

CHAPTER 12
VEHICLE REGULATIONS

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SECTION 12.01 OFFICIAL TRAFFIC MAP.**(a) Established.**

There is hereby established an Official Traffic Map for the Town, as dated September 27, 2016, upon which shall be indicated no parking areas, restricted parking areas, stop signs, arterial intersections, yield signs, special speed limits, one-way highways, school crossings and all other restrictions or limitations contained in this Chapter, as from time to time amended or modified by the Town Board when the laws of the state require the erection or use of official traffic control devices to enforce such restrictions or limitations.

(b) Violations Prohibited.

When official traffic control devices giving notice of the restrictions, prohibitions and limitations shown on the Official Traffic Map are erected and maintained in accordance with the provisions of this Section a violation of the restriction, prohibition or limitation shown on the Official Traffic Map shall be a violation of the provisions of this Chapter.

(c) Map to be Maintained.

A copy of the Official Traffic Map shall be maintained and displayed in the office of the Town Clerk-Treasurer.

(d) Additions to Map.

The Town Board may from time to time make additions to or deletions from the Official Traffic Map and the Town Clerk-Treasurer shall keep such Official Traffic Map current.

(e) Penalty Provision.

Penalties for violations of this ordinance shall be in accordance with the statutory provisions in Wis. Stats. Chaps. 340 to 348, describing and defining regulations with respect to vehicles and traffic, for which the penalty is a forfeiture only, exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment or exclusively state charges, are hereby adopted and by reference made a part of this ordinance as if fully set forth herein. Any person who shall, within the Town, violate any provisions of any statute incorporated herein by reference, shall be deemed guilty of an offense under this section.

History Note: Adopted August 29, 1972; amended through 1994 codification, amended November 17, 1998. Amended 6/25/02; amended by Ordinance adopted May 27, 2003; Created 10/26/04; amended 4/26/05; amended through 2015 recodification; repealed and recreated through Ord. No. 2016-09 on 9/27/16.

SECTION 12.02 STATE TRAFFIC LAWS ADOPTED

Except as otherwise specifically provided in this Code, the statutory provisions in Wis. Stats. Chs. 340 to 348, describing and defining regulations with respect to vehicles and traffic, for which the penalty is a forfeiture only, exclusive of any regulations for which the minimum statutory penalty is a fine or term of imprisonment or may otherwise be enforced exclusively by the State of Wisconsin, are hereby adopted and by reference made a part of this Section as if fully set forth herein. Any act required to be performed or prohibited by any regulation incorporated herein by reference is required or prohibited by this Section. Any future amendments, revisions or modifications of the statutory regulations in Wis. Stats. Chs. 340 to 348 incorporated herein are intended to be made a part of this Section in order to secure to the extent legally practicable uniform statewide regulation of vehicle traffic on the highways, streets and alleys of the state. Any person who shall, within the Town, violate any provisions of any statute incorporated herein by reference shall be deemed guilty of an offense under this Section and shall be subject to the penalty prescribed for the offense under the statutes incorporated herein plus statutory costs, fees, or assessments.

History Note: Adopted through Ord. No. 2016-01 on 2/23/16.

SECTION 12.11 SNOWMOBILE ROUTES AND REGULATIONS.**(a) Snowmobile Routes.**

The purpose of this ordinance is to designate routes within the Town where snowmobile operation is lawful under authority of Wis. Stats. § 350.04(2). Operation of snowmobiles on any other road is declared unlawful.

(1) Designated Routes:

- (A) Park Street
- (B) Lang Road in Sections 10, 11 and 15 of the Town.
- (C) River Road.

(2) The Town shall mark the prescribed routes in accordance with Wis. Stats. § 350.13.

(3) A map showing the routes designated herein shall be available for viewing in the office of the Town Clerk.

(b) Regulations.

(1) Pursuant to Wis. Stats. § 350.18, except as otherwise specifically provided herein, the statutory provisions describing and defining regulations for snowmobiles in the following enumerated sections of the Wisconsin Statutes are hereby adopted by reference and made part of this Ordinance as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required or prohibited by this Ordinance. Any statutory provisions adopted below not authorized to be adopted by Wis. Stats. § 350.18 or otherwise deemed unenforceable are hereby severed and shall not affect the validity of any regulations lawfully adopted.

350.01	Definitions
350.02	Operation of snowmobiles on or in the vicinity of highways
350.03	Right of way
350.04	Snowmobile races, derbies and routes
350.045	Public utility exemption
350.05	Operation by youthful operators restricted
350.07	Driving animals
350.08	Owner permitting operation
350.09	Head lamps, tail lamps and brakes, etc.
350.10	Miscellaneous provisions for snowmobile operation
350.101	Intoxicated snowmobiling
350.102	Preliminary breath screening test
350.1025	Application of intoxicating snowmobile law
350.103	Implied consent
350.104	Chemical tests
350.106	Report arrest to department
350.107	Officer's action after arrest for operating a snowmobile while under influence of intoxicant

350.12	Registration of snowmobiles; trail use stickers
350.11	Penalties
350.13	Uniform trail signs and standards
350.135	Interference with uniform trail signs and standards prohibited
350.15	Accidents, accident reports
350.17	Enforcement
350.19	Liability of landowners
350.99	Parties to a violation

- (2) All snowmobile operators shall ride single file along all designated routes under subsection (a)(1) of this section.

History Note: Adopted 11/28/78; amended through codification, amended 11/26/02.

SECTION 12.21 **RESIDENT PERMIT PARKING SYSTEM****RESIDENTIAL PARKING PERMITS PURSUANT TO WIS. STATS. § 349.13(1g).**

- (a) Residents and their guests shall be permitted to park their motor vehicles at times and in locations otherwise prohibited by official traffic signs on specifically designated Town highways if such persons obtain Residential Parking Permits from the Town Clerk-Treasurer.
- (b) In order for a Town highway to be eligible for designation by the Town Board as a residential parking permit Town highway, it must meet the following criteria:
 - (1) The portion of the Town highway for which the designation is requested shall be adjacent to property zoned exclusively residential, agricultural or conservancy; and
 - (2) At least 50% of the residents of the area shall petition the Town Board for such designation.
- (c) Prior to designation of any Town highway as a residential parking permit Town highway, the Town Board or, at the Board's discretion, the Plan Commission shall hold a public hearing on the subject. Prior to the hearing, the Town Clerk shall publish a Class 1 notice stating the purpose of the hearing and the exact location of the Town highway under consideration. A copy of such notice shall be mailed by the Town Clerk-Treasurer to each property abutting upon the affected portion of the Town highway under consideration. During such hearing, any interested person shall be entitled to appear and be heard.
- (d) Following the public hearing, the Town Board shall decide whether or not to adopt an ordinance designating the Town highway under consideration as a residential parking permit highway.
- (e) Two classes of permits shall exist:
 - (1) Annual Permit. This permit shall be issued only to residents of designated residential parking permit highways. It shall authorize the parking of a resident's motor vehicle on said designated highway at times and in locations otherwise prohibited by official traffic signs. Such permit shall remain in effect for one year from issuance. The holder of such permit is responsible for filing an application for renewal in a timely fashion.
 - (2) Temporary Permit. This permit shall be issued to a guest of a resident of a designated residential parking permit Town highway. Such permit shall authorize the same parking as an annual permit. Such permits shall remain in effect for one week from issuance, and shall be renewable upon application.
- (a) Application.
An application for a permit shall contain:

- (1) The name of the owner or operator of the motor vehicle;
 - (2) Residential address of the owner or operator;
 - (3) Motor vehicle make, model and license plate number;
 - (4) If the applicant legally resides other than at an address on the designated residential parking permit Town highway, verification of residence on said highway;
 - (5) If the applicant seeks a temporary permit, a signed consent from a resident on said highway allowing such usage.
- (b) **Permit Issuance.**
Upon submission of a properly completed application and payment of the applicable fee, the Clerk-Treasurer shall issue the permit in the appropriate class to the applicant.
- (c) **General Regulations.**
- (1) A Residential Parking Permit is valid only when visibly and properly displayed on the motor vehicle when parked on said designated highway of residency. Use of said permit is restricted to the particular designated highway.
 - (2) A separate permit is required for each motor vehicle for which the applicant seeks permission to park pursuant to this ordinance.
 - (3) A Residential Parking Permit shall not guarantee or reserve to the permit holder a parking space on said designated highway.
 - (4) Residential Parking Permits may be temporarily suspended by the Town for snow removal, emergency or construction purposes.
 - (5) Transfer of the permit from one motor vehicle to another is prohibited.
 - (6) The owner or operator of a motor vehicle displaying a Residential Parking Permit shall completely remove said permit immediately upon its expiration.
 - (7) Permits may only be issued for the following classes of motor vehicles:
 - (A) Automobiles, station wagons and vans;
 - (B) Motorcycles, including mopeds;
 - (C) Motor homes; and
 - (D) Pickup trucks of one ton capacity or less.

- (8) Permits shall not be issued for the following:
- (A) Boat trailers, camping trailers and semi trailers;
 - (B) Truck tractors;
 - (C) Motor buses; or
 - (D) Other trucks with capacity in excess of one ton.
- (d) **Fees.**
The fee for a Residential Parking Permit shall be as established under Section 2.71.
- (e) The Town Board shall assure that official traffic signs are placed on all designated residential parking permit Town highways indicating the parking restrictions applying at such location to all persons not holding Residential Parking Permits.
- (f) **Designated Town Highways.**
The following Town highways are hereby designated as residential parking permit Town highways, so that holders of Residential Parking Permits may park during the hours listed without violating the posted restrictions so long as the permit is visibly and properly displayed on the motor vehicle in question:
- (1) On both sides of Okee Bay Court for its entire length, between 6:00 p.m. and 8:00 a.m., as well as Saturdays, Sundays and holidays;
 - (2) On both sides of Shamrock Park Cove for its entire length, between 6:00 p.m. and 8:00 a.m., as well as Saturdays, Sundays and holidays.

History Note: Adopted through 1994 codification; amended by Ord. No. 2010-19; amended through 2015 recodification.

SECTION 12.22 WINTER PARKING REGULATED**(a) Parking Regulations.**

- (1) No person shall leave any motorized vehicle unattended on any Town street or highway in the Town during the period of any winter storm warning issued for this area by the Weather Bureau.
- (2) This restriction shall remain in effect for a period of forty-eight (48) hours after the warning has been lifted or until snow removal has been completed, whichever comes first.

(b) Removal of Snow From Private Property.

Snow removed from private property shall not be disposed of by placing it on any public street or roadway in any manner that creates a hazard or hinders removal.

(c) Notification.

Signs giving notice of emergency parking regulations during winter storms shall be posted on all Town streets and highways leading to residential areas in the Town.

(d) Penalty.

- (1) First offense. Any person who has been observed violating this ordinance and is reported to the Town Chairman or to any Town Board Supervisor for the first time will receive a letter advising them of the consequences of continued violation.
- (2) Second offense. Any person who shall violate this ordinance a second time shall, upon conviction thereof, forfeit not less than twenty dollars (\$20.00) nor more than fifty dollars (\$50.00) together with the costs of prosecution and any applicable assessments, and in default of payments of such forfeiture, costs and assessments, shall be imprisoned in the county jail until said forfeiture, costs, and assessments are paid, but not to exceed ninety (90) days. Each day of violation shall be considered a separate offense.
- (3) Third and Subsequent Offenses. Any person guilty of violating any provision of this ordinance who has previously been convicted of a violation of the same provision shall, upon conviction thereof, forfeit not less than forty dollars (\$40.00) nor more than two hundred dollars (\$200.00) for each such offense, together with the costs of prosecution and any applicable assessments, and in default of payment of such forfeiture, costs, and assessments shall be imprisoned in the county jail, but not to exceed ninety (90) days. Each day of continued violation shall be considered a separate offense.

History Note: Adopted effective January 1, 1987; amended through codification; amended through 2015 recodification.