

**Ordinance 02-02-09-01**  
**An Ordinance Amending Section 50-6 of the Village of Fontana on Geneva Lake Municipal Code Regarding Public Nuisances Affecting Peace and Safety.**

The Village Board of the Village of Fontana on Geneva Lake, Walworth County, Wisconsin do hereby ordain as follows:

**Section I.** Section 50-6 of the municipal code for the Village of Fontana on Geneva Lake Municipal Code is hereby amended to read as follows:

**Sec. 50-6. Public nuisances affecting peace and safety.**

The following acts, omissions, places, conditions and things are specifically declared to be public nuisances affecting peace and safety; but such enumeration shall not be construed to exclude other nuisances affecting public peace or safety coming within the definition of section 50-1:


- (1) *Signs, billboards, etc.* All signs and billboards, awnings and other similar structures over or near streets, sidewalks, public grounds or places frequented by the public, so situated or constructed as to endanger the public safety.
- (2) *Illegal buildings.* All buildings erected, repaired or altered in violation of the provisions of the ordinances of the village relating to materials and manner of construction of buildings and structures within the village.
- (3) *Unauthorized traffic signs.* All unauthorized signs, signals, markings or devices placed or maintained upon or in view of any public highway or railway crossing which purport to be or may be mistaken as an official traffic control device, railroad sign or signal, or which because of its color, location, brilliance or manner of operation interferes with the effectiveness of any such device, sign or signal.
- (4) *Obstruction of view at intersections.* All trees, hedges, billboards or other obstructions which prevent persons driving vehicles on public streets, alleys or highways from obtaining a clear view of traffic when approaching an intersection or pedestrian crosswalk.
- (5) *Tree limbs.* All limbs of trees which project over and less than ten feet above any public sidewalk, street or other public place.
- (6) *Dangerous trees.* All trees which are a menace to public safety or are the cause of substantial annoyance to the general public.
- (7) *Dilapidated buildings.* All buildings or structures so old, dilapidated or out of repair as to be dangerous, unsafe, unsanitary or otherwise unfit for human use.
- (8) *Wires and cables over streets.* All wires and cables over streets, alleys or public grounds which are strung less than 15 feet above the surface.
- (9) *Outdoor Solid Fuel Fire Heating Device or Solid Fuel Unit or Outdoor Wood Burning Furnaces.* All outdoor solid fuel fire heating devices, solid fuel units or outdoor wood burning furnaces, which is defined as “an outdoor device or structure designed for solid fuel combustion for the purpose of providing indoor heat to a residence or other

building, including, but not limited to, solid fuel fired stoves and combination fuel furnaces or boilers which burn solid fuel (such as wood, coal, or corn pellets).” A solid fuel fire heating device, solid fuel unit, or outdoor wood burning furnace is considered outdoor if it is not located inside a one- or two- family dwelling unit, a multi-family dwelling unit, or public building, thereby making the solid fuel fire device, solid fuel unit, or outdoor wood burning furnace subject to the Wisconsin Uniform Dwelling Code or the Wisconsin Commercial Building Code.

**Effective Date:** This ordinance shall be in full force and effect upon its passage approval, and publication as required by law.

**Passed and Adopted** by the Village Board of the Village of Fontana on Geneva Lake, Walworth County, WI this 2<sup>nd</sup> day of February, 2009

Village of Fontana on Geneva Lake

By:   
Ron Pollitt, President

Attest:   
Dennis Martin, Clerk