

**ORDINANCE
ROCK COUNTY BOARD OF SUPERVISORS**

SHERIFF ROBERT SPODEN
INITIATED BY



JEROME A. LONG
DRAFTED BY

PUBLIC SAFETY & JUSTICE
COMMITTEE
SUBMITTED BY

NOVEMBER 13, 2013
DATE DRAFTED

CREATING SECTION 2.105 OF THE ROCK COUNTY CODE OF ORDINANCES

1 WHEREAS, the Rock County Board of Supervisors finds it desirable that the Rock County
2 Sheriff and his/her deputies shall have the ability to issue abatement orders under sec. 173.11, Wis. Stats.;
3 and
4

5 WHEREAS, that sec. 173.03(2) of the Wisconsin Statutes requires that a county official who may
6 modify or withdraw abatement orders issued under sec. 173.11, Wis. Stats., be designated by county
7 ordinance.
8

9 NOW, THEREFORE, BE IT ORDAINED by the Rock County Board of Supervisors in session
10 this 9 day of January, 2013, that Section 2.105 of the Rock County Code of
11 Ordinances be created to read as follows:
12

13 **2.105 Abatement Orders**

14
15 The Rock County Administrator, or his/her delegate, shall serve as the official who
16 may modify or withdraw abatement orders issued under sec. 173.11, Wis. Stats.
17

18 Section 2.105 shall be effective upon publication.

Respectfully submitted:

PUBLIC SAFETY & JUSTICE COMMITTEE

Ivan Collins
Ivan Collins, Chair

Henry Brill
Henry Brill, Vice Chair

Absent +
Mary Beaver

Absent
Brian Knudson

Larry Wiedenfeld
Larry Wiedenfeld

LEGAL NOTE:

County Board is authorized to take this action pursuant to § 59.01, 59.51 & 173.03(2), Wis. Stats.

Jerome A. Long
Jerome A. Long
Deputy Corporation Counsel

FISCAL NOTE:

No fiscal impact.

Sherry Oja
Sherry Oja
Finance Director

ADMINISTRATIVE NOTE:

Recommended.

Craig Knutson
Craig Knutson
County Administrator

13-12A-465

EXECUTIVE SUMMARY

Section 173.11 provides a mechanism whereby minor violations of a statute that cause or have the potential to cause injury to animals may be stopped and corrective action taken without the need for the imposition of criminal charges against the violator.

In order to avail itself of this tool, the county must designate, by ordinance, a county official to serve in an informal appellate capacity with the authority to modify or withdraw any issued abatement order. (§ 173.03(2)) This ordinance designates the County Administrator or his delegate as that person.