

**TITLE 10**

## Motor Vehicles and Traffic

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**CHAPTER 1**

## Traffic and Parking

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## ARTICLE A

### General Provisions

#### SEC. 10-1-1 STATE TRAFFIC LAWS ADOPTED.

- (a) **Statutes Adopted.** Except as otherwise specifically provided in this Code, the statutory provisions in Chapters 340 to 348 of the Wisconsin Statutes, describing and defining regulations with respect to vehicles and traffic, exclusive of any provisions therein relating to penalties to be imposed and exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment, 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 regulation incorporated herein by reference is required or prohibited by this Chapter. Any future amendments, revisions or modifications of the statutory regulations in Chapters 340 to 348 incorporated herein are intended to be made part of this Chapter in order to secure to the extent legally practicable uniform statewide regulation of vehicle traffic on the highways, streets and alleys of the State of Wisconsin. Any person who shall, within the City of Ladysmith, Wisconsin, violate any provisions of any Statute incorporated herein by reference shall be deemed guilty of an offense under this Section.
- (b) **Other State Laws Adopted.** There are also hereby adopted by reference the following sections of the Wisconsin Statutes, but the prosecution of such offenses under this Chapter shall be as provided in Chapters 340 to 348 of the Wisconsin Statutes and the penalty for violation thereof shall be limited to a forfeiture as hereinafter provided in this Chapter:
- 941.01 Negligent Operation of Vehicle Off Highway
  - 346.52 Highway Obstruction
  - 947.04 Drinking in Motor Vehicle on Highway
- (c) **Statutes Specifically Incorporated by Reference.** Whenever this Chapter incorporates by reference specific sections of the Wisconsin Statutes, such references shall mean the Wisconsin Statutes of 1999-2000 as from time to time amended, repealed or modified by the Wisconsin Legislature.
- (d) **General References.** General references in this Chapter to Wisconsin statutory sections or chapters describing or defining procedures or authority for enactment or enforcement of local traffic regulations shall be deemed to refer to the most recent enactments of the Wisconsin Legislature describing or defining such procedures or authorities.

#### SEC. 10-1-2 STATE ADMINISTRATIVE CODE PROVISIONS ADOPTED.

- (a) **Administrative Regulations Adopted.** The following administrative rules and regulations adopted by the Secretary of the Wisconsin Department of Transportation and published in the Wisconsin Administrative Code, exclusive of any provisions therein relating to the penalties to be imposed, are hereby adopted by reference and made part of this Chapter as if fully set forth herein.

Wis. Adm. Code - Trans	Reciprocity - Nonresident Motor Carriers [Penalties of Wis. Stats. Sec. 341.04 apply]
Wis. Adm. Code - Trans	Lettering on Vehicles, Display of Evidence of Registration and Dual Permit
Wis. Adm. Code - Trans 305	Standards for Motor Vehicle Equipment
Wis. Adm. Code - Trans 326	Transportation of Explosives by Motor Vehicle
Wis. Adm. Code - Trans 326	Transportation of Explosives by Motor Vehicle
Wis. Adm. Code - Trans	Protective Headgear Standards and Specifications
Wis. Adm. Code - Trans 304	Standards and Specifications - Design and Mounting SMV Emblem

- (b) **Non-Compliance Prohibited.** No person shall operate or allow to be operated on any highway, street or alley within the City a vehicle that is not in conformity with the requirements of Subsection (a) or the provisions of Sec. 110.075 and Chapter 347, Wis. Stats., incorporated by reference in Section 10-1-1 of this Chapter.
- (c) **Owner's Liability.** Any owner of a vehicle not equipped as required by this Section who knowingly causes or permits such vehicle to be operated on a highway in violation of this Section is guilty of the violation the same as if he or she had operated the vehicle. The provisions of Sec. 347.04, Wis. Stats., relating to nonapplicability of demerit points shall apply to owners convicted of a violation of this Section.
- (d) **Safety Checks.**
  - (1) Operators to Submit to Inspection. When directed to do so by any law enforcement officer, the operator of any motor vehicle shall stop and submit such vehicle to an inspection and such tests as are necessary to determine whether the vehicle meets the requirements of this Section or that the vehicle's equipment is in proper adjustment or repair. No person, when operating a motor vehicle, shall fail to stop and submit such vehicle to inspection when directed to do so by any law enforcement officer as herein provided.
  - (2) Authority of Officer. Any law enforcement officer of the City is hereby empowered whenever he or she shall have reason to believe that any provision of this Section is being violated to order the operator of the vehicle to stop and to submit such vehicle to an inspection with respect to brakes, lights, turn signals, steering, horns and warning devices, glass, mirrors, exhaust systems, windshield wipers, tires and other items of equipment.
  - (3) Vehicle to be Removed From Highway. Whenever, after inspection as provided by this Section, a law enforcement officer determines that a vehicle is unsafe for operation, he or she may order it removed from the highway and not operated, except for purposes of removal and repair until the vehicle has been repaired as directed in a repair order. Repair orders may be in the form prescribed by the secretary of the Department of Transportation under Sec. 110.075 (5), Wis. Stats., and shall require the vehicle owner or operator to cause the repairs to be made and return evidence of compliance with the repair order to the department of the issuing officer within the time specified in the order.
- (e) **Penalty.** Penalty for violation of any provision of this Section, including the provisions of the Wisconsin Administrative Code, incorporated herein by reference, shall be as provided in Subsection (c) of this Section, together with the costs of prosecution and applicable penalty assessment.

### **SEC. 10-1-3 OFFICIAL TRAFFIC SIGNS AND CONTROL DEVICES; PROHIBITED SIGNS, SIGNALS AND MARKERS.**

- (a) **Department of Public Works 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 10-1-1, require the erection of traffic control devices for enforcement, the Department of Public Works 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 and highways on which such regulations apply. Whenever State law grants discretion to local authorities in erecting or placement of a uniform traffic control device, devices shall be erected in such locations and in such a manner as, in the judgment of the Department of Public Works, will carry out the purposes of this Chapter and give adequate warning to users of the streets and highways of the City of Ladysmith.
- (b) **Code Numbers to be Affixed to Official Traffic Control Devices.** The Department of Public Works shall cause to be placed on each official traffic control sign a guide board, mile post, signal or marker erected under Subsection (a), a code number assigned by the Wisconsin Department of

Transportation, and shall also place or direct the placing of code numbers on all existing official traffic control devices as required by the laws of the State of Wisconsin.

- (c) **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 or her designee shall place within the limits of any street or highway maintained by the City any sign, signal, marker, mark or monument unless permission is first obtained from the Department of Public Works or, where applicable, the State Highway Commission. 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).
- (d) **Removal of Unofficial Signs, Markers, Signals and Traffic Control Devices.** The Ladysmith Police Department 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 or illegal sign, signal, marking or device shall be reported to the Common Council 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 Reference: Sections 346.41 and 349.09, Wis. Stats.*

#### **SEC. 10-1-4 REGISTRATION RECORD OF VEHICLE AS EVIDENCE.**

When any vehicle is found upon a street or highway in violation of any provision of this Chapter regulating the stopping, standing or parking of vehicles and the identity of the operator cannot be determined, the owner, as shown by the ownership registration of the vehicle supplied by the Wisconsin Department of Transportation, or a comparable authority of any other state, shall be deemed to have committed the violation for purposes of enforcement of this Chapter and specifically Section 10-1-1 and shall be subject to the applicable forfeiture penalty; provided the defenses defined and described in Sec. 346.485(5)(b), Wis. Stats., shall be a defense for an owner charged with such violation.

#### **SEC. 10-1-5 SCHOOL BUS WARNING LIGHTS.**

- (a) Notwithstanding the provisions of Sec. 346.48(2)(b)2., Wis. Stats., adopted by reference in Section 10-1-1 to the contrary, and except as provided in Subsection (b) below, school bus operators shall use flashing red warning lights in residential and business districts when pupils or other authorized passengers are to be loaded or unloaded at locations at which there are no crosswalk or traffic signals so that pupils must cross the street or highway before being loaded or after being unloaded.
- (b) Pursuant to Sec. 349.21(2), Wis. Stats., the use of flashing red warning lights by school bus operators is prohibited when pupils or other authorized passengers are loaded or unloaded directly from or onto the school grounds or that portion of the right-of-way between the roadway and the school grounds, in a zone designated by "school" warning signs as provided in Sec. 118.08(1), Wis. Stats., in which a street or highway borders the grounds of a school.

#### **SEC. 10-1-6 BLUE WARNING LIGHTS ON POLICE VEHICLES.**

- (a) Pursuant to Sections 346.03(3), 346.94(14), 346.95(3) and 347.25(1), (1m)(a) and (b) and (4), Wis. Stats., a marked police vehicle under Sec. 340.01(3)(a), Wis. Stats., may be equipped with a blue light and a red light which flash, oscillate or rotate.
- (b) If the vehicle is so equipped, the lights shall be illuminated when the operator of the police vehicle is exercising the privileges granted under Sec. 346.03, Wis. Stats. The blue light shall be mounted on the passenger side of the vehicle and the red light shall be mounted on the driver side of the vehicle. The lights shall be designed and mounted so as to be plainly visible and understandable from a distance of five hundred (500) feet during normal sunlight and during hours of darkness. No operator of a police vehicle may use the warning lights except when responding to an emergency call or when in pursuit of an actual or suspected violator of the law, when responding to but not

- upon returning from a fire alarm or when necessarily parked on a highway in a position which is likely to be hazardous to traffic using the highway.
- (c) The City shall give notice of its intent to equip its police vehicles with flashing, oscillating or rotating blue lights as a Class 2 notice under Chapter 985, Wis. Stats., at least ninety (90) days before so equipping the first police vehicle.

**SEC. 10-1-7 ACCIDENT REPORTS.**

The operator of every vehicle involved in an accident shall immediately file with the Police Department a copy of the report required by Sec. 346.70 of the Wisconsin Statutes, if any. If the operator is unable to make such report, any occupant of the vehicle at the time of the accident capable of making such report shall have the duty to comply with this Section. Such reports shall be subject to the provisions and limitations of Sections 346.70(4)(f) and 346.73 of the Wisconsin Statutes specifically that accident reports filed with this Section shall be for the confidential use of the Department and shall not be open to public inspection except as permitted by Sec. 346.73, Wis. Stats.

**SEC. 10-1-8 AND SEC. 10-1-9 RESERVED FOR FUTURE USE.**

**ARTICLE B**

## Controlled Intersections; Street Traffic Regulations

**SEC. 10-1-10 OPERATORS TO OBEY TRAFFIC CONTROL DEVICES.**

Every operator of a vehicle approaching an intersection at which an Official Traffic Control Device is erected in accordance with this Chapter shall obey the direction of such Official Traffic Control Device as required by the Wisconsin Statutes incorporated by reference in Section 10-1-1 of this Chapter. Operators of vehicles approaching a stop sign shall stop before entering a highway as required by Sec. 346.46, Wis. Stats. Operators approaching intersections at which a yield sign has been installed shall yield the right-of-way to other vehicles as required by Sec. 346.18(6), Wis. Stats.

**SEC. 10-1-11 HEAVY TRAFFIC ROUTES.**

- (a) **Definition.** For purposes of this Section, heavy traffic shall be defined as:
- (1) All vehicles not operating completely on pneumatic tires; and
  - (2) All vehicles or combination of vehicles, other than motor buses, designed or used for transporting property of any nature and having a gross weight of more than Fifteen Thousand (15,000) pounds.
- (b) **Prohibited Routes.** Heavy traffic is prohibited from using any City street or highway not designated as a heavy traffic route. This Section shall not act to prohibit heavy traffic from using a City street or highway for the purpose of obtaining orders for supplies or moving or delivering supplies or commodities to or from any place of business or residence which has an entrance on such street or highway. Furthermore, this Section will not act to prohibit heavy traffic from using any City streets over which are routed state trunk highways. When being driven to the site of any construction, repair or maintenance of electric, gas or water service, vehicles owned and operated by a public utility will be exempt from the provisions of this Section.
- (c) **Administration.** The Chief of Police, in cooperation with the Director of Public Works shall administer this Section. Administration shall include:
- (1) Posting of signs. Appropriate signs shall be posted giving notice of this Section and of the heavy traffic routes established herein. Yellow sign posts may also be used to designate heavy traffic routes.
  - (2) Maps. Heavy traffic routes shall be shown on the Official Traffic Map.
  - (3) Construction equipment.
    - a. The Chief of Police and/or Public Works Director may grant temporary permits to allow heavy construction equipment to use City streets or highways not designated as heavy traffic routes. These permits may be granted only when use of a nondesignated route is necessary for the equipment to reach a construction site. No permit may be issued unless the person or corporation owning the equipment agrees to reimburse and hold the City harmless for any damage done to the City street by the equipment and/or any personal injury or property damage caused in part or in whole by the street damage.
    - b. City-owned or operated equipment is specifically excluded from the provisions of this Section.
- (d) **Liability.** Any operator, corporation, owner or agent whose heavy traffic vehicle damages any City streets or highways in violating this Section shall be liable and required to pay the City the cost of repair or replacement of the damaged street or highway.
- (e) **Special and Seasonal Weight Limitations.** The Chief of Police shall have the authority to impose special or seasonal weight limits on any highway, bridge or culvert maintained by the City to prevent injury to the roadway or for the safety of the users of such bridge or culvert and shall be

responsible for erecting Uniform Traffic Control Devices giving notice thereof in accordance with the provisions of Section 10-1-3.

- (f) **Heavy Traffic Routes Designated.** The following highways or parts thereof within the jurisdiction of the City of Ladysmith are hereby designated heavy traffic routes and are excepted from the Class "B" weight limitations:

- (1) U.S. Highway 8.
- (2) State Highway 27.
- (3) County Trunk Highway G from E. 12th St. to Doughty Rd..
- (4) County Trunk Highway J.
- (5) Doughty Road.
- (6) E. 14th Street S.
- (7) Worden Ave. From E. 10th St. S. To E. 14th St. S.
- (8) W. 2nd St. S. From Fritz Ave. N. to the railroad tracks.
- (9) Fritz Ave. From State Hwy. 27 to W. 2nd St. S.
- (10) Gates Avenue. west of W. 5th St. N.
- (11) Gustafson Road.
- (12) Barnett Road.
- (13) W. 5th St. N. from Gates Ave. to Summit Ave.
- (14) E. 12th St. S. from County G (Adams Ave.) to Fritz Ave.
- (15) W. 6<sup>th</sup> St. N. from Pederson Ave. southbound only to Lake Ave.
- (16) Pederson Ave. from W 6<sup>th</sup> St. N. east to the CN railroad right of way.

*Ord. 2006-08 November 2, 2006; Ord. 2016-01 adopted 2/24/2016- (15) and (16) shall be deleted thirteen months from the date of passage, unless extended by the Common Council.*

- (g) **Class "B" Highways.** Notwithstanding Subsection (f), all other City streets are hereby designated as Class "B" highways for the purpose of putting into effect the weight limitations set forth in Sec. 348.16, Wis. Stats.

*State Law Reference: Sections 348.16 and 349.17, Wis. Stats.*

#### **SEC. 10-1-12 SPEED LIMITS.**

The maximum permissible speed in the City of Ladysmith shall be twenty-five (25) miles per hour, except in school zones and on streets or portions of streets within public parks or cemeteries and except as otherwise posted. Speed limits in school zones shall be fifteen (15) miles per hour when children are present, and the speed limit on streets or portions of streets within public parks or cemeteries shall be fifteen (15) miles per hour at all times.

#### **SEC. 10-1-13 ONE-WAY STREETS.**

The following streets and parts thereof are declared to be one (1) way streets, and no person shall operate any vehicle thereon except in the indicated direction:

- (a) Northerly on W 2<sup>nd</sup> St. from 65 feet north of its intersection with Lake Avenue to its intersection with Pederson Avenue. *Ord. 2012-05 adopted on 8/27/2012.*
- (b) Westerly on River Avenue from its intersection with West Second Street to its intersection with East Third Street.
- (c) Westerly on River Avenue from its intersection with Memorial Park Road to its intersection with East Second Street North.
- (d) Northerly on East Second Street North from its intersection with River Avenue to its intersection with Memorial Park Road.
- (e) Easterly and then southerly on Memorial Park Road from its intersection with East Second Street North to its intersection with River Avenue.



- (f) 1<sup>st</sup> Street from its intersection with Lake Avenue to its intersection with Miner Avenue. *Ord. 2012-05 adopted on 8/27/2012.*
- (g) Northerly on E. 6<sup>th</sup> St. from its intersection with Worden Avenue to its intersection with Miner Avenue. *Ord. 2017-06 adopted on 11/27/2017.*
- (h) Easterly on Miner Avenue from its intersection with E. 6<sup>th</sup> St. S. to its intersection with E. 8<sup>th</sup> St. S. *Ord. 2017-06 adopted on 11/27/2017.*

**SEC. 10-1-14 U-TURNS PROHIBITED.**

No driver of any vehicle of any type shall make any "U" turn at the following intersections:

- (a) Miner Avenue East and Second Street East;
- (b) Miner Avenue and First Street;
- (c) Miner Avenue West and Second Street West;
- (d) Miner Avenue and Third Street West;
- (e) Lake Avenue West and Second Street West;
- (f) Lake Avenue and First Street;
- (g) Lake Avenue East and Second Street East; and
- (h) Worden Avenue West and Second Street West.

**SEC. 10-1-15 THROUGH SEC 10-1-19 RESERVED FOR FUTURE USE**

## Parking Regulations

**SEC. 10-1-20 RESTRICTIONS ON PARKING; POSTED LIMITATIONS.**

- (a) **Forty-Eight (48) Hour Limitation.** No person, firm or corporation shall park or leave standing any automobile, truck, tractor, trailer or vehicle of any description on any public street or public parking lot in the City for a period of Forty-Eight (48) or more consecutive hours in the same location at any time, except that where more restrictive parking limits have been established the more restrictive limits shall apply. When any law enforcement officer shall find a vehicle standing upon a public street or parking lot in violation of the provisions of this Section, he is authorized to move such a vehicle or to require the operator in charge thereof to move such vehicle to a position permitted under this Chapter. The law enforcement officer may cause said vehicle to be removed to a proper impoundment and storage area within the City where storage space is available and, in such case, the owner shall pay the costs of removing said vehicle and the storage fees on said vehicle before he may recover the possession thereof.
- (b) **Posted Limitations.**
- (1) The Common Council may designate certain streets or portions of streets as no parking or no stopping or standing zones or as zones for parking by physically handicapped persons and may limit the hours in which the restrictions apply. The City shall mark, by appropriate signs, each zone so designated in accordance with the provisions of Sec. 349.13, Wis. Stats.
  - (2) Except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control device, no person shall stop or park a vehicle in an established no stopping or standing zone when stopping or standing is prohibited. No vehicle shall be parked in a no parking zone during hours when parking is prohibited except physicians on emergency calls or as permitted by state law or elsewhere by this Code of Ordinances.
  - (3) The Chief of Police is hereby granted the authority, within the reasonable exercise of police power to prohibit, limit the time or otherwise restrict the stopping, standing or parking of vehicles beyond the provisions of Chapter 346. The Chief of Police shall also have the authority to restrict the turning or movement of heavy traffic and to impose special weight limitations on any highway or portions thereof which, because of the 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 any restrictions on heavy traffic movement or special weight limitations.
  - (4) No prohibition, restriction or limitation on parking or restriction on movement or turning of heavy traffic and imposition of special weight limits is effective unless official traffic control devices have been placed or erected indicating the particular prohibition, restriction or limitation.
  - (5) After the parking limitations on any given street have expired, any change of location of not more than one (1) stall following expiration of the parking period allowed shall be and constitute a violation of this Chapter.

**SEC. 10-1-21 PARKING RESTRICTIONS DURING TEMPORARY SNOW REMOVAL OR STREET MAINTENANCE.**

- (a) **Street Maintenance.** Whenever it is necessary to clear or repair a City roadway or any part thereof, the Public Works Department shall post such highways or parts thereof with signs bearing the words "No Parking -- Street Maintenance Work." Such signs shall be erected at least two (2) hours prior to the time that street maintenance work is to be commenced. No person shall park a motor vehicle in violation of such signs.
- (b) **Temporary Parking Restrictions for Special Events.** Pursuant to the provisions of Subsection 349.13, Wis. Stats., the Chief of Police is authorized to erect temporary "No Parking" signs during parades, festivals and other authorized events that require the regulating of vehicle stopping, standing

or parking on City roadways. The temporary regulation shall be limited to the time the event exists or is likely to exist.

**SEC. 10-1-22 STOPPING OR PARKING PROHIBITED IN CERTAIN SPECIFIED PLACES.**

- (a) **Parking Prohibited at All Times.** Except, temporarily for the purpose of and while actually engaged in loading or unloading or in receiving or discharging passengers or property and while the vehicle is attended by a licensed operator so that it may be moved promptly in case of an emergency or to avoid obstruction of traffic, no person shall at any time park or leave standing any vehicle:
- (1) Within an intersection.
  - (2) On a crosswalk.
  - (3) On a sidewalk or terrace area, except when parking in such place is clearly indicated by official traffic signs or markers or parking meters. "Terrace or Sidewalk Area" means that area between the sidewalk and the nearest curb line running parallel or generally parallel thereto or in the absence of a sidewalk ten (10) feet beyond the curb line.
  - (4) Alongside or opposite any highway excavation or obstruction when such stopping or standing would obstruct traffic or when pedestrian traffic would be required to travel in the roadway.
  - (5) On the roadway side of any parked vehicle unless double parking is clearly indicated by official traffic signs or markers.
  - (6) Within twenty (20) feet of the driveway entrance to a fire station.
  - (7) Upon any portion of a highway where and at the time when stopping or standing is prohibited or limited by official traffic signs indicating the prohibition or limitation of any stopping or standing.
  - (8) In any place or manner so as to obstruct, block or impede the flow of traffic.
  - (9) Within ten (10) feet of a fire hydrant, unless a greater distance is indicated by an official traffic sign.
  - (10) Upon any portion of a highway where and at the time when parking is prohibited, limited or restricted by official traffic signs.
  - (11) Upon any bridge.
  - (12) Upon any street or highway within the City limits in a direction which faces a direction different from the direction of normal traffic flow for the lane of traffic in which said vehicle is stopped or standing.
  - (13) Upon any terrace or sidewalk in the City at any time.
  - (14) In a loading zoning.
  - (15) Within four (4) feet of the entrance to an alley, private road or driveway.
  - (16) In any municipal park when said park is closed to the public.
- (b) **Parking in Driveways.** No person shall park or leave standing any motor vehicle in any private driveway without the permission of the owner or lessee of the property on which such driveway is located, whether or not such driveway is posted to limit or restrict parking.
- (c) **Vehicles Not to Block Private Drive, Alley or Fire Lane.** No vehicle shall, at any time, be parked so as to unreasonably restrict the normal access to any private drive, alley or fire lane. Said access shall be deemed to be unreasonably restricted if any vehicle is parked within four (4) feet of either side of said access. Upon discovery by a police officer or upon complaint by the owner of any such blocked drive, alley or fire lane, the Chief of Police may order said vehicle towed from such position at the risk and expense of the owner of said vehicle.
- (d) **Parking Vehicle for Repair or to Display for Sale Prohibited.** No person shall stand or park a vehicle on any street, alley, public right-of-way or municipal parking lot in the City for the purpose of repairing said vehicle or to display such vehicle for sale.

**SEC. 10-1-23 PARKING RESERVED FOR VEHICLES OF DISABLED.**

When official traffic signs indicating such restriction have been erected in accordance with Section 10-1-3 of this Chapter, no person shall park, stop or leave standing any vehicle upon any portion of a street, highway or public or private parking facility reserved for vehicles displaying special registration plates or identification cards or emblems issued by the Wisconsin Department of Transportation or fail to display such plates, cards or emblems when so parked or, for vehicles registered in another jurisdiction, by such other jurisdiction designating the vehicle as one used by a physically disabled person.

**SEC. 10-1-24 LEAVING KEYS IN VEHICLE PROHIBITED; PARKING VEHICLES WITH MOTOR RUNNING.**

- (a) **Leaving Keys in Vehicle.** No person shall permit any motor vehicle to stand or remain unattended on any street, alley or other public area, except an attended parking area, unless either the starting lever, throttle, steering apparatus, gear shift or ignition of the vehicle is locked and the key for such lock is removed from the vehicle. Whenever any police officer shall find any vehicle standing with the key in the ignition in violation of this Section, such officer is authorized to remove such key from the vehicle and deliver the key to the Police Department for safe custody.
- (b) **Parking Vehicles With Motor Running.** No person shall park or leave standing any non-truck motor vehicle with the motor running for more than thirty (30) minutes within three hundred (300) feet of any residence within the City between the hours of 10:00 p.m. and 7:00 a.m. No truck or semi-truck may be parked unattended with its motor running on any City street at any time, unless it is left parked and running in relation to delivery or loading of goods at the location where it is parked. No truck or semi-truck with a running refrigeration unit may be parked unattended on any City street at any time unless it is parked in relation to delivery or loading of goods at the location where it is parked.

**SEC. 10-1-25 UNATTENDED MOTORIZED MACHINERY.**

It shall be unlawful for any person, firm or corporation to permit any construction, compaction, earth-grading or farm machinery which is self-propelled and moves upon the surface of the earth and which is owned or controlled by him to stand for any period of time unattended without locking the ignition system or otherwise rendering said machinery inoperable so as to prevent any person unauthorized by the owner or individual in control thereof from starting said machinery.

**SEC. 10-1-26 ANGLE PARKING.**

- (a) Angle parking or parking diagonally is prohibited on all the streets, alleys and highways of the City except in those places where vehicle parking markers indicate that angle parking is permissible. All vehicles shall park parallel to, and within one (1) foot of the curb except where streets and parking lots are so marked for angle parking.
- (b) No person shall at any time park any vehicle:
  - (1) In any direction other than the designated parking angle, where angle parking spaces are so designated and provided by appropriate markings.
  - (2) Backwards into angle parking spaces so designated and provided by appropriate markings.
  - (3) With a trailer attached or any vehicle longer than twenty (20) feet on any street where angle parking is so provided and allowed.

**SEC. 10-1-27 PARKING, STOPPING AND STANDING REGULATED; TOWING OF VIOLATORS.**

- (a) **Parking Limits.** When signs are erected in any block giving notice thereof, no person shall park a vehicle for longer than the period thereon specified at any time between the hours of 8:30 a.m. and 5:30 p.m., except Sundays and the following holidays and special events:
- (1) New Year's Day;
  - (2) Good Friday;
  - (3) Labor Day;
  - (4) Thanksgiving;
  - (5) Fourth of July;
  - (6) Memorial Day;
  - (7) December 20 through January 2;
  - (8) Mardi Gras; and
  - (9) Such other times as are publicly announced in local media by the Mayor or Common Council.
- (b) **All-Night Parking Regulated.** During the period November 15 through March 15, annually, it shall be unlawful to park any vehicle on any street in the central business district between the hours of 2:00 a.m. and 6:00 a.m. Monday through Friday, and between the hours of 2:30 a.m. and 6:00 a.m. Saturdays and Sundays. For purposes of this Section, central business district shall be defined as bounded by and including West Fourth Street on the west, East Fourth Street on the east, Lake Avenue on the north, the railroad tracks on the south and also including the west side of West Second Street from Lake Avenue to a point one hundred (100) feet north of Lake Avenue.  
*Ord. #2000-12 adopted November 13, 2000.*
- (c) **Winter Parking.**  
During the period November 15 through March 15, it shall be unlawful to park any vehicle on all City streets not described in Subsection (b) between the hours of 2:00 a.m. and 6:00 a.m. Monday through Friday, and between the hours of 2:30 a.m. and 6:00 a.m. Saturdays and Sundays, except where specific exemptions are granted by the Ladysmith Police Department due to specific documented circumstances. *Ord. #2000-12 adopted November 13, 2000.*
- (d) **Towing of Illegally Parked Vehicles.**
- (1) Any vehicle in violation of this Section shall be impounded until lawfully claimed. The towing charges for this violation shall not exceed the cost of Thirty Dollars (\$30.00). The towing charges shall be paid by the owner to the towing firm before the vehicle is released from the impound area. In the event that the owner of the towed vehicle removes the impounded vehicle from the impound area without first paying the towing charges, the owner shall then be subject to an additional forfeiture for violation of this Section. Such forfeiture shall be charged under Section 10-1-50 but shall not be less than the cost of the towing charges and any other additional charges as a result of this violation.
  - (2) Each year the Director of Public Works shall advertise for and accept bids for said towing. In the event that the low bidder is not available to tow the illegally parked vehicle, the Director of Public Works shall contact successively higher bidders until a towing firm is secured.

*State Law Reference: Sec. 349.13, Wis. Stats.*

#### **SEC. 10-1-28 PARKING OF VEHICLES OVER 15,000 POUNDS OR 16 FEET RESTRICTED.**

- (a) (1) No person owning or having control of any truck, trailer, truck power unit, tractor, bus (excluding a school bus) or recreation vehicle in excess of fifteen thousand (15,000) pounds gross weight, or over sixteen (16) feet in length, or having an enclosed area of a height of more than eight (8) feet from the roadway, shall park the same upon any street, avenue or public way in any residential district between the hours of 6:00 p.m. and 7:00 a.m. One (1) hour parking will be allowed in residential areas between 7:00 a.m. and 6:00 p.m. The provisions of this Subsection shall not be deemed to prohibit the lawful parking of such equipment upon any street, avenue or public way in the City for the actual loading or unloading of goods, ware or merchandise, providing, however, the "loading" and "unloading," as used in this Section,

shall be limited to the actual time consumed in such operation. The Common Council may, however, designate specific truck parking zones.

- (2) No semi-trailer may be detached from its tractor and left parked on any City street at any time. No semi-tractor with an attached trailer may be parked overnight on any City street.
- (b) Any vehicle unlawfully parked under Subsection (a) above may be removed from the street by order of the Chief of Police, and the expense of so moving and storing such vehicle shall be paid by the operator or owner of said vehicle as a forfeiture in addition to the penalties hereafter prescribed.

#### **SEC. 10-1-29 NO PARKING ZONES.**

There shall be no parking on the following streets or portions thereof:

- (a) The north side or south side of Miner Avenue East for a distance of thirty (30) feet west of the intersection of said Miner Avenue East and East Sixth Street.
- (b) The north or south side of Miner Avenue East for a distance of thirty (30) feet east of the intersection of said Miner Avenue East and East Sixth Street.
- (c) The north or south side of Worden Avenue East for a distance of thirty (30) feet west of the intersection of said Worden Avenue East and East Sixth Street.
- (d) The south side of Worden Avenue East for a distance of thirty (30) feet east of the intersection of said Worden Avenue East and East Sixth Street.
- (e) The north side of Worden Avenue East for a distance of fifty (50) feet east of the intersection of said Worden Avenue East and East Sixth Street.
- (f) The east side of East Seventh Street from East Worden Avenue to East Railroad Avenue.
- (g) The north side of Adams Avenue from East Ninth Street to the presently existing easterly-most City limits.
- (h) The south side of Adams Avenue from the Flambeau River Bridge to a point two hundred (200) feet northwest of the intersection of Adams Avenue and Lindoo Avenue.
- (i) The south side of Adams Avenue from the intersection of Adams Avenue and East 12th Street easterly for a distance of one hundred twenty (120) feet.
- (j) Where specifically posted by signs and/or yellow lines.
- (k) The east side of East Third Street South from Worden Avenue to a point ninety-one (91) feet south of Worden Avenue.
- (l) The south side of Lake Avenue from West Ninth Street to East Third Street.
- (m) The south side of Summit Avenue between West 5th Street North and Lee Lane.
- (n) Those portions of the west side of W. 9<sup>th</sup> St. N. (S.T.H. 27) both in the City limits and between Lake and Summit Avenues, and the entire east side of W. 9<sup>th</sup> St N (S.T.H. 27) between Lake and Summit Avenues. *Ord. 2011-06 adopted August 8, 2011, published on August 25, 2011.*

#### **SEC. 10-1-30 TRAFFIC AND PARKING REGULATIONS ON SCHOOL DISTRICT GROUNDS.**

Pursuant to the provisions of Sec. 118.105, Wis. Stats., the following regulations shall apply to the grounds of the Ladysmith School District located within the City:

- (a) **Parking.** All parking on any grounds of the School District from 7:00 a.m. to 4:30 p.m. shall be restricted to areas designated for parking by the School Board. When signs are erected by the School Board giving notice of such restrictions, all persons shall park only in areas designated and signed for visitor parking. All parking on grounds of the Ladysmith School District from 7:00 a.m. to 4:30 p.m. shall be by permit only and shall be restricted to areas designated for parking by the District Board. When signs are erected by the School Board giving notice of such restrictions, no person shall park a motor vehicle in an area other than one for which he shall have been issued a permit nor without displaying a valid permit. There shall be no parking on said grounds between 11:00 p.m. and 6:00 a.m., except when school functions extend past 11:00 p.m.; on such nights there shall be no parking one (1) hour after the function has concluded.
- (b) **Speed Limits.** No person shall at any time operate a motor vehicle upon any Ladysmith School

District grounds at a speed in excess of fifteen (15) miles per hour.

- (c) **Vehicles Prohibited at Specified Times.** No person shall at any time operate a motor vehicle, other than a school bus or emergency vehicle, in or upon any drive designed for buses only by sign during the hours of 7:00 a.m. to 9:00 a.m. and during the hours of 3:00 p.m. to 4:30 p.m. on any weekday during the months school is in session.

#### **SEC. 10-1-31 UNLAWFUL REMOVAL OF PARKING CITATIONS.**

No person other than the owner or operator thereof shall remove a City parking ticket/citation from a motor vehicle.

#### **SEC. 10-1-32 OPERATION OF MOTOR VEHICLES IN PUBLIC PARKING LOTS AND RAMPS.**

- (a) **Unlicensed Operators Prohibited.** No person who does not hold a valid operator's license shall operate a vehicle in any public parking lot or ramp or in any private parking lot or ramp held out for the use of parking for the general public.
- (b) **Traffic Regulations Applicable.** All provisions of Section 10-1-1 of this Chapter and of the Wisconsin Statutes and laws incorporated herein by reference shall be applicable on any public parking lot or ramp and on any private parking lot, road or ramp held out for use for the general public for parking or vehicular traffic.

#### **SEC. 10-1-33 REMOVAL OF ILLEGALLY PARKED VEHICLES.**

- (a) **Hazard to Public Safety.** Any vehicle parked, stopped or standing upon a highway or public parking lot or ramp in violation of any of the provisions of this Chapter is declared to be a hazard to traffic and public safety.
- (b) **Removal by Operator.** Such vehicle referenced in (a) above shall be removed by the operator in charge, upon request of a City law enforcement officer to a position where parking is permitted or to a private or public parking or storage premises.
- (c) **Removal by Traffic Officer.** A City law enforcement officer, after issuing a citation for illegal parking, stopping or standing of an unattended vehicle in violation of this Chapter, is authorized to remove such vehicle to a position where parking is permitted.
- (d) **Removal by Private Service.** Pursuant to Section 10-1-27(d), a City law enforcement officer may order the motor carrier holding a permit to perform vehicle towing services to remove and store such vehicle in any public storage garage or rental parking grounds or any facility of the person providing the towing services.

#### **SEC. 10-1-34 INOPERABLE, WRECKED OR DISCARDED VEHICLES.**

- (a) **Storage Prohibited.** No person owning or having custody of any partially dismantled, nonoperable, wrecked, junked or discarded motor vehicle shall allow such vehicle to remain on any public highway, parking lot or ramp longer than forty-eight (48) hours after notification thereof by the Police Department. Notification shall be accomplished by placing in a conspicuous place on the vehicle and by mailing or serving upon the owner or occupant in charge of the premises a written notice setting forth briefly the applicable provisions of this Section and the date of the notice. Any vehicle so tagged which is not removed within forty-eight (48) hours after notice is declared to be a public nuisance and may be removed as provided in Section 10-1-33.
- (b) **Exemptions.** This Section shall not apply to a motor vehicle in an appropriate storage place or depository maintained in a lawful place and manner authorized by the City.

#### **SEC. 10-1-35 PARKING PERMITTED ON SCHOOL SIDE OF STREET.**

As provided for in Sec. 346.52(2), Wis. Stats., on-street parking shall be allowed on the school side of the following streets.

- (a) Miner Avenue from one hundred fifty (150) feet east of the east right-of-way line of East 6th Street to the west right-of-way line of East 8th Street.

**SEC. 10-1-36 THROUGH SEC. 10-1-39 RESERVED FOR FUTURE USE.**



**ARTICLE D**

## Miscellaneous Provisions

**SEC. 10-1-40 DISORDERLY CONDUCT WITH A MOTOR VEHICLE.**

No person shall, within the City, on public or private property, by or through the use of a motor vehicle, motorcycle, snowmobile or mini-bike, under circumstances which tend to cause or provoke a disturbance or annoy one (1) or more persons, engage in violent, abusive, unreasonably loud or otherwise disorderly conduct, including, but not limited to, unnecessary or deliberate or intentional spinning of wheels, squealing of tires, revving of engines, blowing of horns, causing the engine to backfire or causing the vehicle, while commencing to move or while in motion to raise one (1) or more of its wheels off the ground. Such conduct is declared to be both unlawful and a nuisance.

**SEC. 10-1-41 PEDESTRIAN REGULATIONS.****(a) Pedestrian Obedience to Traffic Control Devices and Regulations.**

- (1) Obedience to Traffic Control Devices. No person shall fail to obey the instructions of any Uniform Traffic Control Device when traveling as a pedestrian on any highway within the City of Ladysmith unless otherwise directed by a law enforcement officer.
- (2) Crossing at Crosswalks. No pedestrian shall cross at a crosswalk except on the right half thereof whenever practicable. Where sidewalks are provided, no pedestrian shall walk along and upon an adjacent roadway except when the sidewalk is visibly unsafe, obstructed or closed to public travel.

**SEC. 10-1-42 MOTOR VEHICLES ON PEDESTRIAN WAYS AND OVER PASSES.**

No person shall operate or park any motor vehicle on any pedestrian way or pedestrian overpass within the City of Ladysmith except municipal or county maintenance vehicles.

**SEC. 10-1-43 SCHOOL CROSSING GUARDS.**

Pursuant to Sec. 349.215, Wis. Stats., those adult persons hired by the Police Department to act as "School Crossing Guards" shall have the authority to stop vehicular traffic and to keep it stopped as long as necessary at their respective school crossings for the purpose of permitting school children to cross the street. No operator of a vehicle shall fail or refuse to stop for a crossing guard or school crossing guard when, in the performance of his duties, he so directs by use of sign or signal.

*State Law Reference: Sec. 349.215, Wis. Stats.*

**SEC. 10-1-44 DRIVING OVER CURBING OR SAFETY ISLANDS PROHIBITED.**

- (a) **Driving Over Curbing Prohibited.** It shall be unlawful for any motor vehicle to be driven or backed over any curbing in the City of Ladysmith.
- (b) **Driving Over Safety Zones or Islands Prohibited.** Whenever safety zones or safety islands are marked in accordance with the Wisconsin Uniform Traffic Control Device Manual, no operator of a vehicle shall at any time drive through or over a safety zone or safety island.

**SEC. 10-1-45 ENTRY INTO LOCKED VEHICLE.**

No person shall intentionally enter the locked and enclosed portion or compartment of the vehicle of another without consent.

**SEC. 10-1-46 RAILROAD TRAINS NOT TO BLOCK STREET.**

It shall be unlawful for the directing officer or the operator of any railway train or car to direct the operation of or to operate the same in such a manner as to prevent the use of any street for purposes of travel for a period of time longer than ten (10) minutes, except that this provision shall not apply to trains or cars in motion other than those engaged in switching.

**SEC 10-1-47 COMPRESSION BRAKES PROHIBITED.**

- a) **Compression Brakes Prohibited.** No person shall use motor vehicle brakes which are in any way activated or operated by the compression of the engine of the motor vehicle.
- b) **Defense.** It shall be an affirmative defense to prosecution under this ordinance that compression brakes were applied in an emergency and were necessary for the protection of persons or property.
- c) **Emergency Vehicles.** Emergency vehicles shall be exempt from this ordinance.
- d) The penalty for use of compression brakes under this Section shall be \$50.00 plus court costs. *Ord 2022-02 adopted 10/24/2022.*

**SEC. 10-1-48 THROUGH SEC. 10-1-49 RESERVED FOR FUTURE USE.**

**ARTICLE E**

## Enforcement and Penalties

**SEC 10-1-50 PENALTIES.**

- (a) **Forfeiture Penalty.** The penalty for violation of any provision of this Chapter shall be a forfeiture as hereafter provided, together with court costs and fees prescribed by Sections 814.63(1) and (2) or 814.65(1), Wis. Stats., and the penalty assessment for moving traffic violations and the driver improvement surcharge imposed by Sec. 346.655 Wis. Stats., where applicable. Payment of the judgment and applicable court costs, fees, assessments and surcharges may be suspended by the sentencing court for not more than sixty (60) days. Any person eighteen (18) years of age or older who shall fail to pay the amount of the forfeiture, court costs, any penalty assessment or driver surcharge or other penalty imposed for violation of any provision of this Chapter may, upon order of the court entering judgment therefor and having jurisdiction of the case, be imprisoned until such forfeiture, costs and assessment are satisfied, but not exceeding (90) days.
- (b) **Other Sanctions.**
- (1) By Court. Nothing herein shall preclude or affect the power of the sentencing court to exercise additional authorities granted by the Wisconsin Statutes to suspend or revoke the operating privileges of the defendant, order the defendant to submit to assessment and rehabilitation programs or to attend traffic safety school in addition to payment of a monetary penalty or in lieu imprisonment.
  - (2) By Municipality. No person who has been convicted of a violation of any provision of this Chapter shall be issued a license or permit by the City, except a dog license, until the forfeiture imposed for such violation and any penalty assessment, court costs and fees or surcharge is paid.
- (c) **Forfeitures For Violation of Uniform Moving Traffic Regulations.** Forfeitures for violations of any moving traffic regulation set forth in the Wisconsin Statutes adopted by reference in Section 10-1-1 shall conform to the forfeiture penalty permitted to be imposed for violations of the comparable Wisconsin Statute, as prescribed in the Revised Uniform Deposit and Misdemeanor Bail Schedule of the Wisconsin Judicial Conference, including any variations or increases for subsequent offenses, provided, however, that this Subsection shall not be construed to permit prosecution under this Chapter for any offense described in Chapters 341 to 348, Wis. Stats., for which an imprisonment penalty or fine may be imposed upon the defendant.
- (d) **Forfeitures For Parking Violations.**
- (1) State Forfeiture Statutes. Any forfeiture for violation of the State Statutes adopted by reference in this Chapter shall conform to the forfeiture permitted to be imposed for violation of such Statutes as set forth in the Uniform Deposit and Misdemeanor Bail Schedule of the Wisconsin Judicial Conference, including any variations or increases for subsequent offenses, which Schedule is adopted by reference.
  - (2) Forfeitures for Uniform Statewide Parking, Stopping and Standing Offenses. Minimum and maximum forfeiture for violation of non-moving traffic violations adopted by reference in Section 10-1-1 as described in Chapters 341 to 348, Wis. Stats., shall be as found in the current edition of the Revised Uniform Deposit and Misdemeanor Bail Schedule of the Wisconsin Judicial Conference, including any variations or increases for subsequent offenses.

- (3) **Winter Parking Violations.** For violations of Section 10-1-27(b) or (c), a forfeiture of not less than Ten Dollars (\$10.00) nor more than Thirty Dollars (\$30.00) for the first offense and not less than Fifty Dollars (\$50.00) or more than One Hundred Dollars (\$100.00) for the second or subsequent offense within one (1) year is hereby imposed.
- (4) **Penalty for Other Parking Violations.** For all other parking violations not included under Subsection (d)(1) above, a forfeiture of Five Dollars (\$5.00) for the first or second violation within a seven (7) day period is hereby imposed, provided such forfeiture is paid within seven (7) days of issuance of the citation; a forfeiture of Ten Dollars (\$10.00) shall be imposed if such forfeiture is not paid within such seven (7) day period. For a third or subsequent violation within any seven (7) day period, a forfeiture of Twenty Dollars (\$20.00) is hereby imposed, provided such forfeiture is paid within seven (7) days of issuance of the citation; a forfeiture of Thirty Dollars (\$30.00) shall be imposed if such forfeiture is not paid within such seven (7) day period.
- (e) **Special Local Regulations.** The forfeiture for violation of any special local regulation contained in this Chapter other than those pertaining to parking shall be not less than Ten Dollars (\$10.00) nor more than Two Hundred Dollars (\$200.00) for the first offense and not less than Twenty Dollars (\$20.00) nor more than Five Hundred Dollars (\$500.00) for the second offense within two (2) years, except that for a violation of Section 10-1-40 a forfeiture of not less than Twenty-Five Dollars (\$25.00) nor more than Two Hundred Dollars (\$200.00) is hereby imposed or in default of payment shall be committed to the Rusk County Jail for a period not to exceed sixty (60) days, and the person or persons may also be enjoined from engaging in such conduct in the future.

#### **SEC. 10-1-51 ENFORCEMENT.**

- (a) **Enforcement Procedures.**
- (1) **How Enforced.** This Chapter shall be enforced in accordance with the applicable provisions of the Wisconsin Statutes and this Section.
  - (2) **Applicable Court Procedures.** Except where otherwise specifically provided by the laws of the State of Wisconsin or this Code, the traffic regulations in this Code shall be enforced in Ladysmith Municipal Court.
- (b) **Citations.**
- (1) **Uniform Citation and Complaint.** The Wisconsin Uniform Traffic Citation and Complaint described and defined in the Wisconsin Statutes shall be used for enforcement of all provisions of this Chapter except those provisions which describe or define non-moving traffic violations and violations of Sections 346.71 through 346.73, Wis. Stats. Violations of Sections 346.71 through 346.73, Wis. Stats., shall be reported to the District Attorney and the Wisconsin Uniform Traffic Citation shall not be used in such cases except upon written request of the District Attorney.
  - (2) **Parking Citations.** The Chief of Police shall recommend a citation for use in enforcing the non-moving traffic offenses in this Chapter. Such citation shall be used for enforcement of non-moving traffic regulations created or adopted by this Chapter, including violations of non-moving traffic regulations defined and described in the Wisconsin Statutes, adopted by reference in Section 10-1-1, and all provisions regarding non-moving traffic violations in this Chapter. The citation for non-moving traffic violations shall contain a notice that the person cited may discharge the forfeiture for violation of a non-moving traffic regulation and penalty thereof by complying with Subsection (c)(2) of this Section. Non-moving traffic citations may be issued by law enforcement officers or by authorized civilian employees of the Police Department.
- (c) **Deposits and Stipulations.**
- (1) **Uniform Traffic Offenses.**
    - a. **Who May Make.** Persons arrested or cited for violation of moving traffic offenses created by this Chapter shall be permitted to make deposits and stipulations of no contest or released by the arresting officer in accordance with the applicable provisions of the

Wisconsin Statutes. Stipulations of guilt or no contest may be made by persons arrested for violations of this Chapter whenever the provisions of Sec. 345.27 of the Wisconsin Statutes are inapplicable to such violations. Stipulations shall conform to the form contained in the uniform traffic citation and complaint under Sec. 345.11 of the Wisconsin Statutes and may be accepted within five (5) days of the date of the alleged violation. Stipulations may be accepted by the Police Department or Municipal Court Clerk.

- b. **Delivery or Mailing of Deposit and Stipulation.** Any person stipulating guilt or no contest under the preceding Subsection must make the deposit required under Sec. 345.26 of the Wisconsin Statutes or, if the deposit is not established under such Statute, shall deposit a forfeited penalty as provided in the schedule established by the Chief of Police and approved by the Common Council. Deposit may be brought or mailed to the Police Department or Municipal Court as directed by the arresting officer. Deposits for parking or non-moving violations shall be moved or brought to the City Clerk.
  - c. **Receipt Required.** Every officer accepting a stipulation under the provisions of this Chapter shall comply with the provisions of Sections 343.28, 345.26(1)(a) and 345.27(2) of the Wisconsin Statutes and shall require the alleged violator to sign a statement of notice in substantially the form contained on the uniform traffic citation and complaint promulgated under Sec. 345.11 of the Wisconsin Statutes. The official or person receiving the deposit shall furnish and deliver or mail an original receipt for such deposit to the alleged violator and shall deliver the deposit and stipulation, and a copy of the receipt within seven (7) days to the Municipal Court Clerk.
- (2) Non-moving Traffic Offenses.
- a. **Direct Payment of Penalty Permitted.** Persons cited (summons not issued) for violation of non-moving traffic offenses described and defined in this Chapter may discharge the penalty thereof and avoid court prosecution by mailing or forwarding within five (5) days of the issuance of the citation to the Police Department or Municipal Court Clerk the minimum forfeiture specified for the violation.
  - b. **Court Prosecution.** If the alleged violator does not deliver or mail a deposit as provided in Subsection a. within ten (10) days of the date of the citation, the Chief of Police shall forward a copy of the citation to the City Attorney for prosecution.
  - c. **Registration Suspension.** If the alleged violator does not pay the forfeiture or appear in court in response to the citation for a nonmoving traffic violation on the date specified in the citation or, if no date is specified on the citation, within twenty-eight (28) days after the citation is issued, the Municipal Court Clerk may ask the Wisconsin Department of Transportation to suspend the registration of the vehicle involved or refuse registration of an vehicle owned by the person pursuant to the provisions of Sec. 345.284(4), Wis. Stats.
  - d. **Deposits Returned to Municipal Court Clerk.** Officers receiving deposits for non-moving traffic violations under this Subsection shall pay over such deposits to the Municipal Court Clerk within seven (7) days of receipt. Such payment shall be accompanied by an itemized statement for each deposit of the offense charged and the name of the depositor.
  - e. **Bond.** Any officer authorized to accept deposits under Sec. 345.26, Wis. Stats., or this Section, shall qualify by taking the oath prescribed by Sec. 19.01, Wis. Stats.
- (3) Notice of Demerit Points and Receipt. Every officer accepting a forfeited penalty or money deposit under this Section shall receipt therefor in triplicate as provided in Sec. 345.26(3)(b), Wis. Stats. Every officer accepting a stipulation under the provisions of this Section shall comply with the provisions of Sections 343.28, 345.26(1)(a) and 345.27(2), Wis. Stats., and shall require the alleged violator to sign a statement of notice in substantially the form contained on the uniform traffic citation and complaint promulgated under Sec. 345.11, Wis. Stats.
- (4) Registration Suspension Program.

- a. The City shall participate in the Wisconsin Department of Transportation Traffic Violation and Registration Program as set forth in Sec. 345.285, Wis. Stats., and Wis. Adm. Code Trans. and all amendments or changes thereto.
  
- b. The Police Department is hereby designated as a delegated authority for purposes of Sections 85.13 and 345.28, Wis. Stats., and Wis. Adm. Code Trans. The Police Department is authorized to perform, on behalf of the City, all functions required of a local authority under said Statutes and Code including, but not limited to:
  1. Preparing and completing all forms and notices, notifying the Wisconsin Department of Transportation of unpaid citations for non-moving traffic violations;
  2. Specifying whether the registration of vehicles involved in unpaid citations for non-moving traffic violations should be suspended and/or whether registration should be refused for any vehicle owned by persons with unpaid citations for non-moving traffic violations;
  3. Determining the method by which the City will pay the Wisconsin Department of Transportation for administration of the program; establishing the effective date for participation;
  4. And taking such other action as is necessary to institute and continue participation in the Wisconsin Department of Transportation Traffic Violation and Registration Program.
- c. The Chief of Police is hereby authorized to assign a member of the Police Department to perform such acts as are necessary to effectuate this Subsection.
- d. In addition to all applicable fines and court costs, the cost of using the Wisconsin Department of Transportation Traffic Violation and Registration Program shall be assessed as permitted by Sec. 345.28(4)(d), Wis. Stats. The Police Department may refuse to notify the Wisconsin Department of Transportation of payment on a citation until all applicable fines and costs, including costs assessed under the preceding sentence, are paid.
- e. This Subsection shall not be interpreted as requiring that all unpaid citations for non-moving traffic violations be processed through the Wisconsin Department of Transportation Traffic Violation and Registration Program. The City's participation in such program shall be in addition to any and all other means legally available to enforce such citations.

*State Law Reference: Sec. 345.28, Wis. Stats.; Chapter Trans. 128, Wis. Adm.Code.*

## CHAPTER 2

### Bicycles

10-2-1	Definitions
10-2-2	Manner of Operation Restricted
10-2-3	Lighting and Other Equipment
10-2-4	Parking a Bicycle
10-2-5	Rules of the Road
10-2-6	Bicycle Regulations
10-2-7	Bicycle Registrations
10-2-8	Skateboards
10-2-9	Electric Scooters
10-2-10	Electric Scooter Use & Regulations
10-2-11	Penalties

#### **SEC 10-2-1 DEFINITIONS.**

As used in this Chapter:

- (a) **Bicycle** means every device propelled by the feet acting upon pedals and having wheels, any two (2) of which are not less than fourteen (14) inches in diameter.
- (b) **Bicycle Lane** means that portion of a roadway set aside for exclusive use of bicycles and so designated by appropriate signs and markings by the responsible governing body.
- (c) **Bike Route** means any bicycle lane, bicycle way or highway which has been duly designated by the responsible governing body and identified by appropriate signs and markings.
- (d) **Bicycle Way** means any path or sidewalk, or portion thereof, designated for the use of bicycles by the responsible governing body.
- (e) **Carrier** means any device attached to a bicycle designed for carrying articles.
- (f) **Identification Tag** means a metal plate or sticker indicating that a bicycle is registered.
- (g) **Right-of-Way** means the right of one vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian approaching under such circumstances of direction, speed and proximity as to give rise to danger of collision unless one grants precedence to the other.

#### **SEC. 10-2-2 MANNER OF OPERATION RESTRICTED.**

No bicycle shall be allowed to proceed in any street in the City of Ladysmith by inertia or momentum with the feet of the rider removed from the bicycle pedals. No rider of a bicycle shall remove both hands from the handlebars or practice any trick or fancy riding in any street in the City nor shall any bicycle rider carry or ride any other person so that two (2) persons are on the bicycle at one time, unless a seat is provided for a second person.

#### **SEC. 10-2-3 LIGHTING AND OTHER EQUIPMENT.**

No person shall operate a bicycle upon a highway unless equipped as required in Sec. 347.489, Wis. Stats.

#### **SEC. 10-2-4 PARKING A BICYCLE.**

No person shall leave a bicycle at such a place or in such a way as to create a hazard to pedestrians, automobile operators or to anyone else. Bicycles shall be parked either upon the roadway against the curb, in bicycle racks or, if on the sidewalk, in such a manner as to afford the least obstruction to pedestrian traffic, and not in such a manner as to obstruct the ingress and egress to buildings used by the public. If there is no bicycle rack or other facility intended to be used for the parking of bicycles in the vicinity, the operator may park a bicycle on the sidewalk in an upright position parallel to and within twenty-four (24) inches of the curb.

#### **SEC. 10-2-5 RULES OF THE ROAD**

The provisions of Sections 346.77 through 346.82, Wis. Stats., and applicable City Ordinances shall govern the operation of bicycles where appropriate.

#### **SEC. 10-2-6 BICYCLE REGULATIONS.**

(a) **Rules for Turning.**

- (1) The operator of a bicycle intending to turn to the right at an intersection shall approach the point of turning in the traffic lane nearest the righthand edge or curb of the street and, in turning, shall keep as closely as practicable to the right-hand edge or curb of the highway.
- (2) The operator of a bicycle intending to turn to the left of an intersection or into a private driveway shall make such turn from the traffic lane immediately to the right or next to the center of the street and pass immediately to the left of the center of the intersection, passing as closely as practicable to the left of the center of the intersection immediately to the right of the center of the intersection of the street.
- (3) At any intersection where traffic is controlled by a traffic control signal or by a traffic officer, it shall be unlawful for any such operator of such bicycle upon any street to disobey the instructions of any official traffic sign or signal placed in accordance with the laws of the State of Wisconsin and the Ordinances of the City.
- (4) Crosswalks shall be used when walking a bicycle through an intersection.

- (b) **Trick Riding.** No person shall operate a bicycle upon the streets of the City without having manual control of the handlebars or operate a bicycle in any other manner which necessitates the element of unusual extraordinary skill and involves unnecessary risk.
- (c) **Tandem Riding.** No person shall ride or propel a bicycle on a street in the City with another person upon said bicycle unless such bicycle is so constructed as to be a tandem bicycle.
- (d) **Emerging From Alley or Driveway.** The operator of a bicycle emerging from an alley, driveway or building shall, upon approaching a sidewalk or the sidewalk area extending across any alleyway, yield the right-of-way to all pedestrians and, upon entering the roadway, shall yield the right-of-way to all vehicles approaching on said roadway.
- (e) **Bicycles Not to be Pulled by Moving Vehicles.** No person riding upon a bicycle shall cling or attach himself or his bicycle to any other moving vehicle upon a street or highway, nor shall the operator of any such bicycle tow or draw any coaster wagon, sled, person on roller skates, toy vehicles or any other similar vehicle on such highway.
- (f) **Speed.** No person shall operate a bicycle at a speed greater than is reasonable and prudent under existing conditions or in excess of any posted speed limit.
- (g) **Bicycle Use on Sidewalks.** Bicycles/play vehicles may be operated on the sidewalk anywhere in the City of Ladysmith except in the City of Ladysmith Central Business district, the boundaries of which are described in Sec. 10-1-27(b).

#### **SEC. 10-2-7 SKATEBOARDS AND SCOOTERS**

- (a) **Definitions.** A **skate board** is defined as a short narrow board with two small wheels affixed to the bottom on either end, on which (as a recreation or sport) a person can ride in a standing or crouching position, propelling themselves by occasionally pushing one foot against the ground.



**A non-motorized scooter** is defined as a vehicle typically ridden for recreation, consisting of a footboard mounted on two wheels and a long steering handle, propelled by resting one foot on the footboard and pushing the other against the ground.

- (b) **Time and Use Restrictions.** No person shall operate a skateboard or scooter on any of the following listed streets within or outside of the Central Business District:
- Lake Avenue from E. 4<sup>th</sup> Street on the east to W. 9<sup>th</sup> Street on the west.
  - Worden Avenue from its intersection with E. 2<sup>nd</sup> Street to its intersection with W. 2<sup>nd</sup> Street.
  - Miner Avenue from its intersection with E. 2<sup>nd</sup> Street to its intersection with W. 2<sup>nd</sup> Street.

No person shall operate a skateboard or scooter on any of the following listed sidewalks within or outside of the Central Business District:

- Either side of 1<sup>st</sup> Street, E. 2<sup>nd</sup> Street or W. 2<sup>nd</sup> Street from Lake to Worden Avenue.
- Worden Avenue from E. 2<sup>nd</sup> Street to W. 2<sup>nd</sup> Street.
- Miner Avenue from E. 2<sup>nd</sup> Street to W. 2<sup>nd</sup> Street.

No person shall operate a skateboard or non-motorized scooter on any street or sidewalk in the City of Ladysmith outside of daylight hours.

#### **SEC. 10-2-8 BICYCLE REGISTRATION**

Bicycle registration is not required in the City of Ladysmith, but is available upon request.

#### **SEC. 10-2-9 ELECTRIC SCOOTERS.**

(Not yet defined by Wisconsin Statutes 09-2003), Electric Scooters qualify as a motor vehicle, however they are not capable of being registered for operation on Wisconsin highways, or to be lawfully operated upon Wisconsin's highways and streets. Electric Scooters may be operated with permission, upon private property and on private roads and driveways.

#### **SEC. 10-2-10 ELECTRIC SCOOTER USE & REGULATIONS.**

The City of Ladysmith specifically approves electric scooters to be operated upon certain sidewalks within the City of Ladysmith, if the operator of the Electric Scooter is: 1) at least 16 years of age or older and possesses a valid motor vehicle operators license from Wisconsin or any other state or 2) 16 years of age or older and has waived their rights to a valid operators license due to a disability or medical condition which has not restricted them to an electric personal assistive mobility device and the operator is mentally and physically capable of the safe operation of an electric scooter. All provisions of Section 10-2-6, Bicycle Regulations, 10-2-7, Bicycle Registration, and 10-2-11, Penalties are hereby applied and enforced for Electric Scooter operation within the City of Ladysmith. The City of Ladysmith does not authorize operation of Electric Scooters upon City of Ladysmith property owned and/or controlled by the City of Ladysmith, which shall include, but not be limited to, all parking lots, parks, park walkways, or other City owned property unless specifically authorized by signs or signals.

#### **SEC. 10-2-11 PENALTIES.**

- (a) Any person sixteen (16) years of age or older who shall violate any provision of this Chapter may be issued a Uniform Traffic Citation and be subject to the penalties provided by the Uniform State Traffic Deposit Schedule.
- (b) Any person fourteen (14) years of age through fifteen (15) years of age who shall violate any provisions of this Chapter may be issued a citation and be subject to the penalties provided by the Deposit Schedule and, upon conviction thereof, may be required to forfeit not more than Ten Dollars

- (\$10.00), together with the cost of the prosecution and, in default of such payment, the Court may suspend the child's operating privileges, as defined in Sec. 340.01, Wis. Stats., for not less than thirty (30) days nor more than ninety (90) days.
- (c) Any person under fourteen (14) years of age who shall violate any provision of this chapter may be issued a special Bicycle Violation Warning Notice along with the following additional actions:
- (1) First violation in one (1) year: A warning letter sent to the parent or guardian requiring their signature and a return of the signed warning notice to the Police Department.
  - (2) Second violation in the same year: Vehicle plates shall be removed by the Chief of Police for a period of not longer than ten (10) days as said officer may deem necessary. The owner of said vehicle shall neither use this vehicle nor any other vehicle during said suspension.
  - (3) Third violation in the same year: Vehicle plates shall be removed by the Chief of Police for a period of no more than thirty (30) days as said officer may deem necessary. The owner of said vehicle shall neither use this vehicle nor any other vehicle during said suspension.
  - (4) Fourth violation in the same year: The Chief of Police will subject the parents or guardian to the general penalty section of the Traffic Code for the City.
  - (5) Fifth and subsequent violation in the same year: Referral to the Ladysmith Municipal Court.
- (d) Any parent or guardian of any child who authorizes or knowingly permits such child to violate any of the provisions of this Chapter may be subject to the provisions of Sections 346.77 and 346.82(1), Wis. Stats.
- (e) In addition to other penalties, any person who shall operate any bicycle not properly registered or carrying a proper identification tag, as required herein, upon any street in the City of Ladysmith, or who shall operate such bicycle in an unsafe manner, or in violation of any state law or City ordinance, shall, upon conviction thereof, forfeit his right to operate his bicycle for a period of not to exceed seven (7) days for the first offense and not to exceed thirty (30) days for the second offense. The violator's bicycle shall be impounded by the Police Department for the periods during which said violator forfeits his right to operate his bicycle.

### CHAPTER 3

#### Snowmobiles

- 10-3-1 State Snowmobile Laws Adopted
- 10-3-2 Applicability of Traffic Regulations to Snowmobiles
- 10-3-3 Speed; Hours of Operation; Equipment
- 10-3-4 Unattended Vehicles
- 10-3-5 Snowmobile Operation Restricted
- 10-3-6 Restrictions on Operators
- 10-3-7 Accidents and Accident Reports
- 10-3-8 Snowmobile Routes and Trails Designated
- 10-3-9 Penalty
- 10-3-10 Enforcement

#### **SEC 10-3-1 STATE SNOWMOBILE LAWS ADOPTED.**

Except as otherwise specifically provided in this Chapter, the statutory provisions describing and defining regulations, with respect to snowmobiles in the following enumerated sections of the Wisconsin Statutes, exclusive of any provisions herein relating to penalties to be imposed and exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment are adopted and by reference a part of this Code, and are hereby adopted by reference and made part of this Chapter as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required or prohibited by this Chapter. Any future amendments, revisions or modifications of the Statutes incorporated herein by reference are intended to be made part of this Code.

- 350.01 Definitions.
- 350.02 Operation of Snowmobiles on or in the Vicinity of Highways.
- 350.03 Right-of-Way.
- 350.035 Meeting of Snowmobiles.
- 350.04 Snowmobile Races, Derbies and Routes.
- 350.045 Public Utility Exemption.
- 350.047 Local Ordinance to be filed.
- 350.05 Operation by Youthful Operators Restricted.
- 350.055 Safety Certification Program Established.
- 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 Intoxicated Snowmobiling 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 the Influence
- 350.108 Public Education Program
- 350.11 Penalties

- 350.115 Snowmobile Registration Restitution Payments
- 350.12 Registration of Snowmobiles, Trail Use Stickers
- 350.125 Completion of Application for Registration by Snowmobile Dealers.
- 350.13 Uniform Trail Signs and Standards.
- 350.135 Interferences with Uniform Trail Signs and Standards Prohibited.
- 350.137 Uniform Snowmobile Rail Crossing Standards.
- 350.138 Snowmobile Rail Crossing Requiring Permits.
- 350.139 Established Snowmobile Rail Crossings.
- 350.1395 Snowmobile Rail Crossings; Closing; Review of Rail Authorities, Insurance Rules.
- 350.14 Duties of Snowmobile Recreational Council.
- 350.145 Recommendations of the Snowmobile Recreational Council.
- 350.15 Accidents and Accident Reports.
- 350.155 Coroners and Medical Examiners to Report; Require Blood Specimen.
- 350.17 Enforcement.
- 350.18 Local Ordinances.
- 350.19 Liability of Landowners.
- 350.99 Parties to a Violation.

### **SEC. 10-3-2 APPLICABILITY OF TRAFFIC REGULATIONS TO SNOWMOBILES.**

No person shall operate a snowmobile upon any street, highway or alley within the City of Ladysmith in violation of the traffic regulation provisions of Sections 346.02(10), 346.04, 346.06, 346.11, 346.14(1), 346.18, 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40, 346.44, 346.46, 346.47, 346.48, 346.50(1)(b), 346.51, 346.52, 346.53, 346.54, 346.55, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92(1) and 346.94 (1) and (9), Wis. Stats.

### **SEC. 10-3-3 SPEED; HOURS OF OPERATION; EQUIPMENT.**

- (a) **Speed.** No person shall operate a snowmobile within the City of Ladysmith City limits at a speed in excess of posted limits.
- (b) **Use of Trailers or Sleds.** No person shall operate a snowmobile upon any street within the City of Ladysmith with any person, trailer or sled attached or trailing said vehicle, unless it is designed for such activities. Anyone operating such conveyance in an unsafe or reckless manner shall be deemed in violation of this Section.
- (c) **Sidewalk Operation Prohibited.** No person shall operate a snowmobile or all-terrain vehicle (ATV) on any sidewalk or pedestrian way within the City of Ladysmith, except that ATV's may be used for the removal of snow and must be within the DNR restrictions regarding lighting and distance traveled, and except that snowmobiles may be operated on the west sidewalk of the Brooklyn Memorial Bridge when that walk is snow covered. *Ord. 2011-02 adopted 2/28/2011.*
- (d) **Single-File Operation.** Snowmobiles shall be operated in single file and as far to the right portion of the street as possible.
- (e) **Permission of Property Owner Required.** No person shall operate a snowmobile on any private property not owned or controlled by him within the City of Ladysmith without the express consent or permission of the owner.
- (f) **Street Crossings.** No operator of a snowmobile shall cross any street, except at its intersection and then only at right angles to the street crossed.

### **SEC. 10-3-4 UNATTENDED VEHICLES.**

No person shall leave or allow a snowmobile owned or operated by him to remain\_unattended on any public highway or public property while the motor is running or with the starting key left in the ignition. This shall not apply to maintenance, police, or emergency vehicles.

### **SEC. 10-3-5 SNOWMOBILE OPERATION RESTRICTED.**

- (a) **Permitting Operation by Improper Persons Prohibited.** No owner or person having charge or control of a snowmobile shall authorize or permit any person to operate such snowmobile who is not permitted under state law to operate such snowmobile or who is under the influence of an intoxicant or a dangerous narcotic drug.
- (b) **Operation While Under Influence Prohibited.** Section 346.63, Wis. Stats., shall apply to the operation of a snowmobile while operating on any roadway within the City.
- (c) **Designated Street Use.** No person shall operate a snowmobile upon any City street, sidewalk or alley within the City of Ladysmith other than on streets or alleys or parts thereof specifically designated in Section 10-3-8 as "designated streets," except that a resident of the City of Ladysmith may operate a snowmobile on any City street or alley or parts thereof for the purpose of access between his residence only and designated streets, provided said resident uses the shortest possible route between his residence and designated streets.
- (d) **Operation in Parks.** No person shall drive a snowmobile in any park within the City unless it is part of a designated route.

#### **SEC- 10-3-6 RESTRICTIONS ON OPERATORS.**

- (a) No person under the age of twelve (12) years may operate a snowmobile. No person over the age of twelve (12) years and who was born on or after January 1, 1985, may operate a snowmobile unless he or she holds a valid snowmobile safety certificate issued by the Department of Natural Resources.
- (b) No person shall operate any snowmobile upon any street, alley or other public right-of-way in the City unless such person shall have a valid motor vehicle operator's license or unless such operator is accompanied by a person who has a valid motor vehicle operator's license.

#### **SEC. 10-3-7 ACCIDENTS AND ACCIDENT REPORTS.**

- (a) If he/she can do so without serious danger to himself/herself or to persons on board, the operator of a snowmobile involved in an accident within the City shall stop his/her snowmobile and shall render to other persons affected thereby such assistance as may be practicable and necessary to save them from or minimize any danger caused by the accident and shall give his/her name and address and identification of his/her snowmobile to any person injured and to the owner of any property damaged in the accident.
- (b) If the snowmobile accident results in death or injury to any person or total property damage in excess of Two Hundred Dollars (\$200.00), every operator of a snowmobile involved in such accident shall, as soon as possible, notify the Police Department of the accident and shall, within ten (10) days after the accident, file a written report thereof with the Police Department on forms prescribed by it.
- (d) "Snowmobile accident" means a collision, accident or other casualty involving a snowmobile.

#### **SEC. 10-3-8 SNOWMOBILE ROUTES AND TRAILS DESIGNATED.**

- (a) **Trails and Use of Streets.**
  - (1) Snowmobiles may be operated on all City streets to move from their starting point to marked snowmobile routes or to or from the City limits, except that no snowmobiles shall be operated on Miner Avenue between the Soo Line Railroad tracks and East Third Street.
  - (2) No person shall operate a snowmobile upon a state or federal highway within the City limits of the City of Ladysmith, except where a designated route crosses at a right angle. Snowmobile routes through the City shall be designated by regular snowmobile markings.
- (b) **Trail Markers.** The Police Department and Street Department, in cooperation with snowmobile organizations, is directed and authorized to procure, erect and maintain appropriate snowmobile route, trail and limit signs and markers as approved by the State Department of Natural Resources

under Sec. 350.13, Wis. Stats. The Chief of Police shall have the power to declare the stated snowmobile routes and trails either open or closed.

- (c) **Markers to be Obeyed.** No person shall fail to obey any route or trail sign, marker or limit erected in accordance with this Section.

### **SEC. 10-3-9 PENALTY.**

Any person who shall violate any provision of this chapter shall, upon conviction thereof, forfeit not less than Twenty Dollars (\$20.00) and not more than Five Hundred Dollars (\$500.00), together with the costs of prosecution, and, in default of payment thereof, may be imprisoned in the county jail for a period not exceeding ten (10) days, provided no person shall forfeit an amount in excess of the maximum fine or forfeiture allowed in the Wisconsin Statutes for the same offense and further provided that the penalty and forfeiture for parking violations on highways shall be the amount applicable to such violations by owners or operators of motor vehicles under Title 10, Chapter 1, of this Code of Ordinances.

### **SEC. 10-3-10 ENFORCEMENT.**

- (a) **Uniform Citation for Highway Violations.** The uniform traffic citation promulgated under Sec. 345.11, Wis. Stats., shall be used for violations of this Chapter relating to highway use except as herein provided.
- (b) **Parking Violations.** The provisions of Section 10-1-27 of this Chapter apply to snowmobiles, except as stated, that all snowmobiles may be parked on off-street parking lots within the City limits.
- (c) **Other Violations.** All violations of this Chapter not described in Subsections (a) or (b) shall be enforced in accordance with the Wisconsin Statutes. Stipulations of guilt or no contest may be made in substantially the form provided in the uniform traffic citation within five (5) days of the date of the citation for such violation. Bail deposits may also be made. Such deposits shall include Court Costs.
- (d) **Police Department to Receive Stipulations and Penalties.** Stipulations, forfeited penalties and deposits for obtaining release from arrest authorized under this Chapter may be accepted at the Police Department.
- (e) **Forfeited Penalties and Deposits.** Except as otherwise provided in Sec. 345.26, Wis. Stats., required penalties and deposits or bail for violation of this Chapter shall be as established by the Bond Schedule adopted by the Common Council.

*Ord. 2010-04 adopted on 1/25/2010.*

## CHAPTER 4

### All-Terrain Vehicles and Off-Road Motor Vehicle Operation

10-4-1	State All-Terrain Vehicle Laws Adopted
10-4-2	Regulation of Traffic Regulations to All-Terrain Vehicles.
10-4-3	Speed; Hours of Operation; Equipment.
10-4-4	Unattended Vehicles
10-4-5	All Terrain Vehicle Operation Restricted
10-4-6	Unauthorized Operation of Motor Vehicles on Public or Private Property
10-4-7	Restrictions of Operators
10-4-8	Accidents and Accident Reports
10-4-9	Penalty
10-4-10	Enforcement

#### **SEC 10-4-1 STATE ALL-TERRAIN VEHICLE LAWS ADOPTED.**

The provisions describing and defining regulations with respect to all-terrain vehicles (ATVs) in the following-enumerated Subsections of Sec. 23.33, Wis. Stats., and any future amendments or revisions, are hereby adopted by reference and made part of this Section as if fully set forth herein. Any acts required to be performed by the following Statutory Subsections or which are prohibited by such Statutory Subsections are required to be performed by this Section or are prohibited by this Section:

23.33(1)	Definitions [including Subsections (a) through (n)]
23.33(2)	Registration
23.33(3)	Rules of operation [including Subsections (a) through (i)]
23.33(4)	Operation on or near highway [including Subsections (a) through (e)]
23.33(5)(a)(c)	Age restrictions
23.33(6)	Equipment requirements [including Subsections (a) through (e)]
23.33(7)	Accidents [including Subsections (a) and (b)]

#### **SEC 10-4-2 APPLICABILITY OF TRAFFIC REGULATIONS TO ALL-TERRAIN VEHICLES.**

No person shall operate an All-Terrain Vehicle upon any street, highway or alley within the City of Ladysmith in violation of the traffic regulation provisions of Sections 346.02(11), 346.04, 346.06, 346.11, 346.14(l), 346.18, 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40, 346.44, 346.46, 346.47, 346.48, 346.50(1)(b), 346.51, 346.52, 346.53, 346.54, 346.55, 346.71, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92(l) and 346.94 (l) and (9), Wis. Stats. and any future amendments or revisions, are hereby adopted by reference and made part of this Section as if fully set forth herein.

#### **SEC. 10-4-3 SPEED; HOURS OF OPERATION; EQUIPMENT.**

- (a) **Speed.** ATVs and UTVs operating in the City of Ladysmith shall comply with posted speed limits as posted for other licensed motor vehicles. *Ord. 2020-07 adopted July 13, 2020.*
- (b) **Use of Trailers or Sleds.** No person shall operate an All-Terrain Vehicle upon any street within the City of Ladysmith with any trailer or sled attached or trailing said vehicle, unless it is designed for such activities. Anyone operating such conveyance in an unsafe or reckless manner shall be deemed in violation of this Section.
- (c) **Sidewalk Operation Prohibited.** No person shall operate an All-Terrain vehicle on any sidewalk or pedestrian way within the City of Ladysmith unless it is part of a designated route. The Falge Park Boardwalk shall be restricted to pedestrian foot traffic, except for medically prescribed wheelchairs or personal assistive mobility devices as defined in Wisconsin State Statute 340.01(15pm).
- (d) **Single-File Operation.** All-Terrain Vehicles shall be operated in single file and as far to the right portion of the street as possible.
- (e) **Permission of Property Owner Required.** No person shall operate an all-terrain vehicle on any private property not owned or controlled by him within the City of Ladysmith without the express consent or permission of the owner.
- (f) **Street Crossings.** No operator of an All-Terrain Vehicle shall cross any street, except at its intersection and then only at right angles to the street crossed.

#### **SEC. 10-4-4 UNATTENDED VEHICLES.**

No person shall leave or allow an All-Terrain Vehicle owned or operated by him to remain unattended on any public highway or public property while the motor is running or with the starting key left in the ignition. This shall not apply to maintenance, police, or emergency vehicles.

#### **SEC. 10-4-5 ALL-TERRAIN VEHICLE OPERATION RESTRICTED.**

- (a) **Permitting Operation by Improper Persons Prohibited.** No owner or person having charge or control of an All-Terrain Vehicle shall authorize or permit any person to operate such All-Terrain Vehicle who is not permitted under state law to operate an All-Terrain Vehicle or who is under the influence of an intoxicant or a dangerous narcotic drug.
- (b) **Operation While Under Influence Prohibited.** Section 23.33, Wis. Stats., shall apply to the operation of an All-Terrain Vehicle while operating on any roadway within the City. *Ord. 2013-07A adopted 7/22/2013.*
- (c) **Designated Street Use.** No person shall operate an ATV/UTV upon any street, sidewalk or alley within the City of Ladysmith other than on streets or alleys or parts thereof specifically designated in Section 10-4-5(d) as “designated streets,” except that an ATV/UTV may be operated on any street or alley or parts thereof for the purpose of access to designated streets using the shortest possible route. *Ord. 2016-03 adopted 4/25/2016.*
- (d) **All-Terrain Vehicle Designated Streets.** All streets and alleyways within the corporate limits of the City of Ladysmith with the exception of US Highway 8 and WI Trunk Highway 27 shall be open to All-Terrain Vehicles. Highways 8 and 27 can be crossed at intersections or at bridge crossings in accordance with State Law. A list of approved streets shall be available in the Clerk’s Office. *Ord. 2021-02 adopted on 4/26/2021.*
- (e) **Trail Markers.** The Police Department and Street Department, in cooperation with All-Terrain Vehicle organizations, is directed and authorized to procure, erect and maintain appropriate All-Terrain Vehicle route, trail and limit signs and markers as approved by the State Department of Natural Resources.
- (f) **Markers to be Obeyed.** No person shall fail to obey any route or trail sign, marker or limit erected in accordance with this Section.
- (g) **Operation in Parks.** No person shall operate an All-Terrain Vehicle in any park within the City unless it is part of a designated route.



- (h) **Route Closure.** ATV routes in the City shall be open year round except that the Director of Public Works shall have the power to declare the stated All-Terrain Vehicle routes and trails either open or closed for cause, with review by the Council. *Ord. 2011-02 adopted 2/28/2011.*

**SEC- 10-4-6 RESTRICTIONS ON OPERATORS.**

- (a) No person under the age of twelve (12) years may operate an All-Terrain Vehicle. No person over the age of twelve (12) years and who was born on or after January 1, 1988, may operate an All-Terrain Vehicle unless they hold a valid All-Terrain Vehicle safety certificate issued by the Department of Natural Resources.
- (b) No person shall operate any All-Terrain Vehicle upon any street, alley or other public right-of-way in the City unless such person shall have a valid motor vehicle operator's license or unless such operator is accompanied by a person who has a valid motor vehicle operator's license.
- (c) All Operators and Riders of All-Terrain Vehicles under the age of eighteen (18) years must wear an approved helmet.

**SEC. 10-4-7 ACCIDENTS AND ACCIDENT REPORTS.**

- (a) If he / she can do so without serious danger to himself / herself or to persons on board, the operator of an All-Terrain Vehicle involved in an accident within the City shall stop his All-Terrain Vehicle and shall render to other persons affected thereby such assistance as may be practicable and necessary to save them from or minimize any danger caused by the accident and shall give his name and address and identification of his All-Terrain Vehicle to any person injured and to the owner of any property damaged in the accident.
- (b) If the All-Terrain Vehicle accident results in death or injury to any person or total property damage in excess of Two Hundred Dollars (\$200.00), every operator of an All-Terrain Vehicle involved in such accident shall, as soon as possible, notify the Police Department of the accident and shall, within ten (10) days after the accident, file a written report thereof with the Police Department on forms prescribed by it.
- (d) "All-Terrain Vehicle accident" means a collision, accident or other casualty involving an All-Terrain Vehicle.

**SEC. 10-4-8 UNAUTHORIZED OPERATION OF MOTOR VEHICLES ON PUBLIC OR PRIVATE PROPERTY.**

- (a) **Purpose.**
- (1) The unauthorized off-road operation of motor vehicles has resulted in serious damage to public and private lands including damage or destruction of vegetation, animal life and improvement to the lands; and
  - (2) The unauthorized off-road operation of motor vehicles has resulted in the permanent scarring of land and an increase in both erosion and air pollution; and
  - (3) The unauthorized off-road operation of motor vehicles has resulted in collisions and near collisions threatening the life and safety of the operators of such vehicles as well as of other persons; and
  - (4) The unauthorized off-road operation of motor vehicles has resulted in a loss of the privacy, quietude and serenity to which the owners and users of land are rightfully entitled.
- (b) **Definitions.** For purposes of this Section, the terms below shall be defined as follows:
- (1) Unauthorized shall mean without the express prior consent of the owner, lessee, manager or other person authorized to give consent by the owner or lessee of land. Authorization shall not be implied from a failure to post private or public land.
  - (2) Off-Road shall mean any location which:
    - a. Is not a paved or maintained public street or alley; or
    - b. Is not used or maintained by the owner or lessee of land as a driveway, parking lot or other way for motor vehicles; or

- c. Is a private trail for use only by the owner or his permittees for recreational or other vehicular use. Off-road shall not include any creekbed, riverbed or lake provided, however, that this Subsection shall not apply to All-Terrain Vehicles or other vehicles being operated on the ice covering a creekbed, riverbed or lake.
  - (3) Operation shall mean the physical manipulation or activation of any of the controls of a motor vehicle necessary to put it in motion.
  - (4) Motor Vehicle shall mean, for purposes of this Section, any vehicle which is self-propelled and shall include but not be limited to automobiles, trucks, jeeps, vans, motorcycles, motorbikes, go-karts, motorized three-wheeled vehicles, all-terrain vehicles, mopeds, snowmobiles, dune buggies and tractors. Motor vehicle shall not mean any airplane, railroad train, boat, wheelchair or bicycle. A vehicle which would otherwise be defined as a motor vehicle under this Section shall not be so defined while:
    - a. It is being operated solely for the purpose of construction or maintenance of an improvement to land or solely for access to construction or maintenance sites provided such operation is by persons having legitimate business on such lands or sites;
    - b. It is being operated by or at the direction of public employees or utility company employees as part of their employment duties.
    - c. It is being operated by the holder of an easement or right of access on or over the land on which operation is occurring or the holder's employees or agents.
- (c) **Unauthorized Off-road Operation Prohibited.**
- (1) The unauthorized off-road operation of a motor vehicle is prohibited.
  - (2) Except for authorized maintenance vehicles operating in authorized areas, it shall be unlawful to operate any minibike, go-kart, all-terrain vehicle or any other motor-driven craft or vehicle principally manufactured for off-highway use on the City streets, alleys, parks, sidewalks, bikeways, parking lots or on any public lands or private lands or parking lots held open to the public. The operator shall at all times have the consent of the owner before operation of such craft or vehicle on private lands.

**SEC. 10-4-9 PENALTY.**

Any person who shall violate any provision of this chapter shall, upon conviction thereof, forfeit not less than Twenty Dollars (\$20.00) and not more than Five Hundred Dollars (\$500.00), together with the costs of prosecution, and, in default of payment thereof, may be imprisoned in the county jail for a period not exceeding ten (10) days, provided no person shall forfeit an amount in excess of the maximum fine or forfeiture allowed in the Wisconsin Statutes for the same offense and further provided that the penalty and forfeiture for parking violations on highways shall be the amount applicable to such violations by owners or operators of motor vehicles under Title 10, Chapter 1, of this Code of Ordinances.

**SEC. 10-4-10 ENFORCEMENT.**

- (a) **Uniform Citation for Highway Violations.** The uniform traffic citation promulgated under Sec. 345.11, Wis. Stats., shall be used for violations of this Chapter relating to highway use except as herein provided.
- (b) **Parking Violations.** The provisions of Section 10-1-27 of this Chapter apply to All-Terrain Vehicles, except as stated, that all All-Terrain Vehicles may be parked on off-street parking lots within the City limits.
- (c) **Other Violations.** All violations of this Chapter not described in Subsections (a) or (b) shall be enforced in accordance with the Wisconsin Statutes. Stipulations of guilt or no contest may be made in substantially the form provided in the uniform traffic citation within five (5) days of the date of the citation for such violation. Bail deposits may also be made. Such deposits shall include Court costs.

- (d) **Police Department to Receive Stipulations and Penalties.** Stipulations, forfeited penalties and deposits for obtaining release from arrest authorized under this Chapter may be accepted at the Police Department.
- (e) **Forfeited Penalties and Deposits.** Except as otherwise provided in Sec. 345.26, Wis. Stats., required penalties and deposits or bail for violation of this Chapter shall be as established by the Bond Schedule adopted by the Common Council.

Until further action by the Common Council, the Bond schedule forfeiture for any violation of this Section 10-4 is set as follows: Violator age 12-13 \$50; Violator age 14-16 \$159.40; Adult (over 16 years of age) 159.40

*Ord. 2010-05 adopted on 1/25/2010*

## CHAPTER 5

### Abandoned and Junked Vehicles

- 10-5-1 Abandoned Vehicles; Definitions
- 10-5-2 Removal and Impoundment of Vehicles
- 10-5-3 Removal, Storage, Notice or Reclaimer of Abandoned Vehicles
- 10-5-4 Disposal of Abandoned Vehicles
- 10-5-5 Report of Sale or Disposal
- 10-5-6 Owner Responsible for Impoundment and Disposal Costs
- 10-5-7 Conflict with Other Code Provisions
- 10-5-8 Junked Vehicles and Appliances on Private Property

### SEC. 10-5-1 ABANDONED VEHICLES; DEFINITIONS.

- (a) **Abandonment of Vehicles Prohibited.** No person shall leave unattended any motor vehicle, trailer, semitrailer or mobile home on any public street or highway or private or public property in the City of Ladysmith 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 on any street or highway in the City of Ladysmith or upon private or public property without the permission of the property owner or other person charged with the lawful jurisdiction thereof for more than forty-eight (48) hours, the vehicle shall be deemed abandoned and constitutes a public nuisance.
- (b) **Definitions.** For purposes of this Chapter, the following definitions shall be applicable:
  - (1) Vehicle shall mean a motor vehicle, trailer, semitrailer or mobile home, whether or not such vehicle is registered under Wisconsin Law.
  - (2) Unattended shall mean unmoved from its location with no obvious sign of continuous human use.
  - (3) Street shall mean any public highway or alley and shall mean the entire width between the boundary lines of any public way where any part thereof is open to the public for purposes of vehicular traffic.
- (c) **Presumptions.** For purposes of this Section, the following irrebuttable presumptions shall apply:
  - (1) A vehicle shall be presumed unattended if it is found in the same position forty-eight (48) hours after issuance of a traffic ticket or citation and if such traffic ticket or citation remains placed upon the windshield during said forty-eight (48) hours.
  - (2) Any vehicle left unattended for more than forty-eight (48) hours on any public street or public ground or left unattended for more than forty-eight (48) hours on private property without the consent of the property owner is deemed abandoned and constitutes a nuisance, provided, that the vehicle shall not be deemed abandoned under this Subsection if left unattended on private property outside of public view and is enclosed within a building, or if designated as not abandoned by the Chief of Police.

- (d) **Exceptions.** This Section shall not apply to a vehicle in an enclosed building or a vehicle stored on a premises licensed for storage of junk or junked vehicles and fully in compliance with City zoning regulations.

**SEC. 10-5-2 REMOVAL AND IMPOUNDMENT OF VEHICLES.**

Any vehicle in violation of this Chapter shall be removed and impounded until lawfully claimed or disposed of under the provisions of Section 10-5-3.

**SEC. 10-5-3 REMOVAL STORAGE, NOTICE OR RECLAIMER OF ABANDONED VEHICLES.**

- (a) **Applicability.** The provisions of this Section shall apply to the removal, storage, notice, reclaimer or disposal of abandoned vehicles as defined in Section 10-5-1.
- (b) **Removal.**
- (1) Any police officer who discovers any motor vehicle, trailer, semitrailer or mobile home on any public street or highway or private or public property in the City of Ladysmith which has been abandoned shall cause the vehicle to be removed to a suitable place of impoundment.
  - (2) Upon removal of the vehicle, the police officer shall notify the Chief of Police or his designee of the abandonment and of the location of the impounded vehicle.
- (c) **Storage and Reclaimer.** Any abandoned vehicle which is determined by the Chief of Police or his designee to be abandoned shall be retained in storage for a period of fourteen (14) days after certified mail notice, as hereinafter provided, has been sent to the Wisconsin titled owner and/or secured party of record with the Wisconsin Motor Vehicle Division, except that if the Chief of Police or his designee determines an abandoned vehicle to have a value of less than One Hundred Dollars (\$100.00), or that the cost of towing and storage charges for impoundment will exceed the value of the vehicle, it may be junked or sold by direct sale to a licensed salvage dealer after having been retained in storage for a period of seven (7) days and after certified mail notice, as hereinafter provided, has been sent to the Wisconsin titled owner or secured party of record with the Wisconsin Motor Vehicle Division, provided that it is first determined that the vehicle is not reported stolen or wanted for evidence or other reason. All substantially complete collector or antique vehicles in excess of nineteen (19) model years of age shall be deemed as a having value in excess of One Hundred Dollars (\$100.00). Any such vehicle which may be lawfully reclaimed may be released upon the payment of all accrued charges, including towing, storage and notice charges and upon presentation of the vehicle title or other satisfactory evidence to the Chief of Police or his designee to prove an ownership or secured party interest in said vehicle.
- (d) **Notice to Owner or Secured Party.** Certified mail notice, as referred to herein, shall notify the Wisconsin titled owner of the abandoned vehicle, if any, and/or the secured party of record with the Wisconsin Motor Vehicle Division, if any, of the following:
- (1) That the vehicle has been deemed abandoned and impounded by the City of Ladysmith;
  - (2) The "determined value" of the abandoned vehicle;
  - (3) If the cost of towing and storage costs will exceed the determined value of the vehicle;
  - (4) That if the vehicle is not wanted for evidence or other reason, the vehicle may be reclaimed upon the payment of all accrued charges, including towing, storage and notice charges, within fourteen (14) days of the date of notice, unless the vehicle has been determined to have a value less than One Hundred Dollars (\$100.00) or that the cost of towing and storage charges for impoundment will exceed the value of the vehicle, in which case the vehicle may be reclaimed within seven (7) days upon the payment of the aforesaid charges; and

- (5) That the owner or aforesaid secured party may, upon request, be granted a hearing relating to the determinations made with respect to said vehicle within the period that such vehicles may be reclaimed.

**SEC 10-5-4 DISPOSAL OF ABANDONED VEHICLES.**

Any abandoned vehicle impounded by the City which has not been reclaimed or junked or sold by direct sale to a licensed salvage dealer pursuant to the provisions of this Chapter may be sold by public auction sale or public sale calling for the receipt of sealed bids. A Class 1 Notice, including the description of the vehicles, the name(s) and address(es) of the Wisconsin titled owner and secured party of record, if known, and the time of sale shall be published before the sale.

**SEC. 10-5-5 REPORT OF SALE OR DISPOSAL.**

Within five (5) days after the direct sale or disposal of a vehicle as provided for herein, the Chief of Police or his designee shall advise the State of Wisconsin Department of Transportation, Division of Motor Vehicles, of such sale or disposal on a form supplied by said Division. A copy of the form shall be given to the purchaser of the vehicle enabling the purchaser to obtain a regular certificate of title for the vehicle. The purchaser shall have ten (10) days to remove the vehicle from the storage area but shall pay a reasonable storage fee established by the City for each day the vehicle remains in storage after the second business day subsequent to the sale date. Ten (10) days after the sale the purchaser shall forfeit all interest in the vehicle and the vehicle shall be deemed to be abandoned and may be sold again. Any listing of vehicles to be sold by the City shall be made available to any interested person or organization which makes a written request for such list to the Police Department. The Police Department may charge a reasonable fee for the list.

**SEC. 10-5-6 OWNER RESPONSIBLE FOR IMPOUNDMENT AND DISPOSAL COSTS.**

- (a) The owner of any abandoned vehicle, except a stolen vehicle, is responsible for the abandonment and all costs of impounding and disposing of the vehicle. Costs not covered from the sale of the vehicle may be recovered in a civil action by the City against the owner.
- (b) Payment of removal and impoundment costs is not required when the vehicle has been impounded for purposes of law enforcement investigation.

**SEC. 10-5-7 CONFLICT WITH OTHER CODE PROVISIONS.**

In the event of any conflict between this Section and any other provisions of this Municipal Code, this Chapter shall control.

**SEC. 10-5-8 JUNKED VEHICLES AND APPLIANCES ON PRIVATE PROPERTY.**

- (a) **Storage of Automobiles Restricted.** No disassembled, inoperable, unlicensed, junked or wrecked motor vehicles, truck bodies, tractors, trailers, farm machinery or appliances shall be stored unenclosed outside a building upon private property within the City for a period exceeding ten (10) days unless it is in connection with an authorized business enterprise located in a properly zoned area maintained in such a manner as to not constitute a public nuisance.
- (b) **Definitions.**
  - (1) The term "disassembled, inoperable, junked or wrecked motor vehicles, truck bodies, tractors, trailers" as used in this Section is defined as follows: motor vehicles, recreational vehicles, truck bodies, tractors, farm machinery or trailers in such state of physical or mechanical ruin

as to be incapable of propulsion, being operated upon the public streets or highways or which is otherwise not in a state of legal condition for operation on public streets or highways due to missing or inoperative parts, flat or removed tires, expired or missing license plates or other defects.

- (2) The term "unlicensed - motor vehicles, truck bodies, tractors or trailers" as used in this Chapter is defined as follows: motor vehicles, truck bodies, tractors, recreational vehicles or trailers which do not bear lawful current license plates.
  - (3) The term "motor vehicle" is defined in Sec. 340.01(35), Wis. Stats.
  - (4) The term "inoperable appliance" is defined as any stove, washer, refrigerator or other appliance which is no longer operable in the sense for which it was manufactured.
- (c) **Exceptions.** This Section shall not apply to any motor vehicle or motor vehicle accessories stored within an enclosed building if permitted by City ordinance or on the premises of a business enterprise operated in a lawful place and manner in a properly zoned area when necessary to the operation of such business enterprise, in a storage place or depository maintained in a lawful place and manner, or seasonal use vehicles such as snowmobiles, motorcycles, motor scooters and nonmotorized campers, provided such vehicles are stored in compliance with the Ordinances of the City. Also excepted are motor vehicles registered pursuant to Sections 341.265 and 341.266, Wis. Stats. In other situations the Common Council may issue temporary permits permitting an extension of not to exceed an additional thirty (30) days' time to comply with this Section where exceptional facts and circumstances warrant such extension.
- (d) **Enforcement.**
- (1) Whenever the Police Department shall find any vehicles or appliances, as described herein, placed or stored in the open upon private property within the City, they shall notify the owner of said property on which said vehicle or appliance is stored of the violation of this Section. If said vehicles or appliance is not removed within five (5) days, the Police Department shall cause to be issued a citation to the property owner or tenant of the property upon which said vehicle or appliance is stored.
  - (2) If such vehicle or appliance is not removed within twenty (20) days after issuance of a citation, the Chief of Police shall cause the vehicle or appliance to be removed and impounded, and it shall thereafter be disposed of as prescribed in Sections 10-5-3 through 10-5-6 by the Chief of Police or his duly authorized representative. Any cost incurred in the removal and sale of said vehicle or appliance shall be recovered from the owner. However, if the owner of the vehicle or appliance cannot readily be found, the cost of such removal shall be charged to the property from which it is removed, which charges shall be entered as a special charge on the tax roll.
- (e) **Penalty.** Any person who shall interfere with the enforcement of any of the provisions of this Section and shall be found guilty thereof shall be subject to a penalty as provided in Section 1-1-7. Each motor vehicle or appliance involved shall constitute a separate offense.

*State Law Reference: Sec. 342.40, Wis. Stats.*