

ORDINANCE NO. _____

AN ORDINANCE ESTABLISHING A STREET UTILITY DISTRICT
PURSUANT TO WIS. STAT. SEC. 66.0827

(Draft 1/22/2010)

WHEREAS, the Village of Pewaukee and the City of Pewaukee are discussing the potential consolidation of the Village and the City; and

WHEREAS, Village residents currently receive a higher, more urban, level of street lighting and street maintenance than that provided by the City of Pewaukee, in that the Village has more publicly funded street lights; more streets with curb and gutter; and yard waste and brush pickup; and

WHEREAS, in order to facilitate the continued provision of this higher, more urban, level of street services, in the event of consolidation or otherwise, the Village seeks to establish a utility district pursuant to sec. 66.0827, Wis. Stats., to fund all or part of the cost of utility district highways, sidewalks, and street lighting; and

WHEREAS, the Village Board, by preliminary resolution adopted on _____, has declared its intent to create a street utility district; and

WHEREAS, a Class 1 notice of public hearing on the creation of the street utility district was published on _____, and was mailed to Village residents on _____; and

WHEREAS, a public hearing (*hearing must be not less than 10 days after mailing*) on the creation of the street utility district was held on _____;

NOW, THEREFORE, the Village Board of Pewaukee, Wisconsin does ordain as follows:

SECTION 1. CREATION OF STREET UTILITY DISTRICT

The Village establishes a street utility district pursuant to sec. 66.0827, Wis. Stat., to fund a part of the cost of utility district highways, sidewalks, and street lighting. The street utility district encompasses all properties within the Village. The street utility district shall automatically dissolve ten years after the effective date of this Ordinance.

SECTION 2. FUNDING STREET UTILITY DISTRICT

Each year, the Village Board shall direct the amount of costs related to utility district highways, sidewalks, and street lighting to be paid out of the street utility district fund. In no case shall the amount of costs funded by the street utility district fund be greater than the additional costs budgeted to fund the higher level of service provided within the utility district, as compared to the level of service provided in the adjacent City of Pewaukee. The Village Board may direct for a particular year that no costs related to utility district highways, sidewalks, and street lighting be paid out of the street utility district fund. The fund of each utility district shall be provided by taxation of the property in the district as provided in sec. 66.0827, Wis. Stat. The street utility fund shall be kept as a separate district fund.

SECTION 3. EFFECTIVE DATE

The effective date of this Ordinance shall be _____.

SECTION 4. PUBLICATION

This Ordinance shall be published as a class 1 notice under Chapter 985 of the Wisconsin Statutes within 15 days after adoption by the Village Board.