

**Village of Radisson Ordinance Title 8, Chapter 01  
Obstructions and Encroachments**

The Board of Trustees of the Village of Radisson, Sawyer County, Wisconsin, do ordain as follows:

Section One: Village of Radisson Ordinance Title 8, Chapter 01, is hereby created to read as follows:

“Chapter 8.01

OBSTRUCTIONS AND ENCROACHMENTS

Sections:

- 8.01.010 Obstructions and encroachments prohibited where.
- 8.01.020 Exceptions to applicability.
- 8.01.030 Permit—Required when.
- 8.01.040 Permit—Bond required.
- 8.01.050 Permit—Fee.
- 8.01.060 Permit—Conditions of occupancy.
- 8.01.070 Permit—Termination.
- 8.01.080 Removal by village when—Costs.
- 8.01.090 Violation—Penalty-Enforcement.

No person shall encroach upon or in any way obstruct or encumber any street, alley, sidewalk, public grounds or land dedicated to public use, or any part thereof, or permit such encroachment or encumbrance to be placed or remain on any public way adjoining the premises of which he is the owner or occupant, except as provided in Section 8.01.020. Such prohibitions shall include, but not be limited to, the placement of snow upon the above enumerated areas.

8.01.020 Exceptions to applicability.

The prohibition of Section 8.01.010 shall not apply to the following:

- A. Signs or clocks attached to buildings which project not more than six feet from the face of such building and which do not extend below any point ten feet above the sidewalk, street or alley;
- B. Awnings which do not extend below any point seven feet above the sidewalk, street or alley;
- C. Public utility encroachments duly authorized by the state or the village board of trustees;
- D. Goods, wares, merchandise or fixtures being loaded or unloaded which do not extend more than three feet on the sidewalk, provided such goods, wares, etc., do not remain thereon for a period of more than two hours; or

E. Temporary encroachments or obstructions authorized by permit under section 8.01.030.

8.01.030 Permit—Required when.

Permits for the use of the streets, alleys, sidewalks or other public ways or places of the village may be granted to applicants by the village board of trustees for the purpose of moving any building or structure or of encumbering the street, alley, sidewalk or way with materials necessary in and about the construction or demolition of any building or structure, provided such applicant has complied with all applicable federal, state, and local laws, rules, and regulations and has obtained a building permit if required.

8.01.040 Permit—Bond required.

No street obstruction or encroachment permit shall be issued until the applicant shall execute and file with the village clerk a bond in an amount determined by the village board of trustees, conditioned that the applicant will indemnify and save harmless the village from all liability for accidents or damage caused by reason of operations under said permit and will remove such encumbrance upon termination of the operations and will leave the vacated premises in a clean and sanitary condition and repair any and all damage to the streets, alleys, sidewalks or public property of the village resulting from such building or moving operations.

8.01.050 Permit—Fee.

The fee for a street obstruction or encroachment permit shall be \$50.00.

8.01.060 Permit—Conditions of occupancy.

The permission to occupy or obstruct the streets, alleys, sidewalks or public grounds is intended only for use in connection with the actual erection, alteration, repair, removal or moving of buildings or structures and shall be given upon the following terms and conditions and subject to revocation without notice by the village board of trustees for violation thereof:

- A. Such temporary obstruction shall cover not more than one- third of any street or alley.
- B. Obstructions shall be sufficiently lighted at night so as to be in full view of the public from all directions.
- C. Sidewalk traffic shall not be interrupted, but temporary sidewalks of not less than four feet in width guarded by a closed fence at least four feet high on both sides may be maintained during the period of occupancy.
- D. The process of moving any building or structure shall be as continuous as practicable during all hours of the day and night.

E. No building or structure shall be allowed to remain overnight on any street crossing or intersection or so near thereto as to prevent easy access to any fire hydrant.

F. Buildings shall be moved only in accordance with the route prescribed by the village board of trustees.

G. Upon termination of the work necessitating such obstruction, all parts of the streets, alleys, sidewalks or public grounds occupied under the permit shall be vacated, cleaned of all rubbish and obstructions and placed in a safe condition for public travel at the expense of the permittee.

8.01.070 Permit—Termination.

All street obstruction or encroachment permits shall automatically terminate at the end of three months from the date of issuance unless an earlier termination date is specified thereon at the direction of the village board of trustees.

8.01.080 Removal by Village when—Costs.

In addition to any other penalty imposed, if the owner or occupant of the premises adjoining any unlawfully obstructed sidewalk shall refuse or neglect to remove such obstruction within twenty-four hours after notice from the village president to do so, it shall be the duty of the village president to remove such obstruction and make return of the cost and expense thereof to the village clerk who shall enter such cost on the next annual tax roll as a special charge against the property abutting such obstructed sidewalk, and such sum shall be levied and collected as other special taxes against real estate.

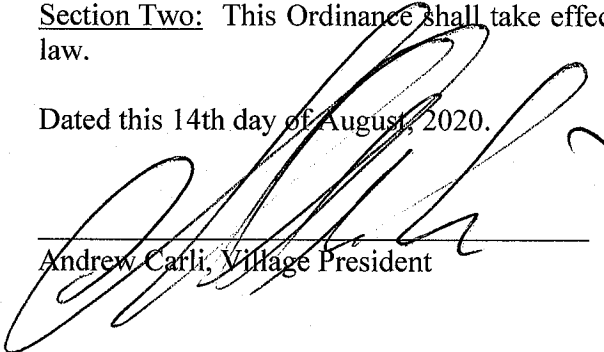
8.01.090 Violation—Penalty-Enforcement.


Any person who violates any provision of this code subject to a penalty shall, upon conviction thereof, forfeit not less than fifty dollars for each offense, together with the costs of prosecution, and in default of payment of such forfeiture and costs of prosecution shall be imprisoned in the county jail until said forfeiture and costs are paid, but not exceeding ninety days. No person shall be imprisoned under this section if there is a showing that he is indigent.

The Sawyer County Sheriff's Department may enforce this Ordinance on behalf of the village."

Section Two: This Ordinance shall take effect upon its adoption and publication as required by law.

Dated this 14th day of August, 2020.

  
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Andrew Carli, Village President

Attest:   
Gwen Genari, Village Clerk

Adopted: August 10, 2020

Published: August 21, 2020

Effective upon publication.