

TITLE 1
ADMINISTRATION

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CHAPTER 1

LAGRANGE TOWN CODE¹

SECTION:

- 1-1-1: Title
- 1-1-2: Acceptance
- 1-1-3: Amendments
- 1-1-4: Code Alterations

1-1-1: **TITLE:** Upon the adoption by the town council, this town code is hereby declared to be and shall hereafter constitute the official town code of LaGrange. This town code of ordinances shall be known and cited as the *LAGRANGE TOWN CODE* and is hereby published by authority of the council and shall be supplemented to incorporate the most recent legislation of the town as provided in section 1-1-3 of this chapter. Any reference to the number of any section contained herein shall be understood to refer to the position of the same number, its appropriate chapter and title heading, and to the general penalty clause relating thereto, as well as to the section itself, when reference is made to this town code by title in any legal document. (2011 Code)

1-1-2: **ACCEPTANCE:** The town code, as hereby presented in printed form, shall hereafter be received without further proof in all courts and in administrative tribunals of this state as the ordinances of the town of general and permanent effect, except the excluded ordinances enumerated in section 1-2-1 of this title. (2011 Code)

1-1-3: **AMENDMENTS:** Any ordinance amending the town code shall set forth the title, chapter and section number of the section or sections to be amended, and this shall constitute sufficient compliance with any statutory requirement pertaining to the amendment or revision by ordinance of any part of this town code. All such amendments or

1. For authority to codify, WS § 15-1-103(a)(xxxviii).

revisions by ordinance shall be immediately forwarded to the codifiers, and the said ordinance material shall be prepared for insertion in its proper place in each copy of this town code. Each such replacement page shall be properly identified and shall be inserted in each individual copy of the town code. (2011 Code)

1-1-4: **CODE ALTERATIONS:** It shall be deemed unlawful for any person to alter, change, replace or deface in any way any section or any page of this town code in such a manner that the meaning of any phrase or order may be changed or omitted. Replacement pages may be inserted according to the official instructions when so authorized by the town council. The town clerk shall see that the replacement pages are properly inserted in the official copies maintained in the office of the clerk. Any person having custody of a copy of the town code shall make every effort to maintain said code current as to the most recent ordinances passed. Such person shall see to the immediate insertion of new or replacement pages when such are delivered or made available to such person through the office of the town clerk. Said code books, while in actual possession of officials and other interested persons, shall be and remain the property of the town and shall be returned to the office of the town clerk when directed so to do by order of the town council. (2011 Code)

CHAPTER 2

SAVING CLAUSE

SECTION:

- 1-2-1: Repeal Of General Ordinances
- 1-2-2: Public Ways And Public Utility Ordinances
- 1-2-3: Court Proceedings
- 1-2-4: Severability Clause

1-2-1: **REPEAL OF GENERAL ORDINANCES:** All general ordinances of the town passed prior to the adoption of this town code are hereby repealed, except such as are included in this town code or are by necessary implication herein reserved from repeal (subject to the saving clauses contained in the following sections), and excluding the following ordinances which are not hereby repealed: tax levy ordinances; appropriation ordinances; ordinances relating to boundaries and annexations; franchise ordinances and other ordinances granting special rights to persons or corporations; contract ordinances and ordinances authorizing the execution of a contract or the issuance of warrants; salary ordinances; ordinances establishing, naming or vacating streets, alleys or other public places; improvement ordinances; bond ordinances; ordinances relating to elections; ordinances relating to the transfer or acceptance of real estate by or from the town; and all special ordinances. (2011 Code)

1-2-2: **PUBLIC WAYS AND PUBLIC UTILITY ORDINANCES:** No ordinance relating to railroad crossings with streets and other public ways, or relating to the conduct, duties, service or rates of public utilities shall be repealed by virtue of the adoption of this town code or by virtue of the preceding section, excepting as the town code may contain provisions for such matters, in which case, this town code shall be considered as amending such ordinance or ordinances in respect to such provisions only. (2011 Code)

1-2-3: COURT PROCEEDINGS:

- A. **Prior Acts:** No new ordinance shall be construed or held to repeal a former ordinance, whether such former ordinance is expressly repealed or not, as to any offense committed against such former ordinance or as to any act done, any penalty, forfeiture or punishment so incurred, or any right accrued or claim arising under the former ordinance, or in any way whatever to affect any such offense or act so committed or so done, or any penalty, forfeiture or punishment so incurred or any right accrued or claim arising before the new ordinance takes effect, save only that the proceedings thereafter shall conform to the ordinance in force at the time of such proceeding, so far as practicable. If any penalty, forfeiture or punishment may be mitigated by any provision of a new ordinance, such provision may be, by consent of the party affected, applied to any judgment announced after the new ordinance takes effect.
- B. **Extend To All Repeals:** This section shall extend to all repeals, either by express words or implication, whether the repeal is in the ordinance making any new provisions upon the same subject or in any other ordinance.
- C. **Currently Pending Actions:** Nothing contained in this chapter shall be construed as abating any action now pending under or by virtue of any general ordinance of the town herein repealed, and the provisions of all general ordinances contained in this code shall be deemed to be continuing provisions and not a new enactment of the same provisions; nor shall this chapter be deemed as discontinuing, abating, modifying or altering any penalty accrued or to accrue, or as affecting the liability of any person, firm or corporation, or as waiving any right of the town under any ordinance or provision thereof in force at the time of the adoption of this town code. (2011 Code)

1-2-4: SEVERABILITY CLAUSE: If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this town code or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this code, or any part thereof. The town council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective. (2011 Code)

CHAPTER 3

DEFINITIONS

SECTION:

- 1-3-1: Construction Of Words
- 1-3-2: Definitions, General
- 1-3-3: Catchlines

1-3-1: CONSTRUCTION OF WORDS:

- A. Whenever any word in any section of this town code importing the plural number is used in describing or referring to any matters, parties or persons, any single matter, party or person shall be deemed to be included, although distributive words may not have been used. When any subject matter, party or person is referred to in this town code by words importing the singular number only, or a particular gender, several matters, parties or persons and the opposite gender and bodies corporate shall be deemed to be included; provided, that these rules of construction shall not be applied to any section of this town code which contains any express provision excluding such construction or where the subject matter or context may be repugnant thereto.
- B. The word "ordinance" contained in the ordinances of the town has been changed in the content of this town code to "title", "chapter", "section" and/or "subsection" or words of like import for organizational and clarification purposes only. Such change to the town's ordinances is not meant to amend passage and effective dates of such original ordinances.
- C. Definitions found throughout this code in various chapters, articles or sections are specific to that chapter, article or section and not definitions applying to those terms found elsewhere in this town code. (2011 Code)

1-3-2: **DEFINITIONS, GENERAL:** Whenever the following words or terms are used in this code, they shall have such meanings herein ascribed to them, unless the context makes such meaning repugnant thereto:

AGENT:	A person acting on behalf of another with authority conferred, either expressly or by implication.
CLERK:	The town clerk of the town of LaGrange.
CODE:	The municipal code of the town of LaGrange.
COMPUTATION OF TIME:	The time within which an act is to be done shall be computed by excluding the first and including the last day unless the last day is a Saturday, a Sunday or a legal holiday, in which case the period shall run until the end of the next day which is not a Saturday, Sunday or legal holiday.
COUNCIL:	Unless otherwise indicated, the mayor and town council of the town of LaGrange.
COUNTY:	Goshen County, in the state of Wyoming, in which the town of LaGrange is located.
EMPLOYEES:	Whenever reference is made in this code to a town employee by title only, this shall be construed as though followed by the words "of the town of LaGrange".
GENDER:	A word importing either the masculine or feminine gender only shall extend and be applied to the other gender and to persons.
GOVERNING BODY:	The elected legislative body of the municipality.
LICENSE:	The permission granted for the carrying on of a business, profession or occupation.
MAY:	Permissive.
MONTH:	A calendar month.

**MUNICIPALITY OR
MUNICIPAL:**

The town of LaGrange.

NUISANCE:

Anything offensive to the sensibilities of reasonable persons, or any act or activity creating a hazard which threatens the health and welfare of inhabitants of the town, or any activity which by its perpetuation can reasonably be said to have a detrimental effect on the property of a person or persons within the community.

OATH:

Includes an affirmation in all cases in which, by law, an affirmation may be substituted for an oath, and in such cases the words "swear" and "sworn" are equivalent to the words "affirm" and "affirmed".

OCCUPANT:

As applied to a building or land, shall include any person who occupies the whole or any part of such building or land whether alone or with others.

OFFENSE:

Any act forbidden by any provision of this code or the omission of any act required by the provisions of this code.

OFFICERS:

Whenever reference is made in this code to a town officer by title only, this shall be construed as though followed by the words "of the town of LaGrange".

OPERATOR:

The person who is in charge of any operation, business or profession.

OWNER:

When applied to a building or land, shall include not only the owner of the whole but also any part owner, joint owner, tenant in common or joint tenant of the whole or part of such building or land and shall include any agent of such owner; and where such owner is a body corporate, it shall include the managing agent or officer within the town of LaGrange.

PERSON:	Any natural person, firm, association, joint venture, joint stock company, partnership, organization, club, fraternal organization, company, corporation, business, trust, or their manager, lessee, agent, servant, officer, or employee or any of them.
PERSONAL PROPERTY:	Shall include every description of money, goods, chattels, effects, evidence of rights in action and all written instruments by which any pecuniary obligation, right or title to property is created, acknowledged, transferred, increased, defeated, discharged or diminished and every right or interest therein.
PRECEDING, FOLLOWING:	The next before and next after, respectively.
PROPERTY:	Includes both real and personal property.
RETAILER:	Unless otherwise specifically defined, shall be understood to relate to the sale of goods, merchandise, articles or things direct to the consumer.
RIGHT OF WAY:	The privilege of the immediate use of the roadway or other property.
SHALL:	Mandatory.
STATE:	The state of Wyoming.
STREET:	Means and includes public streets, avenues, boulevards, highways, roads, alleys, lanes, viaducts, bridges and the approaches thereto and all other public thoroughfares in the town of LaGrange.
TENANT; OCCUPANT:	As applied to a building or land, shall include any person who occupies the whole or any part of such building or land, whether alone or with others.

TOWN: The town of LaGrange, county of Goshen, state of Wyoming.

WHOLESALE: The terms "wholesaler" and "wholesale dealer" as used in this code, unless otherwise specifically defined, shall be understood to relate to the sale of goods, merchandise, articles or things to persons who purchase for the purpose of resale.

WRITTEN, IN WRITING: Includes printing, lithographing or modes of representing words and letters; provided, that in all cases where the written signature of a person is required, the proper handwriting of such person, or his mark, shall be required.

YEAR: A calendar year. (2011 Code)

1-3-3: CATCHLINES: The catchlines of the several sections of the town code are intended as mere catchwords to indicate the content of the section and shall not be deemed or taken to be titles of such sections, nor be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any division or section hereof, nor unless expressly so provided, shall they be so deemed when any of such sections, including the catchlines, are amended or reenacted. (2011 Code)



CHAPTER 4

GENERAL PENALTY

SECTION:

- 1-4-1: General Penalty
- 1-4-2: Application Of Provisions
- 1-4-3: Liability Of Officers

1-4-1: **GENERAL PENALTY¹:**

- A. General Penalty; Remedies Generally: Whenever in this code, or in any ordinance, resolution or regulation promulgated by any officer or agency of the town under authority vested in him by law or ordinance, any act is prohibited or is declared to be unlawful or an offense or a misdemeanor, or the doing of any act is required, or the failure to do any act is declared to be unlawful or an offense or a misdemeanor, and no specific penalty is provided therefor, the violation of any such provision of this code or any such ordinance, resolution or regulation shall be punished by a fine of not more than seven hundred fifty dollars (\$750.00), or imprisonment not exceeding six (6) months, or both; provided, however, that the imposition of any such fine shall not bar institution of appropriate legal actions or proceedings by the town to restrain, correct or abate the violation nor shall the institution of such legal actions or proceedings be deemed a bar to the imposition of such fine.
- B. Continuing Violations: Except as otherwise provided, each day any violation of this code or any such ordinance, resolution or regulation continues shall constitute a separate offense. (2011 Code)

1. WS §§ 5-6-301, 6-10-103, 15-1-103(a)(xli). WS § 6-10-105 for commitment for refusal to pay fine or costs, rate per day.

1-4-2: APPLICATION OF PROVISIONS:

- A. The penalty provided in this chapter, unless otherwise provided, shall be applicable to every section of this town code the same as though it were a part of each and every separate section.
- B. In all cases where the same offense is made punishable or is created by different clauses or sections of this town code, the prosecuting officer may elect under which to proceed, but not more than one recovery shall be had against the same person for the same offense; provided, that the revocation of a license or permit shall not be considered a recovery or penalty so as to bar any other penalty being enforced.
- C. Whenever the doing of any act or the omission to do any act constitutes a breach of any section or provision of this town code and there shall be no fine or penalty specifically declared for such breach, the provisions of this chapter shall apply. (2011 Code)

1-4-3: LIABILITY OF OFFICERS: No provision of this town code designating the duties of any officer or employee shall be so construed as to make such officer or employee liable for any fine or penalty provided for a failure to perform such duty, unless the intention of the town council to impose such fine or penalty on such officer or employee is specifically and clearly expressed in the section creating the duty. (2011 Code)

CHAPTER 5

GENERAL AND CORPORATE PROVISIONS

SECTION:

- 1-5-1: Ordinances
1-5-2: Legal Surveys

1-5-1: **ORDINANCES:**

- A. Style: All ordinances passed by the town and the style of such ordinances shall be: "Be it ordained by the Town Council of the Town of LaGrange". (Ord. 22, 1-7-1969)
- B. Publication: Every bylaw, ordinance or resolution, unless in case of emergency, shall be published by posting certified copies thereof in three (3) public places in said town at least ten (10) days before the same shall take effect. Ordinances requiring publication, i.e., election proclamations, liquor licenses, annexations, etc., are published in the Torrington Telegram. (Ord. 22, 1-7-1969; amd. 2011 Code)
- C. Required Signatures; Recording: All bylaws and ordinances shall, within five (5) days after the passage of the same, be signed by the mayor and attested by the clerk and recorded in a book kept for that purpose.
- D. Voting:
1. Recording Of Ayes And Nays: On the passage of any bylaw, ordinance or resolution, the "ayes" and "nays" shall be taken and entered in the journal.
 2. Vote Required For Passage: A majority vote of the town council shall be required by the passage of all bylaws, ordinances and resolutions. (Ord. 22, 1-7-1969)

1-5-2: LEGAL SURVEYS:

- A. Adoption Of Corporate Limits Survey: The town hereby adopts the survey commissioned to and completed by BenchMark, P.C., of Torrington, Wyoming, as recorded in book 2, page 128, in the Goshen County clerk's office and dated October 3, 2003, as the official survey of its corporate limits and all references to the town corporate limits and boundaries shall be in accordance with same, effective October 3, 2003.
- B. Adoption Of Street Survey: The town hereby adopts the survey commissioned to and completed by Jones Land Surveying, Inc., of Cheyenne, Wyoming, as recorded in book 2, page 192, in the Goshen County clerk's office and dated September 11, 2006, as the official survey of its streets, and all references to the town streets shall be in accordance with the same, effective September 11, 2006.
- C. Adoption Of Alleys Survey: The town hereby adopts the survey commissioned to and completed by Jones Land Surveying, Inc., of Cheyenne, Wyoming, as recorded in book 2, page 24, in the Goshen County clerk's office and dated April 29, 2008, as the official survey of its alleys, and all references to the town alleys shall be in accordance with the same, effective April 29, 2008. (Ord. 49, 11-13-2008)

CHAPTER 6

ELECTION OF TOWN OFFICIALS

SECTION:

- 1-6-1: Charter Ordinance
- 1-6-2: Determination To Conduct Elections
- 1-6-3: Special Municipal Election In 1976
- 1-6-4: Regular Municipal Elections
- 1-6-5: Officers Elected And Term Of Office
- 1-6-6: Qualifications Of Officers
- 1-6-7: Proclamation Of Election
- 1-6-8: Canvassing Board
- 1-6-9: Ballot Propositions
- 1-6-10: Polling Place And Hours Of Election
- 1-6-11: Precinct Officials
- 1-6-12: Nonapplication Of Sections
- 1-6-13: Nominations
- 1-6-14: Vacancies In Nomination
- 1-6-15: Duties Of Town Clerk
- 1-6-16: Absentee Voting
- 1-6-17: Commencement Of Term Of Office
- 1-6-18: Oath Of Office
- 1-6-19: Application Of Election Laws Generally

1-6-1: **CHARTER ORDINANCE:**

This charter ordinance adopted pursuant to authority vested in cities and towns of the state of Wyoming by the Wyoming constitution, article 13, section 1, and Wyoming Statutes of 1957, section 22.1-315.1. (Ord. 27, 12-9-1975)

1-6-2: **DETERMINATION TO CONDUCT ELECTIONS:**

The town council does hereby elect to conduct elections pursuant to the terms of this charter ordinance and not in the same manner as statewide elections. (Ord. 27, 12-9-1975)

July 2014

1-6-3: SPECIAL MUNICIPAL ELECTION IN 1976:

A special municipal election shall be held in the town on the second Tuesday of May of 1976 at which election a mayor shall be elected to serve for a term of one year and two (2) council members shall be elected to serve for a term of three (3) years. The mayor, so elected, shall replace the mayor who was elected in May of 1973 and reappointed in May of 1975. The council members, so elected, shall replace the two (2) council members who were elected in May of 1971 and reappointed as council members in May of 1975. (Ord. 27, 12-9-1975)

1-6-4: REGULAR MUNICIPAL ELECTIONS:

A regular municipal election shall be held in the town on the second Tuesday of May of each odd numbered year beginning in the year 1977. (Ord. 27, 12-9-1975)

1-6-5: OFFICERS ELECTED AND TERM OF OFFICE:

At each regular municipal election, two (2) councilmen shall be elected each for a term of four (4) years. Every four (4) years at a regular election, a mayor shall be elected for a term of four (4) years. (Ord. 27-A-2, 12-10-2013; amd. Ord. 73, 5-11-2023)

1-6-6: QUALIFICATIONS OF OFFICERS:

No person shall be nominated, elected or permitted to serve as mayor or council member of the town unless he or she be a qualified elector of the town. (Ord. 27, 12-9-1975)

1-6-7: PROCLAMATION OF ELECTION:

Wyoming Statutes of 1957, section 22.1-12, as it applies to the town, is hereby amended to read as follows:

TOWN CLERK TO PUBLISH PROCLAMATION: Between thirty (30) and fifteen (15) days before each town election, the town clerk shall publish once in a legal newspaper of general circulation in the town and post conspicuously in not less than three (3) public places in such town a proclamation setting forth the date of the forthcoming election, the polling place, the titles and terms of the offices to be filled at the election, the hour that the polls will open and close, the number of persons required by law to fill the offices, the requirements for filing statements of campaign receipts and expenditures, and,

in addition, before the election, the legislative description of each proposed ballot proposition submitted to the voters of the town.

(Ord. 27, 12-9-1975)

1-6-8: **CANVASSING BOARD:** The town council shall sit as a canvassing board to canvas and declare the results of the election following the election. (Ord. 27A, 11-9-2006)

1-6-9: **BALLOT PROPOSITIONS:** Wyoming Statutes of 1957, section 22.1-319, as it applies to the town, is amended to read as follows:

CERTIFICATION OF BALLOT PROPOSITIONS: A town ballot proposition to be voted on at an election shall be printed on the town ballot by the town clerk.

(Ord. 27, 12-9-1975)

1-6-10: **POLLING PLACE AND HOURS OF ELECTION:** All residents of the town shall vote at the town hall and the polls shall open at nine o'clock (9:00) A.M. and close at seven o'clock (7:00) P.M. on election day. (Ord. 27A, 11-9-2006)

1-6-11: **PRECINCT OFFICIALS:** Prior to the date of the election, the town council, by resolution, shall designate two (2) judges and one clerk of election to conduct the election in accordance with the election law of the state of Wyoming and each of whom shall take and subscribe to the oath required by law. The judges and clerk shall receive pay at the same rate as provided for officials for county elections, with a similar number of voters. (Ord. 27, 12-9-1975)

1-6-12: **NONAPPLICATION OF SECTIONS:** Wyoming Statutes of 1957, sections 22.1-320, 22.1-322, 22.1-323, 22.1-324, 22.1-325, and 22.1-326, shall not apply to the town. (Ord. 27, 12-9-1975)

1-6-13: NOMINATIONS:

- A. Nomination By Caucus: Candidates for the office of mayor and council members in the town shall be by a caucus or public meeting of qualified voters of the town.
- B. Call Of Caucus; Notice; Officers: The caucus or public meeting of the voters of the town may be called by any qualified voter who shall prepare the notice of the call of the meeting in writing, specifying the time, place and purpose of the meeting including the offices to be filled by nomination, and the notice shall be posted in one public place at least three (3) days before the meeting. The call shall designate the name of the person who will call the meeting to order and who will preside until a chairman has been chosen. In case the person so designated is absent, the meeting may choose a temporary chairman to act in place of such person. The organization of the meeting, as the first order of business, shall choose a chairman, clerk and such other officers as the meeting may require.
- C. Written Ballot: A written ballot shall be taken for the choice of any candidate to be selected by such meeting where there is more than one candidate seeking the nomination for any one office.
- D. Certificate Of Nomination: At the conclusion of the caucus or public meeting, a certificate of nomination shall be prepared which shall contain the name of the political party or principal that the candidate or candidates represent, the name of each person nominated, his or her residence, his or her business, and the office or offices for which he or she is nominated. The certificate shall be signed by the chairman and attested by the secretary of the meeting.
- E. Voting; Penalty: No person shall vote at any caucus or public meeting who is not a legally qualified elector of the town. No person shall vote or attempt to vote more than once at any one balloting. No person, who has cast a vote at a caucus or public meeting for the nomination of a candidate for an office, shall cast a vote at a different caucus or public meeting for the purpose of nominating a candidate or candidates for the same office. Any person violating any provision of this subsection, upon conviction, shall be fined not more than fifty dollars (\$50.00) or imprisoned in jail for more than three (3) months, or both such fine and imprisonment. (Ord. 27, 12-9-1975)

1-6-14: **VACANCIES IN NOMINATION:** Wyoming Statutes of 1957, section 22.1-327, as it applies to the town, is amended to read as follows:

VACANCIES IN NOMINATION: A vacancy in nomination for a town office to be filled at a town election occurs if at the time of the town election there are no nominees for the office of mayor or there is less than one nominee for each office of councilman. A vacancy in nomination shall be filled by the town council.

(Ord. 27, 12-9-1975)

1-6-15: **DUTIES OF TOWN CLERK:** Wyoming Statutes of 1957, sections 22.1-328, 22.1-331, 22.1-332, as they apply to the town, are amended to read as follows:

A. Examine Proceedings: The town clerk shall examine the proceedings of each caucus and public meeting at which candidates were nominated to determine that the voters at the caucus or public meeting were qualified electors and shall determine that the candidates nominated are also electors of the town and qualified to run for their respective offices.

B. Prepare Ballots: The town clerk shall prepare the ballots in substantially the same form as the general election non-partisan ballot at county general elections.

C. Secure Voter Registry List And Poll Books: The town clerk shall secure the voter registry list of qualified electors and poll books from the county clerk and otherwise provide all necessary equipment for the conduct of the election. The town clerk, at the close of the election, shall receive from the election officials the certified poll books and ballots and shall deliver the same to the town council for canvassing.

D. Notify Successful Candidates; Obtained Signed Oath: Upon the certification of the results of the election by the canvassing board (the town council) the town clerk shall notify all successful candidates of their election. The notice shall be given in writing and mailed to them by regular mail. The town clerk shall obtain from the successful candidates a signed oath of office accepting and affirming to faithfully perform the duties of the office for which elected. In the event that a

candidate fails, neglects or refuses to accept the nomination or to sign the oath within five (5) days after receiving the written notice, the office shall be declared vacant and the vacancy shall be filled by appointment by the council.

E. Expenses Of Election: The town shall bear all expenses of the election.

(Ord. 27, 12-9-1975)

1-6-16: **ABSENTEE VOTING:** Absentee voting shall be permitted at any special or regular municipal election held in the town in conformity with the provisions of Wyoming Statutes of 1957, sections 22.1-134 through 22.1-158. (Ord. 27, 12-9-1975)

1-6-17: **COMMENCEMENT OF TERM OF OFFICE:** Wyoming Statutes of 1957, section 22.1-333, as it applies to the town, is amended to read as follows:

COMMENCEMENT OF TERM OF OFFICE: The term of office of a person elected at a town election commences on June 1 following the election or the first business day thereafter if June 1 falls on a Sunday or legal holiday.

(Ord. 27, 12-9-1975)

1-6-18: **OATH OF OFFICE:** Wyoming Statutes of 1957, section 22.1-334, as it applies to the town, is amended to read as follows:

CONSTITUTION OATH REQUIRED: Before entering upon his duties, a person elected to a town office shall sign and file with the town clerk the same constitutional oath of office as county officers.

(Ord. 27, 12-9-1975)

1-6-19: **APPLICATION OF ELECTION LAWS GENERALLY:** Except as those sections of the Wyoming Statutes which have been amended or modified by this charter ordinance, all matters with respect to

1-6-19

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elections for town office or for ballot propositions of the town shall be held in accordance with the provisions of the Wyoming election code of 1973 and any amendments, modifications or revisions thereof. (Ord. 27, 12-9-1975)



CHAPTER 7

TOWN COUNCIL

SECTION:

1-7-1: Meetings

1-7-1: **MEETINGS:**

- A. Regular Meetings: The regular meetings of the town council shall be held on the second Thursday of each month at the hour of seven o'clock (7:00) P.M. in the council chambers of the town hall, unless previously arranged otherwise.
- B. Special Meetings: Special meetings may be called by the mayor or at the written request of two (2) council members. Written notice of the meeting, signed by the town clerk, shall be given to each member of the town council in person or by leaving the same at their place of residence. The notice shall specify the time and place of the special meeting and the business to be transacted. The written notice shall also be posted as soon as practicable at the town hall and given to each newspaper of general circulation, radio or television station, if requested. No other business shall be considered at such meeting except that which was contained in the notice.
- C. Emergency Meetings: Emergency meetings may be called by a quorum of the town council and may be held on matters of serious and immediate concern to take temporary action without notice. Reasonable efforts shall be made to offer public notice. All action taken at an emergency meeting is of a temporary nature and in order to become permanent shall be reconsidered and acted upon at a regular or special meeting of the town council within forty eight (48) hours.
- D. Quorum: A majority of all the members elected to the council shall constitute a quorum at any regular, special or emergency meeting of

the council. In the absence of a quorum, the council and mayor or presiding officer may adjourn such meeting from time to time until a quorum shall be in attendance. (Ord. 47, 9-7-2006)

CHAPTER 8

MUNICIPAL COURT¹

SECTION:

- 1-8-1: Established
- 1-8-2: Municipal Judge
- 1-8-3: Court Procedure
- 1-8-4: Trial Costs
- 1-8-5: Process

1-8-1: **ESTABLISHED:** There is hereby created and established in the town, a municipal court. (Ord. 21, 1-7-1968)

1-8-2: **MUNICIPAL JUDGE:**

- A. Number Of Judges; Jurisdiction: There shall be one judge of such municipal court to be styled municipal judge. The municipal judge shall have jurisdiction of all offenses arising under the ordinances of the town. (Ord. 21, 1-7-1968)
- B. Appointment; Qualifications: The municipal judge shall be appointed by the mayor, by and with the consent of the town council, and be a qualified elector of the state of Wyoming. (Ord. 21-A-1, 12-10-2013)
- C. Term: The term of office of such municipal judge shall be the same as that of any other appointed officers of the town, unless previously removed for cause, as provided by law or ordinance of the town. (Ord. 21, 1-7-1968)
- D. Bond: The municipal judge shall give a bond to the town in the amount of one thousand dollars (\$1,000.00), conditioned for the performance of all his duties in accordance with law and the ordinances of town, and that he will turn over to the town clerk all money collected by him by virtue of his office as municipal judge. (Ord. 21, 1-7-1968; amd. 2011 Code)

1. WS § 5-6-101 et seq.

- E. Compensation: The municipal judge shall receive such compensation as the town council shall determine by resolution.
- F. Powers: The municipal judge shall, in addition to the powers vested in him by ordinances of the town, exercise such further and additional powers as are now or from time to time vested in him by the general laws of the state of Wyoming. (Ord. 21, 1-7-1968)

1-8-3: **COURT PROCEDURE:** The procedure in such municipal court, shall, as nearly as possible, conform to that provided by the general laws of the state of Wyoming circuit court, and appeals to the district court from the judgments and decisions of such municipal judge shall be allowed in all cases; such appeals to be taken in the manner now provided by the general laws of the state of Wyoming for appeals from the judgments and decisions of the circuit court. (Ord. 21-A-1, 12-10-2013)

1-8-4: **TRIAL COSTS:** The costs in all trials before the municipal court of the town shall be the same as those now provided by law or which from time to time be provided by the laws of the state of Wyoming for similar services in the circuit court¹. All costs collected by such municipal judge shall be turned in to the clerk of the town, except as hereinafter provided. (Ord. 21-A-1, 12-10-2013)

1-8-5: **PROCESS:**

- A. Style Of Process; Information Or Complaints: The style of all process issued out of such court shall be "State of Wyoming, County of Goshen, Town of LaGrange", and all information or complaints filed in such court shall conclude "Contrary to the ordinance in such case made and provided, and against the peace and dignity of the State of Wyoming". (Ord. 21, 1-7-1968)
- B. Directed To Sheriff; Costs Of Service: All process shall be directed "To the Sheriff of the County of Goshen", and such officer shall receive for serving such process the same fees or compensation as is provided or may from time to time be provided by the general laws of the state of Wyoming for similar services in the circuit court. (Ord. 21-A-1, 12-10-2013)

1. W.S. 5-6-108.