



Legislation Details (With Text)

File #: 050770 **Version:** 2
Type: Ordinance **Status:** Placed On File
File created: 9/27/2005 **In control:** PUBLIC WORKS COMMITTEE
On agenda: **Final action:** 3/23/2006
Effective date:

Title: A substitute ordinance relating to roadside memorials.

Sponsors: ALD. MCGEE JR.

Indexes: NUISANCES

Attachments: 1. LRB Memo.pdf, 2. Memorials draw complaints, 3. Letter from City Attorney

Date	Ver.	Action By	Action	Result	Tally
9/27/2005	0	COMMON COUNCIL	ASSIGNED TO		
9/29/2005	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
9/29/2005	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
9/29/2005	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
10/3/2005	1	CITY CLERK	DRAFT SUBMITTED		
10/5/2005	1	PUBLIC WORKS COMMITTEE	AMENDED	Fail	1:4
10/5/2005	1	PUBLIC WORKS COMMITTEE	AMENDED	Pass	4:1
10/5/2005	2	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	4:1
10/14/2005	2	CITY CLERK	REFERRED TO		
1/25/2006	2	PUBLIC WORKS COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	5:0
3/8/2006	2	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR PLACING ON FILE	Pass	4:0
3/23/2006	2	COMMON COUNCIL	PLACED ON FILE	Pass	14:0

050770
SUBSTITUTE 2

ALD. MCGEE

A substitute ordinance relating to roadside memorials.

116-7 cr

This ordinance directs the commissioner of public works to dismantle and discard a roadside memorial left on or within the boundaries of any public street, sidewalk or walkway for more than 14 days from the date of a fatal accident or occurrence.

Whereas, The City of Milwaukee recognizes that some citizens grieve by placing a memorial, at the site of a fatal accident or occurrence within the boundaries of the public street, sidewalk or walkway; and

Whereas, The Wisconsin Department of Transportation has developed policies regarding the removal of highway memorials if they interfere with roadway safety, impact the free flow of traffic or fall into

disrepair; and

Whereas, These memorials may pose a safety hazard in the City of Milwaukee by interfering with the flow of pedestrian and motor vehicle traffic through illegal loitering and littering within the boundaries of the public street, sidewalk or walkway; now, therefore

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 116-7 of the code is created to read:

116-7. Roadside Memorials.

1. In this section "roadside memorial" means any of the following items including but not limited to balloons, flowers, pictures, stuffed animals and religious items commemorating the site of a fatal accident or occurrence.
2. No roadside memorial may be left on or within the boundaries of any public street, sidewalk or walkway for more than 14 days from the date of a fatal accident or occurrence.
3. The commissioner of public works shall dismantle and discard a roadside memorial left on or within the boundaries of any public street, sidewalk or walkway after 30 days from the date of a fatal accident or occurrence.

LRB
APPROVED AS TO FORM

Legislative Reference Bureau
Date:_____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney
Date:_____

LRB05350-3
AEH
10/5/2005