

**CITY OF PORT WASHINGTON, WISCONSIN  
ORDINANCE NO. 2020-9**

**CREATING AND AMENDING CERTAIN MUNICIPAL CODE PROVISIONS RELATING TO  
APPLICATION, LICENSE, PERMIT, AND OTHER FEES, COSTS, TAXES, AND CHARGES**

**WHEREAS**, Wis. Stat. § 62.11(5) grants to a common council the general police power to manage and control city property, finances, highways, navigable waters, and the public service, and to act for the government and good order of the city, for its commercial benefit, and for the health, safety, and welfare of the public, and has authorized a common council to carry out its powers by license, regulation, suppression, borrowing of money, tax levy, appropriation, fine, imprisonment, confiscation, and other necessary or convenient means; and

**WHEREAS**, the Municipal Code of the City of Port Washington contains various references to the type and amount of application, license, permit, service, and other fees, costs, taxes, or charges required to be paid by an applicant, licensee, permittee, or appellant; and

**WHEREAS**, based on its financial review and budgetary process, the Common Council, in its discretion, has determined that it is reasonable and necessary to establish or revise the types and amounts of said fees, costs, taxes and charges to cover the administrative and regulatory expenses associated with filing, reviewing, investigating, processing, publishing, issuing, inspecting, appealing, and policing municipal applications, licenses and permits; and

**WHEREAS**, the Common Council desires to amend certain Municipal Code sections to provide that the type and amount of application, license, permit, service or other fees, costs, taxes, or charges required to be paid by an applicant, licensee, permittee, or appellant thereunder shall be as established or revised from time to time by Common Council resolution,

**NOW, THEREFORE, BE IT ORDAINED**, by the Common Council of the City of Port Washington, Wisconsin, that the Municipal Code of the City of Port Washington (hereinafter the "Municipal Code") shall be revised to reflect the foregoing determinations as follows:

**Section 1.** § 1.04.010 of the Municipal Code is hereby created to read as follows:

**1.04.010 MUNICIPAL FEES, COSTS, TAXES, AND CHARGES; HOW SET.**  
Pursuant to Wis. Stat. § 66.0628, the type and amount of any municipal fees, costs, taxes, or other charges imposed by or to be paid to the City for or with any application, license, permit, or service under the provisions of the Wisconsin Statutes, this Municipal Code, or as otherwise permitted by law, shall be established by resolution of the Common Council, as amended from time to time.

**Section 2.** References in the following sections of the Municipal Code to the requirement of or specific dollar amount of an application, license, permit, service or other fee, cost, tax, or charge required to be paid by an applicant, licensee, permittee, or appellant, whether such amount is expressed in words, numbers and/or symbols, and including the words "of," "in the sum of," "in the amount of," and words of similar meaning which may appear immediately preceding said dollar amount, are hereby amended to read, with respect to such requirement, and in place of such dollar amount, "in an amount established or revised from time to time by resolution of the Common Council":

§ 7.10.020	(Street Opening Permit)
§ 7.11.010	(Right-of-Way Use License)
§ 8.05.050 G.	(Misc. Parking – 24-Hour RV Parking Permit in Marina lot)
§ 8.12.000 E.	(Bicycle Registration Fee)
§ 9.04.030 1.	(Retail “Class A” Intox. Liquor License)
§ 9.04.030 2.	(Retail “Class B” Intox. Liquor License)
§ 9.04.030 3.	(Retail Class “A” Fermented Malt Bev. License)
§ 9.04.030 4.	(Retail Class “B” Fermented Malt Bev. License)
§ 9.04.030 5.	(Temp. Class “B” Club Picnic License)
§ 9.04.030 8.	(“Part-time” “Class A,” “Class B,” Class “A” and “B” Licenses)
§ 9.04.030 9.	(Provisional Operator’s License)
§ 9.04.030 10.	(Retail “Class C” Wine License)
§ 9.04.030 11.	(Wholesaler’s License)
§ 9.04.030 12.	(Brewer’s License)
§ 9.04.030 13.	(Provisional Retail Licenses)
§ 9.04.040 A.	(Intox. Liquor & Fermented Malt Bev. License-Publication Fee)
§ 9.05.060	(Taxicab License)
§ 9.07.040 C.	(Direct Sales & Solicitations Application & Bkgrnd Check Fees)
§ 9.08.010	(Fund Solicitors Permit Fee)
§ 9.10.030 1.	(Theatres and Movie Houses License)
§ 9.10.030 2.	(Coin-Operated Amusement Machines)
§ 9.10.030 3.	(Circus License)
§ 9.10.030 4.	(Carnival License)
§ 9.10.030 5.	(All Other Amusements License)
§ 9.14.010	(Dog and Cat Licenses)
§ 9.15.020 B.	(Cabaret Licenses)
§ 9.17.040 b.	(Private Alarm System Permit Fee)
§ 9.17.070 c.1.A.ii.	(False Alarm Fee - Police Dept. Respond)
§ 9.17.070 c.1.B.ii.	(False Alarm Fee - Fire Dept. Respond)
§ 9.21.000 B.	(Cigarette and Tobacco Products License)
§ 9.22.070	(Sexually Oriented Business License - New)
§ 9.22.090 (b).	(Sexually Oriented Business License - Renewal)
§ 9.23.040 (2).	(Horse and Carriage Ride License)
§ 9.24.000 3.b.	(Beekeeping License Fee - New)
§ 9.24.000 4.	(Beekeeping License Fee - Renewal)

**Section 3.** §§ 9.13.000 VII. A.1. a. and b. of the Municipal Code, relating to SPECIAL EVENT FEES AND CHARGES, are hereby amended to read as follows:

1. Event application fees for a single-day event and for multiple-day events (consecutive or recurring) may be established or revised from time to time by resolution of the Common Council.

**Section 4.** The first sentence of § 15.12.000 of the Municipal Code is hereby amended to read as follows:

**15.12.000 BUILDING AND HVAC PERMIT, PLAN EXAMINATION AND INSPECTION FEES.** At the time the application for a building or HVAC permit is filed, the applicant shall pay the following fees the amount of which, together with any additional types of fees, may be established or revised from time to time by resolution of the Common Council:

**Section 5.** The first sentence of § 17.04.060 A. of the Municipal Code, relating to **PLUMBING PERMIT AND INSPECTION FEES**, is hereby amended to read as follows:

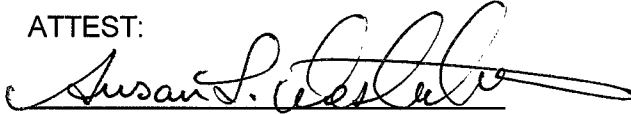
17.04.060 **PLUMBING PERMIT AND INSPECTION FEES.**


**A.** At the time the application for a plumbing permit is filed, the applicant shall pay the following fees the amount of which, together with any additional types of fees, may be established or revised from time to time by resolution of the Common Council:

**Section 6.** This ordinance shall take effect on February 26, 2021.

Adopted this 15th day of December, 2020.

ATTEST:

  
Susan L. Westerbeke, City Clerk

  
Martin T. Becker, Mayor