

CHAPTER 91

Construction of Code

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Sec. 91.01 Title of Code.

These collected ordinances shall be known as the "Code of Ordinances" of the Town of Blooming Grove, Dane County, Wisconsin.

Sec. 91.02 Definitions.

For the purposes of this Code of Ordinances:

- (1) "Code" means this Code of Ordinances, unless the context indicates otherwise.
- (2) "Person" means any natural person, corporation, partnership, association, body politic, and all other entities that are capable of being sued.
- (3) "Town" means the Town of Blooming Grove, Dane County, Wisconsin.
- (4) "Wisconsin Administrative Code" and its abbreviation "Wis. Adm. Code" mean the Wisconsin Administrative Code as it existed at the time the Code of Ordinances provision containing that term was adopted, and as the Wisconsin Administrative Code is thereafter amended.
- (5) "Wisconsin Statutes" and its abbreviation "Stats." Mean the 1995-1996 Wisconsin Statutes and those statutes as amended.

Sec. 91.03 Principles of Construction.

The following principles shall be applied in the construction and enforcement of this Code, unless such application would be inconsistent with the Code's intent:

- (1) **Acts by Agents.** When an ordinance requires a person to perform an act that may be legally performed by an authorized agent of that principle person, the requirement shall be construed to include all acts performed by such agent.
- (2) **General Rule.** All words and phrases shall be construed according to their plain meaning in common usage. However, words and phrases with a technical or special meaning shall be understood and construed according to that technical or special meaning if such is the intent of the Code.

- (3) **Repeal.** When any ordinance having the effect of repealing a prior ordinance is itself repealed, such repeal shall not be construed to revive the prior ordinance or any part thereof, unless expressly so provided.
- (4) **Singular and Plural.** Every word in this Code referring to the singular number only shall also be construed to apply to multiple persons or things, and every word in this Code referring to a plural number shall also be construed to apply to one person or thing.
- (5) **Tense.** The use of any verb in the present tense shall not preclude the interpretation of the verb in the future tense where appropriate.
- (6) **Time.** In computing any period of time prescribed or allowed by this Code, and unless the Code provision states to the contrary, the day of the act or event from which the period of time begins to run shall not be included, but the last day of the period shall be included, unless it is a Saturday, Sunday or a legal holiday. If the period of time prescribed or allowed is less than 7 days, Saturdays, Sundays and legal holidays shall be excluded in the computation. As used in this section, "legal holiday" means any statewide legal holiday specified by state law.

Sec. 91.04 Conflict of Provisions.

- (1) **Different Chapters.** If the provisions of different chapters of this Code conflict with each other, the provisions of each individual chapter shall control all issues arising out of the events and persons intended to be governed by that chapter.
- (2) **Different Sections.** If the provisions of different sections of the same chapter of this Code conflict with each other, the provision that is more specific in its application to the events or persons raising the conflict shall control over the more general provision.
- (3) **Different Adoption Dates.** If the provisions of different parts of the Code remain in conflict after application of the above-stated rules, the part more recently adopted by the Town shall control.

Sec. 91.05 Severability of Provisions.

If any provision of this Code is for any reason held to be invalid or unconstitutional by reason of any decision of any court of competent jurisdiction, such decision shall not affect the validity of any other provision of this Code.