

CITY OF CHIPPEWA FALLS, WISCONSIN

NOTICE OF PUBLIC MEETING

In accordance with the provisions of the Wisconsin State Statutes, Sec. 19.84, notice is hereby given that a public meeting of:

Committee #3
Transportation, Construction, Public Safety and Traffic

**Will be held on September 15, 2015 at 5:00 pm in the City Hall Council Chambers,
30 W. Central Street, Chippewa Falls, WI**

Items of business to be discussed or acted upon at this meeting are shown on the agenda below:

AMENDED AGENDA

1. Discuss placing additional one-way street signage on High Street. Possible recommendations to the Council.
2. Discuss changing parking in the Spring Street Lot back to two hours versus eight hours. Possible recommendations to the Council.
3. Discuss possible replacement or removal of the downtown drinking fountains. Possible recommendations to the Council.
4. Discuss draft ordinance entitled: An Ordinance Providing for Control Over the Siting of Cell Phone and Broadcast Towers and Small Cell Panel Antennas as Allowed Under 2013 Wisconsin Act 20 and New §66.0404 of the Wisconsin Statutes - §17.08(14) of the Chippewa Falls Municipal Code, Which is a Part of the Chippewa Falls Zoning Ordinance. Possible recommendations to the Council.
5. Discuss email received from Wendy Schmidley regarding parking on Bel Air Blvd in front of McDonell High School. Possible recommendations to the Council.
6. Discuss Chippewa Falls Municipal Code Section §12.11, Animal Care and Licenses, relative to kennels. Possible recommendations to the Council.
7. Discuss email received from Tom LaMartina regarding fireworks in the community. Possible recommendations to the Council.
8. Discuss options for body cameras for the Police Department. Possible recommendations to the Council.
9. Adjournment

NOTICE IS HEREBY GIVEN THAT A MAJORITY OF THE CITY COUNCIL MAY BE PRESENT AT THIS MEETING TO GATHER INFORMATION ABOUT A SUBJECT OVER WHICH THEY HAVE DECISION MAKING RESPONSIBILITY.

NOTE: REASONABLE ACCOMMODATIONS FOR PARTICIPATION BY INDIVIDUALS WITH DISABILITIES WILL BE MADE UPON REQUEST. FOR ADDITIONAL INFORMATION OR TO REQUEST THIS SERVICE, CONTACT THE CITY CLERK AT 726-2719.

Please note that attachments to this agenda may not be final and are subject to change. This agenda may be amended as it is reviewed.

CERTIFICATION OF OFFICIAL NEWSPAPER

I hereby certify that a copy of this notice has been posted on the City Hall bulletin board and a copy has been given to the Chippewa Herald on September 8, 2015 at 1:40 pm by BNG.

I hereby certify that an amended copy of this notice has been posted on the City Hall bulletin board and a copy has been given to the Chippewa Herald on September 14, 2015 at 12:40 pm by BNG.

**CITY OF CHIPPEWA FALLS
BOARD OF PUBLIC WORKS
MEETING MINUTES
MONDAY, AUGUST 10, 2015 – 5:30 PM**

The Board of Public Works met in City Hall on Monday, August 10, 2015 at 5:30 PM. Present were Director of Public Works Rick Rubenzer, Finance Manager Lynne Bauer and Darrin Senn. Absent were Mayor Greg Hoffman and Alderperson Paul Olson.

1. **Motion** by Rubenzer, seconded by Bauer to approve the minutes of the July 13, 2015 Board of Public Works meeting. **All present voting aye. MOTION CARRIED.**

2. The Board considered emergency repair of the west/south expansion joint of the railroad overpass bridge on Commerce Parkway just south of County Highway "T". Finance Manager Bauer requested an updated more formal proposal. She also inquired about additional proposals. Director of Public Works Rubenzer responded that bridge contractors were extremely busy right now but that Assistant City Engineer Krejci would seek an updated proposal and additional proposals. He continued that the City staff could fill the joint with concrete on a temporary basis but that the repair would probably only last for the winter and wouldn't be the correct repair.
Motion by Rubenzer, seconded by Bauer to get an updated estimate to present to the August 13, 2015 Committee #1 for repair of the west/south expansion joint on the Commerce Parkway railroad overpass. **All present voting aye. MOTION CARRIED.**

3. The Board considered the request from Wisconsin Scales for two-74 foot wide driveways on Lot #46 located on Olson Drive. Director of Public Works Rubenzer noted the maximum allowable driveway width is thirty-five feet but that industrial parks driveways have typical widths of 75-100 feet due to truck traffic. The Board has authority to grant extra widths.
Motion by Rubenzer, seconded by Bauer to approve the request from Wisconsin Scale and to allow installation of two seventy-four foot wide driveways located as shown on the attached site layout. **All present voting aye. MOTION CARRIED.**

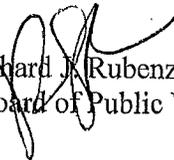
4. The Board of Public Works discussed and considered the attached 2014 Compliance Maintenance Annual Report. This is a report card for the Wastewater Treatment Plant. The "B" grade for biosolids handling was improved from the 2013 "C" grade in biosolids handling. Director of Public Works Rubenzer stated that the centrifuge installation about to begin at the plant would address the biosolids deficiencies.
Motion by Senn, seconded by Bauer that the Common Council approve the 2014 Compliance Maintenance Annual Report and corresponding resolution. **All present voting aye. MOTION CARRIED.**

5.  The Board discussed the attached possible replacement options for the two remaining downtown water fountains. Another fountain was recently hit and damaged leaving only two of the original four in working condition. Previous Board and Council action was to remove the fountains permanently this fall. Once removed, the anchor bolts will protrude

Please note, these are draft minutes and may be amended until approved by the Common Council.

above the sidewalk so they will need to be cut off below the surface and concrete repoured over the fountain area. After some discussion, it was recommended to remove all four fountains at the time of winterization this fall, to repair the concrete surface at each site and to refer to Committee #3 for confirmation of the removal.

6. **Motion** by Bauer, seconded by Senn to adjourn. **All present voting aye. MOTION CARRIED.** The Board of Public Works meeting adjourned at 5:57 P.M.


Richard J. Rubenzer, PE
Secretary, Board of Public Works

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Economical Fountain

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Economical Fountain

SKU: KP44SEF (43)

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Sale Price: \$1,159

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Additional Info

Dimensions: 12"W x 36"H
Weight: 45 lbs.

- [Product Info](#)
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Product Info:

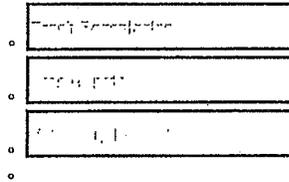
This fountain offers low cost durability. It is constructed with a heavy steel and features a powder coated finish available in 6 colors.

Fountain Features:

- 6 colors available ([view](#))
- Steel Guard over a chrome-plated brass bubbler.
- Chrome-plated push-button brass valve
- Stainless steel bowl
- Adjustable flow regulation.



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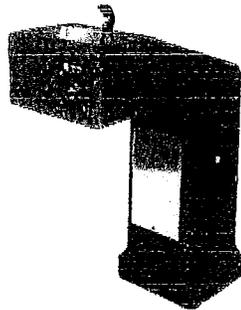


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DFBF-36 - ADA Accessible Concrete Drinking Fountain

SKU: DFBF36 (49)

List Price: \$1,450

Sale Price: \$1,115

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Additional Info

Dimensions: 15.2"W x 11.5"D x 38.5"H
Weight: 225 lbs.

Product Description

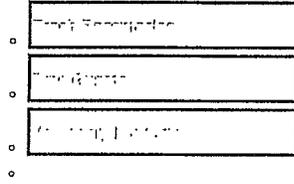
This Concrete Drinking Fountain is suitable for both outdoor and indoor use and is available with 4 different aggregate colors options. Utilize this fountain as an attractive accent to a public setting or a stand alone piece.

This fountain is constructed from pre-cast concrete with stainless steel receptors as well as chrome plated exposed fittings. For ease of mind, this fountain is also weatherproof and resistance to both corrosion and vandalism.

The smooth, contoured basin reduces splash thanks to its rounded corners and insures proper drainage to prevent standing water.

Product Features

- Lead free components
- Stainless steel receptor
- Stainless steel access doors
- Stainless steel mounting brackets
- Vandal-resistant screws
- Chrome plated exposed fittings
- Vandal resistant double bubbler projector
- Side faucet available as field kit



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Upright Concrete Cylinder Fountain

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Permastone texture shown
(click to enlarge images)

Upright Concrete Cylinder Fountain

SKU: CDFPBC (47)

List Price: \$1,065

Sale Price: \$819

You Save \$246 (23%)

SHIPPING IS ADDITIONAL. ([more info](#))
3 - 4 week lead time

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Fountain Style:

(select fountain style) ▼

Concrete Texture:

(select texture) ▼

Concrete Color:

(select color) ▼

Optional Child Step:

(none) ▼

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[Available Textures/Colors](#)

[Fountain Spec Sheet](#)

[Freeze-Proof Valve](#)

- [Product Info](#)
- [Shipping Info](#)
- [Warranty & Care](#)

Additional Info

Dimensions: 14"W x 34"H

Weight: 210 lbs.

List Price Sale Price

Fountain Version	List Price	Sale Price
Standard	\$1,065	\$819
Standard with Side Button	\$1,255	\$965
Standard with Anti-Freeze Valve	\$1,535	\$1,179



Product Info:

This Cylinder Fountain is worry-free near outdoor sports fields, hiking trails, and nearly any other outdoor location. The optional concrete child step can be purchased so youngsters can get up to drink from the bubbler.

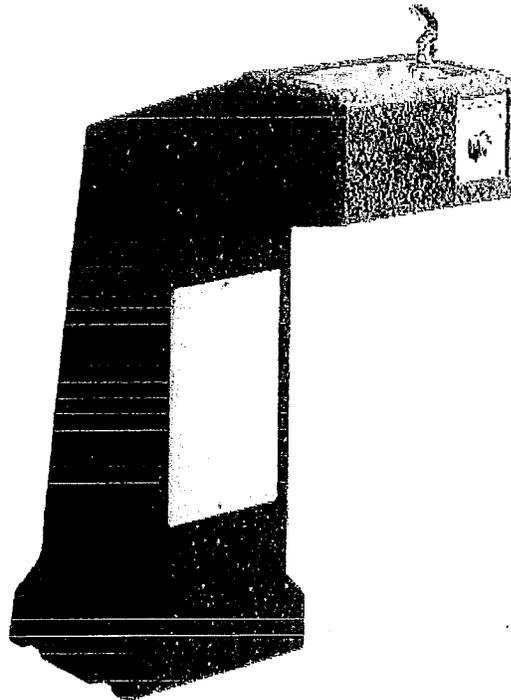
Fountain Features:

- 3 textures and 4 colors available ([view](#))
- Exposed aggregate is washed, cured, and sealed to enhance color
- Smooth surfaces have color dyes throughout mixture



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AN ORDINANCE PROVIDING FOR CONTROL OVER THE
SITING OF CELL PHONE AND BROADCAST TOWERS
AND SMALL CELL PANEL ANTENNAS AS ALLOWED
UNDER 2013 WISCONSIN ACT 20 AND NEW
§ 66.0404 OF THE WISCONSIN STATUTES - §17.08(14)
OF THE CHIPPEWA FALLS MUNICIPAL CODE, WHICH
IS A PART OF THE CHIPPEWA FALLS ZONING ORDINANCE

THE COMMON COUNCIL OF THE CITY OF CHIPPEWA FALLS, WISCONSIN DO ORDAIN AS
FOLLOWS:

1. That § 17.08(14) of the Chippewa Falls Municipal Code be created to provide as follows:

17.08 – ACCESSORY BUILDINGS, USES AND STRUCTURES

• • •

- (14) NEW MOBILE SERVICE SUPPORT STRUCTURE AND FACILITIES AND CLASS 1 AND CLASS 2 COLLOCATION.
 - (a) The definitions set forth in §66.0404(1) of the Wisconsin Statutes, or in any successor or renumbered section, are hereby adopted and incorporated herein by reference.
 - (b) With regard to the following activities –
 1. The siting and construction of a new mobile service support structure and facilities; and/or
 2. A Class 1 collocation, the substantial modification of an existing support structure and mobile service facilities;

there shall be an application for a permit process which a person or entity must complete to engage in the siting, construction, or modification activities for the activities described in 1. and 2. above. The application for a permit shall be made through the Director of Public Works who shall determine whether the application is complete for future processing. The application shall be in writing and shall contain all of the following information:

1. The name and business address of, and the contact individual for, the applicant.
2. The location of the proposed or affected support structure.
3. The location of the proposed mobile service facility.
4. If the application is to substantially modify an existing support structure, a construction plan which describes the proposed modifications to the support structure and the equipment and network components, including antennas, transmitters, receivers, base stations, power supplies, cabling, and related equipment associated with the proposed modifications.
5. If the application is to construct a new mobile service support structure, a construction plan which describes the proposed mobile service support structure and the equipment and network components, including antennas, transmitters, receivers, base stations, power supplies, cabling, and related equipment to be placed on or around the new mobile service support structure.
6. If an application is to construct a new mobile service support structure, an explanation as to why the applicant chose the proposed location and why the applicant did not choose collocation, including a sworn statement from an individual who has responsibility over the placement of the mobile service support structure attesting that collocation within the applicant's search ring would not result in the same mobile service functionality, coverage, and capacity; is technically infeasible; or is economically burdensome to the mobile service provider.

If an applicant submits an application for a permit to engage in an activity described in this subsection which contains all of the information required herein the Director of Public Works shall consider the application complete. If the Director of Public Works does not believe that the application is complete the applicant shall be notified in writing, within 10 days of receiving the application, that the application is not complete. The written notification shall specify in detail the required information that was incomplete. An applicant may resubmit an application as often as necessary until it is complete. Thereafter the City shall proceed in accordance with the provisions of § 66.0404(2)(d) – (g) of the Wisconsin Statutes, or any successor or renumbered statute.

- (c) With regard to a Class 2 collocation, it shall be subject to the same requirements for the issuance of a building permit to which any other type of commercial development or land use development is subject. Also, there shall be an application for a permit process which a person or entity

must complete. The application for a permit shall be made through the Director of Public Works who shall determine whether the application is complete for future processing. The application shall be in writing and shall contain all of the following information:

1. The name and business address of, and the contact individual for, the applicant.
2. The location of the proposed or affected support structure.
3. The location of the proposed mobile service facility.

If an applicant submits an application for a permit to engage in a Class 2 collocation which contains all of the information required herein the Director of Public Works shall consider the application complete. If the Director of Public Works does not believe that the application is complete the applicant shall be notified in writing, within 5 days of receiving the application, that the application is not complete. The written notification shall specify in detail the required information that was incomplete. An applicant may resubmit an application as often as necessary until it is complete. Thereafter the City shall proceed in accordance with the provisions of § 66.0404(3)(c) of the Wisconsin Statutes, or any successor or renumbered statute.

- (d) In regard to either subsection (b) or subsection (c) the City shall not engage in any of the applicable prohibitions set forth in §66.0404(4) of the Wisconsin Statutes, or any successor or renumbered statute.
 - (e) The activities regulated in this section are subject to all other laws, rules, and regulations, statutory or administrative, governing the use and enjoyment of public right of ways.
2. That the following wording of “This is subject to the provisions of §17.08(14) of the Chippewa Falls Municipal Code and is subject to all laws, rules, and regulations, statutory or administrative, governing the use and enjoyment of public right of ways.” be added at the end of the following sections of the Chippewa Falls Municipal Code:
- 17.20(8)(e)
 - 17.21(8)(e)
 - 17.22(8)(e)
 - 17.23(8)(e)
 - 17.23.5(8)(e)
 - 17.23.8(8)(e)
 - 17.24(8)(e)
 - 17.24.5(7)(e)
 - 17.25(7)(e)

17.27(7)(f)
17.27.5(7)(d)
17.28(7)(k)
17.29(7)(g)
17.30(6)(e)
17.31(6)(c)
17.32(6)(d)
17.33(6)(e)
17.34(6)(k)
17.35(6)(h)
17.36(6)(b)

Dated this ____ day of _____, 2015.

Rob Kiefer, Council President

FIRST READING: _____

SECOND READING: _____

APPROVED: _____
Gregory S. Hoffman, Mayor

ATTESTED: _____
Bridget Givens, City Clerk

Bridget Givens

From: CW King
Sent: Saturday, September 12, 2015 8:24 PM
To: Bridget Givens
Subject: FW: Parking in front of McDonnell High School

BG

can we get this on the #3 agenda?>

CW

From: Wendy Schmidley [wschmidley@hotmail.com]
Sent: Thursday, September 03, 2015 11:36 AM
To: CW King
Subject: Parking in front of McDonnell High School

Good morning,

I live on Woodridge Drive and drive past McDonnell High School at least two times a day. It has always been a concern of mine with the parking in front of the school.

During the spring and summer it isn't quite as bad, but during the winter months it can be quite hazardous. There just isn't enough room to have people parking on both sides of the street and then have two cars drive through. Would it be possible to change the parking and restrict it to one side of the street only? With people walking across the street to get to their cars and the amount of traffic that is on that street, it's only a matter of time before someone is seriously injured.

If you have any questions please feel free to contact met at 715-558-3753. I do work M-F 8-5.

Regards,

Wendy M. Schmidley

Sent from my iPhone

Committee No.3 shall act as a quasi-judicial body allowing the animal's owner or caretaker an opportunity to present evidence as to why the animal should not be declared a prohibited dangerous animal.

- (3) Pending the outcome of the hearing, the animal may be confined, subject to Sec. 173.21, Wis. Stats., or held at a location outside the limits of the City.
- (4) After the hearing, the owner or caretaker shall be notified in writing of Chippewa Falls Committee No. 3's determination. If a determination is made that the animal is a prohibited dangerous animal, the owner or caretaker shall comply with subsection (a) within five (5) days after the date of determination. If the owner or caretaker further contests the determination, he or she may, within five (5) days of receiving Committee No. 3's decision, seek review of the decision by the City Council.

(6) PENALTY.

- (a) Any person not complying with subsections (1) through (5), inclusive, set for above, shall be subject to a forfeiture of \$400.00 plus applicable court costs and fees.
- (b) Whenever the City commences and pursues an action for involuntary euthanization under the state statutes or any other authority the City Attorney shall seek and request all applicable statutory court costs, the costs and expenses of euthanization, and any extraordinary investigative expenses incurred during the pendency of the action if the owner or caretaker absconds with the animal or hinders or deters the location of the animal during the pendency of the action or during enforcement of any judgment.

(7) FURTHER DEFINITIONS.

- (a) *Cruel* means causing unnecessary and excessive pain or suffering or unjustifiable injury or death.
- (b) *Kennel* means any establishment wherein or whereon dogs or cats are kept for the purpose of breeding, selling, buying or boarding.



- (1) *Commercial kennel* means a premises where 3 or more animals over the age of 6 months are kept for the primary purpose of commercial breeding, boarding, or selling of animals. A commercial kennel does not include animal hospitals, clinics, and other premises operated by a licensed veterinarian exclusively for the care and treatment of animals.
- (2) *Non-commercial kennel* means any premises where 3 or more animals over the age of 6 months are kept but not for the primary purpose of commercial breeding, boarding, or selling of animals.

(8) CONSTRUCTION AND APPLICATION. This section shall not be interpreted to cover any law regulating animal trapping, the use of live animals in dog trials or in the training of hunting dogs.

(9) MISTREATING ANIMALS. No person may treat any animal, whether belonging to

(b) *Failure to License.* If the owner of a dog or cat fails to obtain a license prior to April 1st of each year or fails to obtain a license within 30 days of acquiring a licensable dog or cat, or if the owner fails to obtain a license on or before the dog or cat reached licensable age, the owner shall be subject to an ordinance violation citation hereunder for failure to license with a minimum forfeiture of \$100.00 plus applicable court costs. It is not necessary that the owner first receive a notice to comply with City licensing requirements. If, within 10 days after receiving the citation, the owner delivers to the Chippewa Falls police department proof of licensing for the dog or cat, whether the licensing is before or after the citation date, the citation previously issued shall be dismissed by the City of Chippewa Falls.



(21) KENNELS.

(a) *License Required.*

- (1) Any person with 3 or more animals over the age of 6 months shall obtain either a commercial or a non-commercial kennel license.
- (2) Subject to the licensing and fee requirements of §12.01 and/or §25.15, any person wishing to operate or maintain a commercial kennel or a non-commercial kennel must apply for a kennel permit with the City Clerk and pay a one time required fee of \$25.00. Council approval is required for all kennel permits, and the police department shall provide a written recommendation to the Council for their consideration. Each kennel permit shall be posted conspicuously on the kennel premises.

(b) *Application.* The application for kennel permits shall state the name and address of the owner of the proposed kennel, the location and where the kennel is to be kept, and the number of animals proposed to be kept.

(c) *Kennel Construction and Operation.* These provisions apply to commercial kennels and non-commercial kennels. The regulations for animal shelter standards as set out in sub. (14) also apply to commercial kennels and non-commercial kennels.

- (1) No permit shall be granted to any owner for the operation of an outdoor kennel unless the area within which the animals are to sleep, eat or exercise shall be enclosed completely with a wire mesh fence with appropriate height and strength to insure the confinement of said animals.
- (2) Every kennel shall be maintained and operated in a neat and sanitary manner. All refuse, garbage and animal waste shall be removed at regular intervals so as to keep the surrounding area free from obnoxious odors. No owner of the kennel shall permit any of the animals to create an unusual noise from barking, howling, or create any disturbance or nuisance of any kind which unduly impairs the quiet and peaceful enjoyment of the surrounding area by other residents.

- (d) *Inspection.* All kennels are subject to inspection by the Animal Control Officer at reasonable hours upon request. All kennels must comply with all building and zoning codes.
- (e) *Revocation.* The City Council may revoke any kennel permit for violation of this section after reasonable notice and opportunity to be heard is given to the permit holder.

(22) STATE REGULATIONS. The provisions of Ch. 174, Wis. Stats., pertaining to licensing of dogs are made as part of this section by reference thereto, except where the amount of such license fee is increased herein.

(23) DOGS AND CATS NOT TO RUN AT LARGE.

(a) No person shall own, keep or harbor a dog or cat which runs at large within the limits of the City. Under the provisions of this subsection, a dog or cat shall be considered as running at large when it is not on the premises of its owner, unless it is on a leash.

(b) No person shall own, keep or harbor any other animal which runs at large within the limits of the City. Under the provisions of this subsection, any such other animal shall be considered as running at large when it is not on the premises of its owner, unless it is controlled in accordance with the containment capabilities of that type of animal or as required under this ordinance.

(24) PENALTIES IMPOSED ON OWNER OF DOG CAUSING DAMAGE

(a) *Without notice.* The owner of a dog shall forfeit not less than \$50 nor more than \$500 if the dog injures or causes injury to a person, domestic animal, property, deer, game birds or the nests or eggs of game birds.

(b) *After notice.* The owner of a dog shall forfeit no less than \$200 nor more than \$1,000 if the dog injures or causes injury to a person, domestic animal, property, deer, game birds or the nests or eggs of game birds, if the owner was notified or knew that the dog previously injured or caused injury to a person, domestic animal, property, deer, game birds, or the nests or eggs of game birds.

(c) *Penalties in addition to liability for damages.* The penalties in this subsection are in addition to any other liability imposed on the owner of a dog.

(d) This subsection is an adoption of §174.02 of the Wisconsin Statutes and shall be deemed to be amended, revised, or otherwise changed as §174.02 of the Wisconsin Statutes is amended, revised, or otherwise changed.

Bridget Givens

From: Paul Olson
Sent: Wednesday, August 05, 2015 8:02 PM
To: Bridget Givens
Subject: FW: Request to get on Agenda

From: TOM LAMARTINA [lamartina55@gmail.com]
Sent: Monday, August 03, 2015 7:45 AM
To: Paul Olson
Subject: Request to get on Agenda

Mr. Olson

I'm requesting to speak before committee #3 regarding the problem of fireworks in our community. Specifically, I'd like to discuss how fireworks explosions are occurring well before and well after July 4th, late into the night/early morning and the impact this has on myself, animals, veterans, and the general public. I understand the police department gets over 100 calls that pertain to this issue, suggesting this is a serious problem in Chippewa Falls.

Tom LaMartina