



**GENERAL TRAFFIC AND
VEHICLE REGULATIONS
CHAPTER 58
OF THE
MUNICIPAL CODE
OF THE
VILLAGE OF
SISTER BAY, WISCONSIN**

This entire chapter of the Municipal Code was renumbered and recreated on August 14, 2012 as the result of the passage and adoption of Ordinance 197.
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VILLAGE OF SISTER BAY TRAFFIC AND VEHICLE REGULATIONS

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TRAFFIC AND VEHICLE REGULATIONS

SEC. 100 – GENERAL TRAFFIC & VEHICLE REGULATIONS

SEC. 58.0103 – ABANDONED 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, Sec. 1.10(1)(h); and Chapter 34 - Offenses and Miscellaneous Provisions.

SECTION 100 - GENERAL TRAFFIC AND VEHICLE REGULATIONS

Sec. 58.0101 Snow and Ice Removal

- (1) 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.
- (2) 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.
- (3) Any person found guilty of violating any provision of this section shall be subject to a forfeiture as per the approved fee schedule. Each violation shall constitute a separate offense.

Sec. 58.0102 Removal and Deposit of Debris From Construction Vehicles

- (1) 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.
 - (2) 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” means trucks, backhoes and other excavation and earth moving equipment.
 - “Operators” means the owners and the drivers of such motor vehicles.
 - “Removal/Cleaning Up” means the picking up of debris and the sweeping or hosing down of the streets.
 - (3) Time for removal. Construction 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.
 - (4) Penalty. Any person violating any provision of this section shall be subject to Sec. 1.12. If such debris is not removed and/or cleaned up within the time specified in subsection (3) 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. 58.0103 Abandoned Vehicles

- (1) 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.
- (2) Authorization. This section is enacted pursuant to the authority granted to Villages under Wis. Stats., §342.40.

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SEC. 58.0103 – ABANDONED VEHICLES

SEC. 58.0104 – REGULATION OF HIGHWAY SIGNS

- (3) 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.
- (4) Removal of abandoned vehicles. Any vehicle, trailer, semitrailer or mobile home in violation of this section shall be impounded until lawfully claimed or disposed of under this section; except that if it is deemed by the Village Administrator or Village President that the cost of towing and storage charges for the impoundment would exceed the value of the vehicle, the vehicle may be junked or sold prior to the expiration of the impoundment, upon determination by the Sheriff that the vehicle is not stolen or otherwise wanted for evidence or other reason.
- (5) Disposal of abandoned vehicles. Any abandoned vehicle, trailer, semitrailer or mobile home which has not been reclaimed, by its owner or lien holder after it has been held for a period of ten (10) days after certified mail notice has been sent to the owner and lien holders of record may be sold. Such sale may be by sealed bid or auction sale as directed by the Village Administrator or Village President. If no bids are received or all bids are rejected, the vehicle shall be sold at a private sale or junked upon determination of the Village Administrator or Village President. The owner or lien holder shall pay all towing and storage charges due on the vehicle before it may be released. Failure to accept certified mail and receive Village notification shall not deem the sale invalid.
- (6) Penalty. Any person who violates any provision of this section shall be subject to a forfeiture as per the approved fee schedule. Every day of violation shall be deemed a separate offense.

Sec. 58.0104 Regulation of Highway Signs

See Chapter 66 - the Zoning Code for all signage regulations.

Secs. 58.0105 - 58.0299 - Reserved

TRAFFIC AND VEHICLE REGULATIONS

SEC. 58.0301 – ADOPTION OF STATE LAW

SEC. 58.0303 – ENFORCEMENT

SECTION 300 – TRAFFIC REGULATIONS

Sec. 58.0301 Adoption of State Law

- (1) Pursuant to the authority granted by Wis. Stats. §349.06, the provisions of Wis. Stats., Chapters 340 to 348 and 350 inclusive, as well as all existing or future amendments or revisions, are hereby adopted for the regulation of traffic upon the streets and highways of the Village with like force and effect as if set forth herein at length and in full, with the exception of those provisions of Wis. Stats., Chapters 340 to 348 and 350, that govern the suspension or revocation of motor vehicle operator licenses. The sections of the State Statutes herein adopted are hereby incorporated by reference into this section, and, as so incorporated shall have the same number, and may be so cited.
- (2) Wis. Stats. Chapters 340 to 348 and 350, when and if those chapters, sections or subsections are either amended, modified or renumbered by session law and enacted into statute by the State Legislature, shall be deemed adopted into this section as so amended, modified or renumbered without amendment of this section being necessary.

Sec. 58.0302 Low Speed Electric Vehicles

- (1) Purpose. The purpose of this section is to allow and regulate the use of Low Speed Vehicles within the municipal limits of the Village of Sister Bay.
- (2) Definitions. The following terms or phrases, when capitalized herein shall have the following meaning:
“Low Speed Vehicle (LSV)” means a motor vehicle that is propelled by gasoline or electric power and that conforms to the definition and requirements for low-speed vehicles as adopted in the federal motor vehicle safety standards 49 CFR 571.3 (b) and 49 CFR 571.500. It must have a certification label stating that the vehicle meets low-speed vehicle standards. Neighborhood electric vehicles do not include golf carts.
- (3) Operation of LSV:
 - (a) A person may operate an LSV on any roadway, within the municipal boundaries of the Village of Sister Bay that has a speed limit of 35 miles per hour or less, subject to the following restrictions:
 1. The LSV must be titled and registered through the Department of transportation (WisDOT), Division of Motor Vehicles (DMV).
 2. The LSV must be operated by a licensed Driver, and
 3. The LSV must be operated only on local roads specifically approved for LSV operation.
 4. The person operating the LSV must obey all state and local traffic regulations not inconsistent with this ordinance.
- (4) Enforcement and Penalty: Enforcement of any portions of the Municipal Code regulating the use of low speed vehicles within the Village shall be subject to the provisions of Sec. 10.99 (4)(a)(1) of the Village of Sister Bay Code of Ordinances. If not otherwise provided, the penalty for unauthorized use of a low speed vehicle within the Village of Sister Bay shall be per the approved fee schedule.

Sec. 58.0303 Enforcement

Any person authorized to enforce the ordinances of the village shall have the authority to enforce these regulations.

Secs. 58.0304 - 58.0599 - Reserved

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SECTION 600 - PARKING

Sec. 58.0601 Purpose; Statutory Authority

- (1) Pursuant to Wis. Stats. §61.34(1), the Village Board restricts parking in the various village parking lots as identified below:
 - (a) The Marina long term parking lots located between Sunset Drive and Scandia Road, east of Bay Shore Drive at 2279 Scandia Road, 2254 Sunset Drive and 2272 Sunset Drive.
 - (b) The Marina parking lot located at the Marina at 10733 North Bay Shore Drive and the adjacent lot to the south with the launch area.
 - (c) The Post Office parking lot located north and west of the Post Office at 10685 North Bay Shore Drive.
 - (d) The Boathouse parking lot located at 10697 North Bay Shore Drive.
 - (e) The Waterfront Park south parking lots located on both sides of Mill Road located at 2362 Mill Road.
 - (f) The Waterfront Park east parking lot located along Post Office Lane.
 - (g) The Sports Complex parking lots located at 2155 Autumn Court.
 - (h) Pebble Beach village park parking lots.
 - (i) The Administrative Building adjacent parking areas and parking across from 2383 Maple Drive.
 - (j) Any municipally owned parking lot installed after the adoption of this section.
- (2) Pursuant to Wis. Stats. §61.34(1), the Village Board finds it necessary for the safety of its residents, proper maintenance of its roads, to reduce congestion, and to prevent blight, to regulate overnight parking on Village streets or those the Village is responsible for maintaining, and, to prohibit parking along certain local streets or highways.

Sec. 58.0602 Definitions

- (1) Term defined. As used in this article, the term "person" means any of the following entities: natural persons, corporations, partnerships, joint ventures, associations, institutions or bodies politic.
- (2) Words or phrases. All definitions set forth in Wis. Stats. §340.01, as amended, are incorporated in this article by reference.
- (3) Cross references: The definitions delineated in Sec. 58.0102 of this chapter.

Sec. 58.0603 Restrictions on Parking Lots

- (1) Unless exempted by the Village Administrator or Marina Manager or their designee, there shall be no overnight parking in any village-owned lot identified in Sec. 58.0601.
- (2) No person shall camp or reside in any type of motor vehicle or trailer in any parking lot identified in Sec. 58.0601 above, regardless of the length of time occupied or parked.
- (3) No person shall use any public funded electricity or water while parked in any village-owned lot identified in Sec. 58.0601.
- (4) Except for village staff, no person shall park any vehicle, vehicle with a trailer, or a trailer in the Marina use only designated stalls in the parking lots described in Sec. 58.0601(1)(a) and (b) prior to securing a parking permit from the Marina Office; said parking shall not exceed a period of more than 48 hours unless an exception has been made by the Marina Manager or the designee.
- (5) Except for village staff, no person shall park any vehicle in the parking lot described in Sec. 58.0601(1)(b) for a period of more than 30 minutes, unless an exception has been made by the Marina Manager or their designee.
- (6) No person shall park any vehicle in the parking lot described in Sec. 58.0601(1)(c) for a period to exceed 15 minutes.
- (7) No person shall park any vehicle in the parking lot described in Sec. 58.0601(1)(e) without a permit from the village.

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SEC. 58.0607 – EMERGENCY PARKING RESTRICTIONS

SEC. 58.0607 – EMERGENCY PARKING RESTRICTIONS

(8) There shall be no overnight parking in the parking lots described in Sec. 58.0601(1)(e) – (j)

Sec. 58.0604 Penalties for Parking Lot Violations:

(1) Any person violating this section may be required to forfeit a penalty per the most recent fee schedule adopted by resolution by the Village Board.

(2) A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Sec. 58.0605 Enforcement

(1) This article may be enforced by the issuance of a citation to any violator of this article by any sheriff or deputy sheriff of the county, any state officer with police powers or any other duly appointed or elected law enforcement officers of the village.

(2) In the alternative, any forfeitures imposed by this article may be sued for and recovered pursuant to Wis. Stats. Ch. 778 in the name of the village.

Sec. 58.0606 Regulation of Parking on Highway 42, Highway 57, and Village Streets

(1) Purpose. Pursuant to Wis. Stats. §61.34(1) and 349.13(1), the purpose of this section is to prohibit certain parking at any time in a certain area on State Highway 42, also known as North Bay Shore Drive, and State Highway 57, and prohibit long-term overnight parking on South Bay Shore Drive and on all Village streets, in order to reduce traffic congestion throughout the village, and to provide for the health, safety and welfare of the Village residents.

(2) Definitions. All of the definitions in Wis. Stats. §340.01, as amended, are adopted by reference in this section.

Further, “overnight” shall mean the period of time in which parking is prohibited on a public street, and for purposes of this Chapter shall mean the period of time between the hours of 2:00 AM and 7:00 AM.

(3) Prohibited parking.

(a) No person shall park, or suffer to be parked, at any time any boat trailer, motor home, mobile home, camping trailer, or other motor vehicle in excess of 22 feet in length on State Highway 42, also known as Bay Shore Drive, or on any public street in the Village of Sister Bay.

(b) Except as provided for below, no motor vehicle, including trailers, shall be parked overnight on North Bay Shore Drive.

(c) Except for safety reasons, overnight parking is prohibited on South Bay Shore Drive or on any Village street. If a vehicle has been parked overnight, the owner shall receive a written warning; if the vehicle is still parked on the street a second night, a citation shall be issued.

(d) There shall be no parking along State Highway 57 from the south boundary of the Village municipal limits, north a distance of 1500’ parallel to the highway, on both the east and west side of said highway.

(4) Exceptions. The exceptions provided by Wis. Stats. §346.50, as amended, are incorporated by reference into this section.

(5) Penalties.

(a) Any person violating this section may be required to forfeit a penalty per the most recent fee schedule adopted by resolution by the Village Board.

(b) A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

(6) Enforcement.

(a) This section may be enforced by the issuance of a citation to any violator of this section by any sheriff or deputy sheriff of the county, by any state officer with police powers or any other duly appointed law enforcement officer or designee of the village.

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SEC. 58.0607 – EMERGENCY PARKING RESTRICTIONS

SEC. 58.0607 – EMERGENCY PARKING RESTRICTIONS

- (b) In the alternative, any forfeitures imposed by this section may be sued for and recovered pursuant to Wis. Stats. Ch. 778 in the name of the village.

Sec. 58.0607 Emergency Parking Restrictions.

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

Secs. 58.0608 - 58.0899 - Reserved

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SECTION 900 – SNOWMOBILES

State law references: General authority is granted by Wis. Stats., §350.18(3)(a).

Sec. 58.0901 Intent

The intent of this section is to provide a means for persons to travel from a residence and lodging establishment within the limits of the village for the shortest distance that is necessary for a person to operate a snowmobile to the snowmobile route or trail that is closest to that residence.

Sec. 58.0902 Designated Roadways and/or Highways

Snowmobiles shall not be operated on any street, alley, sidewalk or park, except as may be officially designated and approved by the Parks Committee. The approved routes shall be marked as snowmobile routes in accordance with Wis. Stats., §350.13. Snowmobiles shall not be operated on any private property without the express consent or permission of the owner.

Sec. 58.0903 Conditions

This section designates roadways and shoulders of highways for snowmobile travel by persons residing in or staying at a lodging establishment within the limits of the village to travel for the shortest distance that is necessary to reach the snowmobile trail or route that is closest to that residence or lodging establishment.

Sec. 58.0904 Speed

A snowmobile operated on a portion of the roadway or shoulder of a highway pursuant to this article shall observe roadway speed limits.

Sec. 58.0905 Enforcement

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

Sec. 58.0906 Penalties

That State snowmobile penalties delineated in Wis. Stats. §350.11(1)(a), are adopted by reference.

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SECTION 1000 - OFFICIAL TRAFFIC SIGNS AND CONTROL DEVICES AND OFFICIAL TRAFFIC MAP

Sec. 58.1001 Official Traffic Signs and Control Devices; Prohibited Signs, Signals and Markers.

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

State law references: Authority generally, Wis. Stats. § 350.18 (3)(a). Secs. 346.41 and 349.09, Wis. Stats.

Sec. 58.1002 Official Traffic Map.

There is hereby established an official map upon which shall be indicated no parking areas, restricted parking areas, stop signs, arterial intersections, yield signs, special speed limits, one-way streets and alleys, school crossings, and any other restrictions and limitations as directed by the Village Board. The Village Board may delegate to the Parks, Property and Streets Committee the authority to make additions or deletions to the official traffic map and the Village Administrator shall keep such official traffic map current. A violation of the restriction or limitation shown on the official traffic map shall be a violation of this Section. A copy of the official traffic map shall be maintained in the office of the Village Clerk and the Public Works Department.