

STATE OF WISCONSIN -  
Town of Mt Pleasant  
Green County

## SECTION I – TITLE AND PURPOSE

This ordinance is entitled the Town of Mt Pleasant Noxious Weed Ordinance. The purpose of this ordinance is to provide for the control of noxious weeds in the town.

## SECTION II – AUTHORITY

The Town Board of the Town of Mt Pleasant, Green County, Wisconsin, has the specific authority under ss. 66.0407 and 66.0517, Wis. Stats., and under village powers s. 60.22, Wis. Stats., to adopt this ordinance.

## SECTION III – ADOPTION OF ORDINANCE

This ordinance, adopted by a majority of the town board on a roll call vote with a quorum present and voting and proper notice having been given, provides for the regulation of noxious weeds in the town.

## SECTION IV – DESIGNATION OF NOXIOUS WEEDS

The following are designated as noxious weeds in the town:

- A. Canada thistle, leafy spurge, and field bindweed (creeping jenny), as provided by s. 66.0407(1)(b), Wis. Stats.
- B. The town chairperson shall include those weeds designated as noxious weeds in the Noxious Weed notice given annually under s. 66.0407(4), Wis. Stats.

## SECTION V – TOWN WEED COMMISSIONER

The town chairperson having appointed a town weed commissioner under s. 66.0517(2)(a), Wis. Stats., and the weed commissioner having the powers and duties to investigate and destroy noxious weeds in the town as provided in s. 66.05017(2)(a), Wis.stats., the following provisions are established in regard to the performance of the office of weed commissioner:

- A. The weed commissioner shall receive compensation for investigating the existence of and destroying noxious weeds, including any clerical or administrative activities performed in relation to the performance of those activities, at the rate of \$            per ~~hour~~ <sup>established by town board</sup> upon presenting to the town treasurer an account of noxious weed investigation and destruction activities performed by the weed commissioner, verified by oath and approved by the town chairperson. The account shall specify by separate items each activity of investigation and destruction performed and for each activity of destruction the amount chargeable to each piece of land, describing the land.

## SECTION VI – NOXIOUS WEED DESTRUCTION

- A. Under s. 66.0407(3), Wis. Stats., and this ordinance, a person owning, occupying, or controlling land shall destroy all noxious weeds on the land.
- B. If after publication of the notice required under s. 66.0407(4), Wis. Stats., the town board or town weed commissioner (after consultation with the town board), determines after investigation of the conditions on the land that the persons owning, occupying, or controlling the land have failed to destroy all noxious weeds on the land, the town board may cause to be served upon any or all of those persons a copy of the notice required under s. 66.0407(4), Wis. Stats., together with a statement commanding that the noxious weeds upon the land shall be destroyed within 7 days of the receipt of the notice or the person shall be subject to a forfeiture as provided in the Town of Mt Pleasant Noxious Weed Ordinance. The notice and statement shall be served by registered or certified mail.
- C. Any person, partnership, corporation, or other legal entity that fails to comply with the provision of this subsection as determined by the town board shall pay a forfeiture equal to the cost the town incurred to destroy the weeds on the land.
- D. A bill will be sent to the person, partnership, corporation, or other legal entity by the Town Treasurer. In the event the person, partnership, corporation, or other legal entity fails to pay the town within 60 days then the clerk shall enter the amount of the bill for the destruction of weeds to each tract of land in the next tax roll as a delinquent special charge pursuant to s. 66.0627, Wis. Stats. The tax shall be collected under ch. 74, Wis. Stats., except in case of lands that are exempt from taxation, railroad lands, or other lands for which taxes are not collected under ch. 74, Wis. Stats.

## SECTION VII – SEVERABILITY

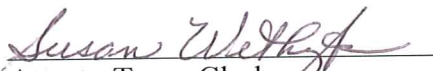
If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or application of this ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

## SECTION VIII – EFFECTIVE DATE

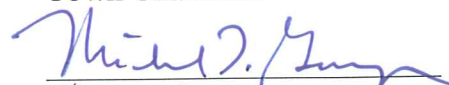
This ordinance is effective on publication or posting.

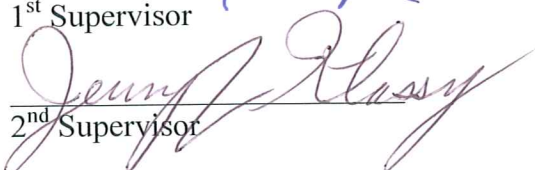
The town clerk shall properly post or publish this ordinance as required under s. 60.80, Wis. Stats.

Adopted this 18<sup>th</sup> day of January, 2010.

  
Attest: Town Clerk

  
Town Chairman

  
1<sup>st</sup> Supervisor

  
2<sup>nd</sup> Supervisor