

CHAPTER 1
GENERAL PROVISIONS
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CHAPTER 1
GENERAL PROVISIONS

1.101 OCONTO COUNTY CODE

- (a) Title. This code or ordinances may be known and cited as the Oconto County Code, Oconto County, Wisconsin.
- (b) Amendments. Any additions or amendments to this code are incorporated in this code so that a reference to the Oconto County Code includes such additions and amendments.
- (c) Numbering of Sections. Each section number of this code shall consist of two component parts separated by a period, the figure before the period referring to the Chapter number and the figure after the period referring to the position of the section within the chapter.
- (d) Numbering Additions. The decimal system shall be used for all additions or amendments to this code. When a chapter or section is to be added the new chapter or section shall be given a decimal character.

1.102 DEFINITIONS

- (a) Terms used in this code, unless otherwise specifically defined in this code, have the meanings prescribed by the Wisconsin Statutes for the same terms.
- (b) Terms used in this code have the following meanings:

County: Oconto County

State: State of Wisconsin

County Board of Supervisors or County Board: The Board of Supervisors of Oconto County and similarly the title of any other board, commission or official refers to such board, commission or official of Oconto County unless otherwise stated.

Ordinances: The ordinances of Oconto County and all amendments thereto, including this code.

This Code: The Oconto County Code.

Wisconsin Statutes: The Wisconsin Statutes, 1987-1988, or whenever a later edition is published the latest published edition.

Person: Any natural individual, firm, partnership, corporation, company, association, club, joint adventure, estate, trust or any group or combination acting as a unit and the individuals constituting such group or unit; and the plural as well as the singular number; and the masculine gender includes the feminine and neuter genders; unless the intention to give more limited meaning is disclosed by the context. As applied to partnerships, the word person includes the members of the partnership; as applied to corporations it includes the officers, agents or employees responsible for the act referred to.

1.103 REPEAL OF ORDINANCES

- (a) All public and general ordinances in conflict with this code are repealed except ordinances granting franchises or rights to persons or corporations, and extensions and limitations of such rights, and ordinances making appropriations for public expenditures or establishing salaries, and ordinances authorizing contracts or the issuance of bonds, and ordinances relating to the establishment, dedication, opening, width, grade, improvement, altering, or vacating of any highways, parks, or public grounds.
- (b) The provisions of this code, so far as they are the same in substance as those of heretofore existing ordinances are continuations of such ordinances and not new enactments. Any act done, offense

committed or right accruing, accrued or acquired, or liability, penalty, forfeiture or punishment incurred prior to the time of this repeal are not affected by this repeal, but may be enjoyed, asserted, enforced, prosecuted or inflicted as fully and to the same extent as if such repeal had not been affected.

1.104 ORDINANCES REPEALED NOT REENACTED

No Ordinance or part of any ordinance heretofore repealed shall be considered reordained or reenacted by virtue of this code, unless specifically reenacted. The repeal of any curative or validating ordinance does not impair or affect any cure or validation already effected thereby.

1.105 JURISDICTION

Unless otherwise provided in this code, this code applies to acts performed within the limits of Oconto County.

1.106 RESPONSIBILITY FOR ACTS

Every person concerned in the commission of an act prohibited by this code, whether he/she directly commits the act, or prosecutes, counsels, aids, or abets in its commission, may be prosecuted and on conviction is punishable as if he/she had directly committed such act.

1.107 PENALTIES

- (a) Standard Penalty. Unless another penalty is expressly provided by this code for any particular provision, section, or chapter, any person violating any provision of this code, or any rule or regulation adopted or issued in pursuance thereof, or any provision of any code adopted herein by reference shall, upon conviction, be subject to a forfeiture of not less than \$1.00 or more than \$300, and the costs of prosecution for each violation, and in default of payment of such forfeitures and costs shall be imprisoned in the County Jail until such forfeiture and costs of prosecution are paid, such imprisonment not to exceed 90 days.
- (b) Each Day a Violation. Each act of violation and every day upon which a violation occurs or exists constitutes a separate offense.
- (c) Amendments. In case of any amendment of or addition to any section or chapter of this code, the penalty provided for the violation of such section or chapter shall also relate to the amendment or addition, whether reenacted in the amendatory ordinances or not, unless such penalty is specifically repealed or amended therein.
- (d) Reference to Section. Reference to any section of this code shall be understood also to refer to and include the penalty section relating thereto, unless otherwise expressly provided.
- (e) Failure of Officers to Perform Duties. The failure of any officer or employee of the county to perform any official duty imposed by this code shall not subject such officer or employee to the penalty imposed for violation of this code, unless a penalty is specifically provided.

1.108 SEPARABILITY OF PROVISIONS

Each section, paragraph, sentence, clause or provision of this code is separable and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this code, nor any part thereof other than that affected by such decision.

1.109 EFFECTIVE DATE

This code of ordinance shall take effect the date after publication of the ordinance adopting this code of ordinances.