

## ORDINANCE 2023-02

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### AN ORDINANCE REPEALING AND RECREATING SECTION 8.05 (4) GARAGE SALE SIGNS OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN

The Common Council of the City of Prairie du Chien, Crawford County, Wisconsin, does hereby ordain as follows:

**Section 1:** That Section 8.05(4) of the Municipal Code of the City of Prairie du Chien, Wisconsin be repealed and re-created to read as follows:

#### **8.05(4) (GARAGE SALES)**

(a) Definitions. For the purpose of this subsection, the following definitions shall apply.

1. "Garage Sale" shall be defined to include all general sales, open to the public, conducted from or on a residential premises in any residential zone, as defined by the Zoning Ordinance, for the purpose of disposing of personal property, including, but not limited to, all sales entitled "garage," "yard," "attic," "porch," "room," "backyard," "patio," "flea market" or "rummage" sale.

2. "Personal Property" shall be defined as property which is owned, utilized and maintained by an individual or members of his residence and acquired in the normal course of living in or maintaining a residence. It does not include merchandise which was purchased for resale or obtained on consignment.

(b) Placement of Signs.

1. No sign may be placed and remain in place between sunset and sunrise.

(c) Signs placed that receive a complaint from a citizen upon placement are subject to removal based on objectively reasonable complaint.

1. Objectively reasonable complaint can include.

a. Placed on private property without consent.

b. Placed as to create a view obstruction.

c. Place in violation of State Law.

(d) Penalties. Any sign in violation will be collected and destroyed. Continued violations from same property owner can result in a citation of not more than \$100.00.

**Section 2:** Any Ordinance or parts thereof inconsistent herewith are hereby repealed.

**Section 3:** This Ordinance shall be effective from and after its passage and publication as required by law.

Passed and approved this 20<sup>th</sup> day of June, 2023

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David Hemmer, Mayor

ATTEST:

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Chad Abram, City Administrator

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Certification

I, Tina Fuller, am the duly qualified and acting City Clerk of the City of Prairie du Chien, Crawford County, Wisconsin. I hereby certify that the aforementioned is a true and exact reproduction of the original ordinance or resolution adopted by the Common Council.

IN WITNESS WHEREOF, I have executed this Certificate in my official capacity on \_\_\_\_  
June, 2023

(SEAL)

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Tina Fuller  
City Clerk