

1 **2023 OA-08**

2  
3 AMENDING CHAPTER 46 OF THE DANE COUNTY CODE OF ORDINANCES,  
4 REGARDING REGULATED FACILITIES

5  
6 The County Board of Supervisors of the County of Dane does ordain as follows:  
7

8 ARTICLE 1. Unless otherwise expressly stated herein, all references to section  
9 and chapter numbers are to those of the Dane County Code of Ordinances.

10  
11 ARTICLE 2. Section 46.03(16) is amended to read as follows:

12 **(16)** Retail Food Establishment Restaurant shall have the meaning given in  
13 chapter ATCP 75 of the Wis. Admin. Code.

14  
15 ARTICLE 3. Section 46.03(17) is amended to read as follows:

16 **(17)** Registered Sanitarian shall have the meaning in Wis. Admin. s. SPS  
17 174.04(7).mean a county employee operating under the jurisdiction and  
18 supervision of the board, registered and duly licensed by the State of Wisconsin  
19 and responsible for the enforcement of this chapter.

20  
21 ARTICLE 4. Section 46.04(4) is amended to read as follows:

22 **(4)** Chapters SPS 326, 381-387, 390, SPS 391, SPS 390, DHS 175, ADM 60,  
23 DHS 178, DHS 195, DHS 196, DHS 197, DHS 198, ATCP 75, ATCP 72, 73, 75,  
24 76, 78, 79, NR 812, NR 113, and NR 845 of the Wisconsin Administrative Code  
25 are hereby adopted by reference and made a part of this chapter as if fully set  
26 forth herein.

27  
28 ARTICLE 5. Section 46.21 is amended to read as follows:

29 **46.21 FACILITIES REGULATED.**

30 **(1)** ~~Restaurants,~~ Public swimming pools and water attractions, beaches,  
31 campgrounds, hotels, motels, recreational and educational camps, tourist  
32 rooming houses, bed and breakfasts; retail food establishments, manufactured  
33 home communities; wells; servicing of septic tanks, seepage pits, grease traps or  
34 privies; and vending machines shall be constructed, operated, performed and  
35 maintained in accordance with chapters ATCP 72, ATCP 73, ATCP 75, ATCP  
36 76, ATCP 78, ATCP 79, SPS 390, SPS 326, NR 812, NR 113 and NR 845 of the  
37 Wis. Admin. Code, as appropriate. Each facility identified herein shall be  
38 considered a regulated facility under this chapter.

39 **(2)** Facilities regulated shall be inspected at least once every license year or as  
40 required by the applicable provisions of the Wisconsin Administrative Code, by  
41 PHMDC for compliance with the applicable Wisconsin Administrative Code  
42 and/or County Ordinance. Violations shall be noted and compliance dates set. A  
43 reinspection shall be made for all critical priority violations. Repeat violations  
44 shall be grounds for fines, legal action or suspension of permit. The board is  
45 authorized to adopt reasonable regulations from time to time pursuant to s.  
46 251.135, Wis. Stats., which shall have the force of ordinance. Regulations so

47 adopted shall be referred to the county board for incorporation into this ordinance  
48 as soon as practicable.

49 **(3)** Public beaches shall be considered to be regulated facilities under this  
50 chapter and shall be subject to the requirements hereof.

51

52 ARTICLE 6. Section 46.33 is amended to read as follows:

53 **46.33 RETAIL FOOD ESTABLISHMENTS, RESTAURANTS, LODGING**  
54 **FACILITIES, PUBLIC SWIMMING POOLS, BEACHES, CAMPGROUNDS,**  
55 **MANUFACTURED HOME COMMUNITIES MOBILE HOME PARKS AND**  
56 **RECREATIONAL AND EDUCATIONAL CAMPS.**

57 **(1) Introduction.** Dane County does hereby adopt the following regulations  
58 governing the inspection, maintenance and operation of vending machines,  
59 ~~restaurants~~, swimming pools and water attractions, beaches, manufactured  
60 home communities, campgrounds, hotels, motels, recreational and educational  
61 camps, tourist rooming houses, bed and breakfasts, retail food establishments,  
62 construction of wells; servicing of septic tanks, seepage pits, grease traps or  
63 privies; and the issuance, suspension and revocation of permits to operators of  
64 such facilities or persons engaging in such activities.

65 **(2) Types of facilities and activities regulated.** All vending machines,  
66 ~~restaurants~~, swimming pools and water attractions, beaches, manufactured  
67 home communities, campgrounds, hotels, motels, recreational and educational  
68 camps, tourist rooming houses, bed and breakfasts, retail food establishments,  
69 construction of wells and the servicing of septic tanks, seepage pits, grease traps  
70 or privies, subject to the provisions of the Wisconsin Administrative Code, shall  
71 also be governed by this section. Hereafter, in this section, such facilities are  
72 referred to as regulated facilities and regulated activities, respectively.

73 **(3) Effect of regulations.** The inspection and examination of regulated facilities  
74 within the County of Dane, the issuance and revocation of permits for regulated  
75 facilities, and the fixing of penalties shall be done in accordance with the terms of  
76 this section.

77 **(4) Permits required.** From and after the date on which this section takes effect,  
78 no operator of any regulated facility shall operate, maintain or establish any such  
79 facility unless he or she first has in his or her possession a valid permit issued by  
80 the health officer. Within 30 days after receiving a completed application, the  
81 department shall either approve the application and issue a permit or deny the  
82 application. If the application for a permit is denied, the department shall give the  
83 applicant reasons, in writing, for the denial. Any applicant denied a permit may  
84 appeal such denial to the panel established by subsection (7) of this section and  
85 according to the procedures specified therein.

86 **(5) Revocations.** Whenever any regulated facility or regulated activity fails to  
87 meet the standards established by chapters ATCP 72, ATCP 73, ATCP 75,  
88 ATCP 76, ATCP 78, ATCP 79, ~~NCR 812~~, SPS 326, SPS 390 of the Wisconsin  
89 Administrative Code or any provision of the Dane County Ordinances, the health  
90 officer is authorized to seek revocation of the operator's permit. In addition, the  
91 health officer is authorized to initiate legal action against the operator, in  
92 conjunction with the corporation counsel's office.

93 **(6) Notice required.** Prior to seeking revocation the health officer shall give a  
94 notice to the operator of the officer's intention to seek revocation, specifying the  
95 basis for the proposed revocation and the remedies which may be undertaken by  
96 the operator to avoid revocation. Said notice shall also specify the date, time and  
97 place of the revocation hearing which shall be at least twenty (20) days from the  
98 date of the notice. Issuance of a revocation notice does not preclude suspension  
99 under subsection (8) of this section and suspension may be imposed during the  
100 pendency of revocation proceedings.

101 **(7) Revocation hearing.** All revocation proceedings shall be conducted before a  
102 three (3) member panel comprised of members of the board of health appointed  
103 by the board's chairperson. The health officer and the operator may present  
104 evidence in the form of testimony and exhibits, may cross-examine witnesses,  
105 make objections and make argument to the panel. The panel shall receive  
106 evidence having a reasonable bearing upon the case and may give such weight  
107 to the evidence as is warranted under all the facts of the case. Any operator  
108 aggrieved by a decision of the panel may appeal such decision in the manner  
109 provided for by law.

110 **(8) Suspensions for imminent danger.** In cases where the continued operation  
111 of any regulated facility poses a threat of imminent danger to the health or safety  
112 of the public, the health officer may immediately suspend the operator's permit  
113 and such a suspension shall require that the regulated facility be immediately  
114 closed to the public. Any operator of a regulated facility whose permit has been  
115 suspended may request a reinspection at any time when he or she believes that  
116 his or her facility no longer poses a threat of imminent danger to the public health  
117 or safety. The health officer shall maintain adequate records specifying the facts  
118 and reasons for his or her actions in suspending the operating permit of any  
119 regulated facility and such record shall be available to the operator upon request.  
120 No suspension shall remain in effect longer than reasonably necessary to protect  
121 the public health and safety.

122 **(9) Hearing on suspension.** Any operator aggrieved by an order of suspension  
123 issued by the health officer may appeal such a decision to the board of health.  
124 The chairperson of the board of health is authorized to appoint a three (3)  
125 member panel to hear such appeal in the same manner as appeals under  
126 subsection (6) above. Such appeals shall be heard as quickly as possible and in  
127 any event not later than ten (10) days, exclusive of Saturdays, Sundays and legal  
128 holidays, of the date of receipt of a request for such appeal, or within such  
129 extension thereof as the operator may request.

130 **(10) Violations, how prosecuted.** In addition to the suspension and revocation  
131 provisions of this section, violations of this section and pertinent state and county  
132 laws shall be prosecuted and punished as provided by the Wisconsin Statutes or  
133 by any ordinances passed by Dane County adopting this section by reference.  
134 When an act is a violation of both this section, any ordinance or an applicable  
135 statute, the person committing such act may be prosecuted under not more than  
136 one provision. Each and every violation of this section shall constitute a separate  
137 offense. Each day of violation shall constitute a separate offense.

138 ~~(11) Repeal of inconsistent regulations. All regulations and parts of regulations~~  
139 ~~in conflict with this section are hereby repealed, and this section shall be in full~~  
140 ~~force and effect immediately upon adoption and publication, as provided by law.~~

141  
142 ARTICLE 7. Section 46.34 is amended to read as follows:

143 **46.34 COUNTY FEES.**

144 (1) Public Health Department license fees shall be determined by the Board of  
145 Health. County fees for permits required by s. 46.33 shall be established by the  
146 County Board and published in the Public Health Madison and Dane County  
147 Clerk's Office and posted on the Department's website.

148 (a) Inspection. Public Health Madison and Dane County may charge a  
149 transient operator licensed with the State of Wisconsin or another Wisconsin  
150 municipality licensed operator or entity an inspection fee of \$25 per day.

151 (b) Reinspection. If Public Health Madison and Dane County reinspects a  
152 regulated business because Public Health Madison and Dane County finds a  
153 violation of this Chapter, Public Health Madison and Dane County shall charge  
154 the operator a reinspection fee. The reinspection fee for the food and drink permit  
155 shall be based upon the anticipated gross annual food and drink sales for the  
156 licensing year as set forth in the table below. The reinspection fee for a hotel,  
157 motel, tourist rooming house, bed and breakfast establishment permit; a public  
158 swimming pool permit; or a recreational, and educational camp, mobile  
159 manufactured home community, park beaches or campground permit shall be  
160 \$150 for the first reinspection and \$250 for subsequent reinspections. There is no  
161 reinspection fee for micromarkets. A reinspection fee is payable when the  
162 reinspection is completed, and is due upon written demand from Public Health  
163 Madison and Dane County.

<i>Anticipated Gross Annual Food and Drink Sales</i>	<i>First Re- inspection Fee</i>	<i>Subsequent Reinspection Fee</i>
\$0 - \$10,000	\$25	\$50
\$10,001 - \$100,000	\$50	\$75
\$100,001 - \$250,000	\$75	\$150
\$250,001 - \$500,000	\$150	\$250
\$500,001 - \$1,000,000	\$250	\$500
\$1,000,001 - \$5,000,000	\$500	\$750
Greater than \$5,000,000	\$750	\$1,000

165

166 (c) Plan Review Requirement and Fee. Public Health Madison and Dane  
 167 County shall require an operator of a new or extensively remodeled food  
 168 establishment to submit equipment layout plans, equipment schedules, detailed  
 169 descriptions of food processing operations, and menus for review as requested.  
 170 Public Health Madison and Dane County shall charge the establishment owner or  
 171 operator of a new food establishment the plan review fee based upon the  
 172 anticipated gross annual food and drink sales for the licensing year as set forth in  
 173 the table below. The plan review fee for a new hotel, motel, tourist rooming  
 174 house, bed and breakfast establishment permit; a public swimming pool permit or  
 175 a recreational, and educational camp, ~~mobile-manufactured~~ home-community  
 176 park, beaches or campground permit shall be \$375 and \$250 for an existing  
 177 establishment that will be extensively remodeled. Micromarkets are exempt from  
 178 plan review fees.  
 179

<i>Anticipated Gross Annual Food and Drink Sales</i>	<i>Plan Review/Pre-inspection Fee</i>
\$0 - \$10,000	\$375
\$10,001 - \$100,000	\$400
\$100,001 - \$250,000	\$450
\$250,001 - \$500,000	\$500
\$500,001 - \$1,000,000	\$600
\$1,000,001 - \$5,000,000	\$700
Greater than \$5,000,000	\$800

180  
 181 (d) Fees for Special Conditions Inspections. Public Health Madison and Dane  
 182 County may charge for any inspection or consultation services that are not  
 183 directly related to Public Health Madison and Dane County’s permitting and  
 184 licensing responsibilities. Public Health Madison and Dane County may charge  
 185 the operator or owner of an entity requesting the inspection or consultation a fee  
 186 of \$250.

187 (e) Fees for Hazard Analysis and Critical Control Point (“HACCP”) Plan Review.  
 188 Public Health Madison and Dane County may charge a fee of \$100 for any  
 189 HACCP plan review or subsequent annual verification to the operator or entity  
 190 required by law to submit an HACCP plan for approval. A separate HACCP plan  
 191 review fee shall be paid for each HACCP plan.

192 (2) Pre-inspections. Pursuant to the authority set forth in s. 97.615, Wisconsin  
 193 Statutes, the fee for a pre-inspection shall be based upon the anticipated gross  
 194 annual food and drink sales for the licensing year as set forth in the table in  
 195 46.34(6)(g)3. A separate pre-inspection fee shall be paid for each category of  
 196 permit or license. The pre-inspection fee for food and drink establishments that  
 197 are primarily retail and do not engage in food processing shall be \$100 for each  
 198 pre-inspection. The pre-inspection fee for a hotel, motel, tourist rooming house,

199 bed and breakfast establishment permit; a public swimming pool permit; or a  
200 recreational, and educational camp, mobile manufactured home community park,  
201 beaches or campground permit shall be \$375. Micromarkets are exempt from  
202 pre-inspection fees.

203 **(3) Fees for operating without a license.** Any operator of an enterprise requiring  
204 a food and drink license; a hotel, motel, tourist rooming house, bed and breakfast  
205 establishment license; a public swimming pool license; or recreational, and  
206 educational camp, manufactured home communities, beaches or campground  
207 license; a tattooing and body piercing license, found to be operating without a  
208 license, shall pay to the department a forfeiture of \$250.00, in addition to  
209 applicable fees.

210 **(4) Fee for operating without a Wisconsin certified food manager.** The  
211 department shall charge the operator of a restaurant a forfeiture of \$150.00 for  
212 operating without a Wisconsin certified food manager.

213  
214 ARTICLE 8. Section 46.345 is rescinded.

215 ~~**46.345 FEE ADJUSTMENTS.** Whenever the combined state-county fee~~  
216 ~~charged for a permit or service under s. 46.34 results in a total fee in other than~~  
217 ~~whole dollar amounts, the county portion of the fee shall be adjusted so that the~~  
218 ~~total fee is expressed in the nearest whole dollar amount.~~

219  
220 ARTICLE 9. Section 46.35 is amended to read as follows:

221 **46.35 LATE CHARGES, PERMIT RENEWALS, DUPLICATE PERMITS.**

222 **(1)** In each instance where a fee required under subsections (1) through (5),  
223 inclusive, of section 46.34 is not paid when due, the director of environmental  
224 health shall collect a late fee equal to 15% of the applicable permit fee.

225 ~~**(2)** In each instance where a fee required under subsections (6) through (10),~~  
226 ~~inclusive, of section 46.34 is not paid when due, the director of environmental~~  
227 ~~health shall collect a late fee equal to 15% of the applicable permit fee.~~

228 **(3)** As used in this subsection, permit refers to any annual permit required by  
229 section 46.34 and permitted facility refers to any facility the operation of which  
230 requires any such permit. Between June 30 and July 31 of any year, the  
231 department shall not issue a permit unless the applicant submits payment of the  
232 required renewal fee and penalty. After July 31, the department shall not renew  
233 expired permits and all applications for permits received after that date shall be  
234 treated as applications for new permits. Any person who conducts, maintains,  
235 manages or operates any permitted facility between June 30 and July 31 is  
236 obligated to pay the appropriate permit fee, and the corporation counsel is  
237 authorized to commence an action for the recovery of the fee. After July 31 no  
238 person may conduct, manage, maintain or operate any permitted facility unless a  
239 current permit is in effect. In order to assist permittees in the renewal of permits,  
240 the department shall annually, on or before July 15, send notice of delinquent  
241 status to permittees who have not renewed expired permits, however, failure to  
242 send such notice shall not create any right to continued operation of the facility  
243 after July 31.

244 (43) A \$5.00 fee shall be collected for issuing a duplicate permit to any facility  
245 that has previously been issued an operating permit during the current permit  
246 year.

247

248 ARTICLE 10. Section 46.37 is amended to read as follows:

249 **46.37 ~~TEMPORARY—TRANSIENT RETAIL FOOD ESTABLISHMENT;~~**  
250 **~~REGISTRATION REQUIRED.~~** (1) ~~A temporary food establishment shall register~~  
251 ~~with the department prior to commencing operations in any twelve-month period~~  
252 ~~between July 1 and June 30 of the succeeding year. Failure to register a~~  
253 ~~temporary food establishment operation shall be a violation of this ordinance~~  
254 ~~punishable by a forfeiture of not less than \$50 nor more than \$100 for the first~~  
255 ~~offense and not less than \$100 nor more than \$500 for a second or subsequent~~  
256 ~~offense in any five-year period. Registration under this section shall be required~~  
257 ~~without regard to the number of days of operation anticipated by the owner or~~  
258 ~~operator of the facility and without regard to whether the facility is exempt from~~  
259 ~~the requirement to obtain a license under state law.~~

260 (2) Without regard to whether a temporary transient retail food establishment  
261 operation is required to obtain a license under state law, the department is  
262 authorized to inspect any such operation at any time and to issue a cease  
263 operations order if unsanitary conditions are found to exist. The department shall  
264 cause any such order to be posted in a prominent and conspicuous place on the  
265 premises.

266

267 ARTICLE 11. Section 46.60 is amended to read as follows:

268 **46.60 AUTHORITY; PURPOSE.** Sections 46.60 through 46.71, inclusive, are  
269 created under the authority of section 251.135 101.935, Wis. Stats., for the  
270 purpose of promoting the public health.

271

272 ARTICLE 12. Section 46.62 is rescinded.

273 **~~46.62 PLAN APPROVAL.~~** ~~Plans and related specifications and calculations for~~  
274 ~~a new or expanded mobile home park shall be submitted by the owner or~~  
275 ~~operator to the department or its agent for examination in relation to this chapter~~  
276 ~~and for approval before work is begun on the park. After the initial approval, no~~  
277 ~~change in plans or specifications which is affected by any provision of this~~  
278 ~~chapter may be made unless the change is approved and dated by the~~  
279 ~~department or its agent.~~

280

281 ARTICLE 13. Section 46.63 is amended to read as follows:

282 **46.63 LOCATION.**

283 ~~(1) Every manufactured home community and manufactured home within the~~  
284 ~~community shall be located on a well-drained area, and shall be properly graded~~  
285 ~~to prevent the accumulation of storm or other waters.~~

286 (2) No manufactured home community or manufactured home within the  
287 community may be located in any area that is situated so that drainage of  
288 contaminated liquids or solids can be deposited on its location.

289

290 ARTICLE 14. Section 46.64 is rescinded.

291 ~~**46.64 PHYSICAL LAYOUT.**~~

292 ~~(1)(a) Each site shall be clearly delineated on the plans submitted to the~~  
293 ~~department or its agent for approval.~~

294 ~~(b) The basic unit shall be so located on a site that there is at least a 10-foot~~  
295 ~~side yard clearance from other basic units and a 10-foot rear yard clearance~~  
296 ~~between basic units. The clearance requirements shall be exclusive of a parking~~  
297 ~~area.~~

298 ~~(c) The 10-foot clearance requirement applies to all 4 sides of the basic unit,~~  
299 ~~that is, to both of the side yards and both of the rear yards. Rear yard is the area~~  
300 ~~adjacent to each narrow end of the basic unit.~~

301 ~~(d) No basic unit may be located closer than 10 feet to:~~

302 ~~1. Any building such as a pump house, the office building for the park, a~~  
303 ~~laundry building or a recreational building, except a garage belonging to the site;~~

304 ~~2. Any property line of the park; or~~

305 ~~3. The right-of-way line of a street within the park.~~

306 ~~(2) Parking spaces in a ratio of one and one-half for each site shall be provided~~  
307 ~~and maintained in good condition.~~

308 ~~(3) For a 2-way street within the park, the width shall be at least 32 feet if~~  
309 ~~parking is permitted on both sides of the street; 24 feet if parking is permitted on~~  
310 ~~one side of the street; and 18 feet if parking on the street is prohibited. A one-~~  
311 ~~way street shall be at least 24 feet wide if parking is permitted on both sides; 18~~  
312 ~~feet wide if parking is permitted on one side; and 14 feet wide if parking on the~~  
313 ~~street is prohibited. Streets shall be graveled or paved, maintained in good~~  
314 ~~condition, have natural drainage and be adequately lighted at night.~~

315 ~~(4)(a) Manufactured home communities which before February 1, 1986 either~~  
316 ~~complied with existing codes or were in existence prior to 1962 shall be allowed~~  
317 ~~to operate without being in compliance with subs. (1), (2) and (3) unless the~~  
318 ~~department determines that non-compliance endangers the health or safety of~~  
319 ~~occupants.~~

320 ~~(b) Any manufactured home community expansion shall be in accordance with~~  
321 ~~subs. (1), (2) and (3) and other applicable parts of this chapter.~~

322 ~~(c) Any modification of a manufactured home community which existed prior to~~  
323 ~~1962 relating to the size of basic units, the separation between basic units, or the~~  
324 ~~placement of basic units on a lot in relationship to streets and other buildings~~  
325 ~~shall be permitted by the department unless the department determines that the~~  
326 ~~modification endangers the health or safety of occupants. Any modification of a~~  
327 ~~manufactured home community which did not exist prior to 1962 shall be in~~  
328 ~~accordance with subs. (1), (2) and (3) and other applicable parts of this chapter.~~

329

330 ARTICLE 15. Section 46.66 is rescinded.

331 ~~**46.66 SEWAGE DISPOSAL.**~~

332 ~~(1) When public sewage facilities are available to the manufactured home~~  
333 ~~community, connection and use are required.~~

334 ~~(2) Private sewage disposal systems as defined in s. 145.01(12), Wis. Stats.,~~  
335 ~~are permitted when a public sewer facility is not available to the premises. The~~



§36 ~~system shall be located on the premises and shall be designed, constructed and~~  
§37 ~~operated in accordance with s. 144.245, Wis. Stats., and Chs. SPS 382 and 383~~  
§38 ~~of the Wisconsin Administrative Code. Failed on-site private waste disposal~~  
§39 ~~systems shall be replaced or rehabilitated. A failed system has the meaning~~  
§40 ~~prescribed for "failing private sewage system" in s. 144.245(4), Wis. Stats.~~

341

342 ARTICLE 16. Section 46.67 is amended to read as follows:

343 **46.67 PLUMBING.**

§44 ~~(1) All plumbing shall meet the requirements of Chs. SPS 382 and 383 of the~~  
§45 ~~Wisconsin Administrative Code, that are applicable to mobile homes and mobile~~  
§46 ~~home parks.~~

§47 ~~(2) A separate water service shall extend to each site.~~

348

349 ARTICLE 17. Section 46.68 is rescinded.

§50 ~~**46.68 GARBAGE AND REFUSE.**~~

§51 ~~(1) All garbage not disposed of through a garbage disposal unit connected with~~  
§52 ~~the sewage system shall be kept in separate, leak-proof, non-absorbent~~  
§53 ~~containers equipped with tight-fitting covers unless otherwise protected from flies~~  
§54 ~~and insects, and the contents shall be disposed of as often as necessary to~~  
§55 ~~prevent decomposition or overflow.~~

§56 ~~(2) Garbage cans shall be maintained in a clean and sanitary condition.~~

§57 ~~(3) The use of wooden or paper containers for garbage is prohibited.~~

§58 ~~(4) Fly-tight containers with covers shall be used for cans, bottles and other~~  
§59 ~~rubbish. The contents shall be disposed of as often as necessary to prevent~~  
§60 ~~overflow.~~

361

362 ARTICLE 18. Section 46.69 is amended to read as follows:

363 **46.69 MANAGEMENT.**

§64 ~~(1) The operator or a designee in charge of the manufactured home community~~  
§65 ~~in the absence of the operator shall, during reasonable hours, be available in the~~  
§66 ~~community or in close proximity to the community.~~

§67 ~~(2) The operator shall keep a register of all owners of manufactured homes~~  
§68 ~~located in the manufactured home community, and shall permit the department to~~  
§69 ~~inspect the register at all reasonable times and upon reasonable notice.~~

§70 ~~3) The operator shall maintain the manufactured home community in a clean,~~  
§71 ~~orderly and sanitary condition at all times.~~

§72 ~~(4) The operator shall cooperate with health officers in all cases of persons or~~  
373 ~~animals infected or suspected of being infected with any reportable~~  
374 ~~communicable disease under s. HSS 145.03(2) of the Wisconsin Administrative~~  
375 ~~Code.~~

376

377 ARTICLE 19. Section 46.70 is rescinded.

§78 ~~**46.70 DUTIES OF OCCUPANTS.** All owners and other occupants of~~  
§79 ~~manufactured homes in a manufactured home community shall:~~

§80 ~~(1) Register with the operator; and~~

§81 ~~(2) Maintain their site in a clean, orderly and sanitary condition at all times.~~

382 *[EXPLANATION: This amendment updates the ordinances regarding regulated*  
383 *facilities to conform with state statutes and regulations]*