



AN ORDINANCE: By Public Services & Safety
Committee
Re: Amending Code Secs. 3-5(a)(1) and 10-6(a) to
remove references to health officer

ORDINANCE NO. 2012-9
Introduced: September 5, 2012
Committee/Commission Action:
RECOMMENDED FOR PASSAGE

AN ORDINANCE

The Common Council of the City of Neenah, Wisconsin, do ordain as follows:

Section 1. Section 3-5(a)(1) of the Code of Ordinances of the City of Neenah is amended by deleting the stricken language to read as follows:

- (1) Any animal or fowl found at large may be taken and impounded by the ~~Health Officer,~~ Kennel Master or any police officer.

Section 2. Section 10-6(a) of the Code of Ordinances of the City of Neenah is amended by deleting the stricken language to read as follows:

- (a) *Enforcement.* The Chief of Police, Building Inspector, ~~Health Officer,~~ and Director of Public Works shall enforce those provisions of this chapter that come within the jurisdiction of their offices. They shall make periodic inspections and inspections upon complaint to insure that such provisions are not violated. No action shall be taken under this section to abate a public nuisance unless the officer shall have inspected or caused to be inspected the premises where the nuisance is alleged to exist and have satisfied himself that a nuisance does in fact exist.

Section 3. Severability. In the event any section, subsection, clause, phrase or portion of this ordinance is for any reason held illegal, invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remainder of this ordinance. It is the legislative intent of the Common Council that this ordinance would have been adopted if such illegal provision had not been included or any illegal application had not been made.

Section 4. Repeal and Effective Date. All ordinances or parts of ordinances and resolutions in conflict herewith are hereby repealed. This ordinance shall take effect from and after its passage and publication.

Moved by: Ald. Stevenson/Zaretzke
Adopted: September 5, 2012
Approved: September 5, 2012
Published: September 10, 2012

Approved:



George Scherck, Mayor

Attest:



Patricia A. Sturn, City Clerk

THIS INSTRUMENT WAS DRAFTED BY:
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