

**TOWN OF PINE LAKE
ORDINANCE ESTABLISHING
JURISDICTION AND DUTIES OF
TOWN CONSTABLE**

WHEREAS, effective May 1, 2001, pursuant to 1983 Wis. Act 532, Sec. 60.22(4) the Town Board shall determine the jurisdiction and duties of the Town Constable,

WHEREAS, it is in the public interest and welfare to establish the jurisdiction and duties of the constable of the Town of Pine Lake, as provided herein.

NOW, THEREFORE, the Town Board of Supervisors of the Town of Pine Lake, Oneida County does ordain as follows:

SECTION 1 STATUTORY AUTHORITY:

Pursuant to Sec. 60.22(4) and Sec 60.35 of 1983 Wisconsin Act 532, the Town Board of Supervisors of the Town of Pine Lake, Oneida County hereby establishes the jurisdiction and duties of the Town Constable of the Town of Pine Lake, Oneida County as described herein.

SECTION 2 JURISDICTION AND DUTIES

The town constable of the Town of Pine Lake, Oneida County shall:

- (1) Aid in keeping and preserving the peace within the Town of Pine Lake, and shall have the full peace powers to arrest and apprehend any person for felony or breach of peace pursuant to Section 59.24 of Wisconsin Statutes and for purposes of carrying out such duties shall be considered a peace officer as defined in Section 939.22 (22) of Wisconsin Statutes. However the constable shall not carry any type of firearm in the pursuit of his or her duties.
- (2) Help suppress unlawful assemblies within the Town of Pine Lake pursuant to Section 947.06 of Wisconsin Statutes.
- (3) Direct and regulate traffic, especially when requested by the Pine Lake Fire Department, and make arrests for violation of traffic laws and regulations of Chapters 194 and 341 to 349 of Wisconsin Statutes, except for speeding violations, and for purposes of carrying out such duties shall be considered a traffic officer as defined in Section 340.01(70) of Wisconsin Statute.
- (4) Attend upon sessions of the Circuit Court in his county when required by the sheriff.
- (5) Inform the District Attorney of all trespasses on public property or lands on which he or she has knowledge or information.
- (6) Impound any licensed or unlicensed domestic animal at large on public or private property other than the animal owner's property.

- (7) Impound cattle, horses, sheep, swine and other animals at large on the highways in violation of any duly published order or ordinance adopted by the Town Board.
- (8) Cause to be prosecuted all violations of law of which he or she has knowledge or information.
- (9) Perform all other duties required by any law.
- (10) Cause to be enforced and prosecuted all violations of town ordinances of which he or she has knowledge or information.
- (11) Act on behalf of the Town Board as directed to:
 - (a) See that town orders and ordinances are obeyed.
 - (b) See that peace and order are maintained in the town.
 - (c) Obtain necessary assistance, if available, in case of emergency, except as provided under Chapter 166 of Wisconsin Statutes for emergency government.

SECTION 3 NONEXCLUSIVITY:

- (1) Other Ordinance.
Adoption of this ordinance does not preclude the Town Board from adopting any other ordinance or providing for the enforcement of any other law or ordinance relating to the same or other matter.
- (2) Other Remedies.
The jurisdiction and duties of the town constable as stated herein shall not preclude the Town Board or any town officer from proceeding under any ordinance or law or by any other enforcement method to enforce any ordinance, regulation, or order.

SECTION 4 SEVERABILITY:

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such decisions shall not effect the validity of the remaining portions of this ordinance. The Town Board hereby declares that it would have passed this ordinance and each section, subsection, clause and phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or void for any reason.

SECTION 5 EFFECTIVE DATE:

This ordinance shall take effect May 1, 2001.

The foregoing ordinance was adopted at a regular meeting of the Town Board of the Town of Pine Lake on

Filed this 15 day of *April*
2001, in the office of the Town Clerk.

Richard Hunter
Chairman, Richard Hunter

James A. Berard
Supervisor, James Berard

Brian Gehrig
Supervisor, Brian Gehrig

Tammy Flory
Supervisor, Tammy Flory

Timothy H. Oestreich
Supervisor, Timothy Oestreich

ATTEST

Charles F. Wittrock
Charles F. Wittrock, Town Clerk