



IN THE NAME AND BY THE AUTHORITY OF THE TOWN OF CEDARBURG, WISCONSIN

ORDINANCE #2012-3

An Ordinance to Create: Section 108-20. Landscape growth cover required, of the Town of Cedarburg Code of Ordinances, Ozaukee County, Wisconsin.

WHEREAS, the Town Board finds that any parcel of land where surface conditions have been disturbed by final grading, excavating, constructing or filling operations within the Town it is necessary to timely establish landscape cover growth to prevent erosion, dust or unsightly conditions in order to maintain and promote the appearance, property value, health, safety and general welfare of the Town

WHEREAS, The Plan Commission has reviewed this ordinance and has made a favorable recommendation to the Town Board for its adoption;

NOW, THEREFORE, BE IT ORDAINED, that the Town Board of the Town of Cedarburg do ordain as follows:

Section 108-20. Landscape growth cover required., of the Town of Cedarburg Code of Ordinances is hereby created to read as follows:

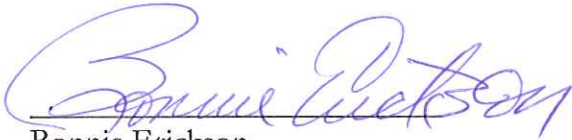
§ 108-20. Landscape growth cover required.

- A. Within one year of the issuance of an occupancy permit or a final inspection for a new residence, agricultural, commercial or industrial building, an addition to a residence, farm or business structure or other accessory structure where the surface conditions have been affected by final grading, excavating, constructing or filling operations, a cover growth of plant material containing no noxious weeds shall be established by the owner of such land over all remaining disturbed areas to prevent erosion, dust, noxious weeds, or unsightly conditions.
- B. The provisions of this section shall apply to any parcel of land, except lands in farming operations, where surface conditions have been disturbed by the aforementioned activities, even if new construction has not taken place, or no permit or inspection by the Town is required. Under this subsection, the one year time requirement shall commence upon the date of issuance of written notice from the Town official to the owner of the land that compliance is mandatory.
- C. Any person, firm, company, or corporation who violates, disobeys or refused to comply with the provisions of this section shall be subject to the enforcement, violations and penalties as provided in § 108-19, and in addition thereto is hereby deemed and declared a public nuisance of the Town.

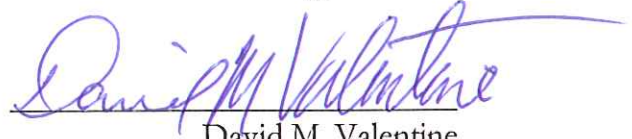
- D. Existing structures or buildings on such lands where surface conditions remain disturbed without said cover growth established prior to the effective date of this ordinance shall comply with the requirements of this section within six months of the effective date except that in no case shall compliance be required within less than one year after the issuance of an occupancy permit or final inspection.

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

PASSED AND ADOPTED by the Town Board of the Town of Cedarburg, Ozaukee County, Wisconsin, this 4th day of January, 2012.



Bonnie Erickson
Deputy Town Clerk



David M. Valentine
Town Chairman