

CHAPTER 7
TRAFFIC CODE

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7.01 STATE TRAFFIC LAWS ADOPTED.

Except as otherwise specifically provided in this chapter, the provisions of Chapter 340 to 348, of Wisconsin Statutes, describing and defining regulations with respect to vehicles and traffic, are hereby adopted and made a part of this Chapter by reference as if fully set forth herein. Provided, however, any of such regulations providing for a fine shall be deemed to provide for a forfeiture for purposes of enforcing this Chapter. Statutory provisions incorporated herein shall be designated with the prefix “7” in any proceeding related to enforcement of this Chapter. Any acts required to be performed, or any act prohibited, by any statute incorporated herein is required or prohibited hereunder. Pursuant to Section 349.06(2), Wis. Stats., any future amendments, revisions or modifications of the statutory regulations in Chapter 340 to 348 incorporated herein are intended to be made a part of this Chapter in order to secure, to the extent legally practicable, uniform statewide regulations of vehicle traffic on the highways, streets and alleys of Wisconsin. To further said goal, there is also specifically adopted hereby and incorporated herein by reference, the Uniform State Traffic Deposit Schedule established pursuant to Section 345.26(2)(a), Wis. Stats., as adopted and amended from time to time by the Wisconsin judicial conference.

7.02 SPEED LIMITS; STATE SPEED LIMITS ADOPTED; EXCEPTION.

The provisions of Sections 346.57, 346.58 and 346.59, Stats., relating to maximum and minimum speed of vehicles, are hereby adopted and by reference made a part of this Chapter as if fully set forth herein, except that the speed limit on U.S. Highway 61 throughout the City shall be 35 miles per hour and the speed limit on State Highway 133 throughout the City shall be 35 miles per hour.

7.03 THROUGH STREETS DESIGNATED.

In the interest of public safety and under the authority granted by Wisconsin Statutes Section 349.07, the following highways or portions thereof are deemed to be through highways:

- (1) State Highway 133 from the West corporate limits to its intersection with Elm Street (U.S. 61).
- (2) Elm Street (U.S. 61) from the South corporate limits to the North corporate limits.
- (3) Wisconsin Avenue from its intersection with Elm Street (U.S. 61) to the South curb line of Oak Street from the North curb line of Oak Street to the South curb line of Prairie Street (State Highway 133); and from the North curb line of Prairie Street (State Highway 133) to its termination.
- (4) Fremont Street (County Highway “MS”) from the East curb line of Wisconsin Avenue to the East corporate limits.
- (5) Prairie Street (State Highway 133) from the East curb line of Elm Street (U.S. 61) to the East corporate limits.

7.03 *Through Streets (cont.)*

- (6) Brindley Street from the East curb line of Wisconsin Avenue to the West curb line of Chestnut Street.
- (7) Mary Street from the East curb line of Elm Street (U.S. 61) to the West curb line of Wisconsin Avenue.
- (8) Bluff Street from the East curb line of Elm Street (U.S. 61) to the West curb line of Wisconsin Avenue.
- (9) Superior Street from the East curb line of Park Street to the East corporate limits.

7.04 ONE WAY STREETS.

The following streets in the City of Boscobel shall be one way in the direction indicated:

- (1) East on Brindley Street from Wisconsin Avenue to Chestnut Street;
- (2) East on Buchanan Street from Grove Street to Park Street.

No person shall operate a vehicle, motor vehicle, motor bike or bicycle of any type in a westerly direction on such streets.

7.05 PARKING RESTRICTIONS.

- (1) **ALL NIGHT PARKING PROHIBITED.** No person shall park any vehicle between 3 a.m. and 5 a.m. except physicians on emergency calls, or police officers on official business, on the following streets:
 - (a) Wisconsin Avenue from the railroad right-of-way on the North to Buchanan Street to the South.
 - (b) East Bluff Street from Wisconsin Avenue to the alley running parallel to Wisconsin Avenue between Grove and Valley Streets.
 - (c) West Bluff Street from Wisconsin Avenue to the intersection of Mound Street and West Bluff Street.
 - (d) East Oak Street from Wisconsin Avenue to Valley Street.
 - (e) West Oak Street from Wisconsin Avenue to Walnut Street.
 - (f) LaBelle Street from Wisconsin Avenue to Valley Street.
 - (g) Superior Street from Wisconsin Avenue to Valley Street.

7.05 *Parking Regulations (cont.)*

- (2) **CALENDAR RESTRICTED PARKING.** For a period of 48 hours beginning at 1 a.m. on any day in which there is a snowfall of 2 or more inches no person shall, during the period beginning November 1 and ending April 1, between 1 a.m. and 8 a.m., park or leave standing on any City street any vehicle on the odd numbered side of the street on an even numbered day of the month, or on the even numbered side of the street on the odd numbered day of the month. For purposes of this section, even numbered days shall be deemed to begin at 9 a.m. on even numbered days and shall end at 9 a.m. on odd numbered days; odd numbered days shall be deemed to begin at 9 a.m. on odd numbered days and end at 9 a.m. on even numbered days. The term odd numbered side of the street means the side of the street on which the last digit of street address house numbers is an odd number; and the term even numbered side of the street means the side of the street on which the last digit of street address house number is an even number. The determination of the depth of any snowfall shall be made in the sole discretion of the Director of Public Works and evidence of a lesser depth of snowfall at any place within the City is deemed irrelevant.
- (3) No person shall park any motor vehicle over 20 feet in length on Wisconsin Avenue from the railroad crossing on the North to Buchanan Street on the South; on East Oak Street from Wisconsin Avenue to Valley Street; on West Oak Street from Wisconsin Avenue to Walnut Street; on LaBelle Street from Wisconsin Avenue to Valley Street; or on Superior Street from Wisconsin Avenue to Valley Street.
- (4) **REMOVAL FOR SNOW PLOWING.** The street, creek and storm sewer committee, or the chairman thereof, the City engineer, the director of public works and the police department are authorized to remove or to cause to be removed any vehicle from the streets of the City which interferes with or impedes snow plowing or snow removal in violation of this Section. The cost of such removal shall be paid by the owner of such vehicle, placed in storage by the City, and the City or its agent shall claim the lien provided by s. 779.43(3), Stats., and shall collect the charges for storage before releasing any such vehicle.
- (5) **HANDICAP PARKING.** The following parking spaces located in the City of Boscobel are hereby designated as reserved exclusively for vehicles displaying special registration plates issued under s. 341.14(1), (1a), (1m) or (1q) or a special identification card under s. 343.51 or vehicles registered in another jurisdiction and displaying a registration which designates the vehicle as a vehicle used by a physically disabled person:
 - (a) The first parallel parking space west of Wisconsin Avenue on the north side of West Bluff Street.
 - (b) In the municipal parking lot on West Oak Street.

7.05(5) *Handicap Parking (cont.)*

- (c) The first parking space north of the largest entrance to the former Swenson Auto dealership lot.

Vehicles other than those described in this section are prohibited from stopping, standing or parking in the aforementioned parking spaces. The Director of Public Works is hereby authorized to place or cause to be placed official traffic signs and such other distinct markers as he deems necessary to indicate the reservations and restrictions set forth therein.

- (6) **HOUR LIMITATION.** No person, firm or corporation shall park or leave standing any automobile, truck, tractor, trailer or vehicle of any description on any public street or public parking lot in the City of Boscobel for a period of 72 or more consecutive hours in the same location at anytime, except that where more restrictive parking limits have been established, the more restrictive limits shall apply. When any law enforcement officer shall find a vehicle standing upon a public street or parking lot in violation of the provisions of this Section, such officer is authorized to move such a vehicle or to require the owner or other person in charge thereof to move such vehicle to a position permitted under this Chapter. The law enforcement officer may cause such vehicle to be removed to a proper impoundment and storage area within the City where storage space is available, and in such case the owner shall pay the cost of removing said vehicle and any storage fees on said vehicle before possession of the vehicle may be recovered.
- (7) **ADDITIONAL PARKING RESTRICTIONS AUTHORIZED.** The Director of Public Works or the Chief of Police may, from time to time, with the approval of the Common Council, designate areas in the public streets that are under the City's jurisdiction as restricted zones as to parking; such restrictions may include, without limitation by enumeration, no parking zones, time restricted parking zones, zones designated as loading/unloading zones only, and zones with similar restrictions. These zones shall be identified by the use of signs, paint or such other means as will apprise the public of the applicable restrictions.

7.06 INOPERABLE, WRECKED OR DISCARDED VEHICLES.

- (1) **STORAGE PROHIBITED.** No person owning or having custody of any partially dismantled, nonoperable, wrecked, junked or discarded motor vehicle shall allow such vehicle to remain on any public highway, parking lot or ramp longer than 48 hours after notification thereof by the City Police Department. Notification shall be accomplished by placing in a conspicuous place on the vehicle and by mailing by regular first class mail or serving upon the owner or occupant in charge of the premises a written notice setting forth briefly the applicable provisions of this section and the date of the notice. Any vehicle so tagged which is not removed

7.06 *Inoperable Vehicles (cont.)*

within 48 hours after notice is declared to be a public nuisance and may be removed as provided in Section 7.05(4) of this Code.

- (2) EXEMPTIONS. This section shall not apply to a motor vehicle in an appropriate storage place or depository maintained in a lawful place and manner authorized by the City.

7.07 ABANDONED VEHICLES.

- (1) ABANDONMENT OF VEHICLES PROHIBITED. No person shall abandon any vehicle unattended within the City for such time and under such circumstances as to cause the vehicle to reasonably appear to be abandoned.
- (2) DEFINITION. As used in this section “vehicle” means a motor vehicle, trailer, semi-trailer, motorcycle or mobile home whether or not such vehicle is registered under Chapter 341, Wis. Stats.
- (3) PRESUMPTION OF ABANDONMENT. Any vehicle left unattended for more than 48 hours on any public street or grounds, or on private property where parking is prohibited, limited or restricted, or on private property where prohibited, restricted or limited without the permission of the owner or lessee, is deemed abandoned and constitutes a public nuisance; provided that the vehicle shall not be deemed abandoned under this Section if left unattended on private property out of public view by permission of the owner or lessee.
- (4) EXCEPTIONS. This Section shall not apply to a vehicle in an enclosed building; a vehicle in an appropriate storage place or depository maintained in a lawful place and manner authorized by the City, or a vehicle parked in a metered or paid lot or parking space where the required fee has been paid and meter activated.
- (5) REMOVAL AND IMPOUNDMENT OR SALE. Any vehicle found abandoned in violation of this Code shall be impounded by the Police Department until lawfully claimed or disposed of as provided in this Section. If the Chief of Police or his duly authorized representative determines that towing costs and storage charges for the minimum impoundment, as set forth in sub. (6) hereof, would exceed the value of the vehicle, the vehicle may be junked or sold prior to the expiration of the impoundment, upon determination by the Chief of Police that the vehicle is not wanted for evidence or any other reason; provided that vehicles in excess of 19 model years or age shall be sold or disposed of only by auction, sale or sealed bid in accordance with sub. (8) of this Section.
- (6) MINIMUM IMPOUNDMENT PERIOD. The minimum period of impoundment or storage of vehicle found in violation of this Section shall be 14 days.

7.07 *Abandoned Vehicles (cont.)*

- (7) **NOTICE TO OWNER.** The Police Department removing or causing the removal of any vehicle found in violation of this Section shall immediately notify the Chief of Police of the abandonment and location of the impounded vehicle, and shall within 7 days thereafter notify the owner and lien holders of record, by certified mail, of the impoundment and of their right to reclaim the vehicle. The notice shall set forth information contained in Section 342.40(3), Wis. Stats., and shall state that the failure of the owner or lien holders to exercise their rights to reclaim the vehicle shall be deemed a waiver of all right, title and interest in the vehicle and a consent to sale of the vehicle.
- (8) **SALE.** Each retained vehicle not reclaimed by the owner or lien holder may be disposed of by sealed bid or auction as provided in Section 342.40(3), Wis. Stats.
- (9) **SALE TO BAR CLAIMS AGAINST VEHICLE.** The sale of a motor vehicle under the provisions of this Section shall forever bar all prior claims thereto and interest therein except as hereinafter provided.
- (10) **PURCHASER TO REMOVE VEHICLE.** The purchaser of any vehicle on sealed bid or auction sale under sub. (8) shall have 10 days to remove the vehicle from the storage area upon payment of a storage fee of \$10 for each day the vehicle has remained in storage after the second business day after the sale date. Ten days after the sale, the purchaser shall forfeit all interest in the vehicle and the vehicle shall be deemed abandoned and may again be sold.
- (11) **REQUEST FOR LIST.** Any listing of vehicles to be sold pursuant to this Section shall be made available by the City Clerk to any interested person or organization who makes a written request therefore, for a fee of \$2.
- (12) **NOTICE TO DEPARTMENT.** Within 5 days after sale or disposition of a vehicle under this Section, the Clerk shall advise the Wisconsin Department of Transportation of such sale or disposition on a form supplied by the Department.
- (13) **OWNER MAY FILE.** Any time within 2 years after the sale of a motor vehicle as provided herein, any person claiming ownership of such a vehicle or a financial interest therein may present a claim to the City Council setting forth such facts as are necessary to establish such ownership or interest, and that the failure of the claimant to reclaim the vehicle prior to the sale was not the result of neglect or fault of the claimant. If the City Council is satisfied as to the justice of such a claim, it may allow the same, but in no case shall the amount allowed exceed the sum paid to the City Treasury as a result of the sale of such a motor vehicle, nor the amount of interest of the claimant therein.

7.07 *Abandoned Vehicles (cont.)*

(14) EXEMPTION.

- (a) Any owner or person operating a registered vehicle which shall become disabled or inoperative for any reason, and who shall be unable to cause removal of such a vehicle from any alley, street, highway, or public place, not otherwise regulated as a restricted parking, stopping or standing zone, shall, within 12 hours of such occurrence notify the Chief of Police of the location of the vehicle and shall transfer and deliver clear title for such vehicle to the City together with a fee of \$10 to offset the costs of towing and junking charges and shall be exempt from the provisions of this Section.
- (b) When so requested by the owner or person in charge of the vehicle, the Chief of Police shall be authorized to order such a vehicle removed and junked directly from the scene of disablement by the Department of Public Works or a contractor engaged by the City for towing of disabled vehicles.

7.08 MUNICIPAL PARKING LOTS.

- (1) This Section shall apply to all municipally owned parking lots and shall also include parking areas leased to and under the control of the City.
- (2) OPERATION.
 - (a) No person shall park any vehicle in any municipal parking lot except within the limits of a designated parking stall and except so as to occupy not more than one designated parking space.
 - (b) No person shall park any automobile in any municipal parking lot in the City for any period in excess of 48 hours.
 - (c) Trespassing on parking lots. No person not engaged in the parking or operation of an automobile, or having business to attend to in connection with the parking of an automobile, shall trespass or loiter on any municipal parking lot owned or operated by the City.

7.09 REMOVAL OF VEHICLE.

Whenever any traffic officer finds a vehicle standing upon a highway or municipal parking lot in violation of a prohibition, limitation or restriction on stopping, standing or parking, he is authorized to move such vehicle to a place of safekeeping or to require the operator in charge thereof to move such vehicle to a position where such stopping, standing or parking is not prohibited. Such removal shall not relieve the owner or operator of such vehicle from any penalty incurred because of such violation. The cost of such removal shall be paid by the owner of such vehicle.

7.10 VEHICLE WEIGHT LIMITATIONS.

(1) CLASS “B” HIGHWAYS DESIGNATED. All streets and alleys within the City, except the following enumerated streets and alleys, are hereby designated Class “B” highways and shall be subject to the weight limitations imposed by Section 348.16, Wis. Stats.:

- (a) Prairie Street
- (b) Elm Street
- (c) Fremont Street

(2) HEAVY TRAFFIC.

- (a) Routes Designated. The following streets and parts of streets within the City are hereby designated heavy traffic routes:
 - 1. Elm Street
 - 2. Prairie Street
- (b) Restricted. Heavy traffic is hereby restricted from the use of Wisconsin Avenue from Superior Street on the North to the junction with U.S. Highway 61 on the South. Heavy traffic is declared to be all vehicles designated or used for the purpose of transporting material of any nature when the gross weight of such vehicle shall be 7 tons or greater or any vehicle not operating completely on pneumatic tires.

7.11 ERECTION OF OFFICIAL TRAFFIC SIGNS AND SIGNALS.

The street, creek and storm sewer committee, the Chief of Police, the Director of Public Works, and the City Engineer are hereby authorized and directed to procure, erect and maintain appropriate standard traffic signs, signals and markings, conforming to the rules of the Wisconsin Department of Transportation, giving notice of those matters set forth in this Chapter. Signs shall be erected in such locations and manner as authorized by the above sections so as to give adequate warning to users of any street, alley or highway of the traffic rules and regulations in effect thereon.

7.12 ACCIDENT REPORTS REQUIRED.

The operator of any vehicle involved in an accident resulting in injury to or death of any person, or property damage of any type, shall immediately report such accident to the Police Department and within 10 days shall file a written report which such Department on a form to be provided by the Department.

7.13 DESIGNATION OF LOCATION OF STOP SIGNS.

In the interest of public safety, stop signs shall be installed at the following locations to control traffic on highways over which the City of Boscobel has exclusive jurisdiction. For purposes of this Code the following streets are identical to the county, state and federal highways listed after them; Elm Street - U.S. Highway 61; Prairie Street - State Highway 133; Fremont Street and Mary Street - County Highway "MS".

- (1) At the Northeast corner of the intersection of Southview Road with Elm Street for traffic on Southview Road entering Elm Street.
- (2) At the Southwest corner of the intersection of Southview Road with Wisconsin Avenue for traffic on Southview Road entering Wisconsin Avenue.
- (3) At the Northwest corner of the intersection of Old Woodman Road with State Highway 133 for traffic on Old Woodman Road entering State Highway 133.
- (4) At the Southeast corner of the intersection of Old Woodman Road with Dwight Street for traffic on Old Woodman Road entering Dwight Street.
- (5) At the Northeast corner of the intersection of Circle Drive with Old Woodman Road for traffic on Circle Drive entering Old Woodman Road.
- (6) At the Southeast corner of the intersection of Circle Drive with Dwight Street for traffic on Circle Drive entering Dwight Street.
- (7) At the Northeast corner of the intersection of Madison Street with Elm Street for traffic entering Elm Street.
- (8) At the Northwest corner of the intersection of Wisconsin Avenue with Elm Street for traffic on Wisconsin Avenue entering Elm Street.
- (9) At the Northwest corner of the intersection of Hill Drive with Dwight Street for traffic on Hill Drive entering Dwight Street.
- (10) At the Southeast corner of the intersection of Hill Drive with Bluff Street for traffic on Hill Drive entering Bluff Street.
- (11) At the Northeast corner of the intersection of Pearl Street with Elm Street for traffic on Pearl Street entering Elm Street.

7.13 *Stop Signs (cont.)*

- (12) At the Northeast corner of the intersection of Parker Street with Elm Street for traffic on Parker Street entering Elm Street.
- (13) At the Northeast corner of the intersection of Oak Street with Elm Street for traffic on Oak Street entering Elm Street.
- (14) At the Northeast corner of the intersection of LeGrand Street with Elm Street for traffic on LeGrand Street entering Elm Street.
- (15) At the Northeast corner of the intersection of Kansas Street with Elm Street for traffic on Kansas Street entering Elm Street.
- (16) At the Northeast corner of the intersection of DuBay Street with Elm Street for traffic on DuBay Street entering Elm Street.
- (17) At the Northeast corner of the intersection of Walnut Street with Elm Street for traffic on Walnut Street entering Elm Street.
- (18) At the Northeast corner of the intersection of Prairie Street with Elm Street for traffic on Prairie Street entering Elm Street.
- (19) At the Northwest corner of the intersection of Hinman Street with Bluff Street for traffic on Hinman Street entering Bluff Street.
- (20) At the Northwest corner of the intersection of Broadway Street with Bluff Street for traffic on Broadway Street entering Bluff Street.
- (21) At the Northwest corner of the intersection of Hummel Street with Bluff Street for traffic on Hummel Street entering Bluff Street.
- (22) At the Southeast corner of the intersection of Hinman Street with Center Street for traffic on Hinman Street entering Center Street.
- (23) At the Northeast corner of the intersection of Commercial Row with Wisconsin Avenue for traffic on Commercial Row entering Walnut Street.
- (24) At the Southwest corner of the intersection of Commercial Row with Wisconsin Avenue for traffic on Commercial Row entering Wisconsin Avenue.
- (25) At the Southwest corner of the intersection of Madison Street with Wisconsin Avenue for traffic on Madison Street entering Wisconsin Avenue.
- (26) At the Northeast corner of the intersection of Green Street with Walnut Street for traffic on Green Street entering Walnut Street.

7.13 *Stop Signs (cont.)*

- (27) At the Southwest corner of the intersection of Green Street with Wisconsin Avenue for traffic on Green Street entering Wisconsin Avenue.
- (28) At the Southwest corner of the intersection of DuBay Street with Wisconsin Avenue for traffic on DuBay Street entering Wisconsin Avenue.
- (29) At the Southwest corner of the intersection of LeGrand Street with Wisconsin Avenue for traffic on LeGrand Street entering Wisconsin Avenue.
- (30) At the Southwest corner of the intersection of Parker Street with Wisconsin Avenue for traffic on Parker Street entering Wisconsin Avenue.
- (31) At the Southwest corner of the intersection of Mary Street with Wisconsin Avenue for traffic on Mary Street entering Wisconsin Avenue.
- (32) At the Southwest corner of the intersection of Pearl Street with Wisconsin Avenue for traffic on Pearl Street entering Wisconsin Avenue.
- (33) At the Southwest corner of the intersection of Dwight Street with Wisconsin Avenue for traffic on Dwight Street entering Wisconsin Avenue.
- (34) At the Northeast corner of the intersection of Adams Street with Wisconsin Avenue for traffic on Adams Street entering Wisconsin Avenue.
- (35) At the Northeast corner of the intersection of Fremont Street with Wisconsin Avenue for traffic on Fremont Street entering Wisconsin Avenue.
- (36) At the Northeast corner of the intersection of Buchanan Street with Wisconsin Avenue for traffic on Buchanan Street entering Wisconsin Avenue.
- (37) At the Northeast corner of the intersection of LaBelle Street with Wisconsin Avenue for traffic on LaBelle Street entering Wisconsin Avenue.
- (38) At the Northeast corner of the intersection of Superior Street with Wisconsin Avenue for traffic on Superior Street entering Wisconsin Avenue.
- (39) At the Southwest corner of the intersection of Brindley Street with Chestnut Street for traffic on Brindley Street entering Chestnut Street.
- (40) At the Southwest corner of the intersection of Adams Street with Chestnut Street for traffic on Adams Street entering Chestnut Street.
- (41) At the Southwest corner of the intersection of Buchanan Street with Park Street for traffic on Buchanan Street entering Park Street.

7.13 *Stop Signs (cont.)*

- (42) At the Southwest corner of the intersection of Oak Street with Oakes Road for traffic on Oak Street entering Oakes Road.
- (43) At the Southwest corner of the intersection of Kansas Street with Cedar Street for traffic on Kansas Street entering Cedar Street.
- (44) At the Southwest corner of the intersection of DuBay Street with Cedar Street for traffic on DuBay Street entering Cedar Street.
- (45) At the Southwest corner of the intersection of Pine Street with Cedar Street for traffic on Pine Street entering Cedar Street.
- (46) At the Southwest corner of the intersection of Bluff Street with Oakes Road for traffic on Bluff Street entering Oakes Road.
- (47) At the Northwest corner of the intersection of Oakes Road and County MS for traffic on Oakes Road entering County MS.
- (48) At the Northwest corner of the intersection of Meadowood Street with County MS for traffic on Meadowood entering County MS.
- (49) At the Northwest corner of the intersection of Dellwood Street with County MS for traffic on Dellwood Street entering County MS.
- (50) At the Northwest corner of the intersection of Glenwood Street with County MS for traffic on Glenwood Street entering County MS.
- (51) At the Northeast corner of the intersection of Cedar Road with Oak Street for traffic on Cedar Street entering Oak Street.
- (52) At the Northwest corner of the intersection of Park Street with Brindley Street for traffic on Park Street entering Brindley Street.
- (53) At the Northwest corner of the intersection of Grove Street with Brindley Street for traffic on Grove Street entering Brindley Street.
- (54) At the Northwest corner of the intersection of Church Street with Dwight Street for traffic on Church Street entering Dwight Street.
- (55) At the Southeast corner of the intersection of Chestnut Street with Fremont Street for traffic on Chestnut Street entering Fremont Street.
- (56) At the Northwest corner of the intersection of Chestnut Street with Bluff Street for traffic on Chestnut Street entering Bluff Street.

7.13 *Stop Signs (cont.)*

- (57) At the Northwest corner of the intersection of Linwood Street with Superior Street for traffic on Linwood Street entering Superior Street.
- (58) At the Northwest corner of the intersection of Lake Street and Superior Street for traffic on Lake Street entering Superior Street.
- (59) On Dwight Street at its intersection with Elm Street.
- (60) On Mary Street at its intersection with Elm Street.
- (61) On Bluff Street at its intersection with Elm Street; and at its intersection with Wisconsin Avenue.
- (62) On Oak Street at its intersection with Wisconsin Avenue.
- (63) At the Northeast corner of the intersection of Warah Street with Hinman Street for traffic on Warah Street entering Hinman Street.
- (64) On Warah Street at its intersection with Elm Street.
- (65) On Center Street at its intersection with Elm Street.
- (66) At the Southwest corner of the intersection of Center Street with Commercial Row for traffic on Center Street entering Commercial Row.
- (67) On Kansas Street at its intersection with Wisconsin Avenue; and at its intersection with Park Street.
- (68) On North Street at its intersection with Wisconsin Avenue.
- (69) At the Northeast corner of the intersection of North Street with Walnut Street for traffic on North Street entering Walnut Street.
- (70) On Superior Street at its intersection with Park Street.
- (71) On Church Street at its intersection with Mary Street; and at its intersection with Parker Street.
- (72) At the Southeast corner of the intersection of Church Street with Bluff Street for traffic on Church Street entering Bluff Street.
- (73) At the Northwest corner of the intersection of Walnut Street with Bluff Street for traffic on Walnut Street entering Bluff Street.

7.13 *Stop Signs (cont.)*

- (74) On Walnut Street at its intersection with Oak Street; at its intersection with Center Street; at its intersection with LeGrand Street; at its intersection with Kansas Street; and at its intersection with Prairie Street.
- (75) On Mound Street at its intersection with Dwight Street; at its intersection with Mary Street; and at its intersection with Parker Street.
- (76) At the Southeast corner of the intersection of Mound Street with Bluff Street for traffic on Mound Street entering Bluff Street.
- (77) At the Northwest corner of the intersection of Nevada Street with Bluff Street for traffic on Nevada Street entering Bluff Street.
- (78) At the Southeast corner of the intersection of Nevada Street with Oak Street for traffic on Nevada Street entering Oak Street.
- (79) At the Northwest corner of the intersection of Nevada Street with LeGrand Street for traffic on Nevada Street entering LeGrand Street.
- (80) On Nevada Street at its intersection with Kansas Street; and at its intersection with Prairie Street.
- (81) On Wisconsin Avenue at its intersection with Oak Street; and at its intersection with Prairie Street.
- (82) On Grove Street at its intersection with Fremont Street.
- (83) At the Southeast corner of the intersection of Grove Street with Bluff Street for traffic on Grove Street entering Bluff Street.
- (84) At the Northwest corner of the intersection of Valley Street with Bluff Street for traffic on Valley Street entering Bluff Street.
- (85) On Valley Street at its intersection with Oak Street; and at its intersection with LaBelle Street.
- (86) On Park Street at its intersection with Adams Street; at its intersection with Fremont Street; at its intersection with Bluff Street; at its intersection with LaBelle Street; and at its intersection with Prairie Street.
- (87) On Chestnut Street at its intersection with Oak Street; at its intersection with LaBelle Street; at its intersection with Superior Street; at its intersection with LeGrand Street; at its intersection with Kansas Street; and at its intersection with Prairie Street.

7.13 *Stop Signs (cont.)*

- (88) On Linwood Street at its intersection with LeGrand Street; and at its intersection with Kansas Street.
- (89) On Lake Street at its intersection with LeGrand Street.
- (90) On Cedar Road at its intersection with Superior Street; at its intersection with LeGrand Street; and at its intersection with Prairie Street.
- (91) At the Southeast corner of the intersection of Lake Street with LaBelle Street for traffic on Lake Street entering LaBelle Street.
- (92) At the Northwest corner of the intersection of Lake Street with Oak Street for traffic on Lake Street entering Oak Street.
- (93) At the Northwest corner of the intersection of East Avenue and Fremont Street for traffic on East Avenue entering Fremont Street.
- (94) At the Southwest corner of the intersection of LeGrand Street with Park Street for traffic on LeGrand Street entering Park Street.
- (95) At the Southeast corner of the intersection of State Highway 133 and Elm Street for traffic on State Highway 133 entering Elm Street.
- (96) At the Southwest corner of the intersection of Warah Street with Walnut Street for traffic on Warah Street entering Walnut Street.
- (97) On Mound Street at its intersection with Pearl Street for traffic on Mound Street entering Pearl Street.
- (98) At the Northwest corner of the intersection of Mound Street with Southview Road for traffic on Mound Street entering Southview Road.
- (99) On Mound Street at its intersection with Madison Street.
- (100) On Broadway Street at its intersection with Warah Street.
- (101) On Warah Street at its intersection with Hummel Street.
- (102) On Green Street at its intersection with Nevada Street.
- (103) On Grove Street at its intersection with Buchanan Street.
- (104) On Lake Street at its intersection with Kansas Street; and at its intersection with DuBay Street.

7.13 *Stop Signs (cont.)*

- (105) At the Southeast corner of the intersection of Glenwood Street with Bluff Street for traffic on Glenwood Street entering Bluff Street.
- (106) At the Southeast corner of the intersection of Dellwood Street with Bluff Street for traffic on Dellwood Street entering Bluff Street.
- (107) At the Southeast corner of the intersection of Meadowood Street with Bluff Street for traffic on Meadowood Street entering Bluff Street.
- (108) At the Southeast corner of the intersection of Borden Road with Bluff Street for traffic on Borden Road entering Bluff Street.
- (109) On Walnut Street at its intersection with DuBay Street.
- (110) On Nevada Street at its intersection with DuBay Street.

7.14 **DESIGNATION OF LOCATION OF YIELD SIGNS.**

In the interest of public safety, yield signs shall be installed at the following locations to control traffic on the highways over which the City of Boscobel has exclusive jurisdiction.

- (1) At both intersections of Vista Place with Hill Drive for traffic on Vista Place.
- (2) At the Northeast corner of the intersection of Mary Street with Hill Drive for traffic on Hill Drive entering Mary Street.
- (3) On Broadway Street at its intersection with Oak Street
- (4) At the Southeast corner of the intersection of Broadway Street with Center Street for traffic on Broadway Street entering Center Street.
- (5) At the Southeast corner of the intersection of Hummel Street with Center Street for traffic on Hummel Street entering Center Street.
- (6) On Church Street at its intersection with Pearl Street.
- (7) On Walnut Street at its intersection with DuBay Street.
- (8) On Nevada Street at its intersection with DuBay Street.
- (9) On North Street at its intersection with Nevada Street; and at its intersection with Park Street.

7.14 *Yield Signs (cont.)*

- (10) At the Southwest corner of the intersection of North Street and Chestnut Street for traffic on North Street entering Chestnut Street.
- (11) At the Northeast corner of the intersection of Grey Street with Nevada Street for traffic on Grey Street entering Nevada Street.
- (12) At the Southwest corner of the intersection of Grey Street with Wisconsin Avenue for traffic on Grey Street entering Wisconsin Avenue.
- (13) At the Northeast corner of the intersection of Grey Street with Park Street for traffic on Grey Street.
- (14) At the Southwest corner of the intersection of Grey Street with Chestnut Street for traffic on Grey Street entering Chestnut Street.
- (15) At the Northeast corner of the intersection of DuBay Street with Park Street for traffic on DuBay Street entering Park Street.
- (16) On Grove Street at its intersection with Adams Street.
- (17) At the Southwest corner of the intersection of DuBay Street with Chestnut Street for traffic on DuBay Street entering Chestnut Street.
- (18) At the Northeast corner of the intersection of Oak Street with Hinman Street for traffic on Oak Street entering Hinman Street.
- (19) At the Northeast corner of the intersection of Arizona Circle with Mound Street for traffic on Arizona Circle with Mound Street.
- (20) At the Southwest corner of the intersection of Sunset Lane with Mound Street for traffic on Sunset Lane entering Mound Street.
- (21) At the Southeast corner of the intersection of Valley Street with Kansas Street for traffic on Valley Street entering Kansas Street.

7.15 REGULATIONS OF SNOWMOBILES.

- (1) Except as otherwise specifically provided in this Chapter, the statutory provisions of Chapter 350, Stats., describing and defining regulations with respect to snowmobiles and traffic, exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment, are hereby adopted and by reference made a part of this Chapter as if fully set forth herein. Such statutory provisions shall be designated with the prefix (7) in any proceedings related to the enforcement thereof under this Chapter. Any act required to be performed or prohibited by any regulation incorporated herein by reference is required or prohibited by this Chapter. Revisions or modifications of the statutory regulations in Chapter 350 incorporated herein are intended to be made a part of this Chapter in order to secure, to the extent legally practicable, uniform statewide regulations of snowmobile traffic. Also adopted hereby and by reference made a part of this Chapter as if fully set forth herein is Section 346.02(10), Stats.
- (2) ADDITIONAL REGULATIONS.
 - (a) Speed. No person shall operate any snowmobile within the City at a speed in excess of 10 miles per hour.
 - (b) Operation of Right Side of Highway. No person shall operate a snowmobile upon any public highway within the City except on the far right side of said highway.
 - (c) Sidewalk. No person shall operate a snowmobile upon any sidewalk within the City, provided, however, that nothing in this Chapter shall be construed to prohibit any person from making a direct crossing of a sidewalk with a snowmobile.
 - (d) Operation of snowmobile on highway restricted.
 1. No person shall operate a snowmobile on State Trunk Highway 133 (Prairie Street) or U.S. Highway 61 (Elm Street) or on Wisconsin Avenue, except for right angle crossings.
 2. No person shall operate a snowmobile on any other public highway within the City except in the most direct route from the residence of said operator to the area other than a public highway on which said snowmobile is to be operated.
 3. No person shall operate a snowmobile upon any other public highway unless the highway is covered with snow or ice.
 - (e) No person shall operate a snowmobile within the City limits between 1 a.m. and 6 a.m.

7.15 *Snowmobiles (cont.)*

- (3) **APPLICATION TO POLICE OFFICERS.** Any police officer when operating a snowmobile in pursuit of an actual or suspected violator of the law, or responding to an emergency call, or on patrol to see that the law is being observed, may:
 - (a) Stop, stand or park irrespective of the provisions of this Section.
 - (b) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation.
 - (c) Exceed the speed limit.
 - (d) Disregard regulations governing direction of movement or turning in specified directions.
 - (e) Disregard regulations governing space or time of operation of snowmobiles.
- (4) **PENALTY.** Any person who shall violate any provision of this Section shall upon conviction thereof forfeit not more than \$600, together with the costs of prosecution and in default of payment thereof may be imprisoned in the county jail for not exceeding 90 days; provided no person shall forfeit an amount in excess of a maximum fine or forfeiture allowed in Wisconsin Statutes for the same offense. The penalty for forfeiture for parking violation on highway shall be the amount applicable to such violation by owners or operators of motor vehicles under the municipal code or other ordinances, and provided that the penalty or forfeiture for violation of sub. (2) shall be not less than \$10 nor more than \$200.
- (5) **ENFORCEMENT.**
 - (a) **Uniform Citation for Highway Violations.** The uniform traffic citation promulgated under Section 345.11, Wis. Stats., shall be used for violations of this section relating to highway use except as herein provided.
 - (b) **Parking Violations.** The traffic citation used by the City for motor vehicle parking violations shall be used for the enforcement of violation of rules of the road relating to parking of snowmobiles adopted by reference in sub. (1).
 - (c) **Other Violations.** All violations of this section not described in (a) or (b) shall be enforced in accordance with secs. 66.12 and 66.114 and Ch. 799, Wis. Stats. Stipulations of guilt or no contest may be made as provided in sec. 66.12(1)(b), Wis. Stats., in substantially the form provided in the uniform traffic citation within 5 days of the date of the citation for such

7.15 *Snowmobiles (cont.)*

violations. Bail deposits may also be made under sec. 66.12, Wis. Stats. Such deposits shall include a \$2.00 clerk's fee and costs of prosecution.

- (d) Police Department to Receive Stipulations and Penalties. Stipulations, forfeited penalties and deposits for obtaining release from arrest authorized under this section may be accepted at the City Police Department offices by the Chief or officer designated by him. The officer authorized to accept penalties and deposits shall be bonded and such bond shall be filed with the City Clerk.
- (6) COMPLAINTS. All complaints arising from the use of snowmobiles within the City shall be referred to the Police Department. The Chief of Police shall file a report with the City Council on action taken in regard to each complaint.
- (7) FILING. The Clerk shall file a copy of this section upon its enactment with the Wisconsin Department of Natural Resources.
- (8) SEVERABILITY. The provisions of this section shall be deemed severable and it is expressly declared that the Common Council would have passed the other provisions, sections, subsections, paragraphs, clauses or phrases of this section irrespective of whether or not one or more of such parts may be declared invalid.

If any provision or part of this section or the application thereof to any person or circumstance is held invalid, the remainder of the section and the application of such provision to the other persons or circumstances shall not be affected thereby.

7.16 NEIGHBORHOOD ELECTRIC VEHICLES PERMITTED.

- (1) Definition. A neighborhood electric vehicle is a self-propelled motor vehicle that has successfully completed the neighborhood electric vehicle America test program conducted by the United States Department of Energy and that conforms to the definition and requirements for low speed vehicles as adopted by the United States Motor Vehicle Safety Standards for "low-speed vehicles" under 49 CFR 571.3(b) and 571.500. Neighborhood electric vehicles (NEVs) shall be 4-wheeled and have a speed range of at least 20 miles per hour and not more than 25 miles per hour on a paved surface. An NEV does not include an electric golf cart.

7.16 *Neighborhood Electric Vehicles (cont.)*

All NEVs shall have the following equipment verified by the Boscobel Police Department:

- (a) Headlamps;
 - (b) Front and rear turn signals;
 - (c) Stop lamps;
 - (d) Reflectors, one red on each side of the vehicle and as far to the rear as practicable and one red on the rear of the vehicle;
 - (e) An exterior mirror mounted on the driver's side and either an exterior mirror on the passenger side or an interior rearview mirror;
 - (f) Parking brake;
 - (g) A windshield that conforms to the requirements of the federal motor vehicle safety standard on glazing materials, (49 CFR 571.205);
 - (h) A vehicle identification number that complies with federal law, (49 CFR 565);
 - (i) A Type 1 or Type 2 seatbelt assembly conforming to 49 CFR 571.209, and Federal Motor Safety Standard No. 209 for each designated seating position; and
 - (j) It must meet the general test conditions under 49 CFR 571.50056.
- (2) **Permitted Users.** An individual operating a NEV on City streets must have a valid Wisconsin driver's license.
 - (3) **Permitted Uses.** A properly licensed individual may operate a NEV on the streets of the City of Boscobel having a posted speed limit of 35 miles per hour or less. The operation of an NEV shall in all respects be in compliance with Chapter 7 of the Municipal Code.
 - (4) **License Required.** A neighborhood electric vehicle must be licensed by the City and the license shall be issued to the owner of the vehicle. The fee for a license shall be \$35.00 and licenses shall be issued by the Police Department for two year periods. The license shall be displayed on the rear of the NEV.
 - (5) **Enforcement.** Enforcement of this Ordinance regulating the use of neighborhood electric vehicles within the City shall be pursuant to Chapter 7 of the Municipal Code of the City of Boscobel. If not otherwise provided, the penalty for the unauthorized use of a NEV within the City shall be \$65.00 per offense, plus the costs of the action.

7.165 ALL-TERRAIN VEHICLE / UTILITY-TERRAIN VEHICLE (ATV/UTV).

- (1) **PURPOSE:** The purpose of this ordinance is to establish an all-terrain vehicle/utility terrain vehicle route system and provide safe and enjoyable all-terrain vehicle/utility terrain vehicle recreation consistent with public rights and interests pursuant to Wis. Stat. s. 23.33. For brevity, any reference to ATVs throughout the remainder of 7.165 also includes UTVs.
- (2) **APPLICABILITY AND ENFORCEMENT:**
 - (a) The provisions of this ordinance shall apply to the Routes defined in section 4. The provisions of this ordinance shall be enforced by the City of Boscobel Police Department, the Grant County Sheriff's Department, or any state or federal law enforcement agency having jurisdictional authority over the highways and ATV Routes.
 - (b) Adoption of this ordinance shall not prohibit any law enforcement officer or DNR warden from proceeding under any other ordinance, regulation, statute, law or order that pertains to the subject matter addressed under this section.
- (3) **LIMITATIONS:** The following limitations apply on all areas designated in section 4 of this ordinance.
 - (a) No ATV shall be operated at a speed greater than posted speed limits.
 - (b) No ATV may be operated on any designated route without fully functional headlights taillights, and brake lights.
 - (c) ATVs may be operated on paved roadway surfaces only.
 - (d) No ATV may be operated on any designated route between the hours of 1:00 a.m. to 5:00 a.m. daily.
 - (e) Only persons with a valid driver's license may operate an ATV on any designated route.
 - (f) No person under the age of eighteen (18) may operate, or ride as a passenger in or on, an ATV on any designated route unless wearing approved protective head gear.
 - (g) No ATV may be operated on any designated route which ATV does not meet all applicable Wisconsin State noise pollution standards.
 - (h) All occupants in an UTV are required to wear a seat belt.

- (i) City of Boscobel ATV routes are open year-round.
- (j) No open intoxicants are allowed while operating, or as a passenger in, any ATV on any road or approved ATV route within the City of Boscobel.
- (k) No person shall operate an ATV without valid proof of liability insurance.

(4) ROUTES:

A. Designated Routes.

- (a) Under Wis. Stat. s. 23.33(8)(b)2., the City of Boscobel designates all City-maintained streets and alleys as ATV routes, except as posted.
- (b) Under Wis. Stat. s. 23.33(8)(b)1., the City of Boscobel designates USH 61 from the 35/45 MPH speed limit transition to the Grant/Crawford County line, which is also the boundary for the Town of Marietta. Under Wis. Stat. s. 23.33(8)(b)3., the designation of USH 61 as an ATV route is not approved until the Wisconsin Department of Transportation (WisDOT) approves the route. This route is subject to the Town of Marietta approving a similar ordinance to designate that portion of USH 61 within its boundary from the Grant/Crawford County line to WIS 60 as an ATV route to form a contiguous route over the Wisconsin River bridge. This route is also subject to an approved Memorandum of Understanding between the City and WisDOT that details maintenance and signing of the City's portion of the USH 61 ATV route.

B. Authorized Routes.

Under Wis. Stat. s. 23.33(11)(am)4., the City of Boscobel authorizes the operation of ATVs on all state and county highways within the City's territorial boundary that have a posted speed limit of 35 MPH or less.

C. Suspension of ATV Operation.

The City of Boscobel Common Council, Mayor, or the Boscobel Chief of Police shall have the authority to suspend ATV operation on any of the above routes for up to ninety (90) days due to hazard, construction, or emergency conditions.

(5) ROUTE SIGNS:

- (a) All ATV routes shall have an ATV route sign with a reflectorized white ATV symbol bordered and messaged on a reflectorized green background with a minimum size of 24 inches by 18 inches. Any directional route signs will follow state statute, where appropriate, placed at the beginning of an ATV route and at such locations and intervals as necessary to enable the ATV operators to follow the route. No ATV shall operate on any ATV route until all appropriate signs are in place and fully functional.

- (b) All required ATV route signs on City-maintained streets and alleys shall be paid for and installed by an ATV club, approved and under the direction of the City of Boscobel Common Council. All required ATV route signs on state highways shall be paid for by the City of Boscobel, which in turn may charge an ATV club. All ATV signs on state highways shall be installed by the City of Boscobel, the Grant County Highway Department, or a licensed contractor familiar with the Wisconsin Manual of Uniform Traffic Control Devices (WisMUTCD).
- (c) All installed signs shall be in compliance with the WisMUTCD.
- (d) No sign may be mounted on any existing County sign post, unless authorized by the Grant County Highway Commissioner or designee. No sign shall be placed on any existing WisDOT sign post.
- (e) No person may erect, remove, obscure, or deface any official ATV route sign unless authorized by the Director of Public Works or designee.
- (f) No person shall operate an ATV contrary to any authorized and official posted sign.

(6) PENALTIES:

Penalty for violation of sections 3 (a), (c), (d), (h) and (j) and 5 (a)-(e), shall not be more than \$200.00 plus costs.

Penalty for violation of sections 3 (b), (e), (f) and (g), shall not be more than \$100.00 plus costs.

Penalty for violation of any other provision of this ordinance for which no specific penalty is specified shall not be more than \$50.00 plus costs.

(7) VIOLATIONS, JUDGMENTS, RESTITUTIONS:

A judgment obtained under the sections and subsections of Chapter 7.165 of the City of Boscobel Municipal Code may be enforced in the same manner as any civil judgment. Penalties imposed for violations of said ordinances of the City of Boscobel shall be made according to the schedule of forfeitures listed in section 6 of this ordinance.

The procedure set forth in S. 800.09, Wisconsin Statutes, shall apply to all violations of the sections and subsections of Chapter 7 of the City of Boscobel Municipal Code.

Persons accused of violating such ordinances may be cited and summoned to appear in the Grant County Circuit Court by use of one of the forms of appropriate municipal citations. A uniform appearance deposit may be required of any person issued a citation and summons for a violation of any ordinance enacted under Chapter 7 of the City of Boscobel Municipal Code. Upon default in payment of the prescribed forfeiture plus all applicable court costs and restitution, the Grant County Circuit Court shall follow the procedures set forth in S. 800.095, Wisconsin Statutes, including imprisonment in the County Jail for a period not to exceed ninety (90) days, performance of a community service work or suspension of the person's Wisconsin operating privileges as set forth in S. 800.095(4)(b), Wisconsin Statutes.

If the circuit court finds that the violation involves an ordinance that prohibits conduct that is the same as or similar to conduct prohibited by state statute punishable by fine or imprisonment or both, and further finds that the violation resulted in damage to the property or physical injury to a person other than the alleged violator, the circuit court may order restitution to be paid by the violator as part of the judgment pursuant to S. 800.093, Wisconsin Statutes.

(8) JUVENILE PENALTIES:

Any juvenile who violates this section shall be subject to the forfeitures prescribed in subsection 6 of this section except that the provisions for the incarceration in jail for the nonpayment of forfeiture shall not apply to juveniles.

Upon default of payment of any forfeiture imposed by this section, a court may order any license issued to a juvenile under Chapter 29 of the Wisconsin Statutes suspended or may order the child's operating privileges as defined in subsection 340.01(40) of the Wisconsin Statutes suspended for not less than thirty (30) days or more than ninety (90) days.

Prior to suspension of licenses under this subsection, the court shall make a finding that the juvenile alone is financially able to pay the amount of the forfeiture and shall allow up to twelve (12) months for the juvenile to make payment.

The court shall immediately take possession of any suspended license and forward it to the department which issued the license together with the notice of suspension clearly stating that the suspension is for failure to pay a forfeiture imposed by the court.

If the forfeiture is paid during the first thirty (30) days after the license is suspended, the suspension shall be reduced to the minimum period of thirty (30) days. If it is paid thereafter, the court shall immediately notify the appropriate department which will thereupon return the license to the person.

(9) **UNIFORM CITATION AND SUMMONS:**

A uniform county ordinance violation citation shall be created and reproduced in such a fashion as to provide alleged violators with proper notice of the ordinance violation alleged and date, time and place of said violation along with a summons to appear before the circuit court for Grant County at the courthouse in Lancaster, Wisconsin, at a date and time specified in the citation and shall provide an option of posting a uniform forfeiture deposit in lieu of the defendant's appearance on that date. The form of such citation and summons shall be on file in the office of the Clerk of Court.

Other uniform citations adopted by the State of Wisconsin for the use of counties and other municipalities may be used in the prosecution of violations under this ordinance.

Other uniform citations adopted by the State of Wisconsin for the use of counties and other municipalities may be used in the prosecution of violations under this ordinance.

7.17 PENALTIES.

- (1) **VIOLATIONS OF STATE TRAFFIC LAWS.** The forfeiture for violations of state traffic laws adopted under Section 7.01 shall be as prescribed by the Revised Uniform State Traffic Deposit Schedule as formulated by the Wisconsin Judicial Conference.
- (2) **PARKING VIOLATIONS.** A forfeiture for a parking violation under this Chapter shall be as established by the Common Council from time to time and shall not include Court costs if the forfeiture is paid within 72 hours of issuance of the citation. Citations not paid within 72 hours may be reissued under a citation adopted pursuant to Section 66.0113, Stats., which shall be processed through the Circuit Court, and in addition to the forfeiture prescribed by the Common Council, the penalty shall also include court costs, or a warrant may be issued for the violator's arrest.
- (3) **OTHER VIOLATIONS.** Notwithstanding Section 25.04 of this Code, the forfeiture for violations of other sections of this Chapter not covered by subs. (1) & (2) shall be \$25.00, plus court costs, and shall be prosecuted by the issuance of a Municipal Ordinance Violation Citation.

7.18 ENFORCEMENT.

- (1) **ENFORCEMENT PROCEDURE.** This Chapter shall be enforced according to Sections 66.12, 345.20 and 345.53 and Chapter 799, Wis. Stats.

(2) **DEPOSIT.** Any person arrested for violation of this Chapter may make a deposit of money as directed by the arresting officer at the Police Station or at the office of the Clerk of Court or by mailing the deposit to such places. The arresting officer or the person receiving the deposit shall comply with Section 343.27, Wis. Stats., or, if the deposit is mailed, the signed statement required under Section 343.27 shall be mailed with the deposit. The arresting officer or the person receiving the deposit shall notify the arrested person, orally or in writing, that:

- (a) If he fails to appear in court at the time fixed in the citation, he will be deemed to have tendered a plea of no contest and submitted to a forfeiture plus costs not to exceed the amount of the deposit; or
- (b) If he fails to appear in court at the time fixed in the citation and if the court does not accept the deposit as a forfeiture, he will be summoned into court to answer the complaint.

The amount of the deposit shall be determined in accordance with the deposit schedule established by Wisconsin Judicial Conference. The deposit shall include court costs and suit tax.

The arresting officer or the person receiving the deposit shall issue the arrested person a receipt therefor as required by Section 345.26(3)(b).

- (c) If a deposit schedule has not been established, the arresting officer shall require the alleged offender to deposit not less than the maximum forfeiture permitted under this Chapter.

(3) **STIPULATION OF NO CONTEST.** Any person charged with a violation of this Chapter except Sections 7.346.62(1) and 7.346.63(1) may make a stipulation of no contest pursuant to Section 345.27, Wis. Stats., which must be received at the office of the police department or Clerk of Court within 10 days of the date of the alleged violation. Such person shall at the time of entering into the stipulation make the deposit required under sub. (2), if he has not already done so. A person who has mailed or filed a stipulation under this subsection may, however, appear in court on the appearance date and may be relieved from the stipulation for cause shown as required in Section 345.37, Wis. Stats.