

ORDINANCE NO. 24: 341.11

TRAFFIC ORDINANCE

The Village Board of the Village of Marquette do
ordain as follows:

SECTION 1. STATE TRAFFIC LAWS ADOPTED.

The statutory provisions describing and defining regulations with respect to vehicles and traffic in the following enumerated sections and chapters of the Wisconsin statutes, exclusive of any provisions therein relating to the penalties to be imposed or the punishment for violation of said statutes, are hereby adopted and by reference made a part of this chapter as if fully set forth herein. Any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this chapter:

Sections:

- 340.01, 343.01 and 348.01 (Words and phrases defined)
- 341.04 (Failure to register vehicle)
- 341.11 (4) (Display of registration certificates)
- 341.15 (Display of registration plates)
- 341.32 (Registration)
- 341.47 (Registration of dealer, distributor, manufacturer or transporter)
- 341.53 (Expiration of registration)
- 341.55 (Misuse of plates)
- 341.57 (Registration of finance companies)
- 341.61 (Improper use of registration plates)
- 341.62 (False evidence of registration)
- 342.05 (Certificate of title required)
- 342.18, 342.19 (Transfer of title)
- 342.31 (2) (Report of stolen or abandoned vehicles)
- 342.33 (Sales of taxicabs and public vehicles)
- 342.34 (Destruction of vehicles)
- 343.05 (Operator's license required)
- 343.07 (Instruction permits)
- 343.08 (Restricted licenses for minors)

343.10 (Occupational license restrictions)
343.12 (School bus operators)
343.125 (1) and (2) (Chauffeurs' licenses)
343.18 (License to be carried)
343.22 (Change of address or name)
343.35, 343.37 (Surrender of license)
343.43 through 343.46 (Unlawful practices relative
to licenses)
343.60, 343.61 (1) and (4), 343.62 (1) , 343.71 and
343.72 (Driver school regulations)
344.46 (Transfer of ownership to defeat financial
responsibility)
344.47 (Operating after license suspended)
344.51, 344.52 (Financial responsibility for rented
vehicles)

941.01 (1) (Reckless driving off highways)
947.045 (Drinking in motor vehicles on highways)

Chapters:

346 (Rules of the Road)
347 (Equipment of Vehicles)
348 (Vehicles --- Size, Weight and Load)

SECTION 2. SPEED LIMITS.

Pursuant to s. 349.11 (3) (c) of the Wisconsin statutes,
the speed limits set forth in ss. 346.57 through 346.58 of the
Wisconsin statutes are increased as hereinafter set forth upon
the following streets or portions of streets:

(1) 25 miles per hour:

On all Village streets between _____
street and _____ street, etc.

(2) _____ miles per hour:

On _____ street, between _____
street and _____ street, etc.

SECTION 3. THROUGH STREETS DESIGNATED.

The following streets in the Village of Marquette, in the interest of public safety, are hereby declared to be through streets:

County Trunk H. ~~street from~~ ^{through the Village} ~~street~~ to and including fourth street; ~~known as Royal Road~~
East from County Trunk H. to Village limits
~~street from~~ ~~street to and including~~ ~~street~~
street, etc.

All vehicles proceeding in a _____ direction on _____ street shall stop behind the crosswalk at the intersection of _____ street with _____ street, which is hereby declared to be a through street at such intersection, etc.

SECTION 4. PARKING LIMITATIONS.

(1) Parking Limits. When signs are erected in any block giving notice thereof, no person shall park a vehicle for longer than the period hereinafter specified at any time between the hours of _____ a.m. and _____ p. m., except on Sundays and the following holidays: _____

or between the hours of _____ a.m. and _____ p. m. on _____ upon the following streets or portions of streets:

One Hour parking limit:

_____ street between _____ street and _____ street, etc.

Two Hour parking limit:

_____ street between _____ street and _____ street, etc.

(2) All-Night Parking Prohibited. No person, except physicians on emergency calls, shall park any vehicle for a period of time longer than 30 minutes between the hours of 2 a. m. and 6 a. m. of any day on any of the following streets:

From Front ~~street between~~ ^{To the Lake Edge.} ~~street~~
and County T. H. ~~street, etc.~~ ^{to lake on Sherman Ave.}

SECTION 5. WEIGHT LIMITATIONS.

(1) Class "B" Highways Designated. All streets and alleys within the Village of Marquette, except the following enumerated streets and alleys, are hereby designated Class "B" highways and

shall be subject to the weight limitations imposed by s. 348.16 of the Wisconsin statutes:

SECTION 6. ERECTION OF SIGNS AND SIGNALS.

The Village Board 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 such notice of the provisions of Sections 2, 3, 4 and 5 of this ordinance as required by State law. Signs shall also 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.

SECTION 7. PENALTY.

(1) Any person who shall violate any of the provisions of this chapter shall upon conviction thereof be subject to a penalty as provided in s. 8 of this ordinance, provided that the minimum forfeiture for a violation of any provision of s. 4 of this ordinance shall be \$10 and the minimum forfeiture for a violation of any provision of s. 4 of this ordinance, described and defined in ss. 346.61 through 346.64 of the Wisconsin statutes, shall be \$75.

(2) The provisions of s. 345.16 of the Wisconsin statutes shall apply to adjudications of violation of any provisions of this chapter.

SECTION 8. PENALTY PROVISIONS.

(1) General Penalty. Whenever so provided in this ordinance, any person who shall violate any of the provisions of this code shall upon conviction of such violation, be subject to a penalty, which shall be as follows:

(a) First Offense - Penalty. Any person who shall violate any provision of this ordinance subject to a penalty shall, upon conviction thereof, forfeit not less than \$1 nor more than \$100, together with the costs of prosecution and in default of payment of such forfeiture and costs of prosecution shall be imprisoned in the county jail until said forfeiture and costs are paid, but not exceeding 90 days.

(b) Second Offense - Penalty. Any person found guilty of violating any ordinance or part of an ordinance who shall previously have been convicted of a violation of the same ordinance shall upon conviction thereof, forfeit not less than \$10 nor more than \$200 for each such offense, together with the costs of prosecution and in default of payment of such forfeiture and costs shall be imprisoned in the county jail until said forfeiture and costs of prosecution are paid, but not to exceed 6 months.

(2) Execution Against Defendant's Property. Whenever any person fails to pay any forfeiture and costs of prosecution upon the order of the court for violation of any ordinance of the Village, the court may, in lieu of ordering imprisonment of the

defendant, or after the defendant has been released from custody, issue an execution against the property of the defendant for said forfeiture and costs.

SECTION 9. ENFORCEMENT.

(1) Stipulation of Guilt. The Village Marshall or officer designated by him, upon request of any person charged with a violation of any provision of this ordinance within 48 hours after issuance of a citation therefor, may accept a written stipulation of guilt and the required penalty from such person, such stipulation shall be in substantially the following form:

STIPULATION OF GUILT

State of Wisconsin)
Green Lake County) ss.

I, _____, having been issued a citation on the _____ day of _____, 19____, for violation of S. _____ of the Traffic Ordinance of the Village of Marquette, Wisconsin, hereby stipulate that I am guilty of such offense and consent to forfeit as the penalty for such offense without court order or hearing the sum of \$_____ herewith delivered to the _____ of said Village.

Dated: _____ Signed: _____

Received by: _____

(2) Forfeited Penalty. The sum to be forfeited pursuant to the stipulation for violation of this chapter shall be as provided in the schedule of penalties as established and approved by the Village Board.

(3) Forfeitures to Treasurer. The officer accepting forfeited penalties shall deliver them to the Village Treasurer at least once in every 7 days.

(4) Bail Bonds. Nothing contained in this section shall be construed to limit the right of the proper authorities to accept bail bonds, deposits or certificates or money deposits as provided in ss. 66.114, 345.13 or 345.15 of the Wisconsin statutes.

(5) Statement of Notice. Any official, enforcement officer or village attorney accepting a stipulation of guilt or a bail under the provisions of this section or prosecuting a violation of this chapter shall comply with the provisions of ss. 343.27 and 343.29 of the Wisconsin statutes and shall inform the accused of the effect of a stipulation of guilt, forfeiture or bail or plea of guilty or nolo contendere. Such official or officer shall require the accused to sign a statement of notice which shall be in substantially the following form:

STATEMENT OF NOTICE

State of Wisconsin)
Green Lake County) ss.

I, _____, having been issued a citation on the _____ day of _____, 19____, for violation of s. _____ of the Traffic Ordinance of the Village of Marquette, Wisconsin, hereby acknowledge that I have been informed that a stipulation of guilt, forfeiture of bail or plea of guilty or nolo contendere by me on the above charge will result in my license being revoked or my operator's record being charged with _____ demerit points and that 12 demerit points will result in my operator's license being revoked.

Dated; _____ Signed: _____

Received by: _____

SECTION 10. RESCIND PREVIOUS ORDINANCES.

All previous traffic ordinances of the Village of Marquette are hereby rescinded.

SECTION 11. EFFECTIVE DATE:

This ordinance shall take effect from and after its passage and posting.

Adopted by the Village Board of the Village of Marquette, Wisconsin, this 21 day of June, 1971.

Bryan Winchell
Village President

Attest:

Mildred Winchell
Village Clerk

Approved as to form
Paul R. Storm
Village Attorney

Posted: June 29, 1971
Effective: June 29, 1971