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STATE OF WISCONSIN : VILLAGE OF PEWAUKEE : WAUKESHA COUNTY

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**ORDINANCE NO. 2025-08**

**ORDINANCE TO REPEAL AND RECREATE CHAPTER 98 – ARTICLE IV OF THE  
MUNICIPAL CODE OF THE VILLAGE OF PEWAUKEE REGARDING THE  
AQUATIC WEED COMMISSION**

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The Village Board of the Village of Pewaukee, Waukesha County, Wisconsin do ordain as follows:

**SECTION I**

Chapter 96 – Article IV of the Municipal Code of the Village of Pewaukee is hereby repealed and recreated as follows:

Section 98.112. Established.

An Aquatic Weed Commission advisory to the Village Board is established to consist of two members of the Village Board, one of whom shall be the Commission's presiding officer as designated by the Village President when making the appointment, and three citizen members. Citizen members shall be residents of the Village of Pewaukee.

Section 98.113. Membership.

- a) All members of the Commission shall be appointed by the Village President subject to the confirmation of the Village Board. When an appointment is necessary due to the expiration of a term, appointments should occur at the Board's first regular meeting in May, unless otherwise necessary due to a vacancy.
- b) The members of the Commission who are members of the Village Board shall serve so long as they serve as a member of the Village Board, unless earlier removed or vacated according to law. In the event a Village Trustee is appointed to this Commission and subsequently reelected to a consecutive, succeeding term as Village Trustee, it shall not be necessary to reappoint that Village Trustee to the Aquatic Weed Commission upon the commencement of that member's new Village Trustee term, and the original appointment shall continue notwithstanding the new Village Trustee term. This provision shall not apply in the event a Trustee serves nonconsecutive terms as a Trustee.
- c) Citizen members of the Commission shall serve three (3) year terms, so staggered so that not more than one (1) member shall be appointed in any one year.
- d) All members of the Aquatic Weed Commission except members who are full time employees, officers, or elected officials of the Village shall be paid for each day of attendance at meetings of the commission at such rate as established from time to time by resolution of the Village Board. Citizen members shall take the official oath of office required by law, which shall be filed with the clerk-treasurer.

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- e) To the extent it is practicable to do so based on availability of individuals interested in serving on the Commission, the Village President shall, in making appointments to the Commission, reasonably endeavor to achieve representation from those geographic areas with direct frontage on Pewaukee Lake by ensuring, at all times, that at least one (1) active member of the Commission resides on Park Avenue and that at least one (1) active member of the Commission resides on Kopmeier Drive. This provision shall be explicitly construed as directory not mandatory.

#### Section 98.114. Organization.

- a) Previous notice of each commission meeting shall be filed with the clerk-treasurer, shall comply with all public meetings and public records laws as it pertains to notice, and each meeting shall be open to the public. The clerk-treasurer or their designee shall be the non-voting secretary of the Commission and keep a record of the Commission's deliberations. The written record of its proceedings shall include all actions taken. The Commission may require any village officer to confer with it and supply information needed in connection with any matter pending before the commission.
- b) Any recommendation or action taken by the Commission shall require the approval of a majority of all of the members of the Commission.
- c) Regular meetings will occur at the call of the Commission's presiding officer, however the Commission shall meet at least twice annually, with one such meeting occurring prior to May 1 and the second meeting occurring no later than October 31.

#### Section 98.115. Powers and Duties

- a) The Aquatic Weed Commission shall have exclusive authority, as set forth in this Article, over any questions or matters related to aquatic weed control, subject to the final decision-making authority of the Village Board as governing body of the Village. The Aquatic Weed Commission shall make recommendations in writing to the Village Board concerning methods of control of the growth of aquatic weeds in waters lying within the Village, together with recommendations designating areas to be controlled, and indicating periods for the exercise of such control, and shall have such other powers and duties not in conflict with statute or ordinance as shall be vested in it from time to time by the Village Board.
- b) Citizen complaints regarding control of aquatic weeds shall first be referred to the Aquatic Weed Commission for review, discussion, and, if necessary, recommendation to the Village Board for final action related thereto.
- c) Any proposed method, time or area of control of aquatic weeds shall be referred to the Commission for its consideration and report before final action is taken by the Village Board.
- d) The Aquatic Weed Commission shall have exclusive jurisdiction and control over review and recommendations related to equipment and methods used in the control of aquatic weeds including, but not limited to, the use, location, storage, and purchase of equipment utilized in weed control.

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- e) The Aquatic Weed Commission is authorized to coordinate and liaison with the Lake Pewaukee Sanitary District from time to time on any matter involving aquatic weed control where the interests of the Village of Pewaukee would directly benefit from such joint efforts, subject to the final decision-making authority of the Village Board.
  - f) In addition to the powers enumerated in this section and other powers granted by statute and the Village Board, the Commission shall make an annual report of its activities to the Village Board before December 1 of each year.

## SECTION II

All Ordinances or parts of Ordinances contravening the terms and conditions of this Ordinance are hereby to that extent repealed;

## SECTION III

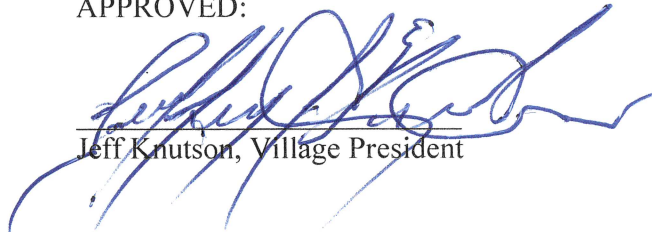
The several sections of this Ordinance shall be considered severable. If any section shall be considered by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the other portions of the Ordinance.

## SECTION IV

This Ordinance shall take effect upon passage and publication as approved by law, and the Village Clerk shall so amend the Code of Ordinances of the Village of Pewaukee, and shall indicate the date and number of this amending Ordinance therein.

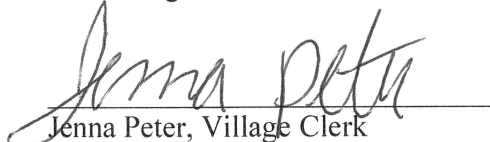
Passed and adopted this 5<sup>th</sup> day of August, 2025 by the Village Board of the Village of Pewaukee.

APPROVED:



Jeff Knutson, Village President

Countersigned:



Jenna Peter, Village Clerk