



## Special Committee of the Whole Meeting Agenda

Tuesday, May 06, 2025 at 6:30 PM

Columbus City Hall – 105 N. Dickason Boulevard

---

### Roll Call

### Notice of Open Meeting

### Approval of Agenda

### Committee Minutes for File

1. Committee Minutes for File: Hillside Cemetery (03/24/25), (04/14/25), HLPC (03/25/25), Library (03/18/25), Public Spaces (03/10/25), (04/14/25).

### Public Comment

2. Mayor Proclamation honoring the Columbus Archery Team.

### New Business

3. Discussion regarding Chicken Ordinance, Sec. 14-19 of the Municipal Code
4. Consideration and possible action regarding referring ordinance review of 114-95 Outdoor Storage of Vehicles.
5. Consideration and possible action regarding referring ordinance review of Chapter 18-571 through 18-580 Property Maintenance
6. Discussion of Electronic Cigarettes/Vaping Ordinance

### Adjourn

\*A quorum of city committees and/or commissions may be present at this meeting. No action will be taken or considered by those committees and/or commissions.

Meeting of Columbus Hillside Cemetery Board  
Monday March 24, 2025 6:30 pm  
Columbus Community Center  
125 N Dickason Blvd.  
Columbus, WI. 53925

The meeting was called to order by John Marks at 6:30pm. at the Columbus Community Center on Monday, March 24, 2025 6:30 pm.

Meeting was posted in the paper, on the City website and at City Hall.

**Roll Call:**

Present: John Marks, President, Dave Roelke, Vice President, Deb Moungey, Secretary/ Treasurer, Robert Link, Beth Altschwager, Jim Klutzman, Vicki Schulze, Dale Marshall, Suzy Liverseed, and Ryan Rostad, city liaison.

Evelyn McNulty and Joyce Shepard were excused.

**Guests:**

Jean Sennhenn and Darlene Marks.

**Approval of Agenda:**

Call was made to accept the agenda. Deb Moungey corrected items 3, 4 and 8. Motion to accept the amended agenda was made by Dave Roelke and seconded by Jim Klutzman. Motion carried unanimously.

**Consent of Agenda:**

Minutes of June 10, 2024 presented and accepted without changes or corrections.

Treasurer's report presented and accepted without changes or corrections.

**Unfinished business:**

Consider and take action on Side Road removal between Sec. I and J, and E and F for burials to put on budget of 2026 for work in 2027.

The discussion of the removal of roads and getting estimates to make the area into burial lots resulted in a few questions. The consensus was to proceed to get more detailed information on it. Also find out how many grave lots would be added to the areas involved. Motion made by Dave Roelke and seconded by Jim Klutzman to table the discussion until the next meeting and get some idea of pricing and if DPW could do the work in 2027. Motion carried unanimously.

Burke Center will be working at the cemetery for 2 weeks and 2 days each. Schedule to be announced as Mr. McAuly is still getting a crew together. As soon as he lets us know I will inform the membership.

John Marks called for a moment of silence for Shirley Banetzke whose passing was a shock to all.

**Consider and take action:**

Move a member to the board for the remainder of Banetzke position and elect one Advisor.

After discussions, Dave Roelke made a motion to move Joyce Shepard to the board to serve for the remainder of Shirley Banetzke's term. Motion was seconded by Jim Klutzman. Carried unanimously.

We then had to elect one advisor for the remainder of Joyce Shepard's term. Beth Altschwager made a motion to accept Jean Sennhenn as Advisor. Dave Roelke seconded the motion. Motion carried.

Lot increase for 2026.

Deb Moungey checked into lot prices in the area and Hillside Cemetery is behind by \$150 to \$200. After discussion Bob Link made a motion to increase the city resident's amount to \$900 and non-resident's to \$1000 for the 2026 budget for the year of 2027. Motion was seconded by Vickie Schulze. 8 in favor and 1 opposed. Dave Roelke asked if the other areas of the price schedule needs to be adjusted and suggested that that be looked into for our next meeting.

Benches by Chapel, extra cement for a platform by the podium.

Discussion was made as to the type of benches to put by the chapel and how much they cost. Also if they would last. Another question was how much concrete would be needed and what size area to be cemented by the podium. Motion was made by Bob Link and seconded by Dave Roelke to table the discussion until the next meeting and get more information and price estimates. Ryan Rostad said he would get information on the benches from Waterloo for us to consider.

Consider and take action on 3 extra trees to be taken down and replaced from Kind CD. Also some flowers around chapel, office and tree borders.

Discussion centered around the amount of the estimates from K&B and the amount in the budget. The budget has \$3000 and we would consider matching \$3000 from the Kind CD. With one tree being \$3324.95, we would not be able to get all the trees taken care of before they fall. 3 of the trees are in really bad shape. Ryan Rostad was going to check to see what he could find out from the city. Dave Roelke made a motion to table the tree discussion until the next meeting and Jim Klutzman 2<sup>nd</sup> it.

A discussion of the flower and decorative trees and shrubs. The City has a contract with Jung's Nursery from Randolph. It was suggested to use the city budget and match it with \$500 from the Kind CD.

Jim Klutzman made a motion to use the \$500 from the city budget and match it with \$500 from the Kind CD. Motion was seconded by Beth Altschwager. Motion Carried.

Consider and take action to order memorial plaques for trees gifted to Dale Sennhenn burial. The Sennhenn family donated 2 Hydranga trees for the cemetery by the podium and would like to have memorial plaques to be placed by them. Motion was made by Jim Klutzman for a maximum one time purchase of \$50. Seconded by Beth Altschwager. Dave Roelke amended to include that the owners would have to replace after that if needed.

Motion carried.

#### **Discussion of operation:**

John Marks announced his plans to retire after 25 years of service to Hillside Cemetery and will step down at the June annual meeting.

A few members wanted to know about the lawn mowing and the bids for this year. Lakeside was the only bid and was accepted and a 2 year contract was given with the second year open in October from \$56100 to \$74100. Members discussed the job they were doing and not liking the wind row effect of the mowing and how often they mow and trim. It was suggested that maybe the cemetery should have more say in when they mow and approve mulching mowers only. Members would like to see more than one bid and would like to see if more aggressive advertising could be done. Further discussion is needed.

The farmland was discussed to see if Hillside would like to open the contract for new bids as rent is much more than \$100/acre now. This would mean the farmer would need to be notified before the end of the current year so as to not break the contract. Further discussion is needed.

Motion made by Beth Altschwager to adjourn the meeting and seconded by Jim Klutzman.

Motion carried. The meeting adjourned at 8:30pm.

Meeting of Columbus Hillside Cemetery Board

Monday April 14, 2025 6:30 pm  
Columbus Community Center  
125 N Dickason Blvd.  
Columbus, WI. 53925

The meeting was called to order by John Marks at 6:30pm. At the Columbus Community Center on Monday, April 14, 2025.

Meeting was posted.

**Roll Call:** Present: John Marks, President, Dave Roelke, Vice President, Deb Moungey, Secretary/Treasurer, Robert Link, Beth Altschwager, Jim Kluetzman, Joyce Shepard, Dale Marshall, Advisor, and Ryan Rostad, city liaison. Excused are Vicki Schulze, Evelyn McNulty and Suzy Liverseed.

Absent was Jean Sennhenn.

**Guests:** Darlene Marks

**Approval of Agenda:** Motion made by Beth Altschwager and 2<sup>nd</sup> by Dave Roelke to approve the agenda. Motion carried.

**Consider and take action:**

Benches by the Chapel. After much discussion of a poured pad for a bench to be set by the chapel from the Kind CD, Dave Roelke made a motion to defer the bench to the next meeting with a limit of \$1200.00 and to research and bring photos and information to the next meeting. Joyce Shepard 2<sup>nd</sup> it. Motion carried. Deb Moungey will do that and Ryan Rostad will bring information from what Waterloo did as well.

Extra concrete for Burke Center for a platform by the podium and bench area by the chapel. Discussion was had about a 16'x8'x4" platform by the flag and podium, for a space to set chairs for the Memorial service and to define the space better for the podium by matching the flower and tree border. And to place a pad for the bench by the chapel. Dave Roelke made a motion (part 1) to create the pad area for the bench and to (part 2) table the platform for another time. Jim Kluetzman 2<sup>nd</sup> it. Motion carried.

3 extra trees to be taken down and replaced from Kind CD. Discussion of removing tree #1 a 45" Maple by Lewis St. for \$3334.95 and other trees from the Kind CD. The cost of one tree more than depleted the budget amount that Hillside has. It was suggested to see if we could adjust the amount by not removing the stump at this time and do it at a later date and not to trim any other trees at this time. Motion was made by Bob Link to remove 2 trees as needed and to negotiate the price down by not removing the stump or doing the seeding, etc. The rest of the stump and other trees could be done at another time. Jim Kluetzman amended the motion to 1 tree, the large maple and 2<sup>nd</sup> it. Motion carried.

**Adjoun:** Motion was made to adjourn by Beth Altschwager and 2<sup>nd</sup> by Dave Roelke. Motion carried. Adjourned at 7:30 pm.

**Columbus Historic Landmarks and Preservation Commission**  
**Meeting Minutes**  
**Tuesday, March 25, 2025**  
**105 North Dickason Boulevard**

The meeting was called to order by Chair Ruth Hermanson at 4:05 p.m.

Attendance: Commissioners Altschwager, Hermanson, Gilbertson, Kaland, Nagle and Elling. Commissioner Ulrich was excused. Dave Bennett, Mike Kornmann and Mayor Hammer were also present.

Notice of open meeting: Chair Hermanson noted that the meeting agenda had been posted and distributed per State Statutes.

Approve agenda: Motion by Kaland, second by Gilbertson, to accept the agenda as presented. Motion carried unanimously.

Public Comment: The group welcomed Bryan Nagle as a new member of the group and noted that Pete Kaland would not be requesting reappointment.

Minutes of February 26: Motion by Nagle, second by Gilbertson to approve. Motion carried unanimously.

Treasurer's report: as of February 19, 2025:

- Susan Stare Auditorium Fund (CD)		\$ 19,148.88
- Water Tower Fund	253474	\$ 10,625.02
- Mary Poser/ Former Columbus Auditorium Corporation	2502700 (CD)	\$ 32,307.87
- RestHaven Improvement	255362	\$105,126.01
- Columbus Pavilion ADA Accessibility Fund	250968	\$ 4,015.93
- CHLPC Account	187450	\$ 32,597.71

Motion by Elling, second by Gilbertson to approve as presented. Motion carried unanimously.

Treasurer Altschwager will be meeting with Mike Kornmann to review purchasing procedures and invoice processing.

Summer Concert Series Performance Contracts: All headline acts are confirmed. Food vendors have been contacted and confirmed. Sponsorship letters will be sent the week of March 31<sup>st</sup>. Commissioner Elling will be applying for a Tourism Grant to supplement advertising by including material in the Events.com site. Total request is \$1,000 (\$750 for Events.com and \$250 for posters and printing).

Application by CHLPC to designate City Hall as a local historical landmark: The commissioners reviewed material prepared by City staff for the nomination process for local landmark designation of Columbus City Hall, 105 Dickason Boulevard. Commissioner Elling questioned whether Mayor Hammer was signing as a private citizen or as the Mayor and Property Owner. Mayor Hammer indicated that his signature on the application was on behalf of the City as Property Owner.

Upon conclusion of the review of information submitted in the application, Commissioner Gilbertson made a motion to acknowledge that the application was complete and to direct staff to prepare for and

schedule a public hearing for April 30, 2025 at 4:00 p.m. at the City Hall. Motion seconded by Commissioners Altschwager. Motion carried unanimously.

Attendance at Wisconsin Association of Historic Preservation Commission annual meeting. Chair Hermanson noted that she will be attending the sessions on April 24-25 in Racine. Others are invited to attend.

Motion by Kaland, second by Altschwager to adjourn at 5:05 p.m. Carried Unanimously.

NEXT MEETING: April 30, 2025 at 4:00 p.m.

Respectfully submitted, Henry J. Elling, CHLPC Secretary



**Columbus Public Library  
Library Board Meeting  
Tuesday, March 18, 2025  
Phyllis Luchsinger Callahan Meeting Room**

**Call to Order:** Pete Kaland called the meeting to order at 5:00 p.m.

**Present:** Pete Kaland, Amanda Wakeman, Sue Salter, Trina Reid, Nora Vieau, Merry Anderson, Jim Schieble, Dana Pike, Deb Haeffner, Shirley Berkley

**Roll Call, Introduction of Visitors Public Input:**

**Approval of the Agenda for March 18, 2025:** Jim moved and Deb seconded a motion to approve the Agenda. Motion carried.

**Approval of Minutes April 18, 2025:** Sue moved and Deb seconded a motion to approve the February 2025 Minutes. Motion carried.

**Reports**

**Financial Secretary's Report:** Waiting for current CDAR balance; CDAR2 renews 2/27/25 at 5.20%. SCLS Foundation account down \$1,733.59. Dana moved and Shirley seconded a motion to approve Financial Secretary report. Motion carried.

**Bills:** Bills of \$16,067.12 submitted includes \$1,187.98 for new water heater. Deb moved and Jim seconded a motion to approve the bills. Motion carried.

**Budget Comparison:** Budget does not reflect actual expenses at this point.

**Library Director's Report:**

**Youth Programs:**

Youth Services Department continues strong relationship with Home Again Assisted Living and with the Homeschool group.

Book Dragons Writing Lab meeting monthly.

All programs—Storytime, Music & Motion, Crafternoon, Pokémon, Lego Club and Babies on Blankets—continue to be well-attended.

**Adult Programs:**

Tech Tuesdays started with information gathering in first week and one-on-one smartphone instruction in week 2. Scams are top interest with Farmers & Merchants Bank program planned for week 3.

March 4-Joys of Seed Tapes program with Ardyce Piehl and Kate Rietmann from the Columbia County Master Gardeners.

**Upcoming Programs:**

March-Valerie Biel will present a tween creative writing workshop.

March 19-Stitching Stars Crochet Club first day; expecting large group

March 20-Frog-themed youth program to celebrate Fred Dartt Day

March 20-Author Robert Root talking about his book *Walking Home Ground: In the Footsteps of Muir, Leopold, and Derleth*.

March 26-Kristen Hart will host monthly adult craft nights.

April 1-Chad Lewis presentation on Wisconsin's Gangster Past

#### Meetings:

City Community Services departments continue to meet monthly. Group continues to go over events that support each other. This summer group will be advertising and presenting several events together.

March 20-At the SCLS meeting Directors will get a report from the ILS committee about the option of switching from Bibliovation to a new ILS system.

April-Amanda will present a sectional with two other directors at the Wisconsin Association of Public Libraries Conference in Oshkosh. The topic will be starting a Friends of the Library group.

April-Columbia County Libraries will host a "Library Tour." Patrons are encouraged to visit at least 6 of the 10 participating libraries and can be entered to win a gift basket.

#### Building and Grounds:

There was a small leak in the entryway due to a popped nail in the flashing. Great Lakes Roofing repaired at no cost as roof is under warranty. Bathroom remodel is underway.

Library Stats: Visits are up 3.25%; Community Use of Rooms is up 30%. Patrons added is down 16%.

#### Library Director's Goals:

Attended a planning session for City of Columbus departments. Each department must prepare a strategic plan.

Bathroom remodeling underway. See Building and Grounds

Working with Columbus Recreation Dept. to create summer-long cohesive department for community youth.

#### President's Report: None

#### Literacy Council Report:

CLC received \$300 from the United Fund of Columbus, Wisconsin, Inc.

Merry requested that the current addressee on the monthly bank statement be changed to CLC Coordinator/Library Director. Jim moved and Dana seconded a motion to change the CLC addressee name. Motion carried.

Merry also requested that the Board approve transferring \$3,000 from the CLC regular savings account (current account balance is \$5,208) to a longer term, higher earning CD. Jim moved and Dana seconded a motion to approve the transfer of funds. Motion carried.

**Friends of the Library:** Two new members welcomed. Currently working on culling and moving stock. FOL holding membership drive during National Library Week.

**Correspondence:** None

**Committee Reports:**

Personnel Committee: Director evaluations received and reviewed.

**Trustee Training:** None

**Unfinished Business:** None

**New Business:**

Space Needs Assessment-Deb presented projected data and a current modification of plans for an addition that was prepared several years ago. This initial plan assumed demolition of the Annex with the addition constructed in the existing parking lot. The modification adds more study/meeting rooms.

Despite recent efforts to make the most of limited space, the Space Needs Assessment identified the following areas in need of more space: program/meeting rooms, study rooms, collection and staff areas.

Currently any program that attracts a large audience must seat people on both floors with one floor virtual, hold programs outdoors, or move to a different facility e.g. Community Center.

CPL's study/meeting spaces are limited, constantly booked, and limited to smaller audiences. Currently spaces are used for tutoring, tele-health calls, interviews, test proctoring, group study, book groups, teen and adult craft and club groups, board and staff meetings, training and more.

The collection must be weeded constantly to add new books and audio/visual materials. Current shelving is too tall and aisles too narrow for ADA accessibility. There is no room for reading/study either in chairs or at tables. The public has asked for a larger collection but there is no room.

A patron survey notes a desire for more space for children to play and interact, continuation of programs both in person and virtual with space for larger programs and a bigger collection. The survey also indicated the top four library services (in order) are: borrowing materials, internet and wi-fi, programs for all ages, and public meeting spaces.

Data: Based on WI Dept. of Administration projections the areas CPL serves (City of Columbus, Fountain Prairie, Fall River, Elba, Town of Columbus) will grow from 9,899 in 2023 to 11,340 by 2040.

Currently CPL has the smallest square footage — 6,200 — of 24 libraries in comparable size communities. By comparison the Waupaca and Prairie du Chien libraries have 24,000 and 18,974 square feet respectively. The next smallest libraries are Mayville and Union Grove at 7,200 square feet each. To meet projected needs and patron expectations a 10,959 square foot addition is desired.

Convened to closed session per 19.85(1)(c) to consider employment, promotion, compensation or performance evaluation data of any public employee over which governmental body has jurisdiction or exercises responsibility, specifically to discuss the annual evaluation of the Library Director.

**Adjourn:** Jim moved and Dana seconded a motion to adjourn. Motion carried. Meeting adjourned at 6:48 p.m.

Next scheduled board meeting — April 15, 2025, at 5:00 p.m. in the Library.

Respectfully submitted,  
Merry Anderson, Secretary

**Public Spaces Committee**  
**Meeting Minutes March 10, 2025**

The meeting was held at 6:00 p.m. at City Hall in the Ward Room.

Roll Call: Sherry, Amy, Pat, Mike, Renee and Matt were in attendance.

**Mural on Columbus Community Center Wall**

Vote on estimate \$2435.00 for wall preparation by Steve Roberts: motion to approve by Sherry, second by Pat, approved.

Discussion of donations of paint and rental of scissors lift truck at \$345 per week.

**Flower Baskets**

New brackets are available for pick up, flowers to be picked up in late May, balance \$1065

Matt will have discussion with DPW regarding installation of brackets and hanging of flower baskets

**Trash Barrels**

We will be doing those again, to be discussed at next meeting.

**Beautification Committee Structure**

Discussion with Matt to expand committee to parks. Name changed to Public Spaces Committee.

Next meeting, Monday, April 14 at 6:00.

Motion to adjourn by Sherry, second by Amy.

Respectfully submitted by Renee Weichert, Secretary.

**Public Spaces Committee**  
**Meeting Minutes April 14, 2025**

The meeting was held at 6:00 p.m. at City Hall in the Ward Room.

Roll Call: Sherry, Pat, Mike, Renee and Matt were in attendance, Amy was absent.

**Update on Mural Project**

Waiting for Steve Roberts to get started prepping wall. ACE Hardware will provide paint at their cost for project.

**Community Center**

The Community Center has expressed interest in having this committee improve the front of their building. Discussion was held.

**Trash Barrel Project**

Barrels will be available for pickup on Friday May 2 from 4 – 6:00 p.m. Payment can be made to the clerk, DPW or us. Barrels need to be returned by May 23.

**Banners Discussion**

Kristi at the library can help with banner design.

**Flower Basket Placement**

Discussion was held regarding basket placement, and planting of flowers in the City Hall courtyard.

**Community Collaboration Meeting Representative**

The next meeting on Thursday, April 17. Renee will go as the Public Spaces representative.

Next meeting Monday, May 12, 2025, at 6:00 p.m.

Motion to adjourn by Mike, second by Pat.

Respectfully submitted by Renee Weichert, Secretary.

## PROCLAMATION

### COLUMBUS ARCHERY DAY

**WHEREAS**, the sport of archery teaches discipline, focus, perseverance, and sportsmanship, enriching the lives of all ages; and

**WHEREAS**, the Columbus Archery Team has exemplified these qualities through their hard work, determination, and commitment to excellence throughout the 2024 – 2025 season; and

**WHEREAS**, the Columbus Archery Team achieved a historic victory by sweeping the 2025 NASP Wisconsin State Bullseye Tournament, bringing great honor and pride to the City of Columbus; and

**WHEREAS**, the outstanding achievements of Columbus Archery serve as an inspiration to our community, demonstrating the rewards of teamwork, practice and dedication; and

**WHEREAS**, it is fitting and proper to recognize and celebrate the contributions and accomplishments of these exceptional athletes and their coaches;

**NOW, THEREFORE, BE IT PROCLAIMED**, that I, Mayor Joseph Hammer, Mayor of the City of Columbus, Wisconsin, do hereby proclaim May 10, 2025, as

### COLUMBUS ARCHERY DAY

in the City of Columbus and encourage all citizens to join in honoring the Columbus Archery Team's extraordinary success and the spirit of excellence they bring to our community.

Dated this 6<sup>th</sup> Day of May, 2025

\_\_\_\_\_  
Joseph G. Hammer, Mayor

ATTEST:

\_\_\_\_\_  
Susan L. Caine, Clerk



## Agenda Item Report

**Meeting Type:** Special Committee of the Whole Meeting

**Meeting Date:** May 6, 2025

---

**Item Title:** Discussion regarding Chicken Ordinance, Sec. 14-19 of the Municipal Code

**Submitted By:** Amy Roelke, Alderperson District 3

**Detailed Description of Subject Matter:** I would like to open the discussion of perhaps amending the noted ordinance to either increase the limit on the number of chickens residents may have, or eliminate the limit entirely and allow residents to have as many HENS (No Roosters) as they want, provided they are not causing noise, or smell, or other nuisance for the neighbors, and providing the enclosures or coops people are using are approved per our current approval process using the U.S. Poultry Association's guidelines for space requirements.

**List all Supporting Documentation Attached:**

Sec. 14-19 Limitation on number of chickens (in the City of Columbus, WI)

ORD. 789-24 Chicken Licenses

**Action Requested of Council:** Discussion and potential amendment of chicken ordinance.



- (a) *Purpose.* The keeping of chickens within the City of Columbus may detract from and may be detrimental to healthful and comfortable life in the city. The keeping of more than four chickens is declared a public nuisance.
- (b) *Number limited.*
  - (1) An owner or occupant may own, harbor, or keep in its possession up to a total of four chickens upon any lot within the city upon issuance of a license by the common council as set forth in subsection (c) below.
  - (2) The keeping of up to four chickens is conditioned upon the following:
    - a. No owner or occupant shall keep any rooster.
    - b. No owner or occupant shall slaughter any chickens on the lot.
    - c. The chickens shall be provided with a covered and fenced enclosure and must be kept in the covered and fenced enclosure at all times.
    - d. All enclosures shall be at least 25 feet from any neighboring residential structure.
    - e. All stored feed must be kept in airtight containers impenetrable to rodents.
  - (3) In addition to the requirements of paragraph d. above, the covered and fenced enclosure area for any chickens shall conform to any and all regulations regarding accessory buildings for the zoning district in which the covered and fenced enclosure is situated.
- (c) *License required.*
  - (1) Any person who keeps chickens in the city shall obtain an annual license prior to January 1 of each year or within 30 days of first acquiring the chickens.
  - (2) Any person requesting a license shall file an application for a license with the city clerk and pay an application fee that shall be established by resolution of the common council. The application fee shall be nonrefundable and shall be established to defray the cost of inspecting the applicant's premises for compliance with the terms and conditions of this section. At the time of filing the application, the person requesting the license shall also post with the city clerk the fee required for the license. If the license is not granted to the applicant, this fee shall be returned to the applicant.
  - (3) Upon receipt of an application for a license to house chickens (or a subsequent renewal), the city clerk shall notify all residents and landowners within 200 feet of the applicant's address of the application being filed. The application for the license shall be heard by the common council at the first regularly scheduled meeting of the council following a minimum 14-day notification period to the neighboring residents and landowners.
  - (4)

The fee for the license shall be established by resolution of the common council, and shall be in addition to the application fee. All inspections pursuant to this section shall be conducted by the city administrator, or his designee.

- (d) *License revocation.* If a complaint is made by anyone to a city clerk that the terms of the license issued to the owner or the applicant are being violated in any way, in addition to any other penalties set forth in this Code of Ordinances, the city, on its own motion, may seek to revoke the license of the owner or occupant. To revoke the license, the common council shall hold a hearing. At the hearing, the city and the owner/occupant will be allowed to present testimony as to why the license should be or should not be revoked. Following testimony, the common council shall make its decision. The city shall give at least 14 days written notice of the hearing to the owner or occupant, at the owner's or occupant's last known address.

( Ord. No. 719-15, § 1, 7-7-15)

**CITY OF COLUMBUS****ORDINANCE 789-24****AN ORDINANCE TO REPEAL AND RECREATE SECTION 14-19(c)(3) OF THE CITY  
CODE OF ORDINANCES CONCERNING APPLICATIONS FOR  
CHICKEN LICENSES**

The Common Council of the City of Columbus, Columbia County, Wisconsin does hereby ordain as follows:

1. Section 14-19(c)(3) of the City Code is repealed in its entirety and recreated to now read as follows:
  - (3) Upon receipt of an application for a license to house chickens (or a subsequent renewal), the City Clerk shall confirm that the applicant has met all of the requirements of Section 14-19(b)(2) and (3), and upon the applicant complying with these requirements, the City Clerk shall issue a license to the applicant.
2. **Severability.** If any portion of this Ordinance or its application on any person or circumstances is held invalid, the validity of this Ordinance as a whole or any other provision herein or its application shall not be affected.
3. **Effective Date.** This Ordinance shall take effect immediately upon its passage and posting as required by law.

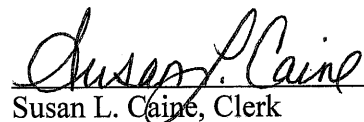
Adopted this 19th day of March, 2024.

**CITY OF COLUMBUS**

By:

  
Joseph Hammer, Mayor

By:

  
Susan L. Caine, Clerk



## Agenda Item Report

**Meeting Type:** Common Council Meeting

**Meeting Date:** May 6, 2025

---

**Item Title:** Consideration and possible action regarding referring ordinance review of 114-95 Outdoor Storage of Vehicles.

**Submitted By:** Mike Kornmann, Director of Community and Economic Development

**Detailed Description of Subject Matter:** We are in the very beginning stages of a 1.5 year zoning code update. Staff have been informed that this timeline may not be fast enough to address current outdoor storage issues and concerns. This version of 114-95 of the zoning code has been in place since 2011. The code addresses the storage of a variety of vehicles including but not limited to recreational vehicles, trucks, and automobiles.

If the Council would like to expedite the updating of this section of the zoning code, then referring this item to the plan commission would allow them to discuss and develop a possible revision to 114-95 and forward on their recommendation to the City Council.

**List all Supporting Documentation Attached:**

Ordinance 114-95

**Action Requested:** Forward to the Plan Commission for review and consideration of a revision.

---

**Sec. 114-95. Outdoor storage of vehicles.**

- (1) *Automobiles.* In residential districts, only one automobile may be parked on any unpaved surface.
- (2) *Truck trailers.* No truck trailers, whether registered or unregistered, shall be parked outside in any district without a conditional use permit, except at a truck freight terminal and except for the parking of one truck trailer in regular use on the highway at premises owned by its owner/operator. A truck trailer may also be used as a construction office or for construction storage on a construction site during the period in which the building and/or subdivision is under construction. Upon issuance of the final occupancy permit, all construction trailers must be removed.
- (3) *Recreational vehicles.* Only travel trailers which are 35 feet or less in length and eight feet or less in width may be parked or stored outside in any district in the city. Pop-up campers, 24 feet or less in length and five and one-half or less in height, may be parked or stored outside in any district in the city. Watercraft, 35 feet or less in length and 12 feet or less in height, either mounted on a boat trailer or un-mounted, may be parked or stored outside in any district in the city. Said vehicles shall only be parked in rear yards and side yards of the parcel.

(Ord. No. 664-11, § 3, 9-20-11)

Editor's note(s)—Ord. No. 664-11, § 3, adopted Sept. 20, 2011, repealed former § 114-95, and enacted a new § 114-95 as set out herein. Former § 114-95 pertained to outdoor storage of travel trailers, recreational vehicles and truck trailers and derived from Ord. No. 643-09, §§ I, II, adopted April 8, 2009.



## Agenda Item Report

**Meeting Type:** Common Council Meeting

**Meeting Date:** May 6, 2025

---

**Item Title:** Consideration and possible action regarding referring ordinance review of Chapter 18-571 through 18-580 Property Maintenance

**Submitted By:** Mike Kornmann, Director of Community and Economic Development

### Detailed Description of Subject Matter:

The Property Maintenance section of the municipal code is in Chapter 18 (building code). It has come to our attention that the maximum lawn height (12 inches) is not necessarily the standard the city should have regarding lawn maintenance. Furthermore, city leadership has expressed the need to review other aspects of the Property Maintenance section of Chapter 18. This chapter is not part of the zoning code so it will not be addressed as part of the zoning re-write.

The Plan Commission can provide a review and possible revision of the entire section of the Property Maintenance section, or a smaller section as directed by the Council. Providing the scope of the review is important.

### List all Supporting Documentation Attached:

Property Maintenance Ordinance

**Action Requested:** Forward to the Plan Commission a review of Chapters 18-571 through 18-580 and consideration of a revision.

---

## **ARTICLE VII. PROPERTY MAINTENANCE CODE<sup>1</sup>**

### **Sec. 18-571. Title.**

This article shall be known as "The Property Maintenance Code," and may be referred to in this section as "this code."

(Ord. No. 570-03, § 1, 6-17-03)

### **Sec. 18-572. Findings and declaration of policy.**

It is hereby found and declared that there exist, in the city, structures used for residential and nonresidential use which are, or may become in the future, substandard with respect to structure, equipment or maintenance or, further, that such conditions, including, but not limited to, structural deterioration, lack of maintenance and appearance of exterior of premises, infestation and existence of fire hazards constitute a menace to the health, safety, welfare and reasonable comfort of the citizens of the city. It is further found and declared that, by reason of lack of maintenance and because of progressive deterioration, certain properties have the further effect of creating blighting conditions and initiating slums, and that if the same are not curtailed and removed, these conditions will grow and spread and will necessitate the expenditure of large amounts of public funds to correct and eliminate such conditions, that by reason of timely regulations and restrictions contained in this code, the desirability and amenities of residential and nonresidential uses and neighborhoods may be enhanced and the public health, safety and welfare protected and fostered.

(Ord. No. 570-03, § 2, 6-17-03)

### **Sec. 18-573. Purpose.**

The purpose of this code is to protect the public health, safety, and welfare by establishing minimum standards governing the maintenance, appearance and condition of residential and nonresidential premises; to affix certain responsibilities and duties upon owners and operators and distinct and separate responsibilities and duties upon occupants; to authorize and establish procedures for the inspection of residential and nonresidential premises; and to provide for the repair, demolition or vacation of premises unfit for human habitation, occupancy or use.

(Ord. No. 570-03, § 3, 6-17-03)

### **Sec. 18-574. Definitions.**

The following words and terms, wherever used herein or referred to in this code, shall have the respective meanings assigned to them unless a different meaning clearly appears from the context:

---

<sup>1</sup>Editor's note(s)—Ord. No. 570-03, §§ 1—10, adopted June 17, 2003, was not specifically amendatory of the Code and has been included as art. VII, §§ 18-571—18-580 at the editor's discretion.

*Blight.* A deteriorated condition.

*Deterioration.* The condition of a building or part thereof characterized by holes, breaks, rot, crumbling, peeling, rusting or other evidence of physical decay or neglect, lack of maintenance or excessive use. All exterior wood and composition surfaces shall be properly protected from the elements and against decay by paint, stain or other protective coating and applied in a workmanlike manner.

*Elements.* Any element, whether created by nature or by man, which, with reasonable foreseeability could carry litter from one place to another. Elements shall include, but not be limited to, air current, rain, water current and animals.

*Exposed to public view.* Any premises, or any part thereof, or any building, or any part thereof, which may be viewed by the public.

*Exterior of the premises.* Open space on the premises outside of any building thereon.

*Extermination.* The control and elimination of insects, rodents and vermin.

*Garbage.* Decayed and decomposed animal and vegetable waste resulting from the handling, preemption, cooking and consumption of food. (See also Refuse and Rubbish)

*Infestation.* The presence of insects, rodents, vermin or other pests on the premises, which constitute a health hazard.

*Litter.* Includes any non-containerized man-made or man-used materials or waste which, if deposited within the city other than in a litter receptacle.

*Mixed occupancy.* Any building containing one or more dwelling units or rooming units and also having a portion thereof devoted to non-dwelling uses or used as a hotel.

*Nuisance.*

- (1) Any public nuisance, as defined by statute or this chapter.
- (2) Physical conditions dangerous to human life or detrimental to health of persons on or near the premises where the conditions exist.

*Operator.* Any person who has charge, care or control of a dwelling or premises, or part thereof, whether with or without the knowledge and consent of the owner.

*Owner.* Any person who, alone or jointly or severally with others, shall have legal or equitable title to any premises, with or without accompanying actual possession thereof. Any person who is a lessee subletting or reassigning any part or all of any dwelling or dwelling unit shall be deemed to be a co-owner with the lessor and shall have joint responsibility over the owner with the lessor and shall have joint responsibility over the portion of the premises sublet or assigned by said lessee.

*Park.* A public or private park, reservation, playground, beach, recreation center or any public park private area devoted to active or passive recreation or any other area under the supervision of the City.

*Parking lot.* Any private or public property with provisions for parking vehicles to which the public is invited or which the public is permitted to use or which is visible from any public place or private premises.

*Premises.* A lot, plot or parcel of land, including the buildings or structures thereon.

*Public place.* All streets, boulevards, avenues, lanes, alleys, tree border/terrace or other public ways and parks, squares, plazas, grounds and buildings frequented by the general public, whether publicly or privately owned.



*Refuse.* All non-recyclable materials as detailed in section 82.33, decayed and decomposed solid waste, except body wastes, including, but not limited to, garbage, rubbish, ashes, dead animals, abandoned automobiles and solid wastes. (See also garbage and rubbish)

*Residue.*

- (1) *Generally.* No person shall throw any glass, garbage, rubbish, waste, slop, dirty water or noxious liquid or other litter or unwholesome substance upon the streets, alleys, highways, public parks or other property of the city, upon any property not owned by him or upon the surface of any body of water within the city.
- (2) *Truck loads causing.* No person shall drive or move any truck or other vehicle within the village unless such vehicle is so constructed or loaded as to prevent any load or contents of litter from being blown or deposited upon any street, alley or other public place. No person shall drive or move any vehicle or truck within the city the wheels or tires of which carry onto or deposit in any street, alley or other public place, mud, dirt, sticky substances or foreign matter of any kind.

*Rubbish.* Solid wastes consisting of both combustible and non combustible wastes, such as paper, wrappings, cigarettes, cardboard, tin cans, yard clippings, leaves, wood, glass, bedding, crockery and similar materials. (See also garbage and refuse)

(Ord. No. 570-03, § 4, 6-17-03)

### **Sec. 18-575. Applicability.**

Every residential, nonresidential or mixed occupancy building and the land on which it is situated, used or intended to be used for dwelling, mobile home park, commercial, business or industrial occupancy shall comply with the provisions of this code, whether or not such building shall have been constructed, altered or repaired before or after the enactment of this code.

(Ord. No. 570-03, § 5, 6-17-03)

### **Sec. 18-576. Duties and responsibilities of owners and operators.**

- (a) *Maintenance of exterior of premises.* The exterior of the premises and all structures thereon shall be kept free of all nuisances and any hazards to the safety of the occupant, pedestrians and other persons utilizing the premises, and free of unsanitary conditions, and any of the foregoing shall be promptly removed and abated by the owner or operator. It shall be the duty of the owner or operator to keep the premises free of hazards, which include, but are not limited to, the following:
  - (1) Refuse, such as brush, weeds, broken glass, stumps, obnoxious growths, filth, garbage, trash and debris.
  - (2) Natural growth, such as dead and dying trees and limbs or other natural growth, which, by reason of rotting or deteriorating conditions or storm damage, constitute a hazard to persons in the vicinity. Trees shall be kept pruned and trimmed to prevent such conditions.
  - (3) Overhangs, such as loose and other hanging objects, which, by reason of location above ground level, constitute a danger of falling on the persons in the vicinity.
  - (4) Sources of infestation.
  - (5) The exterior of the premises, the exterior of structures and the condition of accessory structures shall be maintained so that the appearance of the premises and structures shall not constitute a blighting factor.

- (b) *Storage of commercial and industrial material.* There shall not be stored or used at any location visible from the sidewalk, street or other public areas, equipment and materials relating to commercial or industrial use unless permitted for the premises under chapter 114 of the Municipal Code.
  - (c) *General maintenance.* The exterior of every structure or accessory structure, except accessory farm structures, including fences or enclosures, shall be maintained in good repair. The same shall be maintained free of broken glass, loose shingles, crumbling stone or brick, excessive peeling paint, loose boards or other conditions reflective of deterioration or inadequate maintenance to the end that the property itself may be preserved, safety and fire hazards eliminated and adjoining properties protected from blighting influences.
- (Ord. No. 570-03, § 6, 6-17-03)

### **Sec. 18-577. Litter control.**

- (a) *Litter collections and storage area.* Every owner, occupant or lessee of a building used for residential, business or commercial purposes shall maintain litter collection and storage areas in a clean condition and insure that all litter is properly containerized. Failure to so maintain clean litter collection and storage areas shall constitute a violation of this subsection.
- (b) *Duty to collect litter before it is carried from the premises.* All litter that is subject to movement by the elements shall be secured by the owner of the premises where it is found before the litter is allowed to be removed from the premises by the elements.
- (c) *Neglected premises visible to the public.* It shall be the duty of any person owning or controlling any premises, including vacant lots visible from any public place or private premises, to maintain such premises in a reasonable clean and orderly manner. It shall be a violation of this subsection to abandon, neglect or disregard the condition or appearance of any premises so as to permit it to accumulate litter.
- (d) *Areas around business premises.* The owner or person in control of any public place shall at all times keep the premises clean of all litter and shall take measures, including daily cleanup of the premises, to prevent litter from being carried by the elements to adjoining premises. It shall be a violation of this subsection to abandon, neglect or disregard the condition or appearance of such premises so as to permit it to accumulate litter.
- (e) *Loading and unloading docks.* The person owning, operating or in control of loading or unloading dock shall at all times maintain the dock area free of litter in such a manner that litter will be prevented from being carried from the premises by the elements. This section shall also include areas of public property such as streets, alleys, driveways, tree boarder and or terrace used for purposes of loading and unloading of materials, supplies and or equipment.
- (f) *Construction sites.* The property owners and the prime contractors in charge of any construction site shall maintain the construction site in such a manner that litter will be prevented from being carried from the premises by the elements. All litter from construction activities or any related activities shall be picked up at the end of each workday and placed in containers, which will prevent litter from being carried from the premises by the elements. Property owners and or contractors shall implement or install necessary devices to protect public utilities from silt, debris or any other harmful bi-product of construction activity.
- (g) *Maintaining sidewalks and alleys.* Persons owning, occupying or in control of any premises shall keep the sidewalks and alleys adjacent thereto free of litter. Owners or occupants shall sweep or rinse off the sidewalks abutting their premises as often as may be required to keep the walk reasonable free from dirt, paper, and waste, and snow and ice as provided in section 86-226.
- (h) *Abandoned garbage.* It shall be unlawful for any person who is in control of any premises upon which is located or on whose behalf there is maintained any container of refuse, waste or garbage, which has been

containerized in accordance with a contract for its removal, to allow that refuse, waste or garbage to remain uncollected for longer than seven days or, in any case, until after that refuse, waste or garbage creates any condition which is offensive to persons upon any private premises or public place.

(Ord. No. 570-03, § 7, 6-17-03)

## **Sec. 18-578. Lawn and yard maintenance.**

- (a) *Definitions.* The terms used herein are defined as follows.
- (1) *Turf grass.* Grass commonly used in regularly cut lawns or play areas such as, but not limited to, blue grass, fescue and rye grass blends.
  - (2) *Natural lawn.* Any land managed to preserve or restore native Wisconsin grasses and foliage, native trees, shrubs, wildflowers and aquatic plants.
- (b) *General requirements.* Except as provided in subsection (c) below, the owner or occupant of any lot or parcel in the city which is five acres or less in area shall install and maintain landscaping, plantings and other decorative surface treatments, including turf grass, so as to present an attractive appearance in all court and yard areas in accordance with generally accepted landscaping practices in south central Wisconsin. Lawns shall be maintained to a height not to exceed 12 inches. Plantings shall be maintained so as not to present hazards to adjoining properties or to persons or vehicles traveling on public ways and shall be maintained so as to enhance the appearance and value of the property on which located and thereby the appearance and value of the neighborhood and the city.
- (c) *Natural law exception—Registration and fee.* Any owner or occupant of a lot or parcel subject to subsection (b) above and desiring a natural lawn may register with the city clerk for a natural lawn as defined in subsection (a)(2) above where grasses and foliage exceed 12 inches in height provided that such plantings meet the requirements of this subsection. Applications for registered natural lawns shall be available from the office of the city clerk and the fee for a registered natural lawn will be set by the City of Columbus Common Council.
- (d) *Maintenance of setbacks and drainage swales.* A ten-foot setback on any street frontage and a five-foot side and rear setback of all natural lawns shall be maintained in accordance with subsection (b) above. In addition, all drainage swales shall be free of plantings and maintained in accordance with subsection (b) above. Adjacent neighbors may agree to waive setbacks for encroachment on setbacks outside drainage swales; such waivers shall be in writing and filed with the weed commissioner. In addition, a five percent area exclusive of the setback area shall be left open for maintained paths. The setback area shall have a height of no more than 12 inches, excluding trees and shrubs.
- (e) *Weeds and plants prohibited.* The owners and occupants of all properties with properly registered natural lawns shall destroy all of the following weeds and plants:
- (1) Canada thistle and all other thistle varieties.
  - (2) Leafy spurge.
  - (3) Field bindweed (Creeping Jenny).
  - (4) Purple Loosestrife.
  - (5) Multiflora rose.
  - (6) Burdock.
  - (7) Ragweed.
  - (8) Garlic mustard.

- (9) All weeds enumerated in §§ 66.955 and 66.96, Wis. Stats.
- (10) Turf grass, except in setback areas and designated paths.
- (f) *Review and approval of land management plans.* The weed commissioner shall review all applications for registered natural lawns and within 30 days of submittal of an application respond in writing to the applicant. The weed commissioner shall annually review the list of all registered natural lawn properties visit each site to check for compliance with this section and, within 30 days of the visit notify in writing the owner or occupant of any noncompliance of this subsection. The person receiving such notice of noncompliance shall comply with the requirements of this subsection within ten days of such notifications.
- (g) *Enforcement.* In the event any previously approved natural lawn fails to comply with the requirements of this subsection, such premises shall be deemed a nuisance under this chapter and the weed commissioner may order the nuisance abated within seven days.
- (h) *Appeal.* Any person aggrieved by the written determination of the weed commissioner to revoke such registration or to abate a nuisance thereto may file a written appeal within seven days of receiving such written determination with the judiciary committee. The appeal shall state the reasons for reviewing the determination of the weed commissioner. After giving a Class I notice, the committee shall hold a hearing and decide the matter within 30 days. The committee may reverse, affirm or modify the determination of the weed commissioner and issue an order accordingly.
- (Ord. No. 570-03, § 8, 6-17-03; Ord. No. 745-19 , § 3, 3-5-19)

### **Sec. 18-579. Enforcement.**

This section shall be enforced by any law enforcement officer of the City of Columbus.

(Ord. No. 570-03, § 9, 6-17-03)

### **Sec. 18-580. Penalty.**

Any person who violates, disobeys, neglects or refuses to comply with any of the provisions of this section shall be subject to a forfeiture as provided in section 1-20 of this Code.

(Ord. No. 570-03, § 10, 6-17-03)



## Agenda Item Report

**Meeting Type:** Special Committee of the Whole Meeting

**Meeting Date:** May 6, 2025

---

**Item Title:** Draft Ordinance – Electronic Cigarettes and Vape Device Regulation

**Submitted By:** Police Chief, Dennis Weiner

**Detailed Description of Subject Matter:**

The use of electronic cigarettes, also known as vape devices, has increased substantially in recent years. It is becoming popular among teens and those under 21 years of age. Not only are we seeing devices and flavored vape cartridges, but we are also seeing them that contain nicotine and THC, the active ingredient in marijuana.

We have been citing those underage found in possession of the devices or cartridges under different provisions of current ordinances that aren't specific to these devices and are not the best fit. This ordinance appropriately and directly addresses the electronic (vape) devices and paraphernalia. This ordinance will not result in a substantial increase in citations. The ordinance was modeled after one currently being used in another community.

City Attorney Johnson has reviewed this request and created a draft ordinance.

**List all Supporting Documentation Attached:**

Draft Ordinance to create Section 66-180 of the City of Columbus Code of Ordinances concerning the regulation of electronic smoking devices and electronic smoking device paraphernalia.

**Action Requested of Council:**

To consider creation of this ordinance.

## CITY OF COLUMBUS

## ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE TO CREATE SECTION 66-180 OF THE CITY OF COLUMBUS  
CODE OF ORDINANCES CONCERNING THE REGULATION OF ELECTRONIC  
SMOKING DEVICES AND ELECTRONIC SMOKING DEVICE PARAPHERNALIA**

The Common Council of the City of Columbus, Columbia County, Wisconsin does hereby ordain as follows:

1. Sec. 66-180, Regulation of Electronic Smoking Devices and Electronic Smoking Device Paraphernalia, is created to read as follows:

**Sec. 66-180. - Regulation of Electronic Smoking Devices and Electronic Smoking Device Paraphernalia.**

- (a) **Purpose and authority.** Section 66-180 is adopted for the purpose of protecting the public health, safety, comfort and general welfare of the people of the City of Columbus. This section is adopted under the authority of Wis. Stats. §101.123(4m).
- (b) **Definitions.** Except as set forth below, the definitions of Wis. Stats. §101.123(1) are hereby adopted. In this section:
  - (1) Electronic smoking device means any product containing or delivering nicotine or any other substance intended for human consumption that can be used by a person to simulate smoking through inhalation of vapor or aerosol from the product. "Electronic smoking device" includes any component part of such product whether or not sold separately. The term shall include such devices whether they are manufactured as electronic cigarettes, electronic cigars, electronic pipes or any other product name.
  - (2) Electronic smoking device paraphernalia means cartridges, cartomizers, e-liquid, smoke juice, tips, atomizers, electronic smoking device batteries and chargers and any other item specifically designed for the preparation, charging or use of electronic smoking devices.
  - (3) Retailer means any person who sells, offers for sale, or does or offers to exchange for any form of consideration, electronic smoking devices or electronic smoking device paraphernalia. "retailing" means the doing of any of these things. This definition is without regard to the quantity of the electronic smoking devices or electronic smoking device paraphernalia sold, offered for sale, exchanged, or offered for exchange.
  - (4) Self-service display means the open display or storage of electronic smoking devices or electronic smoking device paraphernalia in a manner that is physically accessible in any way to the general public without the assistance or a retailer or employee of a retailer. A vending machine is a form of self-service display.

- (5) Smoking has the meaning given in Wis. Stats. §101.123(1)(h), and also includes use of an electronic smoking device which creates an aerosol or vapor, in any manner or in any form or the use of any oral smoking device.
- (c) **Prohibition on smoking in city buildings and property.** No person may smoke within any portion of any municipal building in the city or any access corridor leading thereto or any municipally owned vehicle. Building is defined as any structure having a roof supported by columns or walls and all park shelters.
- (d) **Prohibition on smoking in smoke free places.**
  - (1) The provisions of Wis. Stats. §101.123 relating to the prohibition of smoking in various enclosed places, are hereby adopted and made part of this Code by reference.
  - (2) No person, employer or nonprofit entity shall knowingly permit smoking in an area under the control of that person, employer or nonprofit entity and in which smoking is prohibited by law.
  - (3) No person shall use an electronic smoking device on school grounds or in school buildings.
- (e) **Prohibition on possession by underage individuals.** Possession of an electronic smoking device or electronic smoking device paraphernalia by an individual under the age of 21 is prohibited in all places within the City of Columbus.
- (f) **Prohibition on possession by underage individuals on school grounds or in school buildings.** Possession of an electronic smoking device or electronic smoking device paraphernalia by an individual under the age of 21 is prohibited on school grounds or in any school building.
- (g) **Retailing requirements and regulations.**
  - (1) No retailer shall sell, give or furnish an electronic smoking device or electronic smoking device paraphernalia to a person without first examining identification to confirm that the recipient has attained the age of 21.
  - (2) **Sale to underage prohibited.** It shall be a violation of this section to sell, give or furnish, or cause to be sold, given or furnished, an electronic smoking device or electronic smoking device paraphernalia to a person who is under the age of 21 in any place within the City of Columbus.
  - (2) No person, motivated by an economic or a business purpose, shall engage in the non-sale distribution of any electronic smoking device or electronic smoking device paraphernalia within the City of Columbus.
- (h) **Purchase or possession of electronic smoking device or electronic smoking device paraphernalia by persons under 21 prohibited.**
  - (1) No person under 21 years of age may falsely represent his or her age for purposes of receiving any electronic smoking device or electronic smoking device paraphernalia.
  - (2) No person under 21 years of age may purchase, attempt to purchase, or possess any electronic smoking device or electronic smoking device paraphernalia except as follows:
    - a. A person under 21 years of age may purchase or possess electronic smoking devices or electronic smoking device paraphernalia for the sole purpose of resale in the course of employment during his or her working hours if employed by a retailer.

- b. A person under 21 years of age, but not under 15 years of age, may purchase, attempt to purchase or possess electronic smoking devices or electronic smoking device paraphernalia in the course of his or her participation in an investigation under the same terms and conditions as an investigation as set forth in §254.916, Stats.
  - c. No person may purchase electronic smoking devices or electronic smoking device paraphernalia on behalf of, or to provide to, any person who is under 21 years of age.
  - d. A law enforcement officer shall seize any electronic smoking device or electronic smoking device paraphernalia that has been sold to and is in the possession of a person under 21 years of age.
- (i) **Penalties.**
  - (1) Those who violate 66-180(c), 66-180(d)(1) or 66-180(d)(2) shall be fined \$20.00 for a first offense, \$50.00 for a second offense, and \$150.00 for a third and subsequent violation.
  - (2) Those who violate 66-180(d)(3) and 66-180(f) shall be fined \$50.00 for a first offense, \$150.00 for a second offense, and \$200.00 for a third and subsequent violation.
- 2. **Severability.** Each section, paragraph, sentence, clause, word, and provision of section 66-180 is severable, and if any such provision shall be held unconstitutional or invalid for any reason, such decision(s) shall not affect the remainder of the chapter nor any part thereof other than that affected by such decision
- 3. **Effective Date.** This Ordinance shall take effect immediately upon its passage and posting as required by law.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2025.

## CITY OF COLUMBUS

By: \_\_\_\_\_  
Joseph Hammer, Mayor

By: \_\_\_\_\_  
Susan L. Caine, Clerk