

Ordinance No. 2026 - 72

**Ordinance Establishing Fee for Hauling of Sand
and Establishing Penalties**

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

SECTION 1. Chapter No. 72 of the City of Fountain City Code of Ordinances is created to read as follows:

“Chapter No. 72

Sale of Sand to Public; Fees; Penalties

Section 72.1 Sale of Sand to Public. The City of Fountain City owns sand which was dredged by the United States Army Corps of Engineers (herein the “Corps”) and which is located in a pile on a parcel of property (herein the “Parcel”) owned by the City of Fountain City in Government Lot 7, Section 16, Township 19 North, Range 11 West, City of Fountain City, Buffalo County, Wisconsin, located adjacent to and southeast of Buffalo County Tax Parcel No. 226-00601-0010. The City of Fountain City has made the sand piled at the Parcel available for sale to the public.

Section 72.2 Fee Imposed. A fee of \$10 per truck load is hereby imposed on loads of sand exceeding one (1) cubic yard which are removed from the Parcel. The amount of the fee may be modified by the common council of the City of Fountain City adopting a resolution establishing a schedule of fees from time to time. Such fee shall be made payable to the City of Fountain City and shall be delivered to the clerk for the City of Fountain City no later than 30 days after removal of the sand from the Parcel. Sand shall not be removed from the Parcel by any means other than by trucks.

Section 72.3 Penalties. In accordance with *Wis. Stat. §778.10*, there is hereby imposed a forfeiture in an amount to be established by the common council of the City of Fountain City adopting a resolution establishing a schedule of forfeitures (i) for any sand removed from the Parcel which is not removed by truck and (ii) for any sand removed from the Parcel without payment of the fee imposed by Section 72.2 of the City of Fountain City Code of Ordinances no later than 30 days after the removal of the sand from the Parcel.”

SECTION 2. This Ordinance shall take effect upon passage and publication as provided by law.

ADOPTED at a regular meeting of the City of Fountain City Common Council this 14th day of January, 2026.

CITY OF FOUNTAIN CITY

By: 

Ben Adank, Mayor

Attest: 

Marcia Larson, Clerk

Date adopted: 1.14.2026

Date published: 1.27.2026