

T H E T O W N O F
MERRIMAC

S6911 State Highway 113 - P.O. Box 115
Merrimac, WI 53561

**NOTICE OF PUBLIC HEARING
TOWN OF MERRIMAC**

NOTICE IS HEREBY GIVEN that a **Public Hearing** will be conducted by the Town Board of the Town of Merrimac on Wednesday, March 5, 2014, beginning at 7:00 p.m. at the Merrimac Town Hall, S6911 State Highway 113, to consider a proposed amendment to the Town of Merrimac Nuisance Ordinance 98-01 as adopted September 2, 1997. The purpose of the public hearing is to accept public comments on the proposed amendment to the ordinance to consider graffiti as a public nuisance. The proposed amendments add additional language and are as follows:

1. Section 10.05 (1) (e): Graffiti as a Public Nuisance. The existence of graffiti on public or private property is expressly declared to be a public nuisance and it is the duty of the property owner to not allow property that is defaced to remain defaced for a period of more than 72 hours. This applies to permanent, temporary or moveable structures or objects such as vehicles or railroad cars.
2. Section 10.05 (2) (g): Graffiti. Any inscription, work, figure, painting or other defacement that is written, marked, etched, scratched, sprayed, drawn, painted, or engraved on or otherwise affixed to any surface of public or private property by any graffiti implement, to the extent the graffiti was not authorized in advance by the owner or occupant of the property, or despite advance authorization, is otherwise deemed a public nuisance.
3. Section 10.05 (2) (h): Graffiti Implement. Any paint, aerosol or pressurized containers of paint, indelible broad tipped markers, paint stick, etching equipment or any other device capable of scarring or leaving a visible mark on any natural or manmade surface.
4. Section 10.05 (2) (i): Owner. The owner is the responsible party irrespective of any arrangement to the contrary with any other party. There may be more than one owner or occupant for a particular property.
5. Section 10.05 (2) (j): Occupant. The occupant may also be considered the responsible party for the purposes of this ordinance irrespective of any arrangement to the contrary with any other party. There may be more than one owner or occupant for a particular property.
6. Section 10.06 (a) (1): Vehicles or railroad cars are only exempted if they are immediately passing through the town for a period of less than 24 hours or are directly servicing a property that is for agricultural use in the Town of Merrimac.
7. This Ordinance shall take effect on March 6, 2014

Interested parties may contact the Town Administrator at (608) 493-2588 or by email to tnadmin@merr.com.

During the Public Hearing, the public is invited to speak regarding the amendment. Written comments can be submitted to the Town Clerk prior to the meeting and shall become part of the record. The Public Hearing shall be closed when all interested parties in attendance have had a chance to offer comment.

Upon the close of the Public Hearing, a meeting of the Town Board of the Town of Merrimac shall be called to order and the amendment shall be discussed and considered per the agenda.

By Order of the Town Board of the Town of Merrimac
Tim McCumber, Town Administrator & Clerk - Treasurer

HEARING NOTICE POSTED February 19, 2014