

**ORDINANCE NUMBER 98-04**

**TOWN OF BLOOMING GROVE  
DANE COUNTY, WISCONSIN**

**AN ORDINANCE TO ADOPT CHAPTER 92 OF THE  
TOWN OF BLOOMING GROVE CODE OF ORDINANCES,  
TOWN OF BLOOMING GROVE, DANE COUNTY, WISCONSIN**

*The Town Board of Supervisors of the Town of Blooming Grove, Dane County, Wisconsin, do ordain as follows:*

Section 1. Chapter 92 of the Town of Blooming Grove Code of Ordinances attached hereto and incorporated herein as Attachment A ("Chapter 92") is hereby adopted and enacted as part of the Town of Blooming Grove Code of Ordinances (the "Code").

Section 2. Each Town ordinance provision that was in effect prior to adoption of Chapter 92 continues to be in effect. In the event of a conflict between a Code provision contained in Chapter 92 and an existing Town ordinance provision, the Code provision contained in Chapter 92 shall govern and prevail.

Section 3. All provisions in Chapter 92 shall be in effect on and after the first day permitted by law.

Section 4. The conflict provision for in Section 2 hereof shall not affect the following:

- (a) Any offense or act committed or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of this Ordinance.
- (b) Any ordinance or resolution promising or guaranteeing the payment of money for the Town, or any contract or obligation assumed by the Town.
- (c) The administrative ordinances or resolutions of the Town not in conflict or inconsistent with the provisions of the Code.
- (d) Any appropriation ordinance or resolution.
- (e) Any right or franchise granted by the Town to any person, firm, or corporation.
- (f) Any ordinance or resolution dedicating, naming, establishing, locating, relocating, opening, closing, paving, widening, vacating, etc., any street or public way in the Town.

- (g) Any ordinance or resolution establishing the prescribing of street grades of any streets in the Town.
- (h) Any ordinance or resolution providing for local improvements or assessing taxes or special assessments therefore.
- (i) Any ordinance or resolution dedicating or accepting any plat or subdivision in the Town.
- (j) Any ordinance or resolution regulating the erection, alteration, repair, demolition, moving, or removal of buildings or other structures, except to the extent that such ordinances have been amended as part of this Ordinance.
- (k) Zoning ordinances and building codes, except to the extent that such ordinances have been amended as part of this Ordinance.
- (l) Charter ordinances.
- (m) The issuance of corporate bonds and notes of the Town of whatever name or description.
- (n) Water, sewer, and electric rates, rules and regulations and sewer and water main construction.
- (o) That part of the Town Code already enacted.

Section 5. A copy of Chapter 92 shall be kept on file in the office of the Town Clerk. It shall be the duty of the Town Clerk, or someone authorized by the Town Clerk, to insert their designated places, all amendments, ordinances or resolutions that indicate the intention of the Town Board to make the same a part of Chapter 92 when the same has been printed or reprinted in page form, and to extract from Chapter 92 all provisions that may be repealed from time to time by the Town Board. This copy of Chapter 92 shall be available for all persons desiring to examine it.

Section 6. If any section or part of this Ordinance is adjudged to be unconstitutional, unlawful, or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

The foregoing ordinance was duly adopted by the Town Board of Supervisors of the Town of Blooming Grove, Dane County, Wisconsin, at a regular meeting held on the June 23, 1998, by a vote of 2 in favor, 0 opposed, and 0 not voting.

TOWN OF BLOOMING GROVE

By \_\_\_\_\_  
Tom N. Anderson, Chairman

ATTEST:

\_\_\_\_\_  
Verlene Hendrix, Clerk

Approved: June 23, 1998

Published:

Attachment A: Chapter 92