

**TOWN OF RIB MOUNTAIN**

**ORDINANCE NO. 19-01**

**RE: AN ORDINANCE AMENDING  
THE CODE OF ORDINANCES  
CHAPTER 12 LICENSES AND  
PERMITS, CREATING SECTION  
12.11 ENTITLED "PRECONDITION  
FOR GRANT OF LICENSE OR  
PERMIT"**

The Town Board of the Town of Rib Mountain, Marathon County, Wisconsin, do ordain as follows:

Section 1: CHAPTER 12 LICENSES AND PERMITS, SECTION 12.11 ENTITLED "PRECONDITION FOR GRANT OF LICENSE OR PERMIT" of the Code of the Town of Rib Mountain is hereby created to provide as follows:

**12.11 -- PRECONDITION FOR GRANT OF LICENSE OR PERMIT.**

- (1) **PAYMENT REQUIRED.** As a precondition of obtaining or renewing any Town license or permit, all Town taxes, special assessments, special charges, fees, forfeitures, and any other unpaid debt owed to the Town shall be paid in full on a current basis before the grant or renewal of any Town license or permit.
- (2) **NEW APPLICANTS.** New applicants with outstanding debts to the Town as described in subsection (1) above shall be denied the grant of any Town license or permit.
- (3) **EXISTING APPLICANTS.** Existing applicants with outstanding debts to the Town as described in subsection (1) above may be denied the grant or renewal of any Town license or permit as follows:
  - (a) If the application is for any type of license or permit that the applicant does not already possess, then such application shall be denied as provided in subsection (2) above.
  - (b) If the application is for any type of license or permit that the applicant already possesses, then nonrenewal, suspension, or revocation of such license or permit may occur as follows:
    - (i) If the respective license or permit has a required process for nonrenewal, suspension, or revocation pursuant to any statute or ordinance, then pursuant to such statute or ordinance.

- (ii) If the respective license or permit does not have a required process for nonrenewal, suspension, or revocation pursuant to any statute or any other ordinance, then pursuant to the following:

If the Town determines to nonrenew, suspend, or revoke the license or permit, then the holder of the license or permit shall be given at least 10 days' written notice of a hearing, and is entitled to appear and be heard at the hearing as to why the license or permit should not be nonrenewed, suspended, or revoked. A holder of a license or permit that is nonrenewed, suspended, or revoked may within 20 days of the date of the nonrenewal, suspension, or revocation appeal the decision to the Marathon County Circuit Court for certiorari review by filing a written notice of appeal with the Town Clerk, together with a bond executed to the Town, in the sum of \$1,000 with 2 sureties or a bonding company approved by the Town Clerk, conditioned for the faithful prosecution of the appeal and the payment of costs adjudged against the license or permit holder.

Section 2: If any provision of this Ordinance is invalid or unconstitutional or if the application of this Ordinance to any person or circumstance is found invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any provision or application of this Ordinance which can be given effect without the invalid or unconstitutional provision or application.

Section 3: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 4: This Ordinance shall be in full force and effect from and after its date of passage and notice to the public as required by law.

Adopted this 16<sup>th</sup> day of April, 2019.

TOWN OF RIB MOUNTAIN

By: Allen Opall  
Allen Opall, Chairperson

ATTEST:

By: Joanne L Ruechel  
Joanne Ruechel, Clerk

Adopted: 4-16-2019  
Noticed: 4-22-2019