

Chapter 50

TRAFFIC AND MOTOR VEHICLES*

* **Cross References:** Any ordinance prescribing through streets, parking and traffic regulations, speed limits, one-way traffic, limitations on load weights of vehicles, or loading zones saved from repeal, § 1-10(8); outdoor vehicle storage, § 26-7; offenses and miscellaneous provisions, ch. 30; streets, sidewalks and other public places, ch. 46.

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ARTICLE I.

IN GENERAL

Sec. 50-1. Regulation of Heavy Traffic.

All vehicles not operating completely on pneumatic tires and 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 12,000 pounds are prohibited from traveling on any highway in the Village of North Prairie, unless one of the following exceptions apply:

- (1) Said vehicles shall be allowed to travel on all state trunk highways and county trunk highways in the village, which shall constitute the "heavy traffic route"; or
- (2) Said vehicles shall be allowed to travel on any highway in the village 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 highway.

(Ord. No. 6-04, § 1, 6-10-2004)

Sec. 50-2. Unnecessary Motor Vehicle Noise.

No person shall make any unnecessary or annoying noises with a motor vehicle by squealing tires, the use of motor vehicle brakes which are in anyway activated or operated by the compression of the engine (i.e. a Jacob's Engine Brake (™) or similar hydraulically operated device that converts a power-producing diesel engine into a power-absorbing retarding mechanism), excessively accelerating the engine, blowing the horn or emitting unnecessary and loud muffler noises.

(Ord. No. 2-00, § 1, 09-14-2000)

Sec. 50-3. Operation of Snowmobiles.

No person shall operate a snowmobile on a roadway or shoulder of a roadway not designated as a snowmobile or recreational route other than to drive directly across a street, roadway or highway and then only after stopping and yielding the right of way to all pedestrians and vehicles approaching on said street, roadway or highway.

- (a) *Conditions.*
 - (1) The Village Board of the Village of North Prairie shall establish and designate, yearly, an acceptable route and/or trail within the Village limits of North Prairie on which persons operating snowmobiles shall be permitted to travel. This designated route may include roadways and/or shoulders of specific roadways along Village streets and highways.
 - (2) Hours of Operation. No snowmobile shall be operated in the Village of North Prairie after 11:00 p.m. or before 6:00 a.m. on any week night, Sunday through and including Thursday night, or

after 12:00 midnight or before 6:00 a.m. on any Friday and Saturday night.

- (3) No person shall operate a snowmobile on a sidewalk anywhere within the Village of North Prairie other than to drive directly across a sidewalk to access a designated roadway, shoulder of a roadway, or snowmobile trail or route and then only after stopping and yielding the right of way to all pedestrians.

- (b) *Speed.* A snowmobile operated on a portion of the roadway or shoulder of a roadway shall observe roadway speed limits.

(Ord. No. 10-99, § 1, 11-11-1999)

Sec. 50-4. State Traffic Laws.

- (1) Except as otherwise specifically provided in this Code, the current and future statutory provisions of Section 110.075 and Chapters 340 to 348, and Chapter 250 Wisconsin Statutes, and Chapter Trans 305 of the Wisconsin Administrative Code 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 term of imprisonment, are adopted and by reference made a part of this code is if fully set forth herein. Any act required to be performed or prohibited by any current or future Statute incorporated herein by reference is required or prohibited by this section. Any future additions, amendments, revisions or modification of the current or future Statutes incorporated herein or Chapter Trans 305 of the Wisconsin Administration Code are intended to be made part of this Code in order to secure uniform statewide regulations of traffic on the highways, streets, and alleys of the state.
- (2) In addition to the rules established by the Wisconsin Statutes and incorporated by reference in Ordinance 6-98, the following rules shall apply and in case of any conflict between the statutes and these provisions, the stricter rule shall apply.
(Ord. No.04-2011, § 1, 10-13-2011)

Secs. 50-5--50-30. Reserved.

ARTICLE II.

TRAFFIC SCHEDULES

Sec. 50-31. Stop signs.

The following intersections shall be regulated by a stop sign and all traffic in the village shall comply with such signs:

- (1) A stop sign located at the intersection of Highway 59 and Corby Drive regulating traffic on Corby Drive.

- (2) A stop sign located at the intersection of Highway 59 and Morrissey Drive regulating traffic on Morrissey Drive.
- (3) A stop sign located at the intersection of Highway 59 and Christopher Drive regulating traffic on Christopher Drive.
- (4) A stop sign located at the most easterly intersection of Highway 59 and Oakridge Drive regulating traffic on Oakridge Drive.
- (5) Stop signs located at the most westerly intersection of Highway 59 and Oakridge Drive regulating traffic on Oakridge Drive on both sides of Highway 59.
- (6) A stop sign located at the intersection of Highway 59 and Harrison Street regulating traffic on Harrison Street.
- (7) A stop sign located at the exit from Veteran's Park where it intersects Highway 59 regulating traffic as it exits Veteran's Park.
- (8) Stop lights located by county authorities at the intersection of Highway 59 and Highway E regulating traffic on Highway E on both sides of Highway 59.
- (9) Stop lights located by state authorities at the intersection of Highway 59 and Highway E regulating traffic on Highway 59 on both sides of Highway E.
- (10) Stop signs located at the intersection of Highway 59 and Fairview Avenue regulating traffic on Fairview Avenue on both sides of Highway 59.
- (11) A stop sign located at the intersection of Highway 59 and St. Andrews Blvd. regulating traffic on St. Andrews Blvd.
- (12) A stop sign located at the intersection of Oakridge Drive and Industrial Drive regulating traffic on Industrial Drive.
- (13) A stop sign located at the intersection of Highway E and Morey Road regulating traffic on Morey Road.
- (14) Stop signs located at the intersection of Highway E and Sadd Street regulating traffic on Sadd Street on both sides of Highway E.
- (15) A stop sign located at the intersection of Highway E and Oakwood Lane regulating traffic on Oakwood Lane.
- (16) A stop sign located at the intersection of Highway E and Hickory Drive regulating traffic on Hickory Drive.

- (17) Stop signs located at the intersection of Harrison Street and the Wisconsin & Southern R.R. crossing regulating traffic on Harrison Street on both sides of the Wisconsin & Southern R.R. crossing.
- (18) A four-way stop located at the intersection of Sadd Street and Fairview Avenue regulating traffic on Fairview Avenue and Sadd Street.
- (19) A four-way stop located at the intersection of Sadd Street and Arlington Avenue regulating traffic on Sadd Street and Arlington Avenue.
- (20) A stop sign located at the intersection of Danford Avenue and Fairview Street regulating traffic on Danford Avenue.
- (21) Stop signs located at the intersection of Fairview Street and the Wisconsin & Southern R.R. crossing regulating traffic on Fairview Street on both sides of the Wisconsin & Southern R.R. crossing.
- (22) A three-way stop located at the intersection of Augusta Way and St. Andrews Blvd. regulating traffic on Augusta Way and St. Andrews Blvd.
- (23) A stop sign located at the intersection of Augusta Way and Augusta Court regulating traffic on Augusta Court.
- (24) A three-way stop located at the intersection of Augusta Way and Cypress Point regulating traffic on Augusta Way and Cypress Point.
- (25) A stop sign located at the intersection of Crooked Stick Pass and Carnoustie Way regulating traffic on Carnoustie Way.
- (26) A stop sign located at the intersection of Carnoustie Way and Highway ZZ regulating traffic on Carnoustie Way.
- (27) A stop sign located at the most northerly intersection of Crooked Stick Pass and Crooked Stick Court regulating traffic on Crooked Stick Court.
- (28) A stop sign located at the most southerly intersection of Crooked Stick Pass and Crooked Stick Court regulating traffic on Crooked Stick Court.
- (29) A stop sign located at the intersection of Crooked Stick Pass and Eagles Lookout regulating traffic on Eagles Lookout.
- (30) A stop sign located at the intersection of Crooked Stick Pass and Piper Road regulating traffic on Crooked Stick Pass.
- (31) A stop sign located at the most southerly intersection of Augusta Way and Muirfield

Circle regulating traffic on Muirfield Circle.

- (32) A stop sign located at the most northerly intersection of Augusta Way and Muirfield Circle regulating traffic on Muirfield Circle.
- (33) A stop sign located at the intersection of Muirfield Circle and Muirfield Court regulating traffic traveling south on Muirfield Circle.
- (34) A three-way stop located at the most westerly intersection of Hickory Drive and Chestnut Way regulating traffic on Hickory Drive and Chestnut Way.
- (35) A three-way stop located at the most easterly intersection of Hickory Drive and Chestnut Way regulating traffic on Hickory Drive and Chestnut Way.
- (36) A stop sign located at the intersection of Chestnut Way and Holly Lane regulating traffic on Holly Lane.
- (37) A stop sign located at the intersection of Chestnut Way and Butternut Drive regulating traffic on Butternut Drive.
- (38) A three-way stop located at the intersection of Chestnut Way and Oakwood Lane regulating traffic on Chestnut Way and Oakwood Lane.
- (39) A stop sign located at the intersection of Oakwood Lane and Chestnut Court regulating traffic on Chestnut Court.
- (40) A four-way stop located at the intersection of Oakwood Lane and Prairie View Drive regulating traffic on Oakwood Lane and Prairie View Drive.
- (41) A four-way stop located at the intersection of Prairie View Drive and Oakridge Drive regulating traffic on Prairie View Drive and Oakridge Drive.
- (42) A three-way stop located at the intersection of Oakridge Drive and Karin Drive regulating traffic on Oakridge Drive and Karin Drive.
- (43) A stop sign located at the intersection of Prairie View Drive and Mark Court regulating traffic on Mark Court.
- (44) A stop sign located at the intersection of Prairie View Drive and Denise Court regulating traffic on Denise Court.
- (45) A stop sign located at the intersection of Prairie View Drive and Austin Drive regulating traffic on Austin Drive.
- (46) A three-way stop located at the most southerly intersection of Prairie View Drive and Karin Drive regulating traffic on Karin Drive and Prairie View Drive.

- (47) A stop sign located at the intersection of Prairie View Drive and Jeffrey Court regulating traffic on Jeffrey Court.
- (48) A stop sign located at the intersection of Prairie View Drive and Johnson Court regulating traffic on Johnson Court.
- (49) A stop sign located at the intersection of Prairie View Drive and Heather Drive regulating traffic on Heather Drive.
- (50) A stop sign located at the most northerly intersection of Prairie View Drive and Karin Drive regulating traffic on Prairie View Drive.
- (51) A stop sign located at the intersection of Karin Drive and Christopher Drive regulating traffic on Christopher Drive.
- (52) A stop sign located at the intersection of Morrissey Drive and Brian Court regulating traffic on Brian Court.
- (53) A stop sign located at the intersection of Morrissey Drive and Chad Court regulating traffic on Chad Court.
- (54) Stop signs located at the intersection of Morrissey Drive and Karin Drive regulating traffic on Morrissey Drive on both sides of Karin Drive.
- (55) A stop sign located at the intersection of Morrissey Drive and Prairie View Drive regulating traffic on Morrissey Drive.
- (56) Stop signs located at the most westerly intersection of Karin Drive and Corby Drive regulating traffic on Karin Drive on both sides of Corby Drive.
- (57) A stop sign located at the most easterly intersection of Karin Drive and Corby Drive regulating traffic on Corby Drive.
- (58) A stop sign located at the intersection of Morrissey Drive and Daniel Drive regulating traffic on Daniel Drive.
- (59) A stop sign located at the intersection of Morrissey Drive and Ferris Drive regulating traffic on Ferris Drive.
- (60) A stop sign located at the intersection of Road X and Morrissey Drive regulating traffic on Morrissey Drive.
- (61) A stop sign located at the intersection of Ferris Drive and Austin Drive regulating traffic on Austin Drive.

- (62) A stop sign located at the exit of Broadlands Park where it intersects St. Andrews Blvd. regulating traffic as it exits Broadlands Park.
 - (63) A stop sign located at the exit of Prairie Village Park where it intersects Prairie View Drive regulating traffic as it exits Prairie Village Park.
 - (64) A stop sign located at the intersection of Eagle's Cove Circle and Crooked Stick Pass regulating traffic on Eagle's Cove Circle.
 - (65) A stop sign located at the intersection of Corby Drive and Lenz Court regulating traffic on Lenz Court.
 - (66) A stop sign located at the intersection of Corby Drive and Stacie Court regulating traffic on Stacie Court.
 - (67) A stop sign located at the intersection of Daniel Drive and Stevens Court regulating traffic on Stevens Court.
 - (68) A stop sign located at the intersection of Ferris Drive and Pine Drive regulating traffic on Pine Drive.
- (Ord. No. 1-10, § 1, 5-13-2010; Ord. No. 02-2010, § 1, 7-8-2010)

Sec. 50-32. Reserved

(Ord. No. 1-10, § 2, 5-13-2010)

Sec. 50-33. Speed limits.

The speed limits of the village shall be as follows:

- (1) For the entire length of Crooked Stick Pass for both lanes of traffic, 25 miles per hour.
- (2) For the entire length of Crooked Stick Court for both lanes of traffic, 25 miles per hour.
- (3) For the entire length of Carnoustie Way for both lanes of traffic, 25 miles per hour.
- (4) For the entire length of Cypress Point for both lanes of traffic, 25 miles per hour.
- (5) For the entire length of Augusta Way for both lanes of traffic, 25 miles per hour.
- (6) For the entire length of Muirfield Circle for both lanes of traffic, 25 miles per hour.
- (7) For the entire length of Muirfield Court for both lanes of traffic, 25 miles per hour.
- (8) For the entire length of Augusta Court for both lanes of traffic, 25 miles per hour.
- (9) For the entire length of St. Andrews Blvd. for both lanes of traffic, 25 miles per hour.

- (10) For the entire length of Arlington Avenue for both lanes of traffic, 25 miles per hour.
- (11) For the entire length of Fairview Avenue for both lanes of traffic, 25 miles per hour.
- (12) For the entire length of Sadd Street for both lanes of traffic, 25 miles per hour.
- (13) For the entire length of Danford Avenue for both lanes of traffic, 25 miles per hour.
- (14) For the entire length of Morey Road for both lanes of traffic, 25 miles per hour.
- (15) For the entire length of Harrison Street for both lanes of traffic, 25 miles per hour.
- (16) For the entire length of Industrial Drive for both lanes of traffic, 25 miles per hour.
- (17) For the entire length of Oakridge Drive for both lanes of traffic, 25 miles per hour.
- (18) For the entire length of Oakwood Lane for both lanes of traffic, 25 miles per hour.
- (19) For the entire length of Chestnut Court for both lanes of traffic, 25 miles per hour.
- (20) For the entire length of Chestnut Way for both lanes of traffic, 25 miles per hour.
- (21) For the entire length of Butternut Court for both lanes of traffic, 25 miles per hour.
- (22) For the entire length of Holly Lane for both lanes of traffic, 25 miles per hour.
- (23) For the entire length of Hickory Drive for both lanes of traffic, 25 miles per hour.
- (24) For the entire length of Prairie View Drive for both lanes of traffic, 25 miles per hour.
- (25) For the entire length of Mark Court for both lanes of traffic, 25 miles per hour.
- (26) For the entire length of Denise Court for both lanes of traffic, 25 miles per hour.
- (27) For the entire length of Austin Drive for both lanes of traffic, 25 miles per hour.
- (28) For the entire length of Jeffrey Court for both lanes of traffic, 25 miles per hour.
- (29) For the entire length of Johnson Court for both lanes of traffic, 25 miles per hour.
- (30) For the entire length of Heather Drive for both lanes of traffic, 25 miles per hour.
- (31) For the entire length of Karin Drive for both lanes of traffic, 25 miles per hour.
- (32) For the entire length of Christopher Drive for both lanes of traffic, 25 miles per hour.

- (33) For the entire length of Morrissey Drive for both lanes of traffic, 25 miles per hour.
 - (34) For the entire length of Chad Court for both lanes of traffic, 25 miles per hour.
 - (35) For the entire length of Brian Court for both lanes of traffic, 25 miles per hour.
 - (36) For the entire length of Corby Drive for both lanes of traffic, 25 miles per hour.
 - (37) For the entire length of Lenz Court for both lanes of traffic, 25 miles per hour.
 - (38) For the entire length of Stacie Court for both lanes of traffic, 25 miles per hour.
 - (39) For the entire length of Daniel Drive for both lanes of traffic, 25 miles per hour.
 - (40) For the entire length of Stevens Court for both lanes of traffic, 25 miles per hour.
 - (41) For the entire length of Ferris Drive for both lanes of traffic, 25 miles per hour.
 - (42) For the entire length of Pine Drive for both lanes of traffic, 25 miles per hour.
 - (43) On STH 59 and on CTH E in the school crossing zone located at the intersection of STH 59 and CTH E when children are present in the a.m. and p.m. hours during the school year, 15 miles per hour.
 - (44) Such speed limits as may be duly established and posted by the county on CTH E and by the state on STH 59.
- (Ord. No. 4-03, § 3, 4-10-2003)

Sec. 50-34. Parking regulations.

(a) *General parking limitations.* It shall be unlawful in the Village of North Prairie for the owner, person, firm, partnership or corporation nor any officer, member, agent, servant, employee of any firm, partnership or corporation or operator of any vehicle or any device in, upon or by which any person or property is or may be transported or drawn upon a public highway to park, stop, leave standing, or suffer any such vehicle or device at the curb, shoulder, or edge of any highway area, roadway or fire lane in the village upon which or upon a portion of which any sign has been erected restricting, limiting or prohibiting in any way the same unless directed to do so by a police officer. For purposes of this subsection, a "sign" shall include but not be limited to temporary signs which may be posted from time to time under the direction of the village chief of police. The village chief of police shall have the authority to post temporary no parking zones and/or temporary restricted parking zones and enforce the same as necessary due to emergency or for other public safety reasons. The restrictions in this subsection may be temporarily suspended by a majority vote of the village board upon motion duly made, provided the time and length of such temporary suspension is specifically stated in it.

(b) *Specific parking limitations.* No owner, person, firm, partnership or corporation nor any officer, member, agent, servant, employee of any firm, partnership or corporation or operation shall:

- (1) Park a vehicle:
 - a. At any time in any public alley.
 - b. At any time on the wrong side of the public road against traffic.
 - c. At any time between the curb line (terrace area) and the sidewalk on any public road.
 - d. On the east side of Harrison Street from STH 59 to Morey Road.
 - e. On the east side of Fairview Avenue from STH 59 to Sadd Street.
 - f. On either side of the portion of Prairie View Drive that bounds the southern limits of Prairie Village Park.
 - g. On either side either side of the portion of Karin Drive that bounds the western limits of Prairie Village Park.
 - h. On either side of Christopher Drive from STH 59 to Karin Drive.
 - i. On either side of STH 59 from Oakridge Drive east to 304 E. State Road.
- (2) Stop or leave standing any vehicle, whether attended or unattended and whether temporarily or otherwise, in any of the following places:
 - a. Within an intersection.
 - b. On a crosswalk.
 - c. On a sidewalk or sidewalk area.
 - d. Alongside or opposite any highway excavation or obstruction, when such stopping would obstruct traffic or when pedestrian traffic would be required to travel the roadway.
 - e. On the roadway side of any parked vehicle.
 - f. Upon any portion of highway where and at the time when stopping or standing is prohibited by official traffic signs indicating the prohibition of any stopping or standing.
 - g. In a handicap parking area unless legally authorized to do so.
 - h. In a fire lane.
 - i. For more than two hours, any trailer on any public street.

- j. On any village, street, alley or public parking lot for the primary purpose of advertising.
- (3) Stop or leave standing any vehicle in any of the following places except temporarily for the purpose of and while actually engaged in loading or unloading or in receiving or discharging passengers and while the vehicle is attended by a licensed operator so that it may promptly be moved in case of any emergency or to avoid obstruction of traffic:
- a. In a loading zone.
 - b. Within ten feet of a fire hydrant, unless a greater distance is indicated by an official traffic sign.
 - c. Within four feet of the entrance to any alley or private driveway.
 - d. Closer than 15 feet to the near limits of a crosswalk.
 - e. Upon any portion of a highway where and at the time when parking is prohibited, limited or restricted by official traffic signs.
 - f. With the wheels more than 12 inches from the curb.
 - g. Closer than two feet to a vehicle parked to the front or rear.
 - h. Upon any portion of a highway any vehicle displayed for sale.
 - i. Without the permission of the owner or lessee of any public or private property, contrary to a posted sign thereon, if there is in plain view on such property a "No Parking" sign or a sign indicating limited or restricted parking.
- (4) Stop or leave standing any vehicle which in any way blocks the entrance to any private driveway or garage so as to prevent free passage of vehicles. Any such vehicle may at the direct of a police officer, be removed by the village or its representative after first attempting to give notice to the owner of said vehicles that the same must be removed.
- (5) Stop or leave standing any vehicles on a street in such a manner as to obstruct the free flow of traffic. Any such obstruction shall constitute any emergency condition detrimental to the health, safety, welfare, and good order of the general public in that the movement of food, fuel supplies, medical care, fire, health and police protection is impaired, as provided for in s. 166.23, Wis. Stats., and said vehicle may, at the direction of a police officer, be removed by the village or its representative after first attempting to give notice to the owner of said vehicle that the same must be removed.
- (6) Stop or leave standing, except physicians and emergency vehicles on emergency calls, any vehicle on any street in the village for more than 30 minutes between the hours of 2:00 a.m. and 6:00 a.m. Signs giving notice of this restriction shall be placed or erected at or near the limits of the village on all state and county trunk highways and connecting streets as defined in s. 84.02

- (11), Wis. Stats. Such signs shall be reflectorized and of a type approved by the state department of transportation as to size of lettering, shape and color.
- (7) Stop or leave standing any vehicle, the gross weight of which is over 10,000 lbs., on any street or alley within the village from 6:00 p.m. to the following 6:00 a.m. weekdays, and all day Saturdays, Sundays and holidays, except for the purpose of and while actually engaged in the loading and unloading of such vehicle.
 - (8) Stop or leave standing from 8:00 a.m. to 3:30 p.m. in areas so designated at all public, parochial or private schools which provide an educational program for one or more grades between kindergarten and 12 and which is commonly known as an elementary school, middle school, junior high school, senior high school or high school.
 - (9) Stop or leave standing on Oakridge Drive as it extends northeasterly from the intersection with STH 59 to a point on said Oakridge Drive at the east boundary of the municipal fire station of the Village of North Prairie which is hereby designated as an emergency vehicle access road. No vehicles shall be parked or left standing on the east side of said portion of Oakridge Drive. In addition no vehicles shall be parked or left standing on any portion of Oakridge Drive where any portion of the vehicle will be on the paved portion of said Oakridge Drive. The village will install appropriate "No Parking--Fire Lane" signs along said east right-of-way of Oakridge Drive.
 - (10) Stop or leave standing any vehicle at the North Prairie Fire Station parking lot in those locations where the words "No Parking" or "Emergency Vehicles Only" are painted on the parking lot surface or by appropriate signage. Emergency vehicles are exempted from the provisions of this restriction. At those locations designated as "Fire Fighters or Emergency Medical Personnel Only" only vehicles operated by fire fighters or emergency medical personnel will be allowed. All other vehicles are prohibited from parking at those locations.
- (c) *Snow emergency restrictions.*
- (1) *Declaration of snow emergency.* The village president, or in his absence, any member of the village board, may declare a snow emergency during the period of a severe snow storm or immediately thereafter, whenever traffic is impeded by reason of such snowfall, and the emergency vehicles, including snow removal equipment and machinery, are impeded.
 - (2) *Duration of emergency.* Such emergency shall exist so long as traffic remains impeded by the snow, and the operation of emergency vehicles is affected thereby, or is likely to be affected by the congestion of the traffic upon the streets, alleys or public parking lots of the village.
 - (3) *Notice of emergency.* The village president, or other authorized officials, may proclaim the state of emergency through the press, radio or other public means of communication and may designate and authorize police officers and snow removal personnel to inform the citizenry of the existence of the emergency.
 - (4) *Parking prohibited during emergency.* No person shall park any vehicle on any village street, alley or public parking lot during the period of a snow emergency or immediately thereafter until such street, alley or public parking lot has been cleared of snow.

(5) *Removal of vehicles.* The chief of police or member of the streets and roads committee of the village board may remove or cause to be removed any vehicle which may interfere with the operation of the snow removal equipment or any snow emergency vehicle after first attempting to give notice to the owner of said vehicle that the same must be removed. The village may charge the cost of removing such vehicle to the owner or the operator thereof. Said vehicle may be removed to a garage within the village limits or other designated location.

(6) *Negligent parking on side street.* No person shall permit any vehicle to park or stop upon any uncleared street or alley or public parking lot, either during a severe snowstorm, immediately thereafter or during a state of declared emergency in such a manner as to interfere with snow removal equipment, unless with reasonable diligence they could not avoid it.

(d) *Removal of vehicles.* In the event any vehicle is in violation of this Code and it is determined by the fire chief or any other officer of the fire department that an emergency exists and in the opinion of said officer it is necessary to remove said vehicle to ensure the safe passage of an emergency vehicle, said officer shall have the right to order the removal of said vehicle after first attempting to give notice to the owner of said vehicle that the same must be removed. The village may charge the cost of removing said vehicle to the owner or the operator thereof. Said vehicle may be removed to a garage within the village limits or other designated location.

(Ord. No. 8-04, § 1, 10-14-2004)

Secs. 50-35--50-49. Reserved.

Sec. 50-50. Enforcement.

(a) *Enforcement.*

(1) This chapter shall be enforced according to s. 23.33, s. 66.0114, s. 345.11 to s. 345.61, and Chapter 800, Wis. Stats. Citations envelopes may be used for violations of section 50-34 of this chapter.

(2) Unpaid parking citations shall also be subject to the remedies described in s. 345.28(4), Wis. Stats., which are incorporated herein by reference. The "local authority" designated by s. 345.28(4), Wis. Stats. shall be the village board or its designee. Whenever the village board or its designee notifies the state department of transportation of non-payment and non-appearance in response to a citation for a non-moving traffic violation, the village board or its designee shall specify that the department is both to suspend the registration of the vehicle involved under s. 341.63(1)(c), Wis. Stats., and also refuse registration of any vehicle owned by the person under s. 341.10(7m), Wis. Stats. The costs of participating in the state traffic violation and registration program shall be assessed to the person involved. Such costs include the pre-payment required by the department of transportation under s. 85.13, Wis. Stats., as well as a \$15.00 dollar fee for the village's administrative costs in preparing the notices.

(b) *Erection of official traffic signs and signals.* The village board procured, erected and maintained appropriate standard traffic signs, signals and markings conforming to the rules of the state department of

transportation, notifying drivers of the various parking rules or restrictions at the various streets, alleys, intersections or other public places within the village. Signs shall be erected in such locations and manner as authorized by the village board so as to give adequate warning to users of the streets, alleys or highways in question.

(c) *Record of regulations at particular places.* The village clerk shall maintain in her office at all times a complete list of all traffic regulations at particular places adopted by the village board, whether adopted by ordinance or resolution. Such lists are incorporated herein by reference, the same as if fully set forth.

(d) *Emergency traffic regulations.* In case of emergency, the chief of police may make and enforce temporary emergency traffic regulations to cover special conditions.

(e) *Stipulation of no contest.* Any person charged with a violation of this chapter may make a stipulation of no contest pursuant to s. 345.27, Wis. Stats., which must be received at the office of the police department or clerk of the village such person shall at the time of entering into the stipulation make the deposit required under subsection (f) below, if he has not already done so. A person who has mailed or filed a stipulation under this subsection may, however, appear in court on the appearance date and may be relieved from the stipulation for cause shown as required in s. 345.37, Wis. Stats.

(f) *Deposits.* Any person stipulating no contest under subsection (e) may make the deposit required under s. 343.27, Wis. Stats., or, if the deposit is not established under such statute, shall deposit a forfeited penalty as provided in the schedule as approved by the village board. Deposits for parking or non-moving violations may be mailed or brought to the office of the police department.

(g) *Forfeited penalty.* The sum to be forfeited pursuant to the stipulation of no contest shall be as provided in the bond schedule as established by the village board.

(h) *Bail bonds.* The provisions of this chapter shall not limit the right of the proper authorities to accept bail bonds, deposits, certificates or money orders as provided in s. 345.15, Wis. Stats.
(Ord. No. 8-04, § 2, 10-14-2004)

Sec. 50-51. Penalty.

(a) *Penalty.* The penalty for violation of any provision of this chapter shall be a forfeiture and penalty assessment as required by Wisconsin Statutes, a jail assessment as required by Wisconsin Statutes plus any applicable fees prescribed in Wisconsin Statutes.

(b) *Uniform offenses.* Forfeitures for violation of any provision of chs. 341 to 348, ch. 350 and TRANS 305 adopted by reference shall conform to forfeitures for violation of the comparable state offenses, including any variations or increases for second offenses.

(c) *Special regulations.* The forfeiture for violation of provisions of this chapter for which a penalty is not provided shall not be less than \$5.00 nor more than \$200.00 for the first offense and not less than \$10.00 nor more than \$500.00 for second or subsequent convictions within two years.

(d) *Parking, generally.*

(1) The forfeiture for violation of parking regulations as set forth in this chapter shall be as follows:

- a. Parking overtime \$ 5.00
- b. Center parking 5.00
- c. Double parking 5.00
- d. Parked wrong side of street 5.00
- e. Parked over line 5.00
- f. Parking too close to corner 5.00
- g. Parked on street overnight 5.00
- h. Parking too far from curb 5.00
- i. Parked in restricted or no parking area 10.00
- j. Parked blocking driveway 10.00
- k. Parked at fire plug 10.00
- l. Parked on private property 10.00
- m. All other parking violations 10.00

(2) If the forfeiture amount for any of these violations is not paid within 72 hours from the time of violation, the amount shall be doubled.

(e) *Gross weight parking restrictions.* The forfeiture for a violation of this Code shall be not less than \$20.00 nor more than \$100.00 as provided in s. 346.56(1), Wis. Stats.

(f) *Fire lane parking restrictions.* The forfeiture for violation of this Code shall be not less than \$20.00 nor more than \$100.00. In the event of conviction for a second or subsequent violation of this Code, the person, corporation or organization shall be subject to a penalty of not less than \$50.00 nor more than \$100.00 for said violation.

(g) *Traffic violation and registration program.*

(1) *General.* The department of transportation will be asked to suspend registration on the vehicle involved or suspension of registration on any vehicle owned by any person who fails to respond to a non-moving violation either by paying the fine or appearing in court within 28 days after the issuance of a citation for said violation. Any such suspension will remain in effect until said

citation plus applicable court costs are satisfied.

(2) *Collection of forfeitures for non-moving violation: state procedures adopted.*

- a. *Definition.* A non-moving traffic violation is any parking of a vehicle in violation of a statute or an ordinance.
- b. *Statutes adopted.* The procedures provided for in s. 345.28 and s. 345.34 to s. 345.47, inclusive, Wis. Stats., are hereby specifically adopted and shall be followed in actions to recover forfeitures for non-moving traffic violations, as defined in subsection a. above.
- c. *Costs assessed.* The Village of North Prairie Police Department shall have the authority to determine the administrative costs of enforcement in collection of forfeitures for non-moving traffic violations under this section, from time to time as may be necessary to adjust the same, and shall keep the municipal court informed of same, which court shall assess along with stipulations; but in no event shall such costs be less than the amounts previously noted herein.

(3) *Registration record of vehicles as evidence.* When any vehicle is found upon a street, alley or public parking lot in violation of any provision of this Code 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 shall be subject to the applicable forfeiture penalty; provided the defenses defined and described in s. 346.485(5)(b), Wis. Stats., shall be a defense for an owner charged with such violation.

(Ord. No. 8-04, § 3, 10-14-2004)