

TITLE 8

Motor Vehicles and Traffic

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CHAPTER 1

Traffic and Parking

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SEC. 8-1-1 STATE TRAFFIC LAWS ADOPTED.

- (a) **STATUTES ADOPTED.** Excepted as otherwise specifically provided in this Code, the statutory provisions in Chapter 340 to 348 of the Wisconsin Statutes, describing and defining regulations with respect to vehicles and traffic, for which the penalty is a forfeiture only, including penalties to be imposed and procedures for prosecution, 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 Chapter 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 vehicles traffic on the highways, streets and alleys of the State of Wisconsin. Any person who shall within the Village of Bear Creek, 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 Section shall be as provided in Chapters 340 through 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
 - 941.03 Highway Obstruction
 - 947.045 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of the Wisconsin Statutes, such references shall mean the Wisconsin Statutes of 1983-84 as from time to time amended, repealed or modified by the Wisconsin legislature.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. 8-1-2 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 - MVD 3	Reciprocity - Nonresident Motor Carriers (Penalties of Wis. Stats. §341.04 apply)
Wis. Adm. Code - MVD 4	Lettering on Vehicles, Display of Evidence of Registration and Dual Permit
Wis. Adm. Code - MVD 5	Standards for Motor Vehicle Equipment
Wis. Adm. Code - MVD 6	Transportation of Explosives by Motor Vehicle
Wis. Adm. Code - MVD 17	Transportation of School Children
Wis. Adm. Code - MVD 18	Protective Headgear Standards and Specifications
Wis. Adm. Code - MVD 22	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 Village a vehicle that is not in conformity with the requirements of Subsection (a) or the provisions of Section 110.075 and Chapter 347, Wis. Stats., incorporated by reference in Section 8-1-1 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 Section 347.04, Wis. Stats., relating to non-applicability of demerit points, shall apply to owners convicted of 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 Village 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 Section 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 Administration 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. 8-1-3

OFFICIAL TRAFFIC SIGNS AND CONTROL DEVICES;
PROHIBITED SIGNS, SIGNALS AND MARKERS.

- (a) **DUTY OF VILLAGE MARSHAL 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 8-1-1, require the erection of traffic control devices for enforcement, the Village Marshal, 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 Village Marshal or his designee will carry out the purposes of this Chapter and give adequate warning to users of the streets and highways of the Village of Bear Creek.

- (b) **CODE NUMBERS TO BE AFFIXED TO OFFICIAL TRAFFIC CONTROL DEVICES.** The Village Marshal or his designee 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 Village any sign, signal marker, mark or monument unless permission is first obtained from the Village Marshal 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 Village Marshal or his designee may remove any sign, signal, marking or other device which is placed, maintained or displayed in violation of this Chapter or state law. Any charge imposed against premises for removal of a prohibited or illegal sign, signal, marking or device shall be reported by the Village Marshal to the Village Board 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. 8-1-4 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 8-1-1 and shall be subject to the applicable forfeiture penalty; provided the defenses defined and described in Section 346.485(5)(b), Wis. Stats., shall be a defense for an owner charged with such violation.

SEC. 8-1-5 SCHOOL BUS WARNING LIGHTS.

Notwithstanding the provisions of Section 346.48(2)(b)2., Wis. Stats., adopted by reference in Section 8-1-1 to the contrary, 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 loaded.

SEC. 8-1-6 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 Section 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 Village 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. 8-1-7 OFFICIAL TRAFFIC MAP.

- (a) **OFFICIAL TRAFFIC MAP ESTABLISHED.** There is hereby established an Official Traffic Map for the Village of Bear Creek upon which shall be indicated no parking areas, restricted parking areas, stop signs, arterial intersections, yield signs, special speed limits, one-way highways, school crossings and all other restrictions or limitations contained in this Chapter, as from time to time amended or modified by the Village Board when the laws of the State of Wisconsin require the erection or use of official traffic control devices to enforce such restrictions or limitations.
- (b) **VIOLATIONS PROHIBITED.** When official traffic control devices giving notice of the restrictions, prohibitions and limitations shown on the Official Traffic Map are erected and maintained in accordance with the provisions of this Section a violation of the restriction, prohibition or limitation shown on the Official Traffic Map shall be a violation of the provisions of this Chapter.
- (c) **MAP TO BE MAINTAINED.** A copy of the Official Traffic Map shall be maintained and displayed in the office of the Village Marshal and Municipal Court.
- (d) **ADDITIONS TO MAP.** The Village Board may from time to time make additions to or deletions from the Official Traffic Map and the Village Marshal shall keep such Official Traffic Map current.

SEC. 8-1-8 through 8-1-9

RESERVED FOR FUTURE USE.

ARTICLE B

Controlled Intersections; Street Traffic Regulations

SEC. 8-1-10 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 8-1-1 of this Chapter. Operators of vehicles approaching a stop sign shall stop before entering a highway as required by Section 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 Section 346.18(6), Wis. Stats.

SEC. 8-1-11 SPEED LIMITS.

- (a) **STATE SPEED LIMITS ADOPTED.** The provisions of Sections 346.57, and 346.58, and 346.59, Wis. Stats., relating to the maximum and minimum speed of vehicles are hereby adopted as part of this Section as is fully set forth herein, except as specified by this Section pursuant to Section 349.11(3)(c), Wis. Stats., where the Village Board has determined that the statutory speed limits are unreasonable, unsafe and imprudent and has modified such limits.
- (b) **SPEED LIMITS INCREASED OR ESTABLISHED.** The speed limits are increased or established as hereinafter set forth in this subsection upon the following streets or portions thereof between the limits designated:
 - (1) Thirty (30) miles per hour on Willow Street (State Trunk Highway 76), except that during school hours when children are present said limit of speed shall be 15 miles per hour in the area from Railroad Avenue tracts westerly to a point of 500 feet west of the public school lands adjoining said highway.
 - (2) Twenty-five (25) miles per hour on all other Village Streets except for the limitations set forth in Section 2 (c).
 - (3) Fifteen (15) miles per hour during school hours, when children are present in the posted school zone area all of which is West of the Railroad Avenue tracts leading westward to school property on the following Streets:
 - a. Willow Street (Highway 76)
 - b. Pearl Street
 - c. Prospect Street
 - d. Railroad Avenue
 - e. Tielky Street
 - f. Rolo Street
 - g. Oak Place
 - h. Welcome Avenue from Oak Place to Rolo Street
 - i. Park Court
 - j. Hyde Street and
 - k. James Street

State Law Reference: Sections 349.11(3)(c), Wis. Stats.

SEC. 8-1-12 THROUGH STREETS DESIGNATED.

In the interest of public safety and pursuant to Section 349.07, Wis. Stats., the following streets or portions thereof set forth in this Section are declared to be through highways, and traffic signs or signals giving notice thereof shall be erected by the Village Marshal in accordance with Section 8-1-3:

- (a) Railroad Avenue from the southern sidewalk line of the intersection of said Railroad Avenue and Willow Street, to the northern sidewalk line of the intersection of said Railroad Avenue and Flanagan Avenue;
- (b) Prospect Street from the southern sidewalk line of the intersection of said Prospect Street and Willow Street to Oak Place;
- (c) All of Oak Place from center line of intersection of said street with Prospect Street to Centerline of intersection with Welcome Avenue;
- (d) Willow Street from the eastern village line to the western village line;
- (e) Thielky Street from its western end at the School District Premises to the western sidewalk line of the intersection of Thielky Street and Prospect Street;
- (f) Thielky Street from the eastern sidewalk line of the intersection of said Thielky Street and Prospect Street to the western sidewalk line of intersection of said Thielky Street and Railroad Avenue;
- (g) Rollo Street from the eastern sidewalk line of the intersection of said Rollo Street and Prospect Street to the western sidewalk line of the intersection of said Rollo Street and Railroad Avenue;
- (h) Clark Street from the southern sidewalk line of the intersection of said Clark Street and Willow Street to the northern sidewalk line of the intersection of said Clark Street and Flanagan Avenue;
- (i) Flanagan Avenue from the intersection of said Flanagan Avenue and Welcome Avenue running east to the Village limits.

State Law Reference: Section 349.07, Wis. Stats.

SEC. 8-1-13 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 Village street or highway not designated as a heavy traffic route. This section shall, not act to prohibit heavy traffic from using a Village 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 Village 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 Village Marshal shall administer this section. Administration shall include:

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- (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. Maps of the Village showing heavy traffic routes shall be prepared and shall be available upon request by heavy traffic operators and owners;
- (3) Construction equipment.
 - a. The Village Marshal may grant temporary permits to allow heavy construction equipment to use Village 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 Village harmless for any damage done to the Village street by the equipment and/or any personal injury or property damage caused in part or in whole by the street damage.
 - b. Village 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 Village streets or highways in violating this section shall be liable and required to pay the Village the cost of repair or replacement of the damaged street or highway.
- (e) STREETS DESIGNATED CLASS "B" HIGHWAYS. All streets and highways within the Village of Bear Creek, Wisconsin, are hereby designated class "B" highways subject to the weight limitations imposed on class "B" highways by the Wisconsin Statutes adopted by reference in Section 8-1-1 except the enumerated highways or parts of highways in Subsection (f) below are designated as heavy traffic routes:
- (f) HEAVY TRAFFIC ROUTES DESIGNATED. The following highways or parts thereof within the jurisdiction of the Village of Bear Creek are hereby designated heavy traffic routes:
 - (1) Clark Street
 - (2) County Trunk Highway D

State Law Reference: Section 349.17, Wis. Stats.

SEC. 8-1-14 THROUGH SEC. 8-1-19 RESERVED FOR FUTURE USE.

ARTICLE C

Parking Regulations

SEC. 8-1-20 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 streets or public parking lots owned by the Village 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 Village 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 Village Board 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 Village 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 Village Marshal 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 and 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 stall following expiration of the parking period allowed shall be and constitute a violation of this Chapter.
- (c) SUSPENSION POWERS OF THE PRESIDENT. For a limited and reasonable period of time, the Village President, with the consent of the Village Board, may suspend the parking time limitations upon notification to the Village Marshal. In the event there does not exist sufficient time to notify the Village Board of his desire to do so because of untimely notice or advance information or request to the Village President, said Chief Executive is then authorized to take such action without approval of the Board.

SEC. 8-1-21 PARKING RESTRICTIONS DURING TEMPORARY SNOW REMOVAL OR STREET MAINTENANCE.

- (a) **PARKING DURING SNOW REMOVAL.** No person shall park, place or leave standing any automobile, truck or other vehicle on any street or public way after one (1) hour from the time such area has been designated and marked with signs or barriers by the Village Marshal indicating no parking due to snow removal.
- (b) **STREET MAINTENANCE.** Whenever it is necessary to clear or repair a Village roadway or any part thereof, the Village Marshal 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.

SEC. 8-1-22 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 sidewalk area, except when parking in such place is clearly indicated by official traffic signs or markers or parking meters.
 - (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 by official traffic signs indicating the prohibition of any stopping or standing.
 - (8) In any place or manner so as to obstruct, block or impede 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 Village limits any vehicle 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 Village at any time.
 - (14) In a loading zoning.
 - (15) Within four (4) feet of the entrance to an alley, private road or driveway.
- (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 upon which such driveway is located, whether or not such driveway is posted to limit or restrict parking.

- (c) **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 Village for the purpose of repairing said vehicle, or to display such vehicle for sale.

SEC. 8-1-23 **PARKING RESERVED FOR VEHICLES OF DISABLED.**

When official traffic signs indicating such restriction have been erected in accordance with Section 8-1-3 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, for vehicles registered in another jurisdiction, by such other jurisdiction designating the vehicle as one used by a physically disabled person.

SEC. 8-1-24 **LEAVING KEYS IN VEHICLE PROHIBITED; PARKING VEHICLES WITH MOTOR RUNNING.**

- (a) **LEAVING KEYS IN VEHICLE.** No person shall permit any motor vehicle in his custody 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.
- (b) **PARKING VEHICLES WITH MOTOR RUNNING.** No person shall park or leave standing any motor vehicle with the motor or refrigerator unit running for more than five (5) minutes within three hundred (300) feet of any residence within the Village between the hours of 10:00 p.m. and 7:00 a.m.

SEC. 8-1-25 **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. 8-1-26 **ANGLE PARKING.**

Angle parking or parking diagonally is prohibited on all the streets, alleys and highways of the Village except in the places where vehicle parking markers indicate that the same 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.

SEC. 8-1-27 **PARKING PROHIBITED DURING CERTAIN PERIODS.**

When signs or parking meters are erected in any block giving notice thereof, no person shall park or leave standing any vehicle for longer than the period specified upon

any of the following highways, streets or parts thereof, except temporarily for the purpose of and while actually engaged in receiving or discharging passengers:

- (a) Seasonal All Night Parking Prohibited. No person shall stop or leave standing any vehicle upon any village street between the hours of 1:00 a.m. and 6:00 a.m. from November 1 through April 1.
- (b) Parking Limits. In the interests of public safety, Ballhorn Street shall be a fire lane for village and other fire fighting equipment, and parking is prohibited thereon at all times except for loading and unloading, for periods not to exceed 15 minutes.

SEC. 8-1-28 PARKING OF VEHICLES OVER 10,000 POUNDS OR 16 FEET
RESTRICTED.

- (a) No person owning or having control of any truck, trailer, truck power unit, tractor, semi-trailer, bus or any other vehicle or combination of vehicles weighing in excess of ten thousand (10,000) 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 same upon any street, avenue or public way in the Village except upon those streets within a business district as defined by Sec. 340.01, Wis. Stats., between the hours of 6:00 p.m. and 7:00 a.m. One (1) hour parking will be allowed 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 Village for the actual loading or unloading of goods, wares 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 Village Board may, however, designate specific truck parking zones. The above-described vehicles may be parked on a yard or in a driveway with the permission of the owner or lessee of the property and provided they are parked in accordance with other provisions of this Code of Ordinances.
- (b) Any vehicle unlawfully parked under Subsection (a) above may be removed from the street by order of the Village Marshal, 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 hereinafter prescribed.
- (c) No operator of a school bus or other bus, regardless of its size, shall park such vehicle in any residential district on any street or alley except for such time as is reasonably necessary to facilitate the loading or unloading of the vehicle, except that school buses may park at any school when required.

SEC. 8-1-29 UNLAWFUL REMOVAL OF PARKING CITATIONS.

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

SEC. 8-1-30 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 8-1-1 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 of the general public for parking or vehicular travel.

SEC. 8-1-31 REMOVAL OF ILLEGALLY PARKED VEHICLES.

- (a) **HAZARD TO PUBLIC SAFETY.** Any vehicle parked, stopped or standing upon a highway 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 shall be removed by the operator in charge, upon request of any law enforcement, to a position where parking is permitted or to a private or public parking or storage premises.
- (c) **REMOVAL BY TRAFFIC OFFICER.** Any law enforcement 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.** The officer may order a motor carrier holding a permit to perform vehicle towing services, a licensed motor vehicle salvage dealer or a licensed motor vehicle dealer who performs 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.
- (e) **TOWING AND STORAGE CHARGES.** In addition to other penalties provided in this Chapter, the owner or operator of a vehicle so removed shall pay reasonable cost of moving, towing and storage. If the vehicle is towed or stored by a private motor carrier, motor vehicle salvage dealer or licensed motor vehicle dealer, actual charges regularly paid for such services shall be paid. If the vehicle is stored in a public storage garage or rental facility, customary charges for such storage shall be paid. Upon payment, a receipt shall be issued to the owner of the vehicle for the towing or storage charge.

SEC. 8-1-32 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 Village Marshal. 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 8-1-31.
- (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 Village.