

Ordinance 0015-22. – Unsafe or Unsecure Buildings

An ordinance to amend Chapter 18, Article II, Division 1, Section 18-38 of the Municipal Code of the City of Racine, Wisconsin.

The Common Council of the City of Racine, Wisconsin, do ordain as follows:

Part 1: Chapter 18, Article II, Division 1, Section 18-38 of the Municipal Code of the City of Racine, Wisconsin, is amended as follows:

Sec. 18-38:

The section title is amended to read as follows: “Sec. 18-38. – Unsafe or unsecure buildings.”

Subsection (a) is amended by substituting the phrase “dangerous, unsafe, or unsecure” for “dangerous or unsafe.”

Subsection (b) is amended by inserting the words “or unsecure” after “A building or structure declared structurally unsafe” and the words “or secure” after “may be restored to safe.”

Subsection (c) is amended by inserting the words “damage caused by fire or water, unlawful entry; occupancy; or use, vacancy,” after the words “lack of protection against fire,”; and by inserting the words “or unsecure” after the words “If it is found that an unsafe”; after the words “a written notice containing a description of the building or structure or part thereof deemed unsafe”; and after the words “a statement of the particulars in which the building or part thereof to be made safe.”

Subsection (d) is amended by inserting the words “or secure” after the words “The owner or person upon whom such notice was served shall thereupon immediately cause such building or structure to be made safe.”

Subsection (e) is amended by inserting the words “or unsecure” after the words “If the person served with a notice or order to remove or repair an unsafe” and by inserting the words “or secure” after the words “and cause the building or structure to be made safe.”

Part 2: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Fiscal Note: N/A. The cost of such work may be recovered by the City in an action against the owner or tenant or cause such cost to be paid and levied as a lien against the property, per Racine Ordinance section 18-38(e).

Pursuant to Wisconsin Statutes section 62.09(8)(c), the mayor shall have the veto power as to all acts of the common council, except such as to which it is expressly or by necessary implication otherwise provided. All such acts shall be submitted to the mayor by the clerk and shall be in force upon approval evidenced by the mayor’s signature, or upon failing to approve or disapprove within 5 days, which fact shall be certified thereon by the clerk. If the mayor disapproves the mayor’s objections shall be filed with the clerk, who shall present them to the council at its next meeting. A two-thirds vote of all the members of the council shall then make the act effective

notwithstanding the objections of the mayor.