

**ORDINANCE NO. 2020-03**

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**AN ORDINANCE TO REPEAL AND RE-CREATE SECTION 14.05 OF THE TOWN OF DELAFIELD MUNICIPAL CODE, CONCERNING OCCUPANCY AND DITCH BONDS**

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The Town Board of the Town of Delafield, Waukesha County, Wisconsin, does ordain as follows:

**SECTION 1:** Section 14.05 of the Town of Delafield Zoning Code is hereby repealed and recreated as follows:

**14.05 COMPLETION DEPOSIT REQUIRED**

A deposit is required for all new single-family homes. The fee for the deposit shall be as established by Town Board, from time to time, by separate resolution. The sums deposited shall be retained by the Town Clerk until after permanent landscaping of the street yard and any draining ditch has been completed as specified by Section 8.02 (3). In the event any damage is done to the drainage system or road servicing as a result of the construction activities on the property, the deposit shall be used to defray the Town's expense to repair any such damage. The balance of the deposit, after deducting such expenses incurred by the Town to repair the damage, shall be returned to the applicant after the landscaping has been completed and the Building Inspector has found that the building complies with all applicable codes, including the address permanently installed pursuant to Section 8.16(9). The deposit shall be forfeited if occupancy has not been granted after 3 years of the issuance of a building permit. The deposit of the ditch bond shall be forfeited in the event an application for reimbursement of a ditch bond is not made within 3 years of the issuance of a building permit. In the event an application is made but refused because of the failure of the applicant to comply with the ordinances of the Town of Delafield, such bonds shall be forfeited and the money shall be placed in the general fund of the Town of Delafield.

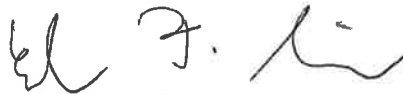
The Building Inspector shall receive a fee pursuant to Section 1.08 from the deposit, or such other sum as may be approved by the Town Board from time to time, to defray the cost of inspecting the premises to ensure compliance with this ordinance, as well as other applicable regulations and ordinances of the Town of Delafield.

**SECTION 2:** All ordinances or parts of ordinances conflicting with or contravening the provisions of this ordinance are hereby repealed.

**SECTION 3:** This ordinance shall take effect upon passage and posting as provided by law.

**PASSED AND ADOPTED** by the Town Board of the Town of Delafield, Waukesha County, Wisconsin  
this 11<sup>th</sup> day of February 2020.

TOWN OF DELAFIELD



Edward Kranick, Town Supervisor

ATTEST:



Dan Green, Town Administrator - Clerk/Treasurer