

ORDINANCE #2-2005
TOWN OF HOLLAND ORDINANCE TO
REGULATE THE USE OF PORTABLE RESTROOMS

The Holland Town Board, Township of Holland, La Crosse County, does ordain as follows:

Section 1. Purpose.

The purpose of this ordinance is to further the maintenance of safe and healthful conditions, promote the public health, safety and convenience and interests of the residents of the Town of Holland.

Section 2. Authority; Establishment.

The Town Board of the Town of Holland, having been authorized by the Town meeting under Sec. 60.10(2)(c), Wis. Stats., to exercise village powers, hereby exercises village powers under Sec. 287.09, Wis. Stats.

Section 3. Definitions.

(a) Person: Includes any individual, corporation, partnership or association as defined in Sec. 66.0901(1)(b), Wis. Stats.

(b) Portable restroom/toilet: a self-contained portable unit that acts as a storage chamber into which human waste is to be deposited.

(c) Platted subdivision or assessor's plat: is a division of a lot, parcel or tract of land as defined in Sec. 236.02(12), Wis. Stats.

Section 4. Regulation of Portable Restrooms.

(a) Prohibitions: No person, firm or corporation owning land, leasing it or having any interest therein whatsoever, which is located within a platted subdivision or assessor's plat in the Town of Holland, shall allow the placement or use of a portable restroom on their property.

(b) Exceptions: The provisions of Subsection (a) above shall not apply to:

(1) Temporary use sites in which the portable restrooms will be removed within 96 hours of placement, such as special events or auctions.

(2) Construction sites in which OSHA standards require the placement of portable restrooms for the duration of the building operation.

(3) Town of Holland parks.

(4) Temporary use when a sanitary system is being repaired or replaced.

(5) Temporary seasonal use in which the portable restrooms are enclosed in a structure that conceals the unit from neighboring properties. Such structure shall be of either solid wood or trellis-like construction. (#5 added as an amendment passed 11/8/06)

Section 5. Penalties.

Any person who violates, disobeys or refuses to comply with or who resists the enforcement of any provisions of this Ordinance, shall upon conviction be fined not less than \$50.00 nor more than \$200.00 for each offense, together with costs of prosecution.

Section 6. Effective date.

Following passage by the Town Board, this ordinance shall take effect the day after the date of publication or posting as provided by sec. 60.80, Wis. Stats.

Adopted by the Holland Town Board of the Township of Holland, La Crosse County, Wisconsin, this 9th day of November, 2005.

George Hammes, Town Chairman

Attest:

Marilyn Pedretti, Town Clerk

Date Posted:

11/16/05

Amendment Posted:

11/13/06