

**RULES AND REGULATIONS OF SANITARY DISTRICT
NO. 1 OF THE TOWNS OF RHINE AND PLYMOUTH**

The Sanitary District No. 1 of the Towns of Rhine and Plymouth was established August 30, 1966, by order of the Town Board of Rhine, Sheboygan County, Wisconsin, in accordance with provisions of Section 60.30 to 60.313 inclusive, of the revised statutes of the State of Wisconsin.

The district comprises the following described property located in the Towns of Rhine and Plymouth, Sheboygan County, Wisconsin, with the larger portion of land being located in the Town of Rhine:

district, and such Commission is authorized to enter into contracts and take any or all proceedings necessary to carry out such powers and duties and make rules and regulations relating to sanitation, health and public welfare."

As a consequence of such authority the Commission has enacted the Rules and Regulations which are else- According to Statute the District is "a body corporate with the powers of a municipal corporation for the purposes of carrying out the provisions of this act, "and similarly the Statutes, provide that "The Commission shall project, plan, construct and maintain systems . . . necessary for the promotion of the public health, comfort, convenience or public welfare of such

Commencing at a point 1103' South of the Northeast corner of Section 6, T15N-R21E, thence West 1530', thence Northeast 351.5' to the intersection with the West line of the East Half of Section 31, T16N-R21E, thence 1757.25' due North to the Northwest corner of the East Half of Section 31, T16N-R21E, thence East 2640', North 330' East 660', South 330', East 1980', thence South 3797' to the South line of the Northwest Quarter (NW $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 5, T15N-R21E, thence West to the point of beginning.

The district is administered by a board of five Commissioners who are appointed by the Town Board of the Town of Rhine, Sheboygan County, Wisconsin.

Gene F. Glaubig
Victor M. Hansen
Robert L. Miller
John C. Stieber
Robert W. Winter

The Commissioners elected Robert Winter, Chairman, and Robert Miller, Secretary, John Stieber, Treasurer.

where set out in full, together with similar Rules and Regulations which, for greater effect, have been passed by the Local Boards of Health of both the Town of Rhine and the Town of Plymouth. It is important that all property owners, and all residents or frequenters, of the Sanitary District read and understand such Rules and Regulations and apprise themselves of the consequences of any violation of the same.

The Commission has, for its' initial program, approval to administer municipal powers in the areas of:

1. Inspection, correction and control of any waste disposal system within the Sanitary District No. 1 of the Towns of Rhine and Plymouth.
2. Uniform health regulations as prescribed by the State of Wisconsin Health Department and State Board of Health and Department of Resource Development.
3. Regulations and programs for trash and garbage disposal.
4. Maintenance of inlet and outlet streams of the lake.
5. Construction, maintenance and repair of any islands, shores or other earth structures presently existing or to be constructed under direction and approval of the Wisconsin Public Service Commission, Wisconsin Conservation Department, the State Board of Health and Department of Resource Development.
6. Control, prevent and abolish any and all pollution or causes of pollution from any source whatever.

The expenses of the District to carry out these functions will fall roughly into three categories: (1) administration, (2) inspections, and (3) services.

- (1) administration includes general office expense such as phone, postage and stenographic work, and the salaries of the Commissioners.
- (2) inspection includes the services of a Sanitary Inspector who may be retained on a full time basis. It is his function to make a continuous sanitary survey of the District, running down complaints, and enforcing all Rules and Regulations affecting the District. He will hold additional appointment as Deputy Health Officer and also as Deputy Sheriff.
- (3) in addition to the general public service which

the Commissioners render to the district in the interests of sanitation, health, and public welfare, a special garbage and rubbish collection service may, when conditions warrant, be maintained throughout the District.

The cost of these operations within the District will be defrayed by a special tax levied by the Commission against all the taxable property in the Sanitary District. This will appear on the real estate tax bill as a separate item. Taxes collected by the Town Treasurer will be kept in a separate account and disbursements shall be made by order of the Commission. The Town Treasurer shall act as Treasurer of the District.

RULES AND REGULATIONS OF THE SANITARY DISTRICT OF THE TOWNS OF RHINE AND PLYMOUTH

I. GARBAGE AND RUBBISH

Section 1. It shall be unlawful for any person, firm or corporation to dump, strew or deposit garbage, refuse or other waste upon any roadway, in the lake or into any watercourse connected with the Lake or upon the property belonging to another.

Any type of littering within the sanitary district will be subject to a fine of not less than \$100.00 and not more than \$500.00

Section 2. The words "garbage, refuse or other waste" as used herein shall include, but not limited to, animal or vegetable matter, food supplies, refuse from the market, store or house, kitchen and table wastes, vegetables, meat, bones, glass, metal cans, paper, plastic, chinaware, rags, leaves, grasses, ashes, timber, lumber, drain oil and human waste.

Section 3. All garbage, refuse and other wastes shall be stored in metal or plastic containers not larger than 50 gallons and shall be equipped with tight-fitting removable metal or plastic covers. The containers shall be kept clean and free from offensive odors.

Section 4. When it is deemed advisable to establish garbage and rubbish collection, all garbage or rubbish containers shall be placed for collection on collection days at points on the property of the owners not more than twenty-five feet from the nearest point at which the collector's truck can be parked on main road. Containers at no time shall be left from day to day where they will be unsightly or in the way of normal traffic.

Section 5. When such collection is authorized, the official garbage collector for the District shall have the right to decline

collection service to any persons failing to comply with these rules and regulations.

Section 6. As frequently as is necessary the contents of all garbage and rubbish containers shall be disposed of by collection service, or by removal from premises or by burning the same to ash.

Section 7. This ordinance shall not be construed as a prohibition against the use of garbage as feed for poultry and livestock, providing the same is distributed only in such quantities as are readily and quickly consumed and providing further that no offensive odor is created thereby.

Section 8. No accumulation or deposits of animal or vegetable matter shall be allowed in or upon any land within the district which shall cause a noxious or offensive odor, induce the breeding of flies or other insects, or which may become injurious or detrimental to the public health, or which may present a slovenly and unkempt appearance.

II. SEWERAGE AND SINK WASTES

Section 1. Section 146.14(1) Wisconsin Revised Statutes 1963 defines a "nuisance" as "any source of filth or cause of sickness" and provides a method of abatement and a penalty for the maintenance thereof.

Section 2. The following things are hereby expressly declared to be nuisances, and whenever and wherever found to exist, they shall be subject to abatement, and the owners upon whose property the same are maintained shall be subject to take immediate corrective action and if no corrective action is taken within 15 days, excluding authorized extensions, shall be subject to prosecution in accordance with the provision of Section 146.14.

(a) Any privy or system of drainage and/or treatment of sewage and/or sink waste, the operation and location of which does not meet the minimum requirements of the Wisconsin State Plumbing Code and the Wisconsin Platting and Sanitation Code and Sheboygan County Sanitary Regulations in conformance with the State Plumbing Code for disposal, or any amendments thereto.

(b) Any privy, dry-well, cesspool, septic tank and holding tank (including any drain therefrom) which is situated within fifty (50) feet from the shore of any lake or within fifty (50) feet from the edge of any watercourse connected with, or tributary to any lake.

All septic systems and holding tanks must be a minimum of 1000 gallons and must comply with all state and local codes.

(c) Any sink or other house drain which discharges directly or indirectly into any lake or into any watercourse connected with, or tributary to, any lake.

(d) Any accumulation or deposit of putrescible animal or vegetable matter in or upon any land within the said District which shall cause a noxious or offensive odor, induce the breeding of flies or other insects, or otherwise become injurious or detrimental to the public health, or which presents a slovenly and unkempt appearance.

(e) A bond for no less than \$2000.00 must be filed with the Sanitary District as a guarantee for Holding Tank Pumping.

(f) The housing, herding, pasturing, or keeping of any barnyard animals such as cattle, sheep, pigs, horses or goats, within a distance of fifty (50) feet from the high water mark of any lake.

Section 3. No person, firm or corporation may dam water or construct drainage in such a way that it will cause any sewage or natural water run off to detrimentally affect the property of another including the beach to the lake or water course upon such property.

Section 4. No person shall attempt the cleaning out, or removal of contents therein of any septic tank or dry-well except that he be a bonded contractor, licensed by the State of Wisconsin.

Section 5. The Sanitary District Commission must be notified of any and all changes of additions, alterations or construction of any dry-well, tile field or septic tank systems and no such changes, construction or alterations shall be made until the proper evidence is submitted stating that the State Health and Plumbing Codes, as well as any Industrial Commission regulations have been complied with.

Installation of any private or public sewerage system must be authorized by permit from Sheboygan County and also the Sanitary District, and must be inspected before completion of installation.

III. LAKE FRONTAGE, AQUATIC PLANTS AND WILD LIFE

Section 1. No swamp, pond, canal or lake frontage may be created, filled in or removed without prior written approval of the Wisconsin Public Service Commission and/or the Wisconsin Conservation Commission and Sanitary District No. 1 of the Towns of Rhine and Plymouth and the Department of Resource Development.

Section 2. No aquatic plants, including but not limited to lilies, wild rice or wild celery may be removed, planted or transplanted without prior written approval of the Wisconsin Conservation Department and Sanitary District No. 1 of the Towns of Rhine and Plymouth.

Section 3.

(a) The cutting and/or chemical treatment of aquatic weeds is prohibited unless such operations are conducted under the supervision of the Department of Resource Development and the State Board of Health in accordance with the provisions of Sections 29.29(3), 144.03 and 144.53, Wisconsin Revised Statutes 1939.

(b) All weeds and aquatic plants which are permitted to be cut must be removed from the water, and any violation of this rule shall subject the offender to prosecutions under Sections 143.11 Wisconsin Revised Statutes, in addition to any penalties specified in Sections 31.23, 31.24 and 31.25 of the Statutes.

(c) The Sanitary Commission and Department of Resource Development must be notified of any action taken under Subsections (a) and (b) above.

Section 4. No poisons or other chemical treatment of any kind may be used to kill any fish, water fowl or other aquatic wild life without prior approval of the Wisconsin Conservation Department, Department of Resource Development and Sanitary District No. 1 of the Towns of Rhine and Plymouth. The Sanitary District, before giving such approval must consult with and receive an opinion from the Wisconsin State Board of Health on the effect of such poison or chemicals on the health of the residents in the district.

Section 5. All rough fish removal other than by authorized Wisconsin Conservation Department Regulations must have approval in writing of the Wisconsin Conservation Commission and the Sanitary District No. 1 of the Towns of Rhine and Plymouth.

**IV. MOBILE HOME PARKS, TRAILER CAMPS,
TOURIST CAMPS AND INDIVIDUAL TRAILERS**

Trailers are to conform with all regulations listed under Section II pertaining to sewerage and sink wastes. All Mobile Homes or Camping Trailers must comply with all regulations pertaining to permanent structures.

Tenting or camping within the District is illegal unless proper sanitary facilities are available.

**V. PUBLIC ACCESS TO LAKE —
BOAT LIVERY OWNERS**

Section 1. Any person, corporation or group maintaining a public access or boat landing facilities to the lake shall provide a privy for the use of the public as required by the State Industrial Commission and shall also comply with the State Plumbing Code.

Section 2. Any person, corporation or group that maintains a boat livery or boat rental service or provides any public or for hire access to the lake shall provide a privy for the use of the public as required by the State Industrial Commission and shall also comply with the State Plumbing Code.

**VI. WATER SAFETY, PATROL AND MAINTENANCE
OF DAMS, SHORE LINES, ISLANDS AND
OTHER LAKE STRUCTURES**

Section 1. Sections 20.280(95), 30.50 to 30.80 and 331.048 of the Wisconsin Statutes on boating and the Ordinances of the Towns of Rhine and Plymouth, Sheboygan County, on Regulating Water Traffic are adopted as Rules and Regulations of the Sanitary District No. 1 of the Towns of Rhine and Plymouth for the regulating of water traffic on Crystal Lake, Sheboygan County, Wisconsin.

Section 2. Control of sanitary and pollution conditions on any islands on Crystal Lake shall be under the jurisdiction of the Sanitation Commission.

Section 3. The altering of any shoreline by the filling in, removal of, or transfer of material of any shoreline shall not be done without prior approval in writing from the Wisconsin Public Service Commission and Sanitary District No. 1 of the Towns of Rhine and Plymouth. Any violation shall be punishable by fine and/or imprisonment as set forth by Statute and in addition such person will be required to restore such shoreline to its original condition.

VII. PUBLICATION OF RULES AND REGULATIONS

Section 1. The rules and regulations of the District shall be published in the Sheboygan Press, a paper of general circulation within the District.

Section 2. The rules and regulations shall take effect the day after publication.

**VIII. PENALTIES FOR VIOLATIONS OF RULES
AND REGULATIONS**

Section 1. Any person, firm or corporation who shall violate any provisions of this ordinance shall be fined not more than

One Hundred Dollars (\$100.00) and/or imprisoned not more than ninety (90) days. Unless a penalty is otherwise provided for herein, every day of violation or of neglecting to comply with the rules and regulations after a notice has been given for correction of a violation, shall constitute a separate offense.

Section 2. Any person, firm or corporation in default of payment of this forfeiture and the costs of prosecution shall be imprisoned in the County Jail until said forfeiture and costs are paid, but not for more than ninety (90) days.

IX. PENALTIES FOR VIOLATION OF LAW RELATING TO HEALTH (Wisconsin R. S. 143.11)

Any person who shall willfully violate any law relating to the public health, for which violation no other penalty is prescribed, or any order or regulation of any board of health, lawfully made and duly published, shall be punished by imprisonment in the County Jail not more than three months or by fine not exceeding One Hundred Dollars (\$100.00).

X. SECTIONS DECLARED UNCONSTITUTIONAL

Section 1. If any section, sub-section, sentence, clause or phrase of this ordinance 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 section, sub-section, sentence, clause, phrase or portion thereof.

Section 2. If the provisions of the different sections of this ordinance conflict or contravene each other, the provisions of each section shall prevail to all matters in question arising out of the subject matter of such chapter.

Section 3. If conflicting provisions be found in different sub-sections of the same section, the provision of the section which is last in numerical order shall prevail unless such construction be inconsistent with the meaning of said section.

ADOPTED: 6-1-71

PUBLISHED AND POSTED 6-1-71

SANITARY DISTRICT NO. 1 OF THE
TOWNS OF RHINE AND PLYMOUTH

Gene F. Glaubig
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Commissioners