

**Town of Brothertown
Calumet County
Ordinance for
Restricting Use and Obstructing
of Ditches and Embankments
of Town Roads**

Whereas, It is in the public interest for the Town of Brothertown, Calumet County, Wisconsin to restrict use and obstruction of ditches and embankments of Town Roads in the Town of Brothertown, Calumet County, Wisconsin.

NOW THEREFORE IT IS HEREBY ORDAINED BY THE TOWN BOARD OF SUPERVISORS OF THE TOWN OF BROTHERTOWN, CALUMET COUNTY, WISCONSIN as follows:

(1) No person shall alter or change the depth or contour of any ditch or embankment of any Town roads in the Town road right-of-way.

(2) No person shall place or deposit any obstruction, stones, rocks, culverts, debris or other materials in any ditch or embankment of any Town road in the town road right-of-way.

(3) No person shall use or cross the ditches or embankments of any town road for entry to or exit from adjacent lands except at driveway entrances to such town road.

(4) Penalties:

(1) Any violation of any provision of this Ordinance shall be subject to the following:

A. A forfeiture of not less than \$100.00 or more than \$500.00.

B. An Order for removal of any such obstruction at the expense of the occupant or owner of the adjacent land to such ditch or embankment and the provisions of Wisconsin Statute Section 86.04 are adopted by reference.

(5) Severability:

If any provision of this ordinance is declared invalid or unconstitutional, by the Courts, such invalidity or unconstitutional, shall not effect the other provisions or applications of this ordinance.

(6) Effective Date:

This ordinance shall take effect upon Publication.

The foregoing ordinance was adopted at a regular meeting of the Town Board of the Town of Brothertown on Feb. 7, 1989.

ATTEST: Town Clerk, Darlene Steffes
Town Chairman, Harold Schmitz
Town Supervisor, John Hau
Town Supervisor, David Ludwig