

ORDINANCE # 02-2020
TOWN OF NEW CHESTER
DISTRIBUTION OF POLITICAL MATERIALS ON TOWN
PROPERTY ORDINANCE

The Town Board of the Town of New Chester, Adams Co., Wisconsin, does ordain as follows:

Section I: TITLE AND PURPOSE

The title of this ordinance is the Town of New Chester Distribution of Political Materials on Town Property Ordinance. The purpose of this ordinance is to prohibit the distribution of political materials on town property.

Section II: AUTHORITY

The Town Board of the Town of New Chester, Adams County, Wisconsin, has the authority under ss. 60.01 (1), 60.22(1), and 943.13 (1m)(b) of the Wisconsin Statutes to adopt this Distribution of Political Materials on Town Property Ordinance.

Section III: ADOPTION OF ORDINANCE

This ordinance, adopted by a majority of the town board with a quorum present and voting and proper notice having been given, prohibits the distribution of political materials on town property and provides penalties, as provided in Section V.

Section IV: DISTRIBUTING POLITICAL MATERIALS ON TOWN PROEPRTY IS PROHIBITED

- A. In this section the town board defines political materials as signs, handbills, flyers, and any other printed materials that supports or opposes a candidate for a partisan office or it supports or opposes a ballot measure.
- B. No person may distribute or post political materials on town property owned, occupied, or controlled by the town.
- C. No person may enter on town property or remain for the purpose of distributing or posting political materials, if the town has notified the actor not to enter or remain on town property while distributing or posting political materials and refuses to comply, the actor will be considered a trespasser.

Section V: ENFORCEMENT

This ordinance may be enforced by any law enforcement officer authorized to enforce laws of the state of Wisconsin and additionally as may be stated in a Town citation authority ordinance adopted pers s. 66.0113, Wis. Stats.

Section VI: PENALTIES

The penalties under s. 943.13 (1m), Wis. Stats, are adopted by reference

Section VII: SEVERABILITY

The provisions of this Ordinance shall be deemed severable, and it is expressly declared that the Town Board would have passed the other provisions of this Ordinance irrespective of whether one or more provisions may be declared invalid. If any provision of this Ordinance is held invalid, the remainder of the Ordinance and the application of such provisions to other persons or circumstances shall not be affected thereby.

Section VIII: EFFECTIVE DATE

This Distribution of Political Materials on Town Property Ordinance shall take effect and be in force from and after the day after passage and publication as required by law.

Adopted this 16th day of November 2020

Town of New Chester, Adams County, Wisconsin.

Steve Zoulek, Chairperson

Barb Morgan, Supervisor

Chuck Quick, Supervisor

ATTESTED BY:

Laura Solis, Town Clerk