(3)	Operate without valid drivers license
343.10	Occupational License and Restrictions
343.305	Implied Consent

343.22	Fail to Notify DMV of address Change
343.35	Fail to surrender license
343.44	Operating while suspended, cancelled or disqualified
343.45-343.46	Unlawful Practices Relative to Driver's License
343.50	Unlawful Use of ID Card
343.60-343.72	Licensing of Drivers Schools and Instructors
343.73	Penalties
344.01	Words and Phrases Defined
344.45-344.51	Financial Responsibilities Provisions and Violations
345.01	Words and Phrases Defined
345.17-345.55	Rules Relating to Civil and Criminal Liability
346.01	Words and Phrases Defined
346.02	Applicability of Chapter
346.03	Applicability of rules of the road to Authorized Emergency Vehicles
346.04 (1-2)	Fail to Obey officer/sign/signal
346.05-346.16	Driving, Meeting and Overtaking and Passing
346.17	Penalties for Violation 346.04 to 346.16
346.18-346.21	Right of Way
346.22	Penalties for Violation 346.18-346.22
346.23-346.29	Driver's and Pedestrians
346.30	Penalties for Violating 346.23 to 346.29
346.31-346.35	Turning and Stopping and Required Signals
346.36	Penalties for Violating 346.23-346.35
346.37-346.42	Traffic Signs, Signals and markings
346.43	Penalties for Violating 346.23-346.35
346.44-346.485	Required Stops
346.49	Penalties for Violating 346.23-346.485
346.505-346.55	Restrictions on Stopping and Parking
346.56	Penalties for Violation 346.505-346.55
346.57(2)(3)(4a-c)	Speed Restrictions
346.57(4d-h)(4g-m)(5-6)-346.595	Speed Restrictions and 65 mph zones
346.60	Penalties for Violating 346.57(a-c)(4d-h)(4g-m)(5)(6)
346.61	Reckless Driving and Operating Under Influence
346.62(1)-(3)	Reckless Driving
346.63(1)(2)(2m)(5a)(7a)	Operating Under Influence/Absolute Sobriety Operating Commercial Motor Vehicle Under Influence
346.65	Penalties for Operating Under Influence
346.66	Applicability of Sections Relating to Accidents and Accident Reporting
346.68-346.69	Duty Upon Striking Unattended Vehicle/Property Adjacent to Highway
346.70(1)(2)(3)(4)(5)	

346.71, 346.72, 346.73	Duty to Report Accident
346.77-346.81	Bicycles and Play Vehicles
346.82	Penalties for Violating 346.77 to 346.81
346.87-346.945	Miscellaneous Rules
346.95	Penalties for Violating 346.87-346.945
347.01-347.05	General Provisions
347.06-347.29	Lighting Equipment
347.30	Penalties for Violating 347.06-347.29
347.35-347.49	Other Equipment
347.50	Penalty for Violating 346.35-347.49
348.01-.348.02	Size, Weight and Load Provisions
348.05-348.10	Size and Load
348.11	Penalty for Violating Size and Load Limitations
348.15-348.20	Weight
348.21	Penalty for Violating Weight Limitations
348.25-.48.28	Permits

Section 6-2: Other laws Adopted

There are also hereby adopted by reference the following sections of the Wisconsin statutes but the prosecution of such offenses under this ordinance shall be as provided in chapter 340 to 348 of the Wisconsin statutes and the penalty for violation thereof shall be limited for a forfeiture as provided in Section (3) of this Resolution.

941.01(1)	Negligent Operating of vehicle off Highway
947.04	Drinking in Common Carriers
Trans 305	Equipment and Vehicle Standards on Highway

Section 6-3: Penalties.

The penalty for violation of any provision of this ordinance shall be a forfeiture as hereinafter provided together with the costs of prosecution imposed in 345.20 to 345.53.

Section 6-4: Enforcement

Enforcement: This ordinance shall be enforced in accordance with the provisions of sec. 345.20 to 345.53, Ch. 299 and 66.12 of the Wisconsin Statutes.

SECTION 7: STOP SIGN & SPEED LIMITS

Section 7-1: Resolution 2004-02:

The Town of Union Board hereby resolves that the following Union Township stop signs and speed limits Identified in Resolution 2004-02 shall be enforceable by the City of Evansville

Police Department under the Intergovernmental Agreement between the Town of Union, Rock County, Wisconsin, and the City of Evansville, Rock County Wisconsin, Concerning a Municipal Court and Activities of the Evansville Police Officers Within Union Township.

SECTION 8: SNOWMOBILES AND ALL TERRAIN VEHICLES

Section 8-1: Adoption of state law

Authority: Pursuant Wis. Stats. § 23.33 (11) & NR 64 Wisconsin Administrative Code, the statutory provisions describing and defining regulations with respect to snowmobiles Wis. Stats. § 350, & All Terrain Vehicles (ATV's) Wis. Stats. § 23.33, in the following enumerated sections of the state statutes are hereby adopted by reference and made part of this section as if fully set forth in this section. Acts required to be performed or prohibited by such statutes are required or prohibited by this section.

Section 8-2. Snowmobiles

Wis. Stats. § 350.02	Definitions
Wis. Stats. § 350.03	Right-of-way
Wis. Stats. § 350.04	Snowmobile races, derbies and routes
Wis. Stats. § 350.045	Public utility exemption
Wis. Stats. § 350.047	Local ordinance to be filed
Wis. Stats. § 350.05	Operation by youthful operators restricted
Wis. Stats. § 350.07	Driving animals
Wis. Stats. § 350.11	Penalties
Wis. Stats. § 350.12	Registration of snowmobiles; trail use stickers
Wis. Stats. § 350.13	Uniform trail signs and standards
Wis. Stats. § 350.135	Interference with uniform trail signs and standards prohibited
Wis. Stats. § 350.15	Accidents and accident reports
Wis. Stats. § 350.155	Coroners and medical examiners to report; required blood specimen
Wis. Stats. § 350.17	Enforcement
Wis. Stats. § 350.18	Local ordinances
Wis. Stats. § 350.19	Liability of landowners
Wis. Stats. § 350.99	Parties to a violation

Section 8-3: Restrictions on operation

Except as otherwise provided in this article, no person shall operate a snowmobile within the town of Union as follows:

Operation on street or right-of-way. Upon or across any highway, street, sidewalk, or alley, or the area between the sidewalk and curblines where a sidewalk exists, or the public right-of-way

adjoining and adjacent to any street where there is no sidewalk, other than to drive directly across such highway, street, sidewalk, alley, or public right-of-way, and then only after stopping and yielding the right-of-way to all pedestrians and vehicles.

Operation in parks. Upon or across any township Park without the consent of the Town Board or its duly authorized agent.

Operation on other public property. Upon or across any public property without the consent of the Town Board or governing board of the agency owning the public property. Snowmobiles or all terrain vehicles are prohibited from operation in any cemetery.

Exceptions: This provision(s) shall not apply to any recognized county trails or private property where permission has been granted by the owner. Approval of a snowmobile way/trail shall be contingent upon such way being marked in substantial conformity with the requirements of Wis. Admin. Code ch. NR 50.10, and upon the continued maintenance of such markings.

Section 8-4: All Terrain Vehicles (ATV)

Wis. Stats. § 23.33(2)(a)	Operate ATV without valid registration
Wis. Stats. § 22.33(2)(a)	Give permission to operate ATV without valid registration
Wis. Stats. § 23.33(2m)(a-c)	Unlawful rental of ATV
Wis. Stats. § 23.33(3)(a-h)	(a) Careless manner (c) private property w/out consent (e) Transport loaded/uncased firearm; strung or uncased bow (f) drive or pursue any animal (g) Within 150 feet of dwelling at a speed exceeding 10 mph (h) On frozen surface of public waters within 100 feet of person/fishing shanty exceeding 10 mph
Wis. Stats. § 23.33(3g)	Operate/Ride an ATV without headgear. Applies to persons under age 18
Wis. Stats. § 23.33(4)(a)-(e)	Illegal operation of ATV on/in vicinity of Highways
Wis. Stats. § 23.33(4c)(a)1	Operate ATV while Intoxicated. 1 st offense
Wis. Stats. § 23.33(4c)(a)2	Operate ATV with PAC of .08 but less than .10
Wis. Stats. § 23.33(4c)(a)2	Operate ATV with PAC of .10 or above
Wis. Stats. § 23.33(4c)(a)3	Absolute Sobriety violations by persons under 19 years of age
Wis. Stats. § 23.33(4p)(e)	Refuse to take test, intoxicated operation of

	ATV: If under 19 years of age
Wis. Stats. § 23.33(6)(a-e)	Equipment Violations
Wis. Stats. § 23.33(7)(a)	Fail to report All terrain Vehicle Accident
Wis. Stats. § 23.33(8)(f)	Interfere with signs
Wis. Stats. § 23.33(12)(b)	Failure to stop for law enforcement

SECTION 9: SEPARABILITY

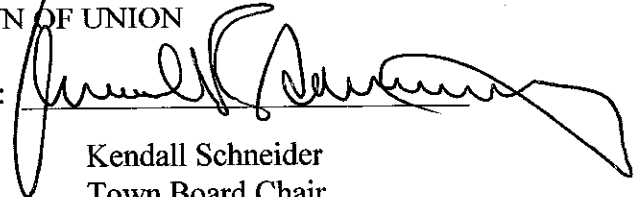
If any section, subsection, sentence, clause, phrase, or portion of this ordinance for any reason is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 10: EFFECTIVE DATE AND PERIOD OF PROHIBITION

This Ordinance shall take effect upon passage and publication or posting as required by law. The foregoing ordinance was duly adopted by the Town Board of the Town of Union at a regular meeting held on October 7, 2004.

TOWN OF UNION

By:

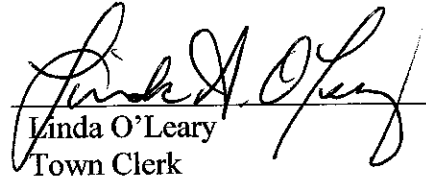


Kendall Schneider
Town Board Chair

Adopted: October 7, 2004

Posted: October 11, 2004

By:



Linda O'Leary
Town Clerk

Published: Sept 7, 2004
Notice of Public Inspection