

ORDINANCE NO. 196

AN ORDINANCE TO REPEAL AND RECREATE REGULATIONS  
UPON THE DISCHARGE OF FIREWORKS  
IN THE VILLAGE OF OCONOMOWOC LAKE

WHEREAS, in order to protect the health, safety and welfare of persons present in the Village of Oconomowoc Lake, and to protect against municipal liability that could result from the issuance of fireworks permits, the Village Board of the Village of Oconomowoc Lake desires to prohibit the discharge of all fireworks in the Village of Oconomowoc Lake except for fireworks displays conducted by the Village of Oconomowoc Lake for Village celebrations.

NOW, THEREFORE, the Village Board of the Village of Oconomowoc Lake, Waukesha County, Wisconsin, DO ORDAIN AS FOLLOWS:

**SECTION 1: ORDINANCE 134 REPEALED.**

Village of Oconomowoc Lake Ordinance Number 134, entitled An Ordinance to Regulate the Discharge of Fireworks in the Village of Oconomowoc Lake, dated on or about April 18, 1994 is hereby repealed.

**SECTION 2: FIREWORKS PROHIBITED.**

The use of fireworks is prohibited in the Village of Oconomowoc Lake, except as described in Section 3, below. For purposes of this section, "fireworks" shall have the meaning, as defined in Section 167.10(1), Wisconsin Statutes, including any amendments or renumbering that may be made thereto in the future. For purposes of this section, "use" shall mean the lighting, igniting, exploding, or other discharging of fireworks.

**SECTION 3: VILLAGE DISPLAYS.**

Section 2 notwithstanding, the Village Board of the Village of Oconomowoc Lake may allow fireworks to be used by Village of Oconomowoc Lake employees, agents, or

contractors for Village sponsored celebrations open to the general public, provided that Village of Oconomowoc Lake fire and law enforcement officials shall be notified of the proposed use of fireworks at least two days in advance.

**SECTION 4: STATE LAWS INCORPORATED.**

This ordinance is intended to be more restrictive than Wisconsin Statutes Section 167.10, except as described in Section 3, above. In the event Wisconsin Statute Section 167.10, or any future amendment or revisions that may be made thereto in the future, are more restrictive than Section 2 of this ordinance, or in the event that State laws are amended to prohibit the activity described in Section 3 of this ordinance, the Wisconsin State Statutes are incorporated herein and shall control.

**SECTION 5: SEVERABILITY.**

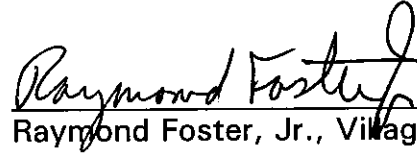
The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

**SECTION 6: EFFECTIVE DATE.**

This ordinance shall take effect immediately upon passage and posting or publication as provided by law.

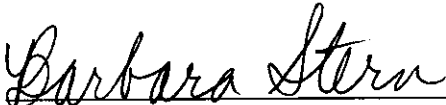
Dated this 23<sup>rd</sup> day of May, 2001.

VILLAGE OF OCONOMOWOC LAKE



Raymond Foster, Jr., Village President

ATTEST:



Barbara Stern, Village Clerk

Published and posted this 23<sup>rd</sup> day of May, 2001.

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STATE OF WISCONSIN )  
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COUNTY OF WAUKESHA )

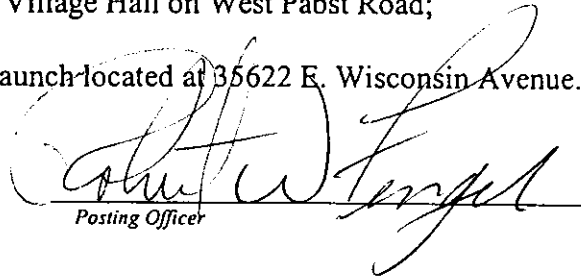
AFFIDAVIT OF POSTING

ORD #196 Fireworks

The undersigned, being first duly sworn, on oath deposes and states that on 5-23, 2001, at the direction of the Clerk of the Village of Oconomowoc Lake, he posted copies of the foregoing proceedings of the Village Board in the following public places in said Village:

to-wit:

- (1) Opposite the entrance to the Oconomowoc Lake Club on the northern side of the road in front of the Club;
- (2) At the entrance to the Village Hall on West Pabst Road;
- (3) At the Village Boat Launch located at 35622 E. Wisconsin Avenue.

  
Posting Officer

Subscribed and sworn to before me

This 23rd day of May, 2001

Barbara Stern  
Notary Public, Waukesha County, Wisconsin  
My Commission expires: 4-20-03