

TOWN OF CEDARBURG

ORDINANCE NO. 2007-07

AN ORDINANCE TO AMEND SECTION 279-12 AND 279-13 OF THE TOWN OF CEDARBURG CODE OF ORDINANCES” RELATING TO STREET USE PERMITS.

WHEREAS, this section of the Town of Cedarburg Code of Ordinances is to regulate and control the use of public streets; and

WHEREAS, the purpose of the street use permit is to allow, under proper circumstances, for the temporary closing of a public street; and

WHEREAS, the Town Board has determined that the approval of street use permits may be done administratively by certain Town staff

NOW, THEREFORE, BE IT ORDAINED by the Town Board of the Town of Cedarburg, Ozaukee County, Wisconsin, that Sections 279-12 and 279-13 of the Town of Cedarburg Code of Ordinances are hereby amended to read as follows:

§ 279-12. Review by Administrator.

The application shall be reviewed by the Town Administrator as to the effect that the temporary closing of the street will have on the public safety and traffic movement in the area during the time the street may be closed. The Town Administrator has the authority to approve or deny an application.

§ 279-13. Denial of permit.

A. An application for a street use permit shall be denied if:

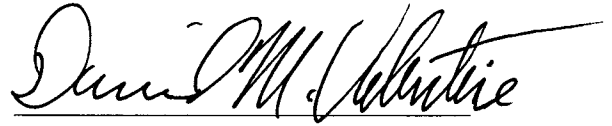
- (1) The proposed street use is primarily for private or commercial gain.
- (2) The proposed street use would violate any federal or state law or any ordinance of the Town.
- (3) The proposed street use will substantially hinder the movement of police, fire or emergency vehicles, constituting a risk to persons or property.
- (4) The application for a street use permit does not contain the information required above.
- (5) The application requests a period for the use of the street in excess of eight hours.

B. In addition, the Town Administrator may deny a permit for any other reason or reasons if the Town Administrator concludes that the health, safety and general welfare of the public cannot adequately be protected and maintained if the permit is granted. If the Town Administrator denies the permit, the person or representative of the group making application for a street use permit may appeal the denial to the Town Board. Said applicant shall be present when the Town Board gives

consideration to the granting of said street use permit to provide any additional information which is reasonably necessary to make a fair determination as to whether a permit should be granted.

This ordinance shall be in full force and effect upon its passage and posting or publication as provided by law.

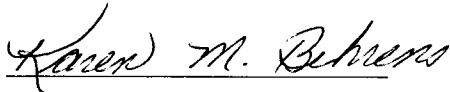
Passed and adopted by the TOWN BOARD of the TOWN OF CEDARBURG, Ozaukee County, Wisconsin this 6th day of June, 2007.



David M. Valentine

Town Chairman

ATTEST:



Karen M. Behrens

Town Clerk