

Village of Sister Bay Code of Ordinances

Chapter 58 Traffic and Vehicles

Table of Contents

ARTICLE 1. IN GENERAL	2
Sec. 58.1 Snow and ice removal.....	2
Sec. 58.2 Removal and deposit of debris from construction vehicles.....	2
Sec. 58.3 Abandoned vehicles.....	2
Sec. 58.4 Regulations of highways signs.....	3
Secs. 58.5 - 58.30 Reserved.....	3
ARTICLE 2. TRAFFIC.....	3
Sec. 58.31 Adoption of State Law.....	3
Sec. 58.32 Low Speed Electric Vehicles.....	3
Sec. 58.34 Enforcement.....	4
Secs. 58.35 - 58.60 Reserved.....	4
ARTICLE 3. PARKING.....	4
Sec. 58.61 Purpose; statutory authority.....	4
Sec. 58.62 Definitions.....	4
Sec. 58.63 Restrictions on parking.....	4
Sec. 58.64 Penalties.....	5
Sec. 58.65 Enforcement.....	5
Sec. 58.66 Regulation of parking on Highway 42.....	5
Sec. 58.67 Emergency Parking Restrictions.....	6
Secs. 58.68 - 58.90 Reserved.....	6
ARTICLE 4. SNOWMOBILES.....	6
Sec. 58.91 Intent.....	6
Sec. 58.92 Designated roadways and/or highways.....	6
Sec. 58.93 Conditions.....	6
Sec. 58.94 Speed.....	6
Sec. 58.95 Enforcement.....	6
Sec. 58.96 Penalties.....	6
ARTICLE 5. OFFICIAL TRAFFIC MAP.....	6
Sec. 58.100 Official Traffic Signs and Control Devices; Prohibited Signs, Signals and Markers.....	7
Sec. 58.101 Official Traffic Map.....	7

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Amended Ordinance 312-122022

Village of Sister Bay Ordinances

Traffic and Vehicles

TRAFFIC AND VEHICLES

*Cross references: Any ordinance prescribing through streets, parking and traffic regulations, speed limits, one way traffic, limitations on load weights of vehicles, or loading zones saved from repeal, § 1.10(a)(8); offenses and miscellaneous provisions, Ch. 34.

ARTICLE 1. IN GENERAL

Sec. 58.1 Snow and ice removal.

- (a) All sidewalks shall be kept clean of snow and ice at the expense of the lots abutting thereon. If the owner or occupant of such lot or part of a lot shall suffer snow or ice to remain upon any sidewalk abutting thereon for 24 hours after snow ceases to fall, the village shall proceed forthwith, without any order or notice to such owner or occupant, to cause the snow and ice to be removed at the expense of the lots and parts of lots abutting thereon.
- (b) No person shall deposit or cause the deposit directly or indirectly of snow or ice from private property or village sidewalks upon the village rights-of-way, streets, alleys, parking lots, docks or other property.
- (c) Any person found guilty of violating any provision of this section shall forfeit not less than \$100.00 nor more than \$200.00 for each violation plus costs of prosecution. Each violation shall constitute a separate offense.

Sec. 58.2 Removal and deposit of debris from construction vehicles.

- (a) Removal of debris. The operators of any motor vehicles used for construction projects in the village shall be responsible for the removal and cleaning up of any debris deposited upon any streets, alleys, roads or highways in the village as a result of the operation of such motor vehicles from the construction sites over such streets, alleys, roads and highways.
- (b) Definitions. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:
Debris means mud, dirt, sand, gravel and new and used construction materials.
Motor vehicles mean trucks, backhoes and other excavation and earth moving equipment.
Operators mean the owners and the drivers of such motor vehicles.
Removal and cleaning up means the picking up of the debris and the sweeping or hosing down of the streets.
- (c) Time for removal. Such debris shall be removed or cleaned up within 24 hours after it has been deposited, except in the case of mud or dirt deposited by motor vehicles leaving construction sites on a daily basis, in which case the time may be extended by written permission from the village board.
- (d) Penalty. Any person violating any provision of this section shall be subject to section 1.12. If such debris is not removed and/or cleaned up within the time specified in subsection (c) of this section, then the Village Board may have such debris removed and/or cleaned up, and the operator of such motor vehicle shall be responsible to the village for the cost of such removal or cleanup.
Cross references: Buildings and building regulations, Ch. 14; solid waste, Ch. 50.

Sec. 58.3 Abandoned vehicles

- (a) Purpose. In order to promote the general welfare and public good of the residents of the Village, it is necessary to prohibit abandoned vehicles, trailers, semitrailers or mobile homes in the Village and to provide for the removal of such vehicles, trailers, semitrailers or mobile homes in an orderly fashion. [Ord 312]
- (b) Authorization. This section is enacted pursuant to the authority granted to Villages under Wis. Stats., §342.40.
- (c) Abandoned motor vehicles prohibited. No person shall leave unattended any motor vehicle, trailer, semi-trailer or mobile home on any public street or highway or private or public property in the Village for such time and under such circumstances as to cause the vehicle to reasonably appear to have been abandoned. Whenever any such vehicle has been left unattended for more than seventy-two (72) hours, the vehicle is deemed abandoned and constitutes a public nuisance.

Village of Sister Bay Ordinances

Traffic and Vehicles

- 1 (d) Removal of abandoned vehicles. Any vehicle, trailer, semitrailer or mobile home in violation of this
2 section shall be impounded until lawfully claimed or disposed of under this section; except that if it is
3 deemed by the Village Administrator or Village President that the cost of towing and storage charges
4 for the impoundment would exceed the value of the vehicle, the vehicle may be junked or sold prior to
5 the expiration of the impoundment, upon determination by the Sheriff that the vehicle is not stolen or
6 otherwise wanted for evidence or other reason. [Ord 312]
- 7 (e) Disposal of abandoned vehicles. Any abandoned vehicle, trailer, semitrailer or mobile home which has
8 not been reclaimed, by its owner or lien holder after it has been held for a period of ten (10) days after
9 certified mail notice has been sent to the owner and lien holders of record may be sold. Such sale may
10 be by sealed bid or auction sale as directed by the Village Administrator or Village President. If no bids
11 are received or all bids are rejected, the vehicle shall be sold at a private sale or junked upon determina-
12 tion of the Village Administrator or Village President. The owner or lien holder shall pay all towing and
13 storage charges due on the vehicle before it may be released. Failure to accept certified mail and re-
14 ceive Village notification shall not deem the sale invalid. [Ord 312]
- 15 (f) Penalty. Any person who violates any provision of this section shall be subject to a forfeiture not to ex-
16 ceed One Hundred and no/100 (\$100.00) Dollars. Every day of violation shall be deemed a separate
17 offense. [Ord 312]

18 **Sec. 58.4 Regulations of highways signs.**

19 See Chapter 66, the Zoning Code for all signage regulations.

20 **Secs. 58.5 - 58.30 Reserved.**

21

22 **ARTICLE 2. TRAFFIC**

23 **Sec. 58.31 Adoption of State Law.**

24 (a) Pursuant to the authority granted by Wis. Stats. § 349.06, the provisions of Wis. Stats. Chapters 340 to
25 348 and 350 inclusive of all existing or future amendments or revisions are hereby adopted for the regulation
26 of traffic upon the streets and highways of the Village with like force and effect as if set forth herein at length
27 and in full, with the exception of those provisions of Wis. Stats. Chapters 340 to 348 and 350 governing the
28 suspension or revocation of motor vehicle operator licenses. Sections of the state statutes herein adopted are
29 hereby incorporated by reference in this section, as so incorporated shall have the same number, and may be
30 so cited.

31 (b) Wis. Stats. Chapters 340 to 348 and 350, when and if those chapter sections or subsections are either
32 amended, modified or renumbered by session law and enacted into statute by the State Legislature, shall be
33 deemed adopted into this section as so amended, modified or renumbered without amendment of this section
34 being necessary.
35

36 **Sec. 58.32 Low Speed Electric Vehicles.**

37 (a) Purpose. The purpose of this Section is to allow and regulate the use of Low Speed Vehicles within the
38 municipal limits of the Village of Sister Bay.

39 (b) Definitions. The following terms or phrases, when capitalized herein shall have the following meaning:
40

41 Low Speed Vehicle (LSV) A motor vehicle that is propelled by gasoline or electric power and that con-
42 forms to the definition and requirements for low-speed vehicles as adopted in the federal motor vehicle
43 safety standards 49 CFR 571.3 (b) and 49 CFR 571.500. It must have a certification label stating that
44 the vehicle meets low-speed vehicle standards. Neighborhood electric vehicle does not include a golf
45 cart.
46

47 (c) Operation of LSV:

Village of Sister Bay Ordinances

Traffic and Vehicles

- 1 (1) A person may operate an LSV on any roadway, within the municipal boundaries of the Village of
2 Sister Bay that has a speed limit of 35 miles per hour or less, subject to the following res-
3 trictions:
- 4 a. The LSV must be titled and registered through the Department of transportation (Wis-
5 DOT), Division of Motor Vehicles (DMV).
 - 6 b. The LSV must be operated by a licensed Driver, and
 - 7 c. The LSV must be operated only on local roads specifically approved for LSV operation.
 - 8 d. The person operating the LSV must obey all state and local traffic regulations not incon-
9 sistent with this ordinance.

10 (d) Enforcement and Penalty

11 Enforcement of this ordinance regulating the use of low speed vehicles with the Village shall be pursuant to
12 section 10.99 (D)(1)(a) of the Village of Sister Bay code of Ordinances. If not otherwise provided, the penalty
13 for unauthorized use of a low speed vehicle within the Village of Sister Bay shall be \$50.00 per occurrence.
14

15 **Sec. 58.34 Enforcement.**

16 Any person authorized to enforce the ordinances of the village shall have the authority to enforce this article.
17

18 **Secs. 58.35 - 58.60 Reserved.**

20 **ARTICLE 3. PARKING**

21 **Sec. 58.61 Purpose; statutory authority.**

- 22 (a) Pursuant to Wis. Stats. § 61.34(1), the village board restricts parking in the various village parking lots
23 as identified below:
- 24 (1) Marina Long term parking lot located between Sunset Drive and Scandia Road, east of Bay
25 Shore Drive at 2279 Scandia Road.
 - 26 (2) Marina parking lot located at the Marina at 10733 North Bay Shore Drive
 - 27 (3) Long Term Marina parking located at 2125 Autumn Court Drive.
 - 28 (4) Post Office Parking lot located behind the Post Office at 10685 North Bay Shore Drive.
 - 29 (5) Boathouse parking located at 10697 North Bay Shore Drive.
 - 30 (6) Waterfront Park South parking lots located on both sides of Mill Road located at 2362 Mill
31 Road.
 - 32 (7) Sports Complex parking lot located at 2155 Autumn Court Drive.
 - 33 (8) Any municipally owned parking lot installed after the adoption of this Section. [Ord 312]
- 34 (b) Pursuant to Wis. Stats. §61.34(1), the Village Board finds it necessary for the safety of its residents,
35 proper maintenance of its roads, to reduce congestion, and to prevent blight, to regulate overnight park-
36 ing on Village streets or those the Village is responsible for maintaining. [Ord 312]

37 **Sec. 58.62 Definitions.**

- 38 (a) Term defined. As used in this article, the term "person" means any of the following entities: natural
39 persons, corporations, partnerships, joint ventures, associations, institutions or bodies politic.
- 40 (b) Words or phrases. All definitions set forth in Wis. Stats. § 340.01, as amended, are incorporated in this
41 article by reference.
- 42 (c) Cross references: Definitions generally, § 1.2.

43 **Sec. 58.63 Restrictions on parking lots.**

- 44 (a) No person shall camp or reside in any type of motor vehicle or trailer in any parking lot identified in
45 Section 58.61 above.
- 46 (b) No person shall park any vehicle with a trailer, or a trailer in the Marina parking lot described in sec-
47 tion 58.61(a) (1) for a period of more than 48 hours.

Village of Sister Bay Ordinances

Traffic and Vehicles

- 1 (c) No person shall park any vehicle in the parking lot described in section 58.61(a) (2) for a period of
2 more than 30 minutes.
- 3 (d) No person shall park any vehicle with a trailer, or a trailer to be parked, in the Marina Long Term park-
4 ing lot described in section 58.61(a) (3) other than the period of April through October.
- 5 (e) No person shall park any vehicle in the parking lots described in section 58.61(a) (4), (6), (7) and (8)
6 for a period of more than 12 hours. [Ord 312]
- 7 (f) No person shall park any vehicle in the parking lot described in section 58.61(a) (5) without a permit
8 from the Village.

9 **Sec. 58.64 Penalties.**

- 10 (a) Any person violating this article may be required to forfeit not less than \$50 nor more than \$75 for the
11 first offense and not less than \$75 nor more than \$100 for the second or subsequent offense within one
12 year. [Ord 312]
- 13 (b) A separate offense shall be deemed committed on each day during or on which a violation occurs or
14 continues.

15 **Sec. 58.65 Enforcement.**

- 16 (a) This article may be enforced by the issuance of a citation to any violator of this article by any sheriff or
17 deputy sheriff of the county, any state officer with police powers or any other duly appointed or elected
18 law enforcement officers of the village.
- 19 (b) In the alternative, any forfeitures imposed by this article may be sued for and recovered pursuant to
20 Wis. Stats. Ch. 778 in the name of the village.

21 **Sec. 58.66 Regulation of parking on Highway 42 and Village Streets.** [Ord 312]

- 22 (a) Purpose. Pursuant to Wis. Stats. §§ 61.34(1) and 349.13(1), the purpose of this section is to prohibit
23 certain parking at any time in a certain area on State Highway 42, also known as North Bay Shore
24 Drive, and prohibit long-term overnight parking on South Bay Shore Drive and on all Village streets, in
25 in order to reduce traffic congestion throughout the village, and to provide for the health, safety and
26 welfare of the Village residents.
- 27 (b) Definitions. All of the definitions in Wis. Stats. § 340.01, as amended, are adopted by reference in this
28 section.
- 29 (1) ‘Overnight’ shall mean the period of time in which parking is prohibited on a public street, and for
30 purposes of this Chapter shall mean the period of time between the hours of 2:00 AM and 7:00 AM.
- 31 (c) Prohibited parking.
- 32 1) No person shall park, or suffer to be parked, at any time any boat trailer, motor home, mobile
33 home, camping trailer, or other motor vehicle in excess of 22 feet in length on State Highway
34 42, also known as Bay Shore Drive, or on any public street in the Village of Sister Bay.
- 35 2) Except as provided for below, no motor vehicle, including trailers, shall be parked overnight
36 on North Bay Shore Dr.
- 37 3) Except for safety reasons, overnight parking is prohibited on South Bay Shore Drive or on any
38 Village street. If a vehicle has been parked overnight, the owner shall receive a written warn-
39 ing; if the vehicle is still parked on the street a second night, a citation shall be issued.
- 40 (d) Exceptions. The exceptions provided by Wis. Stats. § 346.50, as amended, are incorporated by refer-
41 ence in this section.
- 42 (e) Penalties.
- 43 (1) Any person violating this section may be required to forfeit not less than \$50 for the first offense
44 and not less than \$75 for the second or subsequent offense within one year.
- 45 (2) A separate offense shall be deemed committed on each day during or on which a violation occurs
46 or continues.
- 47 (f) Enforcement.
- 48 (1) This section may be enforced by the issuance of a citation to any violator of this section by any
49 sheriff or deputy sheriff of the county, by any state officer with police powers or any other duly
50 appointed law enforcement officer of the village.
- 51 (2) In the alternative, any forfeitures imposed by this section may be sued for and recovered pursu-
52 ant to Wis. Stats. Ch. 778 in the name of the village.

Village of Sister Bay Ordinances

Traffic and Vehicles

1 **Sec. 58.67 Emergency Parking Restrictions.**

- 2 (a) Declaration of an emergency. The Village President, during periods of emergency and immediately
3 thereafter, may declare a state of public emergency and the duration. Emergency thoroughfares shall be
4 designated by public proclamation by means of radio, placards, or other means of communication.
- 5 (b) No person shall park or abandon any vehicle, nor load or unload any merchandise or freight from any
6 street designated as an emergency thoroughfare.
- 7 (c) During periods of heavy snowfall in which the accumulation of snow has narrowed the streets or im-
8 peded normal traffic flow, the Village President may declare a snow emergency and may impose emer-
9 gency parking restrictions while the snow emergency is in effect.
- 10 (d) Any vehicle in violation of this subsection may be towed at the owner's expense.
- 11 (e) Exceptions. Emergency personnel responding to an emergency are exempt from the parking restrictions
12 of this subsection.
13

14 **Secs. 58.68 - 58.90 Reserved.**
15

16 **ARTICLE 4. SNOWMOBILES**

17 State law references: Authority generally, Wis. Stats. § 350.18 (3)(a).

18 **Sec. 58.91 Intent.**

19 The intent of this section is to provide a means for persons to travel from a residence and lodging establish-
20 ment within the limits of the village for the shortest distance that is necessary for a person to operate a snow-
21 mobile to the snowmobile route or trail that is closest to that residence.

22 **Sec. 58.92 Designated roadways and/or highways.**

23 Snowmobiles shall not be operated on any street, alley, sidewalk or park, except as may be officially designat-
24 ed and approved by the Parks Committee. The approved routes shall be marked as snowmobile routes in ac-
25 cordance with Wisconsin State Statutes § 350.13. Snowmobiles shall not be operated on any private property
26 without the express consent or permission of the owner.

27 **Sec. 58.93 Conditions.**

28 This article designates roadways and shoulders of highways for snowmobile travel by persons residing in or
29 staying at a lodging establishment within the limits of the village to travel for the shortest distance that is nec-
30 essary to reach the snowmobile trail or route that is closest to that residence or lodging establishment.

31 **Sec. 58.94 Speed.**

32 A snowmobile operated on a portion of the roadway or shoulder of a highway pursuant to this article shall ob-
33 serve roadway speed limits.

34 **Sec. 58.95 Enforcement.**

35 This article shall be enforced by any law enforcement officer of the county.

36 **Sec. 58.96 Penalties.**

37 State snowmobile penalties in Wis. Stats. § 350.11(1)(a), are adopted by reference.
38
39

40 **ARTICLE 5. OFFICIAL TRAFFIC MAP**

41 State law references: Authority generally, Wis. Stats. § 350.18 (3)(a).

Village of Sister Bay Ordinances

Traffic and Vehicles

1 **Sec. 58.100 Official Traffic Signs and Control Devices; Prohibited Signs, Signals and Markers.**

- 2 (a) Duty of Village Administrator to Erect and Install Uniform Traffic Control Devices. Whenever traffic regu-
3 lations created by this Chapter, including a State of Wisconsin traffic regulation adopted by reference in
4 Section 10.01 require the erection of traffic control devices for enforcement, the Village Administrator
5 with the cooperation of the Parks Department, shall procure, erect and maintain uniform traffic control de-
6 vices conforming to the Uniform Traffic Control Device Manual promulgated by the Wisconsin Depart-
7 ment of Transportation, giving notice of such traffic regulation to the users of the streets on which such
8 regulations apply.
- 9 (c) Prohibited Signs and Markers in Highways. No person other than an officer authorized by this Chapter to
10 erect and maintain official traffic control devices or his designee shall place within the limits of any street
11 or road maintained by the Village any sign, signal, marker, mark or monument unless permission is first
12 obtained from the Village Administrator or, where applicable, the Wisconsin Department of Transporta-
13 tion. Any sign, signal, marker, mark or monument placed or maintained in violation of this Subsection
14 shall be subject to removal as provided in Subsection (d).
- 15 (d) Removal of Unofficial Signs, Markers, Signals and Traffic Control Devices. The Village Administrator or
16 designee may remove any sign, signal, marking or other device, which is placed, maintained or displayed
17 in violation of this Chapter or state law. Any charge imposed against premises for removal of a prohibited,
18 illegal sign, signal, marking, or device shall be reported by the Village Administrator to the Board of Trus-
19 tees for review and certification at its next regular meeting following the imposition of the charge. Any
20 charge not paid on or before the next succeeding November 15 shall be placed upon the tax roll for collec-
21 tion as other special municipal taxes.

22 State Law Reference: Sections 346.41 and 349.09, Wis. Stats.

24 **Sec. 58.101 Official Traffic Map.**

25 There is hereby established an official map upon which shall be indicated no parking areas, restricted parking
26 areas, stop signs, arterial intersections, yield signs, special speed limits, one-way streets and alleys, school cross-
27 ings, and any other restrictions and limitations as directed by the Village Board. The Village Board may dele-
28 gate to the Parks, Property and Streets Committee the authority to make additions or deletions to the official traf-
29 fic map and the Village Administrator shall keep such official traffic map current. A violation of the restriction or
30 limitation shown on the official traffic map shall be a violation of this Section. A copy of the official traffic map
31 shall be maintained in the office of the Village Clerk and the Public Works Department. [Ord 312]
32