

TOWN OF COTTAGE GROVE - CODE OF ORDINANCES

CHAPTER 25 - CONSTRUCTION AND EFFECT OF ORDINANCES

25.04 PENALTY PROVISIONS

(1) FORFEITURES AND BAIL DEPOSITS

Whenever so provided in this code, any person who shall violate any provision of this code shall, upon conviction of such violation, be subject to a penalty as described below:

(a) All ordinances adopted from state statutes shall carry the assigned bail schedule and forfeiture range as stated in the following state of Wisconsin schedules, as set down by the Wisconsin judicial conference:

1. Revised Uniform State Traffic Deposit Schedule
2. Alcoholic Beverages, Harassment and Safety Violations
3. Uniform Misdemeanor Bail Schedule
4. Trespass to Land Deposit Schedule
5. Conservation, Boating, Snowmobile and ATV Violations
6. As set down in § 939.61, Wis. Stats.

(b) All other ordinances adopted by the Town shall carry penalties as described below: (Minimum and Maximum Penalties for each offense are indicated in parentheses.)

FORFEITURE CLASS	FORFEITURE/BAIL TOTAL
A PARKING VIOLATIONS - OTHER THAN PARKING IN SPACES RESERVED FOR VEHICLES DISPLAYING SPECIAL REGISTRATION PLATES OR SPECIAL IDENTIFICATION CARDS	\$10.00
PARKING VIOLATIONS IN AREAS OF THE STREET, ROAD OR HIGHWAY WHERE PARKING IS RESTRICTED OR PROHIBITED BY A POSTED "NO PARKING" SIGN. THE PENALTY FOR SUCH VIOLATION SHALL BE \$40.00, PROVIDED, A \$20.00 REDUCTION SHALL BE GRANTED FOR PAYMENT WITHIN TEN DAYS OF ISSUANCE OF THE CITATION, INCLUDING THE DAY THE CITATION WAS ISSUED.	\$40.00
PARKING IN SPACES RESERVED FOR VEHICLES DISPLAYING SPECIAL REGISTRATION PLATES OR SPECIAL IDENTIFICATION CARDS	\$50.00
B FIRST VIOLATION	\$25.00
SUBSEQUENT VIOLATIONS -WITHIN 12 MONTHS (\$25-\$100)	\$100.00
C FIRST VIOLATION (\$25-\$75)	\$75.00
SUBSEQUENT VIOLATIONS -WITHIN 12 MONTHS (\$75-\$500)	\$500.00
D FIRST VIOLATION (\$50-\$500)	\$500.00

CHAPTER 25 - CONSTRUCTION AND EFFECT OF ORDINANCES

TOWN OF COTTAGE GROVE - CODE OF ORDINANCES

FORFEITURE CLASS	FORFEITURE/BAIL TOTAL
SUBSEQUENT VIOLATIONS -WITHIN 12 MONTHS (\$500-\$1500)	\$1,500.00
E A CONVICTION OF AN ACT OR OMISSION PROHIBITED BY THIS CODE, FOR WHICH NO PENALTY IS EXPRESSLY SPECIFIED	(NOT TO EXCEED) \$200.00

(c) The schedule of deposits for use with municipal citations issued under this section shall be adopted and periodically reviewed by the Town Board. This schedule shall be maintained on file in the office of the Town Clerk and the Dane County Sheriff's Department. All deposits shall be in US currency, money order, or check, payable to: Municipal Court, Town of Cottage Grove. An itemized receipt shall be provided for all monies received.

(2) CONTINUING VIOLATIONS

(a) Each violation, and each day a violation occurs, or continues, shall constitute a separate offense.

(b) The Town Board may take whatever corrective action they deem to be appropriate, to resolve any continuing violations, of any provision, of any Town ordinance that effects the health and safety of any person, provided the person responsible for the violations has been given legal notice that such action will be taken, and has first been given the opportunity to take prompt corrective action.

(c) The municipal court, pursuant to the limits established in Ch. 800, Wis. Stats. may by court order, direct that corrective action be taken, and restitution made, or that a forfeiture be imposed for failure to make said correction and restitution.

(3) ENFORCEMENT METHOD

(a) Violations of any provision of a Town ordinance shall be enforced by the issuance of a municipal citation (form MC-2000), which shall contain the information required by § 800.02, Wis. Stats. or by the issuance of a Wisconsin uniform citation (form MV 4016), when the violation is of a state traffic law.

(b) Any law enforcement officer may issue citations authorized under this section.

(c) All costs incurred by the Town, as a result of an enforcement action directed taken to resolve a continuing violation, other than those taken as a result of a court order, shall be charged to the property involved, and shall be entered on the official tax roll, as a special assessment against said property.

(d) Costs incurred by the Town, as a result of a court order, shall be reimbursed to the Town as specified in said order, up to the statutory limits of said court.

CHAPTER 25 - CONSTRUCTION AND EFFECT OF ORDINANCES