CHAPTER 1

CONSTRUCTION AND EFFECTS

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Sec. 1.01   Title, Effective Date, And Citation

1. These ordinances shall be known as the Village of Whiting Municipal Code and shall take effect from and after passage and publication as provided by law. All references thereto shall be cited by section number, such as Section 1.01, Village of Whiting Municipal Code.
2. These ordinances shall take effect from and after passage and publication as provided in §66.0103 Wis. Stats. All Ordinances passed by the Village Board subsequent to the adoption of the Municipal Code, except when otherwise specifically provided, shall take effect from and after their publication.

Sec. 1.02   Principles Of Construction

1. In the construction of this Municipal Code, the following rules shall be observed unless such construction would be inconsistent with the manifest intent of the ordinance:
   a. Acts of agents. When a provision requires an act to be done which may by law as well be done by an agent, as by the principal, such requirement shall be construed to include all such acts when done by an authorized agent.
   b. General rule. All words and phrases shall be construed according to their plain meaning in common usage. However, words or phrases with a technical or special meaning shall be understood and construed according to that technical or special meaning if such is the intent of the Ordinances.
   c. Gender, singular and plural. Every word in this Code and in any ordinance imparting the masculine gender may extend and be applied to females as well as males, and every word imparting the singular number only may extend and be applied to several persons or things as well as to one person or thing; provided these rules of construction shall not be applied to any provision which contains any express language excluding such construction or when the subject matter or context of such provision may be repugnant thereto.
   d. Repeal. When any ordinance having the effect of repealing a prior ordinance is itself repealed, such repeal shall not be construed to revive the prior ordinance or any part thereof, unless expressly so provided.
   e. Singular and plural. Every word in these Ordinances referring to the singular number only shall also be construed to apply to several persons or things, and every word in these Ordinances referred to a plural number shall also be construed to apply to one (1) person or thing.
   f. Tense. The use of any verb in the present tense shall not preclude the interpretation of the verb in the future tense where appropriate.
2. Terms
   a. Person. The term "person" extends and applies to natural persons, firms, corporations, associations, partnerships or other bodies politic and to all entities capable of being sued, unless plainly inapplicable.
   b. Code. The term "code", Municipal Code, or municipal code shall all mean the Municipal Code of the Village of Whiting.
   c. Fine. The term "fine" shall be the equivalent of the word "forfeiture," and vice versa.
   d. Joint authority. All words purporting to give a joint authority to three or more Village officers shall be construed as giving such authority to a majority of such officers or other persons.
   e. Law. The term "law" or "by law" shall refer to any legally promulgated federal statute, federal regulation, state statute, state administrative code, county ordinance, or local ordinance.
   f. Person. The word "person" shall mean any of the following entities: natural persons, corporations, partnerships, associations, bodies politic or any other entity of any kind which is capable of being sued.
   g. Wisconsin Statutes. The term "Wisconsin Statutes" and its abbreviation as "Wis. Stats." shall mean, in these Ordinances, the Wisconsin Statutes for the year 2007-2008, as amended or renumbered from time to time.
   h. Wisconsin Administrative Code. The term "Wisconsin Administrative Code" and "Administrative Code" shall mean the current Wisconsin Administrative Code as of the adoption of this Code, as amended or renumbered from time to time.

Sec. 1.03   Conflict Of Provisions

1. If the provisions of different chapters conflict with each other, the provisions of each individual chapter shall control all issues arising out of the events and persons intended to be governed by that chapter.
2. If the provisions of different sections of the same chapter conflict with each other, the provision which is more specific in its application to the events or persons raising the conflict shall control over the more general provision.

Sec. 1.04   Separability Of Provisions

1. If any provisions of this Municipal Code or the application thereof to any person or circumstances are held invalid or unconstitutional by reason of any decision of any court of competent jurisdiction, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be affected thereby.
2. The provisions of this ordinance shall be deemed severable and it is expressly declared that the Whiting Village Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid.

Sec. 1.05   Clerk-Treasurer To Maintain Copies Of Documents

Whenever any standard code, rule, regulation, statute or other written or printed matter is adopted by reference, it shall be deemed incorporated in this Code as if fully set forth herein and the Village Clerk-Treasurer shall maintain in his office a copy of any such material as adopted and as amended from time to time. Materials on file at the Village Clerk-Treasurer's office shall be considered public records open to reasonable examination by any person during the office hours of the Village Clerk-Treasurer subject to such restrictions on examination as the Clerk-Treasurer imposes for the preservation of the material.