STATE OF WISCONSIN VILLAGE OF HALES CORNERS MILWAUKEE COUNTY

ORDINANCE NO. 16 - 3

AN ORDINANCE TO AMEND THE MUNICIPAL CODE AS IT PERTAINS TO INJURY TO, DESTRUCTION, OR REMOVAL OF PUBLIC PROPERTY IN PARKS AND PARKWAYS

WHEREAS, §16.08(1)(a) of the Municipal Code does not allow a person to pluck any flowers or fruit, wild or cultivated, in parks and parkways; and

WHEREAS, the Village Board having determined there are limited circumstances under which flowers and fruit might be plucked to the general public, including the establishment of a public garden or orchard.

NOW, THEREFORE, the Village Board of the Village of Hales Corners, Wisconsin, do ordain as follows:

SECTION 1: §16.08(1)(a) of the Municipal Code of the Village of Hales Corners, Wisconsin, is hereby amended to read as follows:

"16.08 <u>INJURY TO, DESTRUCTION, OR REMOVAL OF PUBLIC PROPERTY</u>.

(1) DESTRUCTION OF PROPERTY. (a) No person shall climb any tree, or pluck any flowers or fruit, wild or cultivated, or break, cut down, trample upon, remove, or in any manner injure or deface write upon, defile, or ill use any tree, shrub, flower, flower bed, turf, fountain, ornament, statute, building, fence, apparatus, bench, table, official notice, sign, bridge, structure, or other property within any park or parkway, unless authorized by the Village Board.

SECTION 2: The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

SECTION 3: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION 4: This ordinance shall take effect and be in force from and after its passage and publication.

PASSED AND ADOPTED this 11th day of April, 2016.

(VILLAGE SEAL)

Robert G. Ruesch, Village President

Countersigned:

Michael F. Weber, Administrator/Clerk