

VILLAGE OF MOUNT HOREB

RESOLUTION 2018-23

RECITALS

- A. Section 9.20 of the Wisconsin Statutes outlines the procedure by which electors may file a petition for direct legislation with a governmental body.
- B. Pursuant to Wis. Stat. § 9.20, Dane4Dogs filed a petition, accompanied by a draft ordinance, with the Village of Mount Horeb, seeking to include the question identified below on the November 6, 2018 ballot as a binding referendum.
- C. The Village Clerk has certified as sufficient the petition and ordinance filed by Dane4Dogs.
- D. The Village Board deems it appropriate to have a binding referendum on the question identified below on the November 6, 2018 ballot.

RESOLUTION

NOW, THEREFORE, the Village Board of the Village of Mount Horeb hereby resolves as follows:

1. The following question shall be submitted to and voted upon by the Village electorate at the November 6, 2018 General Election, as a binding referendum:

Should the following language be added to Mt. Horeb Ordinance 10.04, which states “The following acts, omissions, places, conditions and things are specifically declared to be public nuisances offending public morals and decency:

(5) RESEARCH DOGS/CATS. (a) Any place or premises where cats or dogs are possessed for the purpose of taking or sending the cat or dog outside the village to be used for any medical, surgical, or chemical investigation, experiment, research or demonstration OR (b) any place or premises where cats or dogs are used for medical, surgical or chemical investigation, experiment, research or experimentation involving pain or distress to the animal.”

A Yes vote means you support the addition of the above language to the Mount

Horeb ordinances.

A No vote means you do not support the addition of the above language to the Mount Horeb ordinances.

2. If the majority of the electors vote “Yes”, Ordinance Amendment 2018-07 will go into effect immediately upon posting/publication pursuant to law, following the November 6, 2018 General Election.

ORDINANCE 2018-07
VILLAGE OF MOUNT HOREB

AN ORDINANCE TO AMEND MUNICIPAL CODE SECTION
10.04 PUBLIC NUISANCES OFFENDING MORALS AND DECENCY

The Village Board of the Village of Mount Horeb, Dane County, Wisconsin, does ordain that the following chapter of the Municipal Code of the Village of Mount Horeb be amended as follows:

1. CHAPTER 10 PUBLIC NUISANCES SECTION 10.04 PUBLIC NUISANCES OFFENDING MORALS AND DECENCY (addition in bold):

The following acts, omissions, places, conditions and things are specifically declared to be public nuisances offending public morals and decency; but such enumeration shall not be construed to exclude other nuisances offending public morals and decency coming within the definition of §10.02:

- (1) **GAMBLING DEVICES.** All gambling devices and slot machines.
- (2) **UNLICENSED SALE OF LIQUOR AND BEER.** All places where intoxicating liquor or fermented malt beverages are sold, possessed, stored, brewed, bottled, manufactured or rectified without a permit or license as provided for by this Municipal Code.
- (3) **CONTINUOUS VIOLATION OF VILLAGE ORDINANCES.** Any place or premises within the Village where Village ordinances or State laws relating to public health, safety, peace, morals or welfare are openly, continuously, repeatedly and intentionally violated.
- (4) **ILLEGAL DRINKING.** Any place or premises resorted to for the purpose of drinking intoxicating liquor or fermented malt beverages in violation of State laws.

(5) RESEARCH DOGS/CATS. (a) Any place or premises where cats or dogs are possessed for the purpose of taking or sending the cat or dog outside the village to be used for any medical, surgical, or chemical investigation, experiment, research, or demonstration OR (b) any place or premises where cats or dogs are used for medical, surgical or chemical investigation, experiment, research or experimentation involving pain or distress to the animal.

This ordinance shall be effective upon passage and posting/publication pursuant to law and shall pertain to all activities commencing on or after the legal publication date of the ordinance.

3. The Village Administrator and Village Clerk shall take all necessary steps to implement this Resolution.
4. This Resolution supersedes and amends any previous Resolutions approved by the Village Board addressing the subject contained herein.

This Resolution was approved at a meeting of the Village of Mount Horeb Village Board held on August 1, 2018.

APPROVED:



Randy J. Littel, Village President



Alyssa Gross, Village Clerk