

## **CHAPTER 10**

### **TRAFFIC CODE**

#### **SEC.**

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## **10.01 STATE TRAFFIC LAWS ADOPTED**

- (1) Except as otherwise specifically provided in this chapter, the statutory provisions in Wis. Stat. Chaps. 194, 340 to 349 and 351, and Wis. Admin. Code Chaps. 302 and 305 describing and defining regulations with respect to vehicles and traffic for which the penalty is a forfeiture only, including penalties to be imposed and the procedure for prosecution, are hereby adopted and by referenced made a part of this chapter as if fully set forth therein. Any act required to be performed or prohibited by reference is required or prohibited by this chapter. Any future amendments, revisions or modifications of statutes incorporated herein are intended to be made part of this chapter in order to secure uniform statewide regulation of traffic on the highways, streets and alleys of the State of Wisconsin.
- (2) Definitions. The definitions set forth in Wis. Stat. sec. 340.01, as amended from time to time, are adopted by reference and made part of this ordinance.

## **10.02 ALL TERRAIN VEHICLES (Chap. 23)**

- (1) Operate all-terrain vehicle without valid registration
- (2) Unlawful rental of ATV
- (3) Give permission to operate all-terrain vehicle without valid registration
- (4) Operate all-terrain vehicle:
  - (a) In a careless manner
  - (b) On the private property of another without consent
  - (c) On Indian lands without consent
  - (d) Transport loaded or uncased firearm or a strung or uncased bow
  - (e) Drive or pursue any animal
  - (f) Within 150 feet of a dwelling at a speed exceeding 10 miles per hour
  - (g) On frozen surface of public waters within 100 feet of a person or fishing shanty at a speed exceeding 10 miles per hour.
- (5) Operate/ride an ATV without headgear-applies only to persons under age 18.
- (6) Illegal operation of all-terrain vehicles on or in the vicinity of highways
- (7)
  - (a) Operate ATV while intoxicated – 1<sup>st</sup> offense
  - (b) Absolute sobriety violations by persons under 19 years of age.
- (8)
  - (a) Refuse to take test, intoxicated operation of ATV – 1<sup>st</sup> offense.
  - (b) If under 19 years of age.
- (9) Equipment violations
- (10) Fail to report all-terrain vehicle accident
- (11) Interfere w/signs
- (12) Failure to stop for Law Enforcement Officer

### **10.03 MOTOR VEHICLES (Chap. 110)**

- (1) Required inspection of human service vehicle
- (2) Failure to obtain pre-sale inspection of school bus:
  - (a) 1<sup>st</sup> violation
  - (b) 2<sup>nd</sup> violation
- (3) Failure to submit motor bus for inspection
- (4) Failure to comply with urban mass transit annual inspection and reporting regulations
- (5) Fail to stop for inspection
- (6) Illegal use or manufacture of inspection sticker

### **10.04 SAFEGUARDS OF PERSON OR PROPERTY (Chap. 167)**

- (1) Place, possess or transport a loaded firearm of strung bow in or on a vehicle
- (2) Place, possess or transport an uncase firearm, bow or crossbow in or on a vehicle
- (3) Load or discharge a firearm or shoot a bolt or an arrow from a bow or crossbow in or from a vehicle
- (4) Discharge a firearm or shoot a bolt or an arrow from a bow or a crossbow from or across a highway or within 50 feet of the center of a roadway

### **10.05 MOTOR VEHICLE TRANSPORTATION ACT (Chap. 194)**

- (1) Other Common carrier violations
- (2) Operate w/o required certificates
- (3) Operate without required license
- (4) No insurance on file

### **10.06 SOLID WASTE (Chap. 287)**

Littering Violation

### **10.07 REGISTRATION OF VEHICLES**

- (1) Vehicle operated after registration revoked, suspended or canceled:
  - (a) Vehicle 10,000 lbs. or less
  - (b) Vehicle over 10,000 lbs.
- (2) (a) Non-registration where the vehicle used is an automobile, station wagon, or any other vehicle
- (3) (a) Improper registration where the vehicle used is an automobile, station wagon, or any other vehicle having a gross weight of 10,000 pounds or less  
(b) Improper registration of any other vehicle
- (4) Use of registered farm trucks
- (5) No consent for registration under 18
- (6) No display of registration certificate

- (7) Failure to return personalized plates
- (8) Failure to display license plates
- (9) Improperly attached license plates
- (10) Improperly display of license plates, tags, decals, etc.
- (11) Failure to destroy replaced plate
- (12) Special interest vehicle operation violation
- (13) Misuse of driver education vehicles or false statements in application for registration.
- (14) Illegal operation of reconstructed, replica, street-modified or homemade vehicle
- (15) Failure to notify DMV of change of address
- (16) Fuel tax decal/license:
  - (a) Failure to obtain
  - (b) Failure to display
- (17) Failure of dealer, et al., to register
- (18) Misuse of dealer plates
- (19) False application for/or misuse of finance co. or bank license plates
- (20) Lend registration plates/tags/decals etc. to unauthorized person
- (21) Display unauthorized registration plates/tags/decals, etc.
- (22) Alter registration plates/tags/decals, etc.
- (23) Possess fraudulently obtained registration
- (24) Counterfeit registration plates
- (25) Reproduces evidence of registration
- (26) Display false registration plates
- (27) Fraudulently procure or use special registration plates
- (28) Failure to return registration plates

#### **10.08 VEHICLE TITLE AND ANTI-THEFT LAW**

- (1) Failure to promptly obtain a salvage title
- (2) Failure to obtain vehicle title
- (3) Failure to state use as taxicab in title
- (4) Failure to transfer interest in a vehicle
- (5) Failure to apply for a transfer of title
- (6) Failure to transfer or to remove plates
- (7) Failure of owner to transfer title
- (8) Failure of dealer to transfer title
- (9) Failure of transferee to obtain title
- (10) Failure of dealer to record transfer
- (11) Failure to deliver title to secured party
- (12) Failure to attach I.D. number
- (13) Failure to attach I.D. number w/intent to defraud
- (14) Failure to report abandoned vehicle
- (15) Selling vehicle used as taxicab w/o such use stamped on title by DMV

- (16) (a) Own and fail to report junk vehicle/return title/remove or destroy plates  
(b) Violation w/intent to defraud
- (17) (a) Failure to report vehicle that has been junked/return title/remove or destroy plates  
(b) Violation w/intent to defraud

#### **10.09 OPERATOR'S LICENSE**

- (1) Operating w/o a valid driver's license:
  - (a) 1<sup>st</sup> violation
  - (b) 1<sup>st</sup> violation - operator's license expired w/in 3 mos.
- (2) No motorcycle license - 1<sup>st</sup> or subsequent violations
- (3) Operating a moped w/o a valid license - 1<sup>st</sup> or subsequent violations
- (4) Occupational license restriction violation
- (5) Failure to notify DMV of address/name change
- (6) Notification violations by drivers
- (7) Failure of employer to request required information
- (8) Failure to surrender license
- (9) Violation of license restrictions, by Class D or M vehicles except school bus - 1<sup>st</sup> offense
- (10) Operator's license not to be required for security
- (11) OWI-related driving while disqualified, ordered out-of-service, or after revocation or suspension - 1<sup>st</sup> conviction
- (12) Driving while disqualified, ordered out-of-service, or after revocation or suspension - when based solely on failure to pay a fine or forfeiture
  - (1) 1<sup>st</sup> violation
  - (2) 2<sup>nd</sup> violation
  - (3) 3<sup>rd</sup> violation
  - (4) 4<sup>th</sup> violation
  - (5) 5<sup>th</sup> violation
- (13) Other driving while disqualified, ordered out-of-service, or after revocation or suspension - 1<sup>st</sup> conviction
- (14) Permitting unauthorized minor to drive
- (15) Permitting unauthorized person to drive
- (16) Violation of vehicle renting duties
- (17) Failure to surrender canceled identification card
- (18) Unlawful use of identification card
- (19) Fraudulently procure, alter or use a special I.D. card
- (20) Lending special identification card or illegally displays special identification card

#### **10.10 FINANCIAL RESPONSIBILITY**

- (1) Failure to return license and registration plate or plates
- (2) Transfer of vehicle to defeat Chapter 344

- (3) Renting motor vehicle without providing financial responsibility

#### **10.11 RULES RELATING TO CIVIL AND CRIMINAL LIABILITY**

- (1)
  - (a) False statements to DMV regarding driver's license or ownership or operation of motor vehicles
  - (b) Subsequent violations
- (2)
  - (a) False statements to DMV regarding identification cards
  - (b) Subsequent violation
- (3)
  - (a) Traffic officers not to profit from arrest
  - (b) Subsequent violation w/in 1 yr.

#### **10.12 RULES OF THE ROAD**

- (1) General Provisions:
  - (a)
    - 1. Failure to obey officer/sign/signal
    - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (b)
    - 1. Violation w/in highway maintenance/construction/utility work zone
    - 2. 2<sup>nd</sup> offense w/in 1 yr.
- (2) Driving, Meeting, Overtaking & Passing:
  - (a) Operating left of center line
  - (b) Failure of slower vehicle to keep right
  - (c)
    - 1. Meeting of vehicle - wrong side
    - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (d) Unsafe cutting in when passing
  - (e) Failure to yield to passing vehicle
  - (f)
    - 1. Overtaking and passing bicycles
    - 2. 2<sup>nd</sup> violation w/in 4 yrs.
  - (g)
    - 1. Improper passing or right turn in front of stopped motorbus
    - 2. 2<sup>nd</sup> violation w/in 4 yrs.
  - (h) Unsafe passing on right
  - (i) Passing into oncoming traffic
  - (j) Passing on hill or curve
  - (k) Passing in no-passing zone
  - (l) Passing vehicle indicating left turn
  - (m) Passing at railroad crossing
  - (n) Passing at intersection
  - (o) Passing at a bridge, viaduct or tunnel
  - (p) Passing/meeting frightened animal
  - (q)
    - 1. Driving through safety zone
    - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (r)
    - 1. Unsafe lane deviation
    - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (s) Operating center lane of 3-lane highway:
    - 1. Deviation from designated lane

- 2. 2<sup>nd</sup> violation w/in 1 yr.
- (t) Auto following too closely
- (u) Truck following too closely
- (v) Wrong way on divided highway
- (w) Illegal crossing of divided highway
- (x) Entrance and exit from controlled access highway
- (y) Pedestrian/bicycle on expressway where prohibited
- (z) Moped/motor bicycle on expressway where prohibited
- (aa) Vehicle owner's liability for fleeing a traffic officer
- (3) Right-of-Way:
  - (a) 1. FYR at uncontrolled intersection
    - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (b) 1. FYR while making left turn
    - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (c) 1. FYR from stop sign
    - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (d) 1. Uncontrolled "T" Intersection
    - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (e) 1. Failure to yield right-of-way when emerging from alley
    - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (f) 1. Failure to yield right-of-way from parked position
    - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (g) 1. Failure to yield right-of-way for yield sign
    - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (h) 1. Violation w/in highway maintenance/construction/utility work zone
    - 2. 2<sup>nd</sup> offense w/in 1 yr.
  - (i) 1. Failure to yield right-of-way when entering alley/driveway from highway
    - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (j) Failure to yield right-of-way to stop for emergency vehicle
  - (k) Failure of operator of emergency vehicle to drive safely
  - (l) Owner liability - fail to yield to emergency vehicle
  - (m) 1. Failure of vehicle to yield to funeral procession/military convoy - 1<sup>st</sup> offense
    - 2. 2<sup>nd</sup> or subsequent offenses
  - (n) 1. Drive between vehicles in funeral procession or military convoy - 1<sup>st</sup> violation
    - 2. 2<sup>nd</sup> or subsequent violations
  - (o) 1. Vehicles not part of funeral procession in procession to secure right of way
    - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (p) Failure of funeral procession/military convoy vehicle to yield to/stop for emergency vehicle
  - (q) 1. Other funeral procession/military convoy rule violations

- 2. 2<sup>nd</sup> violation w/in 1 yr.
- (r) 1. Owner's liability for vehicle failing to yield to funeral procession -  
1<sup>st</sup> violation
- 2. 2<sup>nd</sup> violation
- (s) 1. FYR to livestock
- 2. 2<sup>nd</sup> violation w/in 1 yr.
- (4) Respective Rights & Duties of Drivers & Pedestrians:
  - (a) 1. Failure to yield right-of-way to pedestrian/controlled intersection
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (b) 1. Pedestrian's FYR at controlled intersection
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (c) 1. FYR to pedestrian/divided highway/controlled intersection
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (d) 1. Pedestrian FYR/divided hwy/controlled intersection
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (e) FYR to pedestrian/uncontrolled intersection
  - (f) 1. Sudden pedestrian movement into traffic
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (g) Passing vehicle stopped for pedestrian
  - (h) 1. Pedestrian FYR when crossing roadway
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (i) 1. FYR to blind pedestrian
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (j) 1. False use of white/white & red cane
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (k) 1. FYR to workers on hwy.
  - 2. Violations w/in highway maintenance/construction/utility work zone
  - (l) 1. Failure to walk on left side of hwy.
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (m) 1. FYR to pedestrian on sidewalk
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (n) 1. Hitchhiking on roadway
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (o) 1. Standing on roadway
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (p) 1. Fishing/swimming from posted bridge
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
- (5) Turning & Stopping & Required Signals:
  - (a) 1. Failure to follow indicated turn
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (b) 1. Improper right turn
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (c) 1. Improper left turn
  - 2. 2<sup>nd</sup> violation w/in 1 yr.



- (d) 1. Improper left turn from/onto 3-lane hwy.
- 2. 2<sup>nd</sup> violation w/in 1 yr.
- (e) 1. Improper turn into driveway/private road
- 2. 2<sup>nd</sup> violation w/in 1 yr.
- (f) 1. Unlawful "U" turn or "Y" turn
- 2. 2<sup>nd</sup> violation w/in 1 yr.
- (g) 1. Backing "Y" turn at controlled intersection
- 2. 2<sup>nd</sup> violation w/in 1 yr.
- (h) 1. Failure to signal turn/unsafe turn
- 2. 2<sup>nd</sup> violation w/in 1 yr.
- (i) 1. Failure to signal stop or slowing
- 2. 2<sup>nd</sup> violation w/in 1 yr.
- (j) 1. Improper signal for stop or turn
- 2. 2<sup>nd</sup> violation w/in 1 yr.
- (6) Traffic Signs, Signals & Markings:
  - (a) 1. Violation of traffic-control signal by vehicle
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - 3. Violation w/in highway/maintenance/construction zone/utility work areas
  - 4. 2<sup>nd</sup> offense w/in 1 yr.
  - (b) 1. Violation of traffic-control signal by pedestrian
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (c) 1. Pedestrian signal violation by vehicle
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (d) 1. Pedestrian signal violation by pedestrian
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (e) 1. Failure to stop for flashing red signal
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - 3. Violation w/in highway maintenance/construction/utility work zone
  - 4. 2<sup>nd</sup> offense w/in 1 yr.
  - (f) 1. Failure to slow for flashing yellow signal
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - 3. Violation w/in highway maintenance/construction/utility work zone
  - 4. 2<sup>nd</sup> offense w/in 1 yr.
  - (g) 1. Display of unauthorized sign/signal
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (h) 1. Placing/permitting ads on sign/signal
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (i) 1. Displaying red reflectors along hwy.
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (j) Interference with sign or signal
- (7) Required Stops:
  - (a) Failure to stop/RR crossing signal
  - (b) Driving through/around RR crossing gate

- (c) Failure of required vehicle to stop at RR crossing
- (d) Improper stop/proceeding at RR crossing
- (e) Vehicle to stop at fire station
- (f) Owner liability - vehicle to stop at fire station
- (g) 1. Failure to stop/improper stop at stop sign
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - 3. Violation w/in highway maintenance/construction zone/utility work areas
  - 4. 2<sup>nd</sup> offense w/in 1 yr.
- (h) 1. Failure of vehicle to stop for adult school crossing guard
  - 2. 2<sup>nd</sup> offense w/in 1 yr.
- (i) 1. Failure of vehicle to stop 10-30 feet from RR crossing rail
  - 2. 2<sup>nd</sup> or subsequent offense
- (j) 1. Owner's liability for vehicle illegally crossing controlled school crossing
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
- (k) 1. Failure to stop or yield to pedestrian or vehicle on hwy. when emerging from alley or private drive
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
- (l) 1. Failure to stop at intersecting alley
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
- (m) Illegally loading or unloading of handicapped children onto human services vehicle
- (n) Failure to stop for school bus
- (o) Improper use of bus warning lights
- (p) Improper passing or right turn in front of stopped school bus
- (q) Owner's liability for illegal pass of school bus
- (r) Parking in area reserved for handicapped
- (s) Illegal parking next to handicap access aisle
- (t) Improper parking on/off roadway
- (u) 1. Stopping/standing in prohibited areas
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
- (v) 1. Stopping/standing on hwy. by grade school
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
- (w) 1. Parking/standing where prohibited
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
- (x) 1. Improper parking/standing of vehicle
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
- (y) Parking on left side of hwy.
- (z) 1. Parking on posted private property
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
- (8) Speed Restrictions:
  - (a) 1. Unreasonable or imprudent speed
    - 2. 2<sup>nd</sup> or subsequent violation w/in 1 yr.
  - (b) 1. Violation w/in highway maintenance/construction/utility work zone

2. 2<sup>nd</sup> offense w/in 1 yr.
- (c) 1. Driving too fast for conditions
  2. 2<sup>nd</sup> or subsequent violation w/in 1 yr.
- (d) 1. Violation w/in highway maintenance/construction/utility work zone
  2. 2<sup>nd</sup> offense w/in 1 yr.
- (e) Speeding in school or safety zones:
  1. 1-10 MPH above limit
  2. 11-15 MPH above limit
  3. 2<sup>nd</sup> or subsequent violation w/in 1 yr.
  4. 16-19 MPH above limit
  5. 2<sup>nd</sup> or subsequent violation w/in 1 yr.
  6. 20 MPH or more over the limit
  7. 2<sup>nd</sup> or subsequent violation w/in 1 yr.
- (f) Speeding in excess of fixed limits:
  1. 1-10 MPH above limit
  2. 11-15 MPH above limit
  3. 16-19 MPH above limit
  4. 20-24 MPH above limit
  5. 25-29 MPH above limit
  6. 30-34 MPH above limit
  7. 35-39 MPH above limit
  8. 40-44 MPH above limit
  9. 45 MPH or more above limit
  10. Violation w/in highway maintenance/construction/utility work zone
  11. 1-10 MPH above limit
  12. 11-15 MPH above limit
  13. 16-19 MPH above limit
  14. 20-24 MPH above limit
  15. 25-29 MPH above limit
  16. 30-34 MPH above limit
  17. 35-39 MPH above limit
  18. 40-44 MPH above limit
  19. 45 MPH or more above limit
- (g) Speeding in excess of 65 mph limit
  1. 1-10 MPH above limit
  2. 11-15 MPH above limit
  3. 16-19 MPH above limit
  4. 20-24 MPH above limit
  5. 25-29 MPH above limit
  6. 30-34 MPH above limit
  7. 35 MPH or more above limit
  8. Violation w/in highway maintenance/construction/utility work zone
  9. 1-10 MPH above limit
  10. 11-15 MPH above limit

11. 16-19 MPH above limit
12. 20-24 MPH above limit
13. 25-29 MPH above limit
14. 30-34 MPH above limit
15. 35 MPH or more above limit
- (h) Local ordinances:
  1. Exceeding zones & posted limits
  2. Violations w/in highway maintenance/construction/utility work zone
- (i) Exceeding speed limit for metal/solid rubber tired vehicles
- (j) 1. Impeding traffic by slow speed
  2. 2<sup>nd</sup> violation w/in 1 yr.
- (k) 1. Slow vehicle - FTY to overtaking vehicle
  2. 2<sup>nd</sup> violation w/in 1 yr.
- (9) Reckless Driving & Operating While Under the Influence:
  - (a) 1. Endangering safety of person or property by reckless driving, 1<sup>st</sup> violation
    2. Violations w/in highway maintenance/construction/utility work zone
  - (b) 1. Reckless driving on or across RR crossing
    2. Violations w/in highway maintenance/construction/utility work zone
  - (c) 1. Operating while under the influence of an intoxicant, controlled substance or any other drug - 1<sup>st</sup> violation
    2. If passenger under 16 years of age in vehicle
  - (d) 1. Violations of absolute sobriety law by persons under 21 yrs. of age
    2. If passenger under 16 years of age in vehicle
  - (e) 1. Operate a commercial motor vehicle with a BAC of .04 or more, but less than .10: first violation
    2. If passenger under 16 years of age in vehicle
  - (f) Operation of a commercial motor vehicle while having a BAC above 0.00 or possessing an alcoholic beverage
  - (g) Failure to surrender vehicle title for ignition interlock, immobilized or seized vehicle
- (10) Accidents & Accident Reports:
  - (a) Hit & run - unattended vehicle
  - (b) Hit & run - property adjacent to hwy.
  - (c) 1. Failure to notify police of an accident
    2. 2<sup>nd</sup> or subsequent violation w/in. 1yr.
  - (d) 1. Failure to file accident report with DMV
    2. 2<sup>nd</sup> or subsequent violation w/in 1 yr.
  - (e) 1. Failure to notify/report for incapacitated operator
    2. 2<sup>nd</sup> or subsequent violation w/in 1 yr.
  - (f) Falsifying accident report
  - (g) 1. Failure of coroner to report accident/death
    2. 2<sup>nd</sup> or subsequent violation w/in 1 yr.
  - (h) 1. Blood specimen - violation of coroner's duties

- 2. 2<sup>nd</sup> or subsequent violation w/in 1 yr.
- (i) 1. Mortician embalming w/o coroner's release
- 2. 2<sup>nd</sup> or subsequent violation w/in 1 yr.
- (j) 1. Failure of garage to record accident damage repairs
- 2. 2<sup>nd</sup> or subsequent violation w/in 1 yr.
- (k) 1. Using accident report as trial evidence
- 2. 2<sup>nd</sup> or subsequent violation w/in 1 yr.
- (11) Miscellaneous Rules:
  - (a) 1. Unsafe backing of vehicle
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (b) 1. Overloaded vehicle/interference in operation
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (c) 1. Passenger obstructing driver's operation
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (d) 1. Obstructed driver's vision/object or load
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (e) 1. MV windows not reasonably clean
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (f) Inattentive driving
  - (g) 1. Operation with TV visible to driver
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (h) 1. Following/parking near emergency vehicle
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (i) 1. Crossing fire hose
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (j) 1. Driving with person riding illegally
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (k) 1. Riding illegally on vehicle
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (l) 1. Transporting children in truck cargo area - 1<sup>st</sup> offense
  - 2. 2<sup>nd</sup> and subsequent offenses
  - (m) Underage person transporting intoxicants in MV
  - (n) Open intoxicants or nitrous oxide in MV:
    - 1. Passenger
    - 2. Driver
  - (o) 1. Driving on sidewalk
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (p) Racing on hwy.
  - (q) Throwing/placing missiles, circulars or pamphlets in or on vehicle
  - (r) Placing injurious substance on hwy.
  - (s) Spilling waste load on/along hwy.
  - (t) 1. Transporting person in mobile home/boat
  - 2. Each subsequent violation
  - (u) Transporting people in fifth wheel mobile home:

1. 1<sup>st</sup> offense
2. Each subsequent offense
- (v) 1. Alighting from/boarding moving vehicle
2. 2<sup>nd</sup> violation w/in 1 yr.
- (w) 1. Rider attaching motorcycle to moving vehicle
2. 2<sup>nd</sup> violation w/in 1 yr.
- (x) 1. Towing occupied sled/bicycle/etc. on hwy.
2. 2<sup>nd</sup> violation w/in 1 yr.
- (y) 1. Driving on bicycle lane or bicycle way
2. 2<sup>nd</sup> or subsequent violation within 1 yr.
- (z) Abandoned motor vehicle
- (aa) Flashing blue lights along highway
- (bb) Illegal towing by bus or human services vehicle:
  1. 1<sup>st</sup> offense
  2. 2<sup>nd</sup> offense w/in 1 yr.
- (cc) Illegal use of radio or other electronic sound amplification device:
  1. 1<sup>st</sup> violation
  2. 2<sup>nd</sup> violation
- (dd) 1. In-line skate violations on the roadway
2. 2<sup>nd</sup> and subsequent violations
- (ee) Owner liability – sound amplification device - 1<sup>st</sup> offense

### **10.13 EQUIPMENT OF VEHICLES**

- (1) General Provisions:  
Sale of prohibited equipment
- (2) Lighting Equipment:
  - (a) 1. Operation w/o required lamps lighted
  2. 2<sup>nd</sup> violation w/in 1 yr.
  - (b) 1. Unclean/defective lights or reflectors
  2. 2<sup>nd</sup> violation w/in 1 yr.
  - (c) Operating with over 4 headlamps lighted
  - (d) Improper colored lights
  - (e) Improper flashing light
  - (f) Other headlamp equipment violations
  - (g) Other headlamp violations
  - (h) Other headlamp equipment violations
  - (i) Other headlamp equipment violations
  - (j) Other headlamp equipment violations
  - (k) Use of modulated headlamps during darkness
  - (l) Use of low-beam headlamp when dark
  - (m) Failure to dim headlamp/meeting or following w/in 500 ft.
  - (n) No tail lamp/effective tail lamp at night
  - (o) 1. Tail lamp height violations
  2. 2<sup>nd</sup> violation w/in 1 yr.

- (p) 1. Other tail/license plate lamp violations
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
- (q) No stop lamp/defective stop lamp
- (r) Inadequate/improper stop lamp
- (s) Sell MV w/o directional lamps
- (t) Other directional lamp violations
- (u) Other directional lamp violations
- (v) Clearance lamp violations
- (w) Reflector violations
- (x) Clearance lamp/reflector violations
- (y) Clearance lamp/reflector violations
- (z) Clearance lamp/reflector violations
- (aa) No light on projecting load at night
- (bb) No flag on projecting load by day
- (cc) Violation of lamp requirements on other vehicles
- (dd) Failure to display SMV emblem
- (ee) Unlawful display of SMV emblem
- (ff) Emergency vehicle/optional lighting equipment violations
- (gg) School bus/optional lighting equipment violations
- (hh) Funeral procession vehicle/optional lighting equipment violations
- (ii) Equip/Display police lights on vehicle not used for police work
- (jj) Auxiliary lamps on emergency vehicles
- (kk) Optional/special lighting equipment violations
- (ll) Optional/special lighting equipment violations
- (mm) Optional/special lighting equipment violations
- (nn) Optional/special lighting equipment violations
- (oo) Optional/special lighting equipment violations
- (pp) Optional/special lighting equipment violations
- (qq) Optional/special lighting equipment violations
- (rr) Optional/special lighting equipment violations
- (ss) Optional/special lighting equipment violations
- (tt) Optional/special lighting equipment violations
- (uu) Parking lamp violations
- (vv) Failure to carry/display warning devices
- (3) Other Equipment:
  - (a) Inadequate/defective brakes
  - (b) Violations by commercial motor vehicles
  - (c) Unlawful brake fluid sales
  - (d) Defective horn or unnecessary use
  - (e) Unlawful siren or horn
  - (f) Unlawful use of emergency vehicle siren
  - (g) No muffler/defective muffler
  - (h) Muffler or exhaust cutout
  - (i) Violation of minor requirements

- (j) Speedometer violations
- (k) Tampering w/immobilization device - 1<sup>st</sup> offense
- (l) Wiper violations
- (m) Driving vehicle w/o safety glass
- (n) Sell vehicle w/o safety glass
- (o) School bus painting/flashing red signal/unlawful painting violations
- (p) Improper/prohibited tire equipment
- (q) Modification to height of vehicle
- (r) No fenders/mudguards on truck
- (s) Improper drawbar/trailer hitch/mobile home coupling
- (t) Violation of safety belt requirements
- (u) Mandatory seatbelts required for driver, passengers and persons at least 4 yrs. of age
- (v) Violations of safety belt requirements by a person in a motor vehicle:
  - 1. Child under 4 yrs.
  - 2. 2-4 yrs. but less than 8 yrs.
  - 3. Second offense, w/in 3 yrs. for child 4-8 only
  - 4. Three or more offenses, w/in 3 yrs. for child 4-8 only
- (w) Violation of motorcycle head/eye protective gear regulations
- (x) Moped equipment
- (y) Lamps and other equipment on bicycles or motor bicycles
- (z) Unlawful transporting of flammable liquids

#### **10.14 SIZE, WEIGHT & LOAD**

- (1) Size and Load:
  - (a) 1. Violation of size/vehicle train regulations
  - 2. 2nd violation w/in 1 yr.
  - (b) Operating w/load projecting on sides
  - (c) Violation of special load limits
- (2) Weight:
  - (a) 1. Violation of Class "A" hwy. weight limits
  - 2. 2nd violation w/in 1 yr.
  - (b) 1. Violation of Class "B" hwy. weight limits
  - 2. 2nd violation w/in 1 yr.
  - (c) 1. Violation of special weight limits
  - 2. 2nd violation w/in 1 yr.
  - (d) 1. Failure to suspend operation on order
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (e) 1. Operating w/o empty weight listed
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
  - (f) 1. Failure to stop for wt. check or reload
  - 2. 2<sup>nd</sup> violation w/in 1 yr.
- (3) Permits:
  - (a) Failure to carry size/wt./load permit



(b) 2<sup>nd</sup> violation w/in 1 yr.

#### **10.15 MOTORCYCLE OPERATION**

- (1) Over 2 motorcycles abreast in lane
- (2) Riding motorcycle side-saddle
- (3) Riding motorcycle w/o feet on rests/pegs
- (4) Riding motorcycle in front of operator
- (5) Operating motorcycle w/o headlamps on
- (6) (a) Rider attaching motorcycle to moving vehicle  
(b) 2<sup>nd</sup> violation w/in 1 yr.
- (7) Use of modulated headlamps during darkness
- (8) No protective headgear for operator or passenger on motorcycle
- (9) No protective glasses/shield for operator of motorcycle
- (10) Renting, leasing or loaning motorcycle w/o protective headgear
- (11) Motorcycle handlebars more than 30" above seat
- (12) Motorcycle operation with improvised, defective or repaired bars
- (13) Motorcycle operation with no/defective/improper muffler
- (14) More than 2 persons on motorcycle/improper seating equipment

#### **10.16 BICYCLES & PLAY VEHICLES**

NOTE: Violators under 16 years of age should be referred to Juvenile Intake Worker.

- (1) Failure to follow indicated turn
- (2) Improper right turn
- (3) Improper left turn
- (4) Improper left turn from/onto 3-lane highway
- (5) Improper turn into driveway/private road
- (6) Unlawful "U" turn or "Y" turn
- (7) Backing "Y" turn at controlled intersection
- (8) Failure to signal turn/unsafe turn
- (9) Failure to signal stop or slowing
- (10) Improper signal for stop or turn
- (11) Violation of traffic-control signal by operator of a bicycle
- (12) Failure to stop for flashing red signal by operator of a bicycle
- (13) Failure to proceed with caution for flashing yellow signal by operator of a bicycle
- (14) Failure to stop/RR crossing signal by operator of a bicycle
- (15) Driving through/around RR crossing gate by operator of a bicycle
- (16) Failure to stop/improper stop at stop sign by operator of a bicycle
- (17) Failure of bicycle to stop 10-30 feet from RR crossing rail
- (18) Any violation of speed restrictions by operator of a bicycle
- (19) Any violation of minimum speed regulation by operator of a bicycle
- (20) Restrictions for mopeds on road with speed limit of more than 25 MPH
- (21) Violation of parent responsibility
- (22) (a) Riding on roadway/attaching to vehicle

- (b) 2<sup>nd</sup> violation w/in 1 yr.
- (23) Violating bicycle rule
- (24) (a) Attaching bicycle to vehicle
- (b) 2<sup>nd</sup> violation w/in 1 yr.
- (25) Riding moped upon bikeway unless authorized
- (26) Failure to keep right
- (27) Failure to use due care
- (28) Improper riding of bicycle on roadway
- (29) Operating a bicycle or moped upon roadway where prohibited by sign
- (30) Failure to yield right of way to MV when entering highway
- (31) Improper riding of bicycle on bicycle way
- (32) Improper riding of bicycle on sidewalk

#### **10.17 SNOWMOBILE VIOLATIONS (Chap. 350)**

- (1) Illegal operation of snowmobile on or in the vicinity of highways
- (2) Failure to yield right-of-way to person not on a snowmobile
- (3) Snowmobile races, derbies and routes
- (4) Driving wild animals with a snowmobile
- (5) Permitting operation by person incapable because of age, physical or mental disability or under the influence
- (6) General equipment violation
- (7) Fail to display lights when required
- (8) Operate, manufacture, sell snowmobile w/o functioning muffler
- (9) Unreasonable, improper speed
- (10) Careless operation
- (11) Failure to comply with regulatory signs
- (12) Operate snowmobile that makes excessive noise
- (13) Operate snowmobile without muffler or engine
- (14) Trespass
- (15) Operate at speeds greater than 10 MPH on frozen public waters w/in 100 ft. of person not in or on vehicle or ice shanty
- (16) Intoxicated operation of a snowmobile - 1<sup>st</sup> offense
- (17) Absolute sobriety violations by persons under 19 yrs. of age
- (18) Refusal to take test for intoxicated operation of snowmobile
- (19) If under 19 yrs. of age
- (20) Operate snowmobile without valid registration
- (21) Give permission to operate snowmobile without valid registration
- (22) Selling snowmobiles without commercial registration certificate
- (23) Failure to transfer registration of snowmobile
- (24) Operate snowmobile w/o trail use sticker
- (25) Failure to display or improper display of registration number or decal or trail use sticker on snowmobile
- (26) Operate snowmobile without possession of valid certificate
- (27) Failure to advise/notify of change of address

- (28) Dealers failure to collect fee and submit registration application
- (29) Interfere w/signs
- (30) Failure to render aid
- (31) Failure to report snowmobile accident

#### **10.18 MISDEMEANOR TRAFFIC CRIMES**

- (1) All-Terrain Vehicles - Chap. 23
  - (a) Intoxicated operation of an ATV and who w/in 5 yrs. prior to the arrest for the current violation, or a local ordinance in conformity therewith, was convicted previously of intoxicated operation of an ATV, or the refusal law. If total convictions for violations prior to the arrest for the current violation equals 3 or more w/in 5 yrs.
  - (b) Causing injury while under the influence of an intoxicant
  - (c) Refuse to take test, intoxicated ATV operation and who w/in 5 yrs. prior to the arrest for the current violation, or a local ordinance in conformity therewith, was convicted previously of intoxicated operation of an ATV, or the refusal law
  - (d) If total convictions for violation prior to the arrest for the current violation equals 3 or more w/in 5 yrs.
- (2) Registration of Vehicles - Chap. 341
  - (a) Use false name or address on form or application
  - (b) Fails or refuses to report payment
  - (c) Fraudulent application for registration or license
- (3) Operator's License - Chap. 343
  - (a) Possessing more than one license:
    - 1. 1<sup>st</sup> violation
    - 2. 2<sup>nd</sup> violation w/in 3 yrs.
    - 3. 3<sup>rd</sup> and subsequent violations w/in 3 yrs.
  - (b) Operating w/o a commercial motor vehicle license:
    - 1. 1<sup>st</sup> violation
    - 2. 2<sup>nd</sup> violation w/in 3 yrs.
    - 3. 3<sup>rd</sup> and subsequent violations w/in 3 yrs.
  - (c) Operating w/o a valid driver's license:
    - 1. 1<sup>st</sup> violation
    - 2. 2<sup>nd</sup> violation w/in 3 yrs.
    - 3. 3<sup>rd</sup> and subsequent violations w/in 3 yrs.
  - (d) 2<sup>nd</sup> violation of restriction on occupational license
  - (e) Operating w/o school bus license/endorsement
    - 1. 1<sup>st</sup> violation
    - 2. 2<sup>nd</sup> violation w/in 3 yrs.
    - 3. 3<sup>rd</sup> and subsequent violations w/in 3 yrs.
  - (f) Fraud in obtaining operator's license or identification card
  - (g) Using substitute for DL exam

- (h) Acting as substitute for DL exam
  - 1. Subsequent violations
- (i) Fraud/obtaining duplicate license or identification card
- (j) Failure to return original license
- (k) Employer knowingly allows/authorizes an employee to operate a commercial motor vehicle who is not qualified to do so
- (l) Unlawful use of license:
  - 1. 1<sup>st</sup> violation
  - 2. 2<sup>nd</sup> violation w/in 3 yrs.
  - 3. 3<sup>rd</sup> and subsequent offenses w/in 3 yrs.
- (m) Violate restrictions on license for Class A, B, or C vehicles:
  - 1. 1<sup>st</sup> violation
  - 2. 2<sup>nd</sup> violation w/in 3 yrs.
  - 3. 3<sup>rd</sup> and subsequent offenses w/in 3 yrs.
- (n) Violation of license restrictions by Class D (automobile) or M (Type 1 Motorcycle) vehicle except school bus
  - 1. 1<sup>st</sup> violation
  - 2. 2<sup>nd</sup> offense w/in 3 yrs.
  - 3. 3<sup>rd</sup> and subsequent offenses w/in 3 yrs.
- (o) OWI-related driving while disqualified, ordered out-of-service, or after revocation suspension:
  - 1. 1<sup>st</sup> conviction - only if offender's license is revoked under Chapter 351 at the time of offense
  - 2. 2<sup>nd</sup> conviction w/in 5 yrs.
  - 3. 3<sup>rd</sup> conviction w/in 5 yrs.
  - 4. 4<sup>th</sup> conviction w/in 5 yrs.
  - 5. 5<sup>th</sup> conviction w/in 5 yrs.
- (p) Other driving while disqualified, ordered out-of-service, or after revocation or suspension:
  - 1. 1<sup>st</sup> conviction - only if offender's license is revoked under Chapter 351 at the time of offense
  - 2. 2<sup>nd</sup> conviction w/in 5 yrs.
  - 3. 3<sup>rd</sup> conviction w/in 5 yrs.
  - 4. 4<sup>th</sup> conviction w/in 5 yrs.
  - 5. 5<sup>th</sup> conviction w/in 5 yrs.
- (q) Operating a commercial motor vehicle while disqualified, out-of-service, or after revocation or suspension:
  - 1. 1<sup>st</sup> violation
  - 2. 2<sup>nd</sup> violation w/in 5 yrs.
  - 3. 3<sup>rd</sup> and subsequent violations w/in 5 yrs.
- (r) Driver training school and instructors' regulations
- (4) Rules of the Road - Chap. 346
  - (a) Reckless driving - operating while under the influence:
    - 1. Knowingly flee an officer

2. Reckless driving - 2<sup>nd</sup> violation w/in 4 years of previous violation
3. Causing bodily harm by reckless driving
4. Causing great bodily harm by reckless driving
5. a. Operating motor vehicle while under influence of intoxicants, controlled substances or any other drugs.  
b. If passenger under 16 years of age in vehicle
6. a. If total number of suspensions, revocations and convictions equals 3  
b. If passenger under 16 years of age in vehicle.  
c. If total number of suspensions, revocations and convictions equals 4  
d. If passenger under 16 years of age in vehicle  
e. If total number of suspensions, revocations and convictions equals 5 or more
7. a. Causing injury by operating a motor vehicle while under the influence  
b. If passenger under 16 years of age in vehicle
8. Operate a commercial motor vehicle with a BAC of .04, but less than .10:  
a. If total number of suspensions, revocations and convictions counted equals 2 in a 10-year period  
b. If passenger under 16 years of age in vehicle  
c. If total number of suspensions, revocations and convictions counted equals 3 or more  
d. If passenger under 16 years of age in vehicle
9. a. Causing injury by operation of a commercial motor vehicle while having a BAC of .04 or more, but less than .10  
b. If passenger under 16 years of age in vehicle
10. Employing/retaining persons addicted to alcohol or controlled substance as drivers

(b) Accidents & Accident Reports

1. Hit and run - property damage only
2. Hit and run - injury
3. Hit and run - death

(5) Equipment of Vehicles - Chap. 347

- (a) Ignition interlock device tampering - 2<sup>nd</sup> or subsequent offense
- (b) Odometer violations
- (c) Immobilization device tampering - 2<sup>nd</sup> or subsequent offense

(6) Snowmobiles - Chap. 350

- (a) Intoxicated operation of a snowmobile and who w/in 5 yrs. prior to the arrest for the current violation, or a local ordinance in conformity therewith, was convicted previously of intoxicated operation of a snowmobile, or the refusal law
- (b) If total convictions for violations prior to the arrest for the current violation equals 3 or more w/in 5 yrs.

- (c) Causing injury while under the influence of an intoxicant
- (d) Refuse to take test, intoxicated snowmobile operation and who w/in 5 yrs. prior to the arrest for the current violation, or of local ordinance in conformity therewith, was convicted previously of intoxicated operation of a snowmobile, or the refusal law
- (e) If total convictions for violations prior to the arrest for the current violation equals 3 or more w/in 5 yrs.
- (f) Failure to stop for law enforcement officer

#### **10.19 SPEED LIMITS**

- (1) State Speed Limits Adopted. The provisions of ss 346.57, 346.58 and 346.59 of the Wisconsin Statutes, relating to the maximum and minimum speed of motor vehicles are hereby adopted as a part of this section as if fully set forth herein, except as limited by ss 349.11(3)(c) of the Wisconsin Statutes.
- (2) Speed Limits set at 25 Miles Per Hour. The speed limits are set at 25 miles per hour upon the streets, roads, and highways between the limits designated:
  - (a) That part of Bowman Road lying south of Capital Street to the southern city limits for both north and south bound traffic.
  - (b) The entire length of North Frontage road and South Frontage Road for both east and west bound traffic.
  - (c) On Stand Rock Rd between Pioneer Drive and STH 13, Broadway.
  - (d) The entire length of Fitzgerald Road.
  - (e) The entire length of Pioneer Drive.
  - (f) That part of STH 13, Broadway, from the Intersection of STH 12,16 & 23 (Lower Dells intersection) east to STH 13 & 23 (east intersection) for both east and west bound traffic.
  - (g) That part of CTH H from Fitzgerald Road to STH 13 Broadway, for both north and south bound traffic.
  - (h) The entire length of Business Park Road.
  - (i) The part of River Road at the south city limit (DNR natural area at Birch Cliff), north to Golden Avenue.
- (3) Speed Limits Set at 30 Miles Per Hour. The speed limits are set at 30 miles per hour upon the following streets, roads, and highways between the limits designated:
  - (a) repealed 12/29/2004
  - (b) That part of River Road lying between the northern boundary of the City and the intersection of Waubeek Road.
  - (c) All of Trout Road within the City limits of Wisconsin Dells.
  - (d) That portion of STH 13, Broadway, between the intersection of USH 12 and Stand Rock Road for both east and west bound traffic.
  - (e) That portion of East Broadway from STH 23 to Business Park Road for both east and west bound traffic.

- (4) Speed Limits Set at 35 Miles Per Hour. The speed limits are set at 35 miles per hour upon the following streets, roads, and highways between the limits designated:
- (a) U.S. Highway 12 between State Trunk Highway 13 south.
  - (b) Stand Rock Road between Pioneer Drive and the north City limits
  - (c) County Highway A or Old Newport Road.
  - (d) That part of CTH H from Fitzgerald Road west to Frontage Road North for both east and west bound traffic.
  - (e) Waubeek Road from River Road to Blighton Road, east and west.
  - (f) That part of River Road in the city limits from Waubeek Road to the southern most point of the city limits at the Cold Water Golf Course, north and south.
  - (g) From the intersection of USH 12 to I90/94 both north and south bound traffic.
  - (h) On Vine Street from the entrance of Spring Hill School eastbound to the intersection with Hwy. 16.
- (5) Speed Limits Set at 40 Miles Per Hour. The speed limits are set at 40 miles per hour upon the following streets, roads, and highways between the limits designated:
- (a) Repealed by Ordinance A-580.
  - (b) That part of CTH H from the Super 8 driveway west to the City limits for both east and west bound traffic.
  - (c) That part of STH 23, Broadway, from Cynthia Lane to the intersection of STH 13, 16 for both east and west bound traffic.
- (6) Speed Limits Set at 45 Miles Per Hour. The speed limits are set at 45 miles per hour upon the following streets, roads, and highways between the limits designated:
- (a) That part of USH12/STH 16 from Pioneer Drive to STH 13, Broadway for both north and south bound traffic.
  - (b) That part of STH 13 divided, in the approach to the traffic control signal at the intersection of STH 23, Broadway.
  - (c) That part of STH 16, divided, in the approach to the traffic control signal at the intersection of STH 23, Broadway.
  - (d) Old Hwy 12 from County H to end of city limits. North-South
- (7) Speed Limits Set at 15 Miles Per Hour. The speed limits are set at 15 miles per hour upon the following streets, roads, and highways between the limits designated:
- (a) The River Road round-about

#### **10.20 STREETS DESIGNATED AS THROUGH HIGHWAYS**

- (1) Through Highways. The following in the City of Wisconsin Dells, in the interest of public safety, are hereby declared to be through highways.
- (a) Broadway Street
  - (b) Washington Avenue from the west curb line of Vine Street to the east

curb line of Elm Street and from the east curb line of Superior Street to the west curb line of Elm Street.

(c) All that part of Vine Street lying south of the south curb line of Broadway.

(d) That part of River Road lying north of the north curb line of Broadway Street.

(e) That part of Eddy Street lying south of the south curb line of Broadway.

(f) Wisconsin Avenue from the east curb line of River Road to the west curb line of Vine Street.

(g) Minnesota Avenue from the east curb line of River Road to the west curb line of Cedar Street.

#### **10.21 TRAFFIC CONTROL AREA AND SIGNS**

- (1) Stops Signs. Stop signs shall be erected on the following streets at the location as indicated:

<u>On Street</u>	<u>At Street</u>	<u>Traffic Direction Controlled</u>
Bowman	Washington	North, South
Race	Vine	North
Race	Washington	North, South
Pioneer	Stand Rock	East
Minnesota	Bowman	East, West
Race	Iowa	South
Wisconsin	River Road	East, West
Minnesota	Cedar	East, West
Bowman	Wisconsin	North, South
Valley	Weber	E, W, N & S
Iowa	Bowman	East, West
South Frontage	Trout	East
North Frontage	CTH H	North
North Frontage	CTH H	East
Wisconsin	Vine	East, West
Capital	Wisconsin	North, South
Church	Wisconsin	North, South
Cedar	Minnesota	North, South
LaCrosse	Superior	Southeast
LaCrosse	Eddy	Southeast
Minnesota	Race	East
Veterans	Minnesota	North
Superior	LaCrosse	North
LaCrosse	Veterans	East
Minnesota	Oak	West, South
Elm	Minnesota	South
Elm	Washington	North, South
Superior	Washington	East, West
Illinois	Church	East, West



Fitzgerald	Pioneer	South
Fitzgerald	CTH H	West
Dee Ann Court	Cynthia	East
Dee Ann Court	Weber	West
Capital	Bauer	North, South
Bowman	Bauer	East, West
Vine	Iowa	North, South
Capital	Minnesota	North, South
La Crosse	Superior	Northwest
Business Park	Broadway	South
Business Park	STH 23	North
Cedar	Washington	North, South
Michigan	Weber	East, West
Race	Illinois	North, South
Church St.	Minnesota	North, South
Cynthia Lane	Michigan	North, South
Wisconsin Ave	Bowman Rd	East, West
Valley Drive	Pine Street	East, West
Michigan	Pine Street	East, West
Michigan	Hwy. 13	West
Illinois Ave	River Road	East, West
Indiana Ave	River Road	East, West
Kansas Ave	River Road	East, West
Waubeek Road	River Road	South
Waubeek Road	Hwy 13 (Ramp)	Southeast
Golden Avenue	River Road	West
Ninth Avenue	Waubeek Rd	East
Pioneer Drive	Fitzgerald Rd	West
Capital	Ramsey	East, West
Waubeek Rd	Hwy13 Ramp	South
Hwy. 13	Hwy13 Ramp	North
Oak	Wisconsin	South
River Road	Chula Vista Blvd	North, South
Chula Vista Blvd	River Road	West
Chula Vista Blvd	Highway 13	East
Fitzgerald Road	Pioneer Drive	East
Vine	Indiana	North
Wisconsin	Oak Street	West
Wisconsin	Race Street	East
Deerwood Trl Glen	Becker Trl	East, West
Glen Becker Trl	Deerwood Trl	North, South
Wisconsin Ave	Oak St	East, West
Washington	Church	East, West
Vine	Michigan	North, South, East, West

Race	Michigan	North, South
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- (2) Yield Signs. Yield signs shall be erected on the following streets at the location as indicated:

<u>On Street</u>	<u>At Street</u>	<u>Traffic Direction Controlled</u>
Meadow Lane	Bowman	West
Michigan	Race	East, West
Elm	Oak	South
Illinois	Oak	East, West
Elm	Wisconsin	South
Cedar	Wisconsin	North
Illinois	Elm	East
Church	Minnesota	North, South
Washington	LaCrosse	West
Capital	Indiana	North, South
Illinois	Capital	East, West
Bowman	Illinois	North, South
Michigan	Bowman	East, West
Michigan	Vine	East, West
Vine	Illinois	North, South
Michigan	Capital	East, West
Waubeek Road	Hwy 13 Ramp	North
Iowa	Capital	East/West

- (3) Flashing Lights at Crosswalk. (Repealed by Ordinance A-458)

- (4) Left Turns Prohibited.

(a) From May 15 to October 1 there shall be no left turns from Eddy Street to Broadway. While this left turn prohibition is in effect, vehicles may make U-turns on Eddy Street, provided such traffic movement is performed in a reasonable and safe manner. a “No Left Turn” or “Right Turns Only” sign may be erected on Eddy Street at its intersection with Broadway on a seasonable basis.

## **10.22 PARKING REGULATIONS.**

- (1) No Parking. To facilitate snow removal in the winter and street sweeping in the summer, no person shall park any vehicle between the hours of 2:00 o'clock a.m. and 6:00 o'clock a.m., as follows:

(a) Broadway, in the 00, 100, 200, 300, 400 and 500 blocks; North side of Broadway in the 600 and 800 blocks; South side of Broadway in the 900 and 1000 blocks.

(b) Elm Street in the 700 block and from Broadway north to the south edge of the east and west alley in lots 47 and 48 in the 800 block.

(c) Oak Street in the 700 block and from Broadway north to the south edge of the east and west ally in lots 46 and 47 in the 800 block.

(d) Superior Street in the 700 block.

(e) River Road in the 800 block.

- (f) Washington Ave. in the 100, 200 and 300 blocks.
- (g) Eddy Street in the 700 block.
- (2) No Parking at Any Time. There shall be no parking at any time in the following locations:
  - (a) Bowman Rd. from its intersection with Capital St. to the south end of Bowman Rd. on both sides of Bowman Rd.
  - (b) West side of River Road from the intersection of Wisconsin Avenue to the north City limits.
  - (c) The first 66 feet south of the alley immediately south of Broadway on the east side of the 700 block of Church Street.
  - (d) On the east side of all parts of Stand Rock Road located in the City of Wisconsin Dells from Pioneer Drive north to City limits.
  - (e) West side of 800 block of Church Street.
  - (f) The north side of the 300 block of Washington Avenue east to Oak Street for the first 200 feet. Only Fire Department personnel may park when responding to emergency calls.
  - (g) A 66 foot long section of the south side of the 300 block of Washington Avenue immediately to the east of the two marked parking stalls at the intersection of Washington Avenue and Oak Street. Fire Department personnel may park when responding to emergency calls.
  - (h) The south side of Broadway in the 500, 600, 700, 800 and 1100 blocks.
  - (i) The north side of West Illinois Avenue from the access road to Fireman's Park to the western end of Illinois Avenue.
  - (j) The north side of Broadway in the 700 block.
  - (k) The north side of the 200 block of Kansas Avenue from the alley west to River Road.
  - (l) The west side of the 1100 block of Race Street.
  - (m) The south side of the 900 block of Indiana Avenue.
  - (n) The north side of the 100 block of Wisconsin Avenue.
  - (o) The south side of Vine Street from the northernmost drive of 411 Vine Street east to the City limits.
  - (p) The west side of Oak Street from the intersection of Oak Street and Washington Avenue north 112 feet.
  - (q) Both sides of the 900 block of Oak/Elm St.
  - (r) Within 50 ft of the sharp curve on the 1000 block of Oak St; or as marked.
  - (s) The north and south sides of Minnesota Avenue from the intersection of Minnesota Avenue and Race St. 75 feet west during the hours of 7:30 a.m. and 4:00 p.m. on all school days.
  - (t) Waubeek Road to Blighton Road, north and south sides
  - (u) The portion of River Road in the city limits from Waubeek Road to Golden Avenue, east and west sides.
  - (v) 106 Sweet Briar to the dead end, both sides.
  - (w) North on River Rd from DNR property to Chula Vista Parkway
- (3) Disabled Parking. The following parking spaces shall be delineated as set forth in Wisconsin Administrative Code Trans. 200.07. Parking shall be prohibited in these areas for all motor vehicles except those bearing registration plates issued

under Wis. Stat. 341.14 or similar legislation:

- a) City Lot 1 (Oak St/700 Block) - 2 stalls
- b) City Lot 2 (Elm Street/700 Block) - 2 stalls
- c) City Lot 3 (Oak Street/800 Block) - 4 stalls
- d) City Lot 4 (will update upon completion)
- d) City Lot 5 (Superior Street/700 Block) - 2 stalls
- e) City Lot 6 (River Road/800 Block) - 2 stalls
- f) City Lot 7 (Lemonweir Street/300 Block) – 6 stalls
- g) Municipal Building - 3 stalls on La Crosse St.
- h) City Lot 8 (La Crosse Street/000/100 Blocks) – 5 stalls
- i) 700 Superior (WDVCB) – 2 stalls
- j) 700 Elm (adjacent to Lot 2) – 0 stalls
- k) 600 Elm (Library) – 3 stalls
- l) 800 Elm – 1 stall
- m) 800 Cedar (Famous Dave's & M&I) – 2 stalls
- n) Municipal Swimming Pool (Veteran Dr/500 Block) – 1 stall
- o) Post Office (Minnesota Ave/300 Block) – 1 stall
- p) Illinois Avenue (100 Block)– 1 stall
- q) City Lot 7 including Swimming Pool –
- r) Eddy Street – 1 stall
- s) City Hall (La Crosse St/300 Block) – 3 stalls
- t) 600 Superior Street – 1 stall
- u) 200 La Crosse Street – 1 stall
- v) 100 La Crosse Street – 1 stall
- w) 700 Eddy Street – 2 stalls
- x) 700 Capital Street – 2 stalls
- y) 400 Washington Ave – 1 stall

- (4) Winter Months Zone. To facilitate snow removal during the winter months of residential areas, during the months of December, January, February and March of each year, no person shall park, stop or leave standing any vehicle upon any street (except the business area designated in 10.05(1)(a)) where all night parking is prohibited in the City of Wisconsin Dells on any day between the hours of 1:00 o'clock a.m. and 8:00 o'clock a.m. except as hereinafter provided:
- (a) From 1:00 o'clock a.m. on any even-number calendar date until 8:00 o'clock a.m. a vehicle may be parked during said hours on the near side of a street adjacent to lots and houses which have been assigned even numbers.
  - (b) From 1:00 o'clock a.m. on any odd-numbered calendar date until 8:00 o'clock a.m. a vehicle may be parked during said hours on the near side of a street adjacent to lots and houses which have been assigned odd numbers.
  - (c) The City may order parked vehicles which create a hazard or impede snow removal/emergency operations to be moved/towed and stored and the vehicle owner shall pay the reasonable cost of such moving/towing/and or storage.
  - (d) Nothing herein contained shall be construed to permit any vehicle to be parked on any street or in any parking area where parking is prohibited by the terms of any other ordinance.

- (e) Wherever any officer finds a vehicle disabled so as to cause a hazard or to impede snow removal or emergency operations, even though it may be impossible for the operator to avoid stopping or temporarily leaving the vehicle, the officer may cause said vehicle to be removed to a position where parking is permitted or to either private or public parking or storage premises. The operator or owner, or both, of the vehicle shall pay a reasonable charge for moving or towing or any storage involved.
- (5) Physicians Emergency Calls. The restrictions set forth in ss 10.05 of this ordinance shall not apply to physicians on emergency calls.
- (6) Angle Parking. Angle parking shall be permitted on the following streets in the City of Wisconsin Dells:
- (a) On the west side of Oak Street between Wisconsin Avenue and a point 112 feet north of the intersection of Oak Street and Washington Avenue.
  - (b) On the west side of Superior Street between Broadway and LaCrosse Street.
  - (c) On the east side of River Road between Broadway and Wisconsin Avenue excluding the last stall north on the east side.
  - (d) On the east side of Oak Street between Minnesota Avenue and the alley running through blocks 70 and 71 of the City of Wisconsin Dells.
  - (e) On the north side of the 300 block of Minnesota Avenue from Oak Street east to the alley.
  - (f) On the east side of Oak Street in the 900 block from Wisconsin Avenue north to the first alley.
  - (g) On the west side of LaCrosse Street from Broadway to Veterans Drive.
  - (h) On the east side of LaCrosse Street in the 100, 200 blocks.
  - (i) On the 100 block of Washington Avenue.
  - (j) On the 200 block of Washington Avenue excluding the north side from the alley east to Oak Street.
  - (k) On the west side of Eddy Street in the 700 block, excluding the first stall south of Broadway.
  - (l) On the west side of the 700 block of Cedar Street.
  - (m) Repealed. (800 Block of Church now parallel parking).
  - (n) On the east side of the 700 block of Capital Street.
  - (o) On the west side of the 700 block of Bowman Road, and the east side of the 700 block of Bowman Road from the north boundary line of Parcel 1050 proceeding north to the south boundary line of the alley between Bowman Road and Vine Street.
  - (p) On the south side of the 900 block of Iowa Avenue.
  - (q) On the west side of Elm Street from the east/west alley in the 800 block, south, to Minnesota Avenue, excluding the two parallel stalls in the 700 block.
  - (r) The east side of Elm Street from the intersection of Broadway and Elm Street north to the first alley.
  - (s) On the east side of Oak Street from Broadway proceeding north to the first alley.
  - (t) On the east side of the 600 block of Elm Street.
  - (u) On the south side of the 400 block of Washington Avenue.

- (v) On the east side of Cedar Street from Broadway south to the first alley.
- (w) On the east and west side of Cedar Street from Broadway north to the alley.
- (x) On the west side of Vine Street north of Broadway to the alley.
- (y) On the east side of the 700 block of Plum Street Broadway south to the alley.
- (z) On the west side of the 700 block of Vine Street south to the alley.
- (7) Metered Parking.
  - a) The City may establish by Common Council resolutions time limits for the parking of vehicles on public streets and parking areas and may install and use parking meters and other devices to measure and enforce such time limits.
  - b) Only one (1) vehicle may occupancy and use a designated and regulated parking space, except up to three (3) motorcycles/mopeds may be parked in a space and all will be subject to time limit enforcement and any other violations.
- (8) Chief of Police Authorized to Establish Further Parking Regulations. The Chief of Police of the City of Wisconsin Dells is hereby granted and delegated, by authority of ss 349.13, Wis. Stats., to prohibit, limit the time of or otherwise restrict the stopping, standing or parking of vehicles, so long as said regulations are not in conflict with the other provisions of this ordinance. The said Chief of Police is further granted and delegated the authority to:
  - (a) Permit parking on sidewalk areas when such parking will not unduly interfere with pedestrian traffic.
  - (b) Permit parking on the roadway side of other parked vehicles when such double parking will not unduly interfere with the flow of vehicular traffic.
  - (c) Permit parking closer than fifteen (15) feet to the end of the safety zone when such parking will not unduly interfere with the flow of vehicular traffic.
  - (d) Designate parking upon the left side of a one way street or roadway instead of the right side or permit parking on both sides.
  - (e) Designate angle parking on any roadway under the exclusive jurisdiction of the City of Wisconsin Dells.
- (9) Other Parking Restriction.
  - (a) The City lot in "Block D" shall be limited to 24 hours parking only, longer if necessary by obtaining a permit from the Police Department.
  - (b) The 600 block of Oak Street on both sides of the street from the alley south to Minnesota Avenue shall be limited to three hour parking.
  - (c) Parking shall be prohibited from 1:00 A.M. to 5:00 A.M. in the boat ramp parking lot located at River Road and Indiana Ave.
  - (d) South side of the 900 Block of Iowa Ave. from the alley west to Vine Street shall be limited to three hour parking Monday – Friday 7:00A.M. To 3P.M.
  - (e) Parking on the east side of Elm Street shall be limited to a three (3) hour parking limit. Four stalls in that area shall be designated as Library employee parking.
  - (f) Three hour parking, north side of the 600 block of Broadway, 800 block of Broadway, south side of the 900 block of Broadway and 1000 block of Broadway; and 800 block of Vine Street, Broadway to the alley west side.

- (10) Backing into Stalls. There shall be no backing into parking stalls.
- (11) No Parking with Motor Running. No motor vehicle shall be parked on any street, alley or highway with its motor running for a period of longer than one-half (1/2) hour. This ordinance shall not apply to school buses which are providing services to the local school district.
- (12) Parking of Semi-Trailers and Tractors.
- (a) Definitions:
- (i) "Road Tractor" means a motor vehicle designed and used for drawing other vehicles and not so constructed as to carry any load thereon either independently or any part of the weight of the vehicle or load so drawn.
- (ii) "Semi-Trailer" means a vehicle of the trailer type so designed and used in conjunction with a motor vehicle that some parts of its own weight and that of its own load rests upon or is carried by another vehicle, but does not include a mobile home. A vehicle used with a ready-mix motor truck to spread the load is considered a semi-trailer.
- (iii) "Tractor-Semi Trailer Combination" means a combination of two vehicles consisting of either a truck tractor and a semi-trailer or a road tractor and a semi-trailer.
- (iv) "Truck Tractor" means a motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.
- (b) Parking Prohibited. Except as provided herein, there shall be no parking of semi-trailers or tractor-semitrailer combinations, or truck tractors on any section of any street in the City. The prohibition hereby imposed shall not apply to the parking or standing of such a vehicle for the purpose of making pickups or deliveries from or to any building or structure, or for the purpose of delivering materials to be used in the repair, alteration, remodeling or construction of any such building or structure.
- (c) Permitted Parking.
- (i) Road tractors, semi-trailers, tractor-semitrailer combinations, and truck tractors may be parked with motor and/or compressor running at no cost on the East side of Business Park Road from 825 Business Park Road (Horn Plastics) to Hwy. 23 as long as notice (including description and license number of such road tractor, semi-trailer, tractor-semitrailer combination, truck tractor or trailer separately) of said parking is given to the Police Department of Wisconsin Dells prior to parking. Overnight parking is not to exceed 72-hours during any one-week period.
- (ii) Road tractors and truck tractors may be parked anywhere in the city with motor and/or compressor running for not more than 15 minutes.
- (13) Parking Prohibited in Fire Lanes or Near Fire Hydrants
- (a) No person shall stop or leave any motor vehicle standing in any of the following places except temporarily for the purpose of and while actively engaged in loading or unloading or in receiving or discharging passengers and while the vehicle is attended by a licensed operator so that it may promptly be moved in case of an emergency or to avoid obstruction of traffic:

- (i) In any designated fire lane, whether on public property or private property.
  - (ii) Within 10 feet of a fire hydrant, unless a greater distance is indicated by an official traffic sign.
- (b) In addition to authorized Police Department personnel, the Fire Chief and each Fire Inspector of the City shall be authorized to issue parking citations for violations of this subsection.
- (c) The Fire Chief shall be authorized to grant temporary approval to obstruct a fire lane for a construction project on such terms and conditions as the Fire Chief determines is in the public health, safety and general welfare.
- (14) Water Craft Trailers.
  - a) Definition – A Water Craft Trailer is defined as a vehicle without any mode of power that is required to be, or is capable of being pulled, towed or drawn by another vehicle and which is designed or used for carrying, hauling or transporting power boats, sailboats, waver runners, jet skis or any other type of vehicle used in or on the water.
  - b) The Municipal Boat Launch Lot is reserved for vehicles with water craft trailers only.
  - c) Vehicles with water craft trailers may park on all non-metered streets where parking is not restricted, not to exceed twenty-four (24) hours. Vehicles with water craft trailers may park on all metered streets and municipal parking lots and shall pay applicable parking fees for each stall occupied.
- (15) Unattended Trailers.
  - a) Definition. In this section, a “trailer” means vehicle without motive power designed for carrying property or passengers wholly on its own structure and for being drawn by a motor vehicle, but does not include a mobile home.
  - b) No trailer, whether attached or unattached to a motor vehicle, may be parked on any street for more than twenty-four (24) consecutive hours unless authorized by the Chief of Police.
- (16) Parking Restrictions during Specific Events  
 Parking during Baseball/Softball Tournaments at Rotary Park:
  - (a) No parking on the east side of the 1100 block of Race Street on days those games are scheduled.
  - (b) No Parking on the south side of Indiana Ave. from Race Street east to the end of Indiana Avenue on days that games are scheduled.
  - (c) Permit Parking only in the north - south alley from Indiana Avenue to Illinois Avenue east of the 1100 block of Race on days that games are scheduled.
  - d) Permit Parking only in the north – south alley from Indiana Avenue to Illinois Avenue east of the 1100 block of Vine Street on days that games are scheduled.
- (17) Overnight Parking.



- a) Parking Lots – Overnight Parking is allowed in Municipal Parking Lots 1 – 8, but not to exceed twenty-four (24) consecutive hours, except as provided at Code Sec. 10.22(1).
  - b) Street Parking – Except as provided in code sec. 10.22(1), overnight parking is allowed on all streets without restrictions.
- (18) Unauthorized Parking.
  - (a) No person shall leave or park any motor vehicle on private property without the consent of the owner or lessee of the property.
  - (b) Owners or lessees of public or private property may permit parking by certain persons and limit, restrict or prohibit parking as to other persons if the owner or lessee posts a sign on the property indicating for whom parking is permitted, limited, restricted or prohibited. No person may leave or park any other motor vehicle on public or private property contrary to a sign posted thereon.
- (19) Use of Parking Areas for Construction Project Site Regulation.
  - (a) Administration. The Building Inspector/Zoning Administrator, or designee is responsible for the administration of the use of parking areas for construction project sites in commercially-zoned districts.
  - (b) Applications & Permits Required in commercially-zoned districts.
    - (i) The Building Inspector/Zoning Administrator may permit the use and occupancy of public parking areas by contractor's building equipment, machinery, vehicles, containers and dumpsters (the "Equipment"). Such use and occupancy may not occur without a permit.
    - (ii) The Building Inspector/Zoning Administrator may allow for additional parking stalls to be used for vehicles for additional parking fees.
    - (iii) Applications shall include the following:
      - (1) Applicant's contact information including address, email and telephone number.
      - (2) Contact information for the on-site person responsible for the project.
      - (3) Scaled drawing(s) and/or diagram(s) showing location and area of project and anticipated placement of the Equipment in the public parking area.
      - (4) Payment of applicable fees and costs.
  - (c) Issuance of Permit/Conditions.
    - (i) If the Building Inspector/Zoning Administrator determines that the applicant has satisfied the requirements of this article, the Building Inspector/Zoning Administrator may issue a permit.
    - (ii) The Building Inspector/Zoning Administrator may impose reasonable conditions upon the issuance of the permit and the performance by the applicant thereunder to protect the public health, safety and welfare, to ensure structural integrity of the public parking area, to protect the property and safety of other users of the public parking area, and to minimize the disruption and inconvenience to the traveling public.
      - (1) For the purpose of this section, the judgment of a police officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested and the public impeded or inconvenienced.

- (iii) Without limitation, the following specific conditions may be required:
  - (1) Applicant/Permittee shall reimburse City for lost or decreased parking revenue.
  - (2) Usable width of street shall not be reduced to less than 18 feet.
  - (3) Applicant/Permittee shall provide and maintain sufficient barricade and warning lights around the Equipment to protect persons and property.
  - (4) The Equipment shall be located to allow an adequate vision corner from the Equipment to the nearest driveway or street intersection.
- (iv) No person may continue use of the public parking area beyond the date or area specified in the permit unless such person requests and is granted a permit extension from the Building Inspector/Zoning Administrator.
- (v) Permits issued under this section shall be conspicuously displayed at all times at the indicated work site and shall be available for inspection by the Building Inspector/Zoning Administrator.
- (d) Insurance & Indemnification.
  - (i) All contractors and/or utilities doing the work contemplated by this article shall file a certificate of insurance with the Building Inspector/Zoning Administrator giving evidence of insurance as follows: comprehensive general liability, contractual liability and property damage:
    - (1) Bodily injury including death (each person): \$500,000.
    - (2) Bodily injury, including death (each accident): \$1,000,000.
    - (3) Property damage (each person): \$500,000.
    - (4) Property damage (each accident): \$1,000,000.
  - (ii) The certificate of insurance must designate the City as an additional insured and contain a ten-day notice to the City of cancellation. This certificate may be filed annually with the Building Inspector/Zoning Administrator for applicants who perform work regularly within the City.
  - (iii) No liability. The City, its officers, boards, committees, commissions, elected officials, employees and agents shall not be liable for any loss or damage to any real or personal property of any person, or for any injury to or death of any person, or any other suit, claim or demand arising out of or in connection with the construction, operation, maintenance, repair or removal of the permittee's equipment or facilities or any such suit, claim or demand arising from the award of the permit or the City's authority related to such a grant.
- (e) Repair & Restoration.
  - (i) Work. The Permittee must restore the area of the permitted construction, including the paving and its foundations, to the same condition that existed before the commencement of the construction. The City shall inspect the area and accept the restoration when it determines that proper restoration has been made per standards of the Building Inspector/Zoning Administrator.
  - (ii) Standards. The Permittee shall perform repairs and restoration according

to the specifications and with the materials specified by the Building Inspector/Zoning Administrator. The Building Inspector/Zoning Administrator shall have the authority to prescribe the manner and extent of the restoration and may do so in written procedures of general application or on a site-specific basis.

(iii) Guarantees. The Permittee shall guarantee its work and shall maintain it for 24 months following its completion. During this twenty-four-month period the Permittee shall, upon notification from the Building Inspector/Zoning Administrator, correct all restoration work to the extent necessary, using the method required by the Building Inspector/Zoning Administrator. Said work shall be completed within five calendar days of the receipt of the notice from the Building Inspector/Zoning Administrator.

(iv) Failure to restore. If the Permittee fails to restore the public parking area in the manner and to the condition required by the Building Inspector/Zoning Administrator or fails to complete satisfactorily and timely all restoration required by the Building Inspector/Zoning Administrator, the Director of Public Works, at its option, may do such work. In that event, the Permittee shall pay to the City, within 30 days of billing, the cost of restoring the public parking area.

(f) Fees.

The Common Council shall from time to time establish by resolution fees related to this code section including required reimbursement for lost or decreased parking revenues.

(20) Notices to be Posted. Signs giving notice of the following parking regulations shall be posted at the City limits on all state and county trunk highways and connecting highways: 24-hour parking limitations, night parking regulations and snow emergency regulations.

(21) Use of Vehicle for Habitation. A motor vehicle, camping trailer, mobile home or other vehicle as defined at Wis. Stat. §340.01 may not be used as a temporary residence for sleeping purposes or as a place of habitation on any street or public parking lot.

(22) Parking Over Lines. No person shall park, stop or leave standing any vehicle in any parking stall or lot, whether attended or unattended, unless such vehicle shall be parked within the space designated by the marker lines painted upon the ground.

(23) Double Parking During Loading and Unloading. Temporary double parking in parking stalls for the purpose of loading and unloading of vehicles where public access to the rear of the building is not available shall be allowed at all times.

(24) Parking in Bicycle Lanes Prohibited. No person shall park, stop or leave standing any vehicle within any bicycle lane or bicycle way at any time.

(25) Compact Vehicles.

(a) Definition. In this subsection "Compact Vehicle" means a motor vehicle having no more than 109 cubic feet of cargo and passenger space and measuring less than 15.5 feet.

(b) Allowed. Compact Vehicles may be parked at the following locations in the

City which will be identified by signage:

1. On the east side of the 800 block of River Road north to the alley.
2. On the east and west sides of the 800 block of Oak Street north to the alley.

(26) Abandoned Vehicle

- a) Definition – “Abandoned Vehicle” in this section means an operable and licensed vehicle left unattended on public property for more than seventy-two (72) hours and will be considered a public nuisance.
- b) No person may abandon a vehicle in any metered stall or municipal parking lot for more than seventy-two (72) consecutive hours. In a snow removal emergency vehicles must be removed within 24 hours following the cessation of the emergency snow removal declaration.
- c) No person may abandon a vehicle on any street during the months of the alternate side parking restriction; (i.e. between December 1 and March 31 of each calendar year).
- d) It is a violation of this section if the vehicle is not moved within seventy-two (72) hours. The city may order vehicles in violation of this section to be moved/towed and stored and the owner will pay the reasonable cost of such moving/towing and storage.

(27) Tampering/Interference.

No person may interfere or tamper with parking enforcement tools, such as citations or warnings, or procedures, such as the marking or chalking of tires including, without limitation, removal or transfer of citations issued by authorized city officers or staff.

(28) Parking Permit.

Parking permits issued must be attached to the vehicle windshield on the driver's side lower corner and must be attached by its own adhesive. Parking permits are issued to a specific vehicle identification number and registration plate and may not be used on any other vehicle. Fraudulent use of a parking permit may result in fines, forfeiture of the permit, and ineligibility for future parking permits.

(29) Oversized Vehicles.

- a) Definition – school bus is defined at Wis. Stat 340.01(56). Motor bus is defined at Wis. Stat 340.01(31). Recreational vehicle (RV) is defined at Wis. Stat. 340.01(48r). Oversized vehicle is defined at Trans 250.02(e) & 250.02(f).
- b) Bus, RV and oversized vehicles may park on all non-metered streets not to exceed twenty-four (24) hours. Bus, RV and oversized vehicles may park on all metered streets and municipal parking lots and must pay all parking fees for each stall occupied; except as provided in secs. 10.22(1) and 10.22(12)(b).
- c) Except as provided in 10.22(12), 10.22(14) and 10.22(15), vehicles with trailers may park on all non-metered streets. Vehicles with trailers may park all metered streets and municipal parking lots and shall pay for parking fees for each stall occupied.

(99) Penalties.

- a) Any person who shall violate any provision of this ordinance shall, upon conviction thereof, forfeit the amount set forth in the Uniform State Traffic Deposit Schedule adopted pursuant to Wis. Stat. sec. 345.26(2)(a); which is herewith adopted by reference, except that the following specific penalties will apply for the violations set forth below.

<b>Parking Fines</b>	<b>If Paid Within 14 Days</b>	<b>If Paid After 14 Days</b>	<b>If Paid After 28 Days</b>	<b>If Paid After 45 Days</b>
Alternate Side Parking	\$15.00	\$40.00	\$65.00	\$80.00
Abandoned Vehicle > 72 Hours	\$15.00	\$40.00	\$65.00	\$80.00
Backed into Stall	\$15.00	\$40.00	\$65.00	\$80.00
Bike Lane Violation	\$15.00	\$40.00	\$65.00	\$80.00
Blocking Alley or Driveway	\$15.00	\$40.00	\$65.00	\$80.00
Boat Launch Fee Violation	\$40.00	\$65.00	\$90.00	\$105.00
Boat Launch Parking Violation—w/Trailers only	\$40.00	\$65.00	\$90.00	\$105.00
Boat Parking Lot Violation	\$15.00	\$40.00	\$65.00	\$80.00
Double Parking	\$15.00	\$40.00	\$65.00	\$80.00
Improper Parking	\$15.00	\$40.00	\$65.00	\$80.00
More Than 3 Motorcycles/Mopeds in Stall	\$15.00	\$40.00	\$65.00	\$80.00
Municipal Lots Parked >24 Hours	\$15.00	\$40.00	\$65.00	\$80.00
No Parking Zone	\$30.00	\$55.00	\$80.00	\$95.00
No Semi-Tractor Parking	\$15.00	\$40.00	\$65.00	\$80.00
Other \$15	\$15.00	\$40.00	\$65.00	\$80.00
Other \$30	\$30.00	\$55.00	\$80.00	\$95.00
Oversized Vehicle Additional Stall(s) Not Paid	\$15.00	\$40.00	\$65.00	\$80.00
Overtime Meter Parking	\$15.00	\$40.00	\$65.00	\$80.00
Overtime Parking – EV Charging Station	\$30.00	\$55.00	\$80.00	\$95.00
Overtime Parking in Alleyway	\$15.00	\$40.00	\$65.00	\$80.00
Parked 2 a.m. to 6 a.m.	\$15.00	\$40.00	\$65.00	\$80.00
Parked in Compact Vehicle Zone	\$30.00	\$55.00	\$80.00	\$95.00
Parked in EV Charging Station	\$30.00	\$55.00	\$80.00	\$95.00
Parked in Fire Lane or Near Fire Hydrant	\$30.00	\$55.00	\$80.00	\$95.00
Parked in Disabled Stall	\$150.00	\$175.00	\$200.00	\$215.00
Parked on Private Property	\$15.00	\$40.00	\$65.00	\$80.00
Parked on Sidewalk	\$15.00	\$40.00	\$65.00	\$80.00
Parked Over 12" From Curb	\$15.00	\$40.00	\$65.00	\$80.00
Parked w/Motor or Compressor Running	\$75.00	\$100.00	\$125.00	\$140.00

Parked Within 10' of Fire Hydrant	\$15.00	\$40.00	\$65.00	\$80.00
Parked Within 15' of Crosswalk	\$15.00	\$40.00	\$65.00	\$80.00
Parked Within 4' of Private Drive/Alley	\$15.00	\$40.00	\$65.00	\$80.00
Parked Wrong Side of Street – Left of Center	\$15.00	\$40.00	\$65.00	\$80.00
Parking Permit – misuse violation	\$15.00	\$40.00	\$65.00	\$80.00
Parked Wrong Side of Street	\$15.00	\$40.00	\$65.00	\$80.00
Parking Permit – violation	\$15.00	\$40.00	\$65.00	\$80.00
Unattended Trailers>24 Hours W/WO Vehicle	\$15.00	\$40.00	\$65.00	\$80.00

- (b) Cost of Prosecution. Any person who violates any of the provisions of this section shall, in addition to the forfeiture required, pay the costs of prosecution.
- (c) Failure to Pay Forfeiture. Any person who fails to pay any forfeiture or costs of prosecution as set forth in this section may be imprisoned in the county jail until said forfeiture and costs are paid, but will not be imprisoned for more than ninety (90) days.
- (d) Traffic Violation and Registration Program. Any parking violation falling within the authority contained in the Wisconsin Administration Code, Chapter TRANS-128, shall be subject to all actual costs by the City in connection with the State of Wisconsin's traffic violation and registration program.
- (e) Bond Schedule. In addition to the Uniform State Traffic Deposit Schedule referenced in Section 10.11(1), and the bond schedule set forth above, the Chief of Police may establish a bond schedule for all matters not otherwise controlled by applicable State law. This bond schedule and its future amendments will be made by a resolution adopted by a majority of the City Council.

### **10.23 ONE WAY STREETS AND ALLEYS**

- (1) The following streets in the City of Wisconsin Dells are hereby designated and described to be one way streets:
  - (a) La Crosse Street between Broadway and Eddy Street, upon which traffic shall proceed in a southeasterly direction only.
  - (b) La Crosse Street between Washington Avenue and Superior Street, upon which traffic shall proceed in a southeasterly direction only.
  - (c) East – West Alley from North – South Alley (Bank), upon which traffic shall proceed in a westerly direction only.
  - (d) East – West Alley from Superior Street to Oak Street, upon which traffic shall proceed in a westerly direction.

### **10.24 CITY ACCIDENT REPORT REQUIRED.**

- (1) As required by ss 346.70, Wis. Stats., and adopted by this ordinance, the

operator of a motor vehicle in an accident resulting in injury to any person or damage to any one person's property more than \$1000 (or \$200 or more to government property), other than vehicles, shall immediately give notice of such accident to the Police Department of the City of Wisconsin Dells.

#### **10.25 VEHICULAR WEIGHT LIMITATIONS.**

- (1) Class "A" Highway. Broadway Street is hereby designated as a Class "A" Highway, subject to the weight limitations imposed by ss 348.15, Wis. Stats.
- (2) Class "B" Highways Designated. All streets and alleys within the City of Wisconsin Dells, excepting only Broadway Street, are hereby designated Class "B" Highway, subject to the weight limitations imposed by ss 348.16, Wis. Stats., provided however, that vehicles having a weight in excess of that specified by ss 348.16, Wis. Stats., shall be permitted to travel upon the said streets and alleys for the sole purpose of moving or delivering supplies or commodities to or from places of business or residences located adjacent to the said streets, provided that in no event shall the weight of the said vehicles or loads exceed the limitations imposed for Class "A" Highways as set forth in ss 348.15, Wis. Stats.
- (3) Authority to Impose Special or Seasonal Weight Limitations. The officer in charge of maintenance of highways, streets and alleys in the City of Wisconsin Dells may:
  - (a) Impose special weight limitations on any such highway, street or ally or portion thereof, which, because of weakness of the roadbed due to deterioration or climatic conditions or other special or temporary conditions, would likely be seriously damaged or destroyed in the absence of such special limitations.
  - (b) Impose special weight limitations on bridges or culverts when in his judgment such bridge or culvert cannot safely withstand the maximum weights permitted by the Wisconsin Statutes or by this ordinance.
  - (c) Imposition of the said special weight limitations shall be done by erecting signs on or along the highway, street or alley on which it is desired to impose the limitations sufficient to give reasonable notice of the special weight limitations in effect and the nature of that limitation. Imposition of the special weight limitations authorized by subsection (b) shall be done by erecting similar signs within 100 feet before each end of the bridge or culvert to which the weight limitation applies.

#### **10.26 ERECTION OF OFFICIAL TRAFFIC SIGNS AND SIGNALS.**

- (1) The Chief of Police of the City of Wisconsin Dells is hereby authorized and directed to procure, erect and maintain appropriate standard traffic signs, signals and markings conforming to the rules of the State Highway Commission giving notice of the provisions of this ordinance wherever required by the Statutes of the State of Wisconsin to enable enforcement of this ordinance. Signs shall be erected in such locations and manner as authorized by the governing body as to give adequate warning to users of the street, alley or highway in question.

#### **10.28 DYNAMIC BRAKING DEVICES PROHIBITED**

- (1) Definition. A “dynamic braking device” (commonly referred to as jacob's brake, engine brake or compression brake) means a device primarily on trucks for conversion of engine from an internal combustion engine to an air compressor for the purpose of braking without the use of wheel brakes.
- (2) Use Prohibited. It is unlawful for any person to operate any motor vehicle with a dynamic braking device engaged, except for the aversion of imminent danger, within the City limits.
- (3) Penalty. Any person who violates this code section shall pay of forfeiture pay of not less than \$100.00 and not more than \$250.00, together with the cost of prosecution. If a person shall fail to pay the forfeiture and costs when due, the person may be imprisoned in the county jail until payment is made, but not exceeding 30 days.

#### **10.29 GOLF CART CROSSING (Adopts Chap. 349)**

#### **10.30 RIDING IN CARGO AREAS**

- (1) The Chief of Police is authorized to prohibit during periods of high traffic volume and activity associated with special events and festivals, the operation of a motor vehicle upon a street or highway with any persons riding in the cargo area.
- (2) The Chief of Police shall notify the Mayor and Common Council in writing, at least 21 days in advance of the exercise of this authority. The Mayor and Common Council may approve or reject this notification.
- (3) The Chief shall post and erect such signs and notices as needed to provide reasonable warning of this temporary restriction.
- (4) No person shall be issued a citation for an offense until they have first been issued a warning.
- (5) The penalty shall be \$503.

#### **10.40 ALL-TERRAIN/UTILITY TERRAIN VEHICLES USE & OPERATION**

- (1) State Laws Adopted. The statutory provisions of Wis. Stat. Sec. 23.33 and Wis. Stat. Chaps. 340 to 348 establishing definitions and regulations with respect to ATVs and UTVs and Wis. Admin Code Chap. NR 64 are adopted by reference. Unless otherwise specifically provided here, any act required to be performed or prohibited by any statute or administrative code provision incorporated herein is required or prohibited by this ordinance. Any future amendments, revisions or modifications of the Wisconsin Statutes or Wisconsin Administrative Code incorporated herein are made a part of this ordinance in order to provide uniform statewide regulation of ATVs and UTVs.
- (2) Designation of ATV and UTV Routes.



(a) No person shall operate an ATV or UTV on any City street, alley, park or parking lot, on any public lands or parking lots held open to the public, or on any land within the City except as provided below.

(b) All streets in the City are designated ATV/UTV routes except the following: none.

(c) Pursuant to Wis. Stat. Sec. 23.33(11)(am)(4), ATVs/UTVs are authorized to operate on the following highways where the speed limits are 35 MPH or less:

1. STH 13 between Wisconsin Dells Parkway and Trout Road/CR H.
2. USH 12/STH 23 (Wisconsin Dells Parkway) between City limit and Broadway.
3. USH 12/STH 23/USH 16 (Broadway) between Wisconsin Dells Parkway and STH 13/USH 16.
4. STH 13/STH 23/USH 16 (Broadway) between Wisconsin Dells Parkway and STH 13/USH 16.

(d) ATV's/UTV's may not be operated on the following highways until designated by the Wisconsin Department of Transportation. Such designation shall be acknowledged by a Common Council Resolution and the ATV/UTV speed limit on such highways shall be 35 mph:

1. USH 12/USH 16 (Wisconsin Dells Parkway) North of Broadway.
2. STH 13 North of Broadway.
3. USH 16 South of Broadway.
4. STH 23 East of STH 13/USH 16/STH 23 intersection.

(e) The City reserves the right to close or modify ATV and UTV routes at any time.

(f) All ATV and UTV routes shall be signed in accordance with Wis. Admin. Code Sec. NR 64.12. The City shall maintain all route signs within the City, including without limitation, on federal, state and county trunk highways within the City.

(3) Conditions and Restrictions on Operation. In addition to the provisions contained in Wis. Stat. Sec. 23.33 and Wis. Stat. Chaps. 340 to 348, and as a condition for the use of ATV and UTV routes designated and authorized herein, the following conditions and restrictions shall apply to all ATV and UTV operators and passengers, as applicable:

(a) All ATV and UTV units shall be registered for public use in accordance with Wisconsin Department of Natural Resources ("DNR") regulations, and proof of registration shall be displayed as required by statute during all times of operation.

(b) All ATV and UTV operators shall observe all applicable rules of the road governing motorized vehicles operating on municipal streets in accordance with Wis. Stat. Sec. 23.33 and Wis. Stat. Chap. 346.

(c) ATV/UTVs may be operated in the City between 5:00am and 10:00pm; and, as permitted in Wis. Stat. sec. 22.33(4)(f), or as authorized in writing by the Mayor or Chief of Police on a temporary basis.

(d) No ATV or UTV shall be operated at a speed greater than the posted speed

limit, except that no ATV or UTV shall be operated at a speed greater than 35mph.

(e) All ATV and UTV operators are subject to and shall abide by applicable provisions of the Wisconsin Statutes and DNR regulations pertaining to age, safety and safety certificate requirements.

(f) No person shall operate an ATV or UTV on any trail or route without fully functional headlights, taillights and brake lights. All operators shall display a lighted headlight and taillight at all times while on the trail or route.

(g) No person shall operate an ATV or UTV on any trail or route where the vehicle does not meet state or municipal noise and exhaust restriction requirements.

(h) No person shall operate an ATV or UTV within any municipal park or on any sidewalk, designated bicycle or pedestrian lane, gravel shoulder, ditch or other area of any street right-of-way other than on the paved roadway, unless specifically designated and posted otherwise by the City.

(i) No person shall leave or allow any ATV or UTV owned or operated by that person to remain unattended on any public highway or public property while the motor is running or with the starting key left in the ignition.

(j) ATV and UTV operators or passengers under the age of 18 years of age shall wear protective headgear of the type required under Wis. Stat. Sec. 347.485(1)(a).

(k) No ATV or UTV operator or passenger shall be in possession of an open intoxicant while the ATV or UTV is in operation. No person shall operate an ATV or UTV while under the influence of an intoxicant, a restricted controlled substance, a controlled substance analog, or any combination of these elements, to a degree which renders the person incapable of safely operating the ATV or UTV.

(l) ATV's/UTV's may be operated on streets and public ways within City parks and within City parking lots.

(m) ATV/UTV's shall be subject to all City parking regulations and restrictions.

(4) Licensing, insurance and registration.

(a) Driver's license. Every person who operates an ATV/UTV on a segment of City road which is designated as an ATV/UTV route shall have in his or her immediate possession a valid motor vehicle operator's license and shall display the license document upon demand from any law enforcement officer or official described in Wis. Stat. Sec. 23.33(12).

(b) Insurance. Every person who operates an ATV/UTV on a segment of a City road which is designated as an ATV/UTV route, and/or every ATV/UTV operated on a segment of City road which is designated as an ATV/UTV route, shall carry liability, and/or other insurances consistent with Wisconsin state law for the operation of a motorized vehicle.

(5) Disturbing the peace, and nuisance activities.

(a) Cruising prohibited. No person shall, while operating an ATV or UTV, engage in the practice of cruising on any authorized road. Cruising is defined as running all or part of the length of a roadway multiple times, per day, back

and forth, for any purpose other than departing or arriving at their residence, or place of lodging, or departing or arriving, at a public boat landing.

(b) Exhaust system/muffler modifications prohibited. No person shall operate on a City route any ATV/UTV unless such ATV/UTV is equipped with an adequate muffler in constant operation and properly maintained to prevent any excessive or unusual noise or annoying smoke.

(c) Radios or the electronic sound amplification devices. No person may operate or park, stop or leaving standing an ATV/UTV vehicle while using a radio or other electronic sound amplification device emitting sound from the vehicle that is audible under normal conditions from 75 feet or more, unless the electronic sound amplification device is being used to request assistance to warn against an unsafe condition.

- (6) Enforcement. The penalty for any violation identified in Wis. Stat. Sec. 23.33(13) or Wis. Stat. Chaps. 340 through 347 shall be as provided in the Statutes. Deposit amounts for such violations shall be as set forth in the current Revised Uniform State Traffic Deposit Schedule. The penalty for any violation of this ordinance not addressed in Wis. Stat. Sec. 23.33(13) or Wis. Stat. Chaps. 340 through 347 shall be a forfeiture as set forth in the Wisconsin Dells Municipal Code, together with all applicable costs, surcharges and assessments.

#### **10.41 GOLF CARTS**

- (1) Definition. In this section, 'golf cart' means a motorized vehicle with four wheels, which cannot exceed the speed of 25 miles per hour, generally designed for operation and use on golf courses and designed or modified to carry up to four (4) persons.
- (2) Operation of Golf Cars Allowed; Exceptions.
- a) Allowed. The operation of golf carts on public streets in the City is permitted provided the golf cart is registered and operated consistent with this code section.
- b) Exceptions. This code section does not apply in the following instances:
- i) The operation of golf carts at golf courses, private clubs or on private property, with the consent of the owner.
- ii) The operation of a golf cart during a parade, a festival or other special event, with the consent of the sponsor.
- (3) Licensing & Registration.
- a) No golf cart may be operated on City streets, unless a permit issued by the City Clerk has been issued to the owner of the golf cart. The permit received from the City must be displayed on the golf cart in a prominent location at all times of operation so as to be clearly visible. The permit shall be valid for each calendar year from April 1<sup>st</sup> to November 1<sup>st</sup> and shall be renewed Biennial. The initial annual fee for the permit shall be \$50.00 Dollars to cover

annual inspection and administrative costs; and, the annual fee may be revised by changes to the City's Schedule of Fees.

- b) Prior to the issuance or renewal of a City golf cart permit, the golf cart shall be inspected by the Wisconsin Dells Police Department to determine if the subject golf cart complies with the requirements set forth in this code section.
- (4) Insurance. As part of the annual permit process, the owner of the golf cart shall provide proof of liability insurance in the amount of One Hundred Thousand Dollars (\$100,000.00) per incident. The proof of insurance must be with the golf cart whenever the golf cart is in operation on City streets. Proof of renewed liability insurance must be provided annually at time of permit renewal.
- (5) Required Equipment. All golf carts operating on City streets shall be equipped with the following:
  - a) Brakes that are in good working condition.
  - b) WisDOT approved slow moving vehicle (SMV) sign located on the rear of golf cart.
  - c) Front and rear reflectors.
  - d) Audible warning device.
  - e) Rear view mirror.
  - f) Two (2) operating headlights and tail lights visible from a distance of 500 feet per code sec. (6)(b).
- (6) Operating Regulations. The following regulations apply to the operation of a golf cart within the City:
  - a) Golf carts are prohibited from operating on City streets from November 1st through March 31st.
  - b) Hours of operation:
    - i) Without headlights/tail lights – between sunrise and sundown.
    - ii) With headlights/tail lights – between 5:00 a.m. and 10:00 p.m.
  - c) The operator and or occupants of golf carts shall comply with all state and local traffic law, rules and regulations including, without limitation, alcohol beverage and illegal drugs restrictions.
  - d) Golf carts shall adhere to all traffic flow patterns and must operate on the right side of the roadway and may only be operated on City streets where the posted speed limit is twenty-five (25) miles per hour or less.
  - e) Golf carts may be operated by persons who are at least sixteen (16) years of age and possess a valid driver's license.
  - f) Golf carts may not be used as a taxicab or bus or for the commercial carrying of passengers or the hauling of freight.
  - g) Golf carts may not be used for the purpose of towing another cart, trailer or vehicle of any kind including a person on roller skates, skateboard or bicycle.
  - h) Golf carts shall yield the right-of-way to pedestrians, bicyclists and other motor vehicles.

- (7) Operation Location. Golf carts may be operated only on streets in Columbia County located West of STH 16. Broadway Road may be crossed only at established stop light intersections.

#### **10.42 LOW SPEED VEHICLES (LSV)**

- (1) Definition. A low speed vehicle (LSV) must meet the National Highway Traffic Safety Administration's (NHTSA) Federal Motor Vehicle Safety Standards and must have a certification label stating that the vehicle meets those standards. A golf cart is not considered a LSV.
- (2) LSV Standards. To be eligible for use of the streets of the City, a LSV shall have or be:
- a) Four-wheeled and shall have a speed range potential of at least 20 miles per hour but not more than 25 miles per hour on a paved surface and a gross vehicle weight at rest of less than 3,000 pounds.
  - b) Headlights, front and rear turn signals and stop lamps.
  - c) Red reflectors on each side as far to the rear as practicable and one such reflector on the rear.
  - d) An exterior mirror mounted on the driver's side and either an exterior mirror on the passenger's side or an interior rearview mirror.
  - e) A parking brake.
  - f) A windshield which conforms to the requirements of the Federal Motor Vehicle Safety Standard on glazing materials. (49 CFR 571.205).
  - g) A vehicle identification number (VIN) which complies with the Federal Code (49 CFR 565).
  - h) 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.
  - i) Meet the general test conditions under 49 CFR 571.50056.
  - j) Be self-propelled by gas or electric power.
  - k) For operation on public roads, a LSV must be titled and registered through the DMV.
- (3) Operation.
- a) Low speed vehicles may be operated only upon those streets having a posted speed limit of 35 miles per hour or less.
  - b) The operator of a low speed vehicle shall be in possession of a valid driver's license at the time of its operation on City streets.
  - c) LSV's may never travel on or across expressways, freeways, interstate highways or other controlled-access highways.
  - d) The operation of a LSV shall comply in all respects with all ordinances of the City, together with applicable State laws.
  - e) Operators of LSV's must have a motor vehicle liability policy in effect that covers the LSV and meets minimum required coverage. The LSV operator must display proof of insurance coverage upon demand from any traffic officer.

#### **10.43 REMOVAL OR IMMOBILIZATION OF VEHICLES**

(1) Definitions:

- a) "Immobilization Device" means a device or mechanism which immobilized a motor vehicle, making the motor vehicle inoperable.
- b) "Nonmoving Traffic Violation" has the meaning given in Wis. Stat. §345.28(1)(c).
- c) "Owner" has the meaning given in Wis. Stat. §341.65(1).
- d) "Parking Enforcer" means a parking enforcement officer, police officer or any other person who enforces nonmoving traffic violations and is employed by the City.

(2) Authority: to Remove Vehicles.

Whenever a Parking Enforcer finds a vehicle legally or illegally parked upon any street, highway or publicly owned or leased parking facility within the City and the vehicle has at least five nonmoving traffic violations issued by the City which occurred more than 60 days previously and for which the owner has neither paid the forfeiture for each citation nor scheduled an appearance in court in response to each of the citations, the Parking Enforcer is authorized to immobilize the vehicle with an immobilization device or remove the vehicle to a suitable place of impoundment, including but not limited to private or public parking or storage premises, provided notice requirements pursuant to section (3)(a) have been met. The removal may be performed by or under the direction of the Parking Enforcer or a towing contractor under contract with the City.

(3) Notice to Owner.

- a) Notice shall be given to the owner and all known lien holders of the vehicle of the existence of the unpaid tickets and the fact that the vehicle may be removed and impounded or immobilized in the future if the owner has neither paid the forfeiture for each violation that occurred more than 60 days previously nor scheduled an appearance in court in response to each citation issued more than 60 days previously for which the forfeiture has not been paid. Said notice shall be sent via first class mail to the last known address of the owner and all known lien holders. The notice shall specify the date on which each citation counted in sub. (2) was issued, the license number or vehicle identification number of the vehicle involved. The place where the citations may be paid, the amount of the forfeitures, and the means by which the citations may be contested. Notice is effective upon mailing. Towing may not be commenced until after 24 hours from the date notice was sent.
- b) If the vehicle is removed and impounded, as soon as practicable and no later than one business day after removal of the vehicle, a notice shall be mailed to the vehicle owner and all known lien holders informing the owner of the vehicle's location, the procedure for reclaiming the vehicle and the availability of review before the Chief of Police or designee. The Parking Enforcer causing the vehicle to be towed shall relay the information to police dispatch so vehicle owners may obtain the information over the phone the same day their vehicle is towed. For

purposes of this subsection, "business day" means the calendar days Monday through Friday, excluding holidays when Police Department administrative support staff are not required to work.

- c) If the vehicle is immobilized with an immobilization device, the parking enforcer shall place in a highly visible location and in a reasonably secure manner on the vehicle, at the time of immobilization, a written notice that warns the driver that the device has been placed on the vehicle; specifies for each citation counted under sub. (2), the license plate number or vehicle identification number of the vehicle involved, the place where the citation may be paid, and the means by which the citation may be contested, or provides a telephone number at which an individual is available to provide this information 24 hours a day; and states the amount of the removal fee under sub. (5), if any, that is in addition to any amount required to be paid as specified in the notice under sub. (3)(a).

(4) Review.

In the event the owner or lien holder of a vehicle which was removed pursuant to sub. (2) seeks a review of such removal, the owner or lien holder shall notify the Chief of Police or designee of such request within 10 days of the vehicle's removal. A review shall be conducted within 10 days of the owner's request. The Chief of Police or designee shall determine:

- a) Whether the defendant actually had at least five prior unpaid parking tickets issued by the Police Department which were unpaid for more than 60 days and for which an appearance in court was not scheduled at the time the vehicle was removed; and
- b) Whether the defendant had been provided more than twenty-four hours' notice as set forth in sub. (3)(a), regarding the outstanding unpaid tickets prior to the removal of the vehicle.

(5) Charges for Removal and Storage or Immobilization.

Any person redeeming a vehicle impounded under this section shall pay the towing contractor for the costs of impoundment, including the costs of removal, towing and storage. An additional charge shall be imposed for the actual costs, including costs of labor incurred in the treatment, disposal, removal or abatement of any substance, chemical or other material contained within or upon a vehicle when such action is necessary to return the vehicle to a reasonably safe and sanitary condition. Said charges shall be paid to the towing contractor prior to the release of the vehicle. If the Parking Enforcer elects to immobilize vehicles with an immobilization device, it shall establish a reasonable fee to remove an immobilization device placed on a vehicle and the amount of the fee shall be kept on file at the Department and made available to the public upon request.

(6) Release of Vehicle.

The owner of a motor vehicle that is removed and impounded or immobilized under sub. (2) may secure release of the motor vehicle upon presentation of proper identification and by doing all of the following:

- a) Paying all applicable charges set forth in sub. (5).
- b) Paying all forfeitures specified in each notice issued under sub. (3) or scheduling an appearance in court in response to all citations issued under sub. (2), or a combination of paying forfeitures and scheduling appearances with respect to all citations counted under sub. (2).
- c) Registering the motor vehicle under Wis. Stat. §341 if it is not already registered unless it is exempt from registration under Wis. Stat. §341.05.

(7) Adjustments.

Whenever the Chief of Police, designee or a court of competent jurisdiction expressly finds that one or more of the requirements in sub.(4) were not met at the time the vehicle was towed, the Parking Enforcer shall authorize release of the vehicle without payment of charges for removal and storage and shall refund any charges for removal and storage of such vehicle which had been previously paid.

(8) Unclaimed Vehicles.

In the event a vehicle is removed pursuant to sub. (2) and is not claimed within thirty (30) days, the vehicle shall be disposed of pursuant to Wis. Stat. §349.139.

(9) Towing Contract.

The Chief of Police or designee may enter into contracts for and on behalf of the City for the removal and storage or immobilization of vehicles pursuant to sub. (2). Any such contract shall provide that the company have adequate equipment facilities and have personnel available twenty-four hours a day, and that such company furnish the City with an indemnification agreement supported by a performance bond and indemnity bond, and in lieu thereof, a certificate of insurance to hold the City harmless from any claims for damage or theft of the vehicles and personal property therein contained when the same are towed away or immobilized with an immobilization device.



## CHAPTER 10 REVISIONS

08-30-90 A-261  
05-20-91 A-283  
06-17-91 A-286  
07-15-91 A-290  
10-21-91 A-297  
02-17-92 A-307  
03-30-92 A-310  
12-21-92 A-320  
04-20-93 A-325  
05-17-93 A-326  
05-17-93 A-328  
08-19-93 A-333  
07-22-93 A-334  
08-19-93 A-336  
12-30-93 A-339  
12-30-93 A-340  
06-23-94 A-346  
03-02-95 A-360 (Add pkg.lots 6 & 7)  
03-02-95 A-361 (School bus warning lights)  
08-30-95 A-370 (30 mph) CTH H)  
08-30-95 A-372 (Angle & "NO" pkg changes)  
08-30-95 A-374 (Repeal 10.10)  
08-30-95 A-375 (Adopt St.Stats.,sp.limit on Bus.Pk.Rd.& handicap stalls)  
08-30-95 A-376 (Wis.Ave.-thru street to Vine)  
02-28-96 A-386 Parking Prohibited in Fire Lanes Near Fire Hydrants  
05-11-96 A-391 Add 2 angle parking areas (Wash and Cedar)  
06-26-96 A-394 Add Stop sign on Cynthia at Michigan  
05-14-97 A-405 Reduce speed limit on hwy 12 toward Delton to 30mph  
07-30-97 A-411 Add portion of east side of Bowman as angle parking  
04-21-98 A-426 Install stop sign on Wisconsin at Bowman for East/West traffic. 10.04(1)  
09-30-98 A-432 Boat Trailers parking restrictions 10.05 (14)  
05-26-99 A-438 Boat Trailer parking restricted area enlarged 10.05 (14)  
05-26-99 A-440 No Left Turns from Eddy to Broadway 10.04(4)  
05-26-99 A-441 No parking during school hours on Minnesota, 75 feet west from Race.  
04-26-00 A-458 Modifies traffic codes. 10.04, 10.05, and 10.11  
05-15-00 A-462 Traffic Code revision (entire chapter)  
09-02-00 A-467 Prohibits Jake Brakes within the City limits. Creates sec.10.28  
11-29-00 A-472 No Parking 900 block of Iowa M-F 7am-3pm. Creates 10.22(9)(d)  
11-29-00 A-473 Adds stops sign to E/W of Valley Drive and Pine Street. Amends 10.21(1)  
09-26-01 A-490 Adds a yield sign at Michigan and Capital, East and West. 10.21(2)  
02-27-02 A-501 Cty H Frontage Rd to 35mph. Hwy 12 (strip) to 35mph year-round 10.19(a)&(d)  
11-27-02 A-515 Adds stop sign Michigan at Pine Street. 10.21(1)  
01-29-03 A-520 Adds stop sign Michigan at Hwy. 13 10.21(1)  
04-23-03 A-525 Adds parking restrictions in 500 block of Broadway & Lot #9. 10.22(1)(a)&(h)  
03-24-04 A-542 Replace yield signs w/stop signs long River Rd E-W direction. 10.21(1) & 10.21(2)

04-03-04A-553 Relocates allowed overnight semi parking area to Ind. Park 10.22(12)(c)(i)  
 06-30-04 A-561 Library parking limited to 3hr parking. Provides employee parking. 10.22(9)(e)  
 12-29-04 A-568 To include areas of annexation and construction changes. 10.19,10.21,10.22  
 05-25-05 A-578 To include areas of annexation. 10.19, 10.21, and 10.22 changed.  
 08-24-05 A-580 Updates to code per Police Chief. 10.16, 10.19,10.21, 10.22,10.29  
 11-30-05 A-587 Updates per Chief. 10.21, 10.22 and 10.24  
 03-25-06 A-594 Regulates the parking of unattended trailers. 10.22(15)  
 03-25-06 A-597 Adds one-way alleys to municipal code listing. 10.23  
 05-24-06 A-600 New stop sign on Oak at Wisconsin. 10.21(1)  
 07-26-06 A-603 Adds 3 new stops signs at Chula Vista. 10.21(1)  
 07-26-06 A-604 Changes parking in 800 Block of Church Street from angle to parallel. 10.22(6)  
 12-02-06 A-610 Changes speed limit on Old Hwy 12 from 55mph down to 45mph. 10.19(6)(d)  
 05-26-07 A-617 No parking on River Rd from DNR prop to Chula Vista Parkway. 10.22(2)(v)  
 06-23-07 A-622 Speed limit at 25mph DNR area at Birch Cliff to Golden Ave. 10.19(2)(i)  
 12-26-07 A-629 Speed limit at 15mph River Road Round-About. 10.19(7)  
 09-26-09 A-663 Updates handicapped parking locations. 10.22(3)  
 01-23-10 A-670 Parking restrictions by Rotary Park during events. 10.22(16)  
 05-22-10 A-681 Adds stop sign on Fitzgerald Road at Pioneer Drive-East. 10.21(1)  
 06-30-10 A-686 Updated to reference current & future state traffic code. 10.01 (10.07-10.16 ref.)  
 05-21-11 A-702 Increase parking fines. 10.27(1)  
 11-30-11 A-711 One way traffic on La Crosse Street. 10.23(1)(b).  
 04-23-14 A-744 Amends 10.01(1).  
 08-23-14 A-754 Adds stop signs at La Crosse/Superior and Vine/Indiana. 10.21(1)  
 08-22-15 A-773 Sets speed limit of 35mph Spring Hill entrance to Hwy. 16. 10.19(4)(h)  
 08-20-16 A-802 Adds stop sign on Wisconsin at Oak, west traffic. 10.21(1)  
 04-26-17 A-812 Riding in Cargo Area of Motor Vehicle Prohibited 10.30 created  
 11-30-17 A-817 Overnight Parking Regulations 10.22(1)(h) repealed. 10.22(1)(17) created  
 11-29-18 A-835 Moving/removal of cars impeding snow removal-after 24 hrs 10.22(4)&(17)  
 02-18-19 A-838 Yield Signs added Iowa/Capital  
 10-29-20 A-856 All-Terrain/Utility Terrain Vehicle Use & Operation  
 04-01-21 A-863 Backing into Stalls & Overnight Parking amendments 10.22(10) & 10.22(17)  
 04-20-21 A-866 Regulates unauthorized parking on private and public property 10.22(18)  
 09-20-21 A-868 Update the spaces designated for handicapped parking & updates penalties for violations to the traffic code 10.22(3) & 10.27(1)  
 09-20-21 A-869 Replace yield sign on Wisconsin Ave at Race St with stop sign 10.21(1) & 10.21(2)  
 04-28-22 A-877 New stop signs at Deerwood Tr & Glen Becker Tr 10.21  
 08-25-22 A-882 Allows golf carts on streets in Col. Co. S. of Broadway and W. of STH 16 10.41  
 08-25-22 A-883 Regulates the use of low speed vehicles on city streets 10.42  
 08-25-22 A-885 Permits operation of ATV/UTVs between 5am and 10pm 10.40(3)  
 04-28-23 A-893 Disallows parking on the sharp curve on the 1000 block oak 10.22(2)  
 07-27-23 A-895 Use of Parking Areas for Construction Project Site Regulation 10.22(19)  
 09-28-23 A-896 Stop signs added to listing for Wisconsin Ave at Oak St to control east & westbound traffic 10.21(1)  
 11-30-23 A-897 Parking regulations added including authority to remove vehicles for nonmoving traffic violations 10.17(17), 10.22(20), 10.22(21), 10.22(22), 10.22(23) 10.22(24) & 10.43

11-30-23 A-903 Update the traffic code penalties for violations 10.27(1)  
01-25-24 A-904 Stop signs added to Washington at Church to control east & westbound traffic  
10.21(1)  
04-25-24 A-907 Created compact vehicles and identified parking locations in the city.  
06-27-24 A-909 Updated Disabled Parking and identified locations in the city  
09-26-24 A-912 Add stop signs to control N, S, E, & W traffic on Race/MI & Vine/MI  
03-20-25 A-917 Updated Golf Carts-Biennial renewal, operations on North/South of Broadway  
05-01-25 A-920 Update/create Abandoned Vehicles, Tampering/interference, Oversized  
vehicles, Water vessel trailers, Unattended trailers, Overnight Parking, Parking  
Permits, Penalties for violations, & Metered parking.