

Chapter 26

TRAFFIC REGULATIONS

26.01	State Laws Adopted
26.02	Parking Regulations
26.03	Speed Limits and Speed Zoning Declaration
26.04	Traffic Signs
26.05	Weight Limits and Traffic Routes
26.06	Accident Reports
26.07	Erection of Traffic Signs and Signals
26.08	Regulation of Traffic on School Property
26.085	Engine Braking
26.09	Penalty and Forfeiture
26.10	Schedule of Cash Bail or Deposits for Traffic Violations
26.11	Mopeds, Motorcycles, Etc.
26.12	Non-Moving Violation and Registration Program
26.13	Prohibited Operation of Motor-Driven Vehicles

26.01 STATE LAWS ADOPTED.

(a) Purpose. The following Chapters of the Wisconsin Statutes are adopted in order to secure uniform statewide regulation of traffic on the highways, streets, and alleys of the State of Wisconsin.

(b) State Traffic Forfeitures Laws Adopted. Except as otherwise specifically provided in this Chapter, all provisions of Chapter 340 to 348 of the Wisconsin Statutes and Section 110.075 of the Wisconsin Statutes together with any administrative rules promulgated by the Department of Transportation, Division of Motor Vehicles, State of Wisconsin, describing and defining regulations with respect to vehicles and traffic for which the penalty is a forfeiture only, including penalties to be imposed and procedure for prosecution, are hereby adopted and made a part of this Chapter.

(c) Other Laws Adopted. The remaining provisions of Chapters 340 to 348, Wis. Stats., and Section 941.01(1), Wis. Stats., relating to the negligent operation of a vehicle and Section 66.95, Wis. Stats., relating to unlocked vehicles/keys left in vehicle, are hereby adopted by reference, but the penalties for such offenses shall be limited to a forfeiture as provided in Section 26.10 of this Code.

26.02 PARKING REGULATIONS.

In addition to the restrictions on stopping and parking as adopted in Section 26.01 of this Code, there shall be the following regulations on vehicular parking:

(a) All Night Parking. No person, except emergency personnel on emergency calls, shall park any vehicle on any part of the paved portion of any street within the Village of Paddock Lake between the hours of 1:00 a.m. and 6:00 a.m. Notwithstanding the provisions of §26.01(b) and §26.02(i) of these Code of Ordinances, the penalty for violation of this subsection (a) shall be the forfeiture of the sum of Twenty (\$20.00) Dollars.

(b) Parking Prohibited. No operator of any vehicle shall park or stop a vehicle, other than in obedience to traffic regulations, signs, or signals, whether such vehicles are occupied or not, in any of the following places:

- (1) In any taxicab stand.
- (2) In the arc of a curve.
- (3) On the near side of a street adjacent to and within 25 feet of the main entrance to a church, theater or hospital.

(4) Within 10 feet of a rural mail box, between the hours of 6:00 a.m. and 4:00 p.m. excluding Sundays and holidays.

(5) In any public alley except for the purpose and time required to load and unload passengers or materials.

(6) At the Paddock Lake public boat launch except vehicles displaying a valid handicap operator's permit and then only in such area as is designated for handicapped parking.

(c) No Parking Zones. There shall be no parking on the following streets and appropriate no parking signs shall be erected to inform operators of motor vehicles of no parking areas.

(1) 68th Street, both sides, from 235th Avenue to the termination of 68th Street at the lake, except for areas designated for handicapped parking only from 238th Avenue to the termination of 68th Street at the lake.

(2) 72nd Street, both sides, from 248th Avenue to the south shore beach of the lake.

(3) 75th Street (State Trunk Highway 50), north side, from a point 300 feet east of the east line of 243rd Avenue to a point 200 feet east of the east line of 246th Avenue.

(4) 77th Street, south side, between 241st Avenue and 243rd Avenue.

(5) 238th Avenue, both sides, between 66th Street and 68th Street.

(6) 241st Avenue, east side, between 64th Street and 64th Place.

(7) 242nd Avenue, both sides, between 75th Street (State Trunk Highway 50) and 77th Street.

(8) 248th Avenue, both sides and on median strip, between 75th Street (State Trunk Highway 50) and 60th Street (County Trunk K): Also, no driving of motor vehicles, mopeds or all-terrain vehicles, as those terms are defined either under the state motor vehicle code or these ordinances, on or through the median strip.

(9) Both sides of the access road to Central High School from the point of intersect with 75th

Street (State Trunk Highway 50), and such other areas on the property consisting of Central High School as shall be designated no parking zones by the Board of the Central High School District of Westosha. However, the area adjacent to the main exempted loading zone by the aforementioned Board is exempted from this Section.

(10) 236th Avenue, both sides, from a point 400 feet north of 68th Street to the southern boundary of the Paddock Lake Municipal Hall property located at 6969 236th Avenue.

(11) 75th Street, both sides, from a point on the south side of 75th Street where County Highway "F" intersects 75th Street east to a point 5,850 feet from the intersection of 242nd Avenue and 75th Street and on the north side of 75th Street, from a point designated as the western most edge of tax parcel 40-4-120-034-2900 easterly to a point 4,275 feet from the intersection of 236th Avenue and 75th Street.

(12) 65th Street, both sides, between 244th Avenue and 248th Avenue.

(13) South and North side of 77th Street between 241st Avenue east to its terminus.

(14) West side of 246th Avenue from the intersection of 246th Avenue and 75th Street (State Trunk Highway 50) north fifty (50) feet.

(15) 236th Avenue, west side, from a point fifty (50') feet north of the intersection with 66th Street to a point fifty (50') feet south of the intersection with 66th Street.

(16) 66th Street, both sides, from a point fifty (50') feet west of the intersection with 236th Avenue to the intersection with 236th Avenue.

(17) 244th Avenue, both sides, from the intersection with 75th Street to the intersection with 78th Street, from the hours of 7:00 a.m. to 3:00 p.m., Monday through Friday.

(18) 72nd Street, both sides, from the intersection with 248th Avenue west to the intersection with 250th Avenue, excepting only that area designated for parking for McAlonan Park on the southside of 72nd Street.

(19) 77th Street, North side, between 242nd Avenue

and 243rd Avenue.

(20) 243rd Avenue, West side, from 77th Street to 78th Street.

(21) 78th Street, both sides, from 244th Avenue to 241st Avenue.

(22) 242nd Avenue, both sides, from 77th Street to 78th Street.

(23) 241st Avenue, both sides, from 77th Street to 78th Street.

(24) Repealed.

(25) 78th Street, north side, from 241st Avenue to 244th Avenue, no parking, stopping or standing, excepting only those marked parking stalls provided for public parking at the Hooker Lake boat launch.

(26) 78th Street, south side, from boat launch to 244th Avenue, no parking and no boat cleaning.

(27) 64th Place, both sides, to the termination of 64th Place at the lake and including Lot 35 of North Park Subdivision.

(28) 64th Place, both sides, to its termination at the lake and crossing Lot 1, Block 27 of North Park 3rd Addition.

(29) 248th Avenue east to its termination at the lake at the Village Fire Department water source, which located on Tax Parcel No. 40-4-120-023-1560.

(30) 78th Street, south side, from the boat launch ramp to the lake.

(31) 68th Street, from the boat launch ramp to the lake.

(d) Parking Limits.

(1) McAleon Park. No person shall park a vehicle for longer than three (3) hours in McAleon Park.

(2) Limits by resolution. When signs are erected in such other places giving notice thereof, no person shall park a vehicle for longer than the period specified during the hours designated by the resolution of the Village Board referred to on the sign. A certified copy of the resolution referred to shall be on file at all times in the

office of the Village Clerk/Treasurer.

(3) Fishing Pier at McAleon Park. Parking shall be limited to handicapped only parking in designated areas at MacAleon Park fishing pier at 248th Avenue.

(4) Cleaning Area for Boats at Launch. There shall be no parking, stopping or standing at or adjacent to the Hooker Lake boat launch except for necessary boat cleaning in that area clearly marked for such purposes by appropriate signage.

(e) Right-of-Way. Pedestrians shall have the right-of-way on all Village streets due to the absence of sidewalks.

(f) Snow and Ice Conditions. Whenever there is an accumulation of snow of one inch or more, or whenever icing conditions are prevalent which requires sanding or salting, no person, except emergency personnel on official emergency calls shall park any vehicle on any Village street, alley or right-of-way within the Village of Paddock Lake at any time of day or night.

(g) Trucks, Trailers, etc. No person shall park or store on any street, or off the street in any district zoned residential under the zoning ordinance of the Village, any semi-trailer, garbage truck, or cleated or metal-tired vehicle.

(h) Violations. Whenever any sheriff's deputy or other law enforcement officer has reason to believe that any motor vehicle, motor vehicle trailer, semi-trailer or mobile home, whether attended or unattended, standing upon a street, upon any property posted "parking lot", or upon any school property located within the Village, is in violation of any provision of the Village ordinances, or of any laws or regulations of the State of Wisconsin, is blocking a drive opening, and is also creating a public nuisance by obstructing the flow of vehicular or pedestrian traffic or by obstructing snow removal operations, or by obstructing construction or maintenance work contrary to posted temporary signs, they are authorized to require the owner or operator of said vehicle or vehicles, if they are within said vehicle or at the scene thereof, to move the vehicle to a position not creating a public nuisance. Where the owner cannot be located, or is not able to safely move said vehicle, the sheriff deputy or other law enforcement office may issue a parking citation provided for in Section 26.09(c)(11) of this Chapter, and then have the vehicle moved by Village tow truck or by a commercial towing concern to a storage lot. Nothing in this section shall prohibit the issuance of a citation to an unlawfully parked or standing vehicle where the vehicle is not towed away. The vehicle shall not be released to the owner of said vehicle until a release from the Sheriff's Department is obtained, which release will be issued upon payment

of the citation or the posting of a bond. The owner will further satisfy any mechanic lien rights which the Village or the towing concern may have prior to obtaining a return of said vehicle.

(i) No person shall park in any parking zone, whether public or private, designated by official signs authorized by the Wisconsin Department of Transportation as handicapped parking unless authorized to do so under the laws of the State of Wisconsin. In the event of a violation of this subsection, the fine imposed by the Court shall be that authorized by Wisconsin Statute as adopted by 26.01(b) of these Ordinances.

(1) Failure to display Wisconsin Department of Transportation handicapped parking permit where a person has been issued a valid, current handicapped parking permit but fails to display the permit when parked in a handicapped parking zone and proof of possession of such valid, current permit is provided to the Court, then the penalty for violation of this subsection (1) shall be the forfeiture of the sum of Twenty (\$20.00) Dollars.

(j) No Parking During School Hours. No person shall park in any of the following specified locations during the hours of 7:00 a.m. through 4:00 p.m. on days in which school is in session:

(1) 74th Street, both sides, from 243rd Avenue to 248th Avenue.

(2) 246th Avenue, both sides, from 74th Street to 75th Street.

26.03 SPEED LIMITS AND SPEED ZONING DECLARATION.

The following provisions are in addition to the speed restrictions adopted by Section 26.01 of this Code:

(a) Except where otherwise specified, the speed limit for all vehicular traffic on all Village streets shall be 25 miles per hour.

(b) The speed limit for vehicular traffic on the following streets shall be 15 miles per hour:

(1) 72nd Street from 248th Avenue east to the end of 72nd Street at the private beach.

(2) 241st Avenue from 60th Street to 64th Street, thence east on 64th Street to 240th Avenue, thence on 240th Avenue north to 60th Street.

(3) 235th Avenue north of 62nd Street and 62nd Street East of 235th Avenue.

(4) 72nd Street from 248th Avenue west to 250th Avenue.

(5) 74th Street between 243rd Avenue and 250th Avenue.

(6) 243rd Avenue from State Highway 50 to 74th Street.

(7) 246th Avenue from State Highway 50 to 74th Street.

(8) 73rd Street between 248th Avenue and 250th Avenue.

(9) 238th Avenue from 63rd Street south to 68th Street.

(10) 68th Street from 236th Avenue west to lake boat launch.

(11) 61st Street from 236th Avenue west to 239th Avenue.

(12) 64th Place from 243rd Court east to dead end.

(c) Speed Zone Declaration. The speed limit for vehicular traffic on State Trunk Highway 50 (75th Street) shall be 35 miles per hour from its intersection with 248th Avenue, easterly to a point 400 feet west of its intersection with 236th Avenue in the Village of Paddock Lake, as approved and determined by Division of Highways, State of Wisconsin.

(d) The speed limit for vehicular traffic on County Trunk Highway "K" (60th Street) shall be 50 miles per hour from a point 500 feet west of its intersection with 241st Avenue, easterly to its intersection with 236th Avenue.

26.04 TRAFFIC SIGNS.

(a) Stop Signs.

(1) Vehicles traveling eastward on 61st Street shall stop before entering the intersection with 236th Avenue.

(2) Vehicles traveling eastward and westward on 61st Street shall stop before entering the intersection with 240th Avenue.

(3) Vehicles traveling eastward and westward on 61st Street shall stop before entering the intersection with 241st Avenue.

(4) Vehicles traveling westward on 61st Street shall stop before entering the intersection with 248th Avenue.

(5) Vehicles traveling eastward on 62nd Street shall stop before entering the intersection with 236th Avenue.

(6) Vehicles traveling eastward and westward on 62nd Place shall stop before entering the intersection with 236th Avenue.

(7) Vehicles traveling westward on 63rd Street shall stop before entering the intersection with 248th Avenue.

(8) Vehicles traveling eastward on 64th Street shall stop before entering the intersection with 241st Avenue.

(9) Vehicles traveling eastward and westward on 65th Street shall stop before entering the intersection with 236th Avenue.

(10) Vehicles traveling westward on 65th Street shall stop before entering the intersection with 64th Street.

(11) Vehicles traveling westward on 65th Street shall stop before entering the intersection with 248th Avenue.

(12) Vehicles traveling eastward on 66th Street shall stop before entering the intersection with 236th Avenue.

(13) Vehicles traveling westward on 66th Street shall stop before entering the intersection with 248th Avenue.

(14) Vehicles traveling eastward and westward on 67th Street shall stop before entering the intersection with 248th Avenue.

(15) Vehicles traveling eastward and westward on 68th Street shall stop before entering the intersection with 236th Avenue.

(16) Vehicles traveling eastward and westward on 68th Street shall stop before entering the

intersection with 248th Avenue.

(17) Vehicles traveling westward on 68th Street shall stop before entering the intersection with 250th Avenue.

(18) Vehicles traveling westward on 69th Street shall stop before entering the intersection with 244th Avenue.

(19) Vehicles traveling eastward on 69th Street shall stop before entering the intersection with 245th Avenue.

(20) Vehicles traveling eastward and westward on 69th Street shall stop before entering the intersection with 248th Avenue.

(21) Vehicles traveling westward on 69th Street shall stop before entering the intersection with 250th Avenue.

(22) Vehicles traveling eastward and westward on 69th Place shall stop before entering the intersection with 248th Avenue.

(23) Vehicles traveling westward on 69th Place shall stop before entering the intersection with 250th Avenue.

(24) Vehicles traveling eastward and westward on 70th Street shall stop before entering the intersection with 248th Avenue.

(25) Vehicles traveling westward on 70th Street shall stop before entering the intersection with 250th Avenue.

(26) Vehicles traveling eastward on 71st Street shall stop before entering the intersection with 248th Avenue.

(27) Vehicles traveling westward on 71st Street shall stop before entering the intersection with 250th Avenue.

(28) Vehicles traveling eastward and westward on 72nd Street shall stop before entering the intersection with 250th Avenue.

(29) Vehicles traveling eastward and westward on 72nd Street shall stop before entering the intersection with 248th Avenue.

(30) Vehicles traveling westward on 72nd Street shall stop before entering the intersection with 250th Avenue.

(31) Vehicles traveling eastward on 73rd Street shall stop before entering the intersection with 248th Avenue.

(32) Vehicles traveling westward on 73rd Street shall stop before entering the intersection with 250th Avenue.

(33) Vehicles traveling eastward and westward on 74th Street shall stop before entering the intersection with 248th Avenue.

(34) Vehicles traveling westward on 74th Street shall stop before entering the intersection with 250th Avenue.

(35) Vehicles traveling eastward on 76th Street shall stop before entering the intersection with 242nd Avenue.

(36) Vehicles traveling north on 235th Avenue shall stop before entering the intersection with 60th Street.

(37) Vehicles traveling north on 236th Avenue shall stop before entering the intersection with 60th Street.

(38) Vehicles traveling north and south on 236th Avenue shall stop before entering the intersection with 65th Street.

(39) Vehicles traveling north and south on 236th Avenue shall stop before entering the intersection with 68th Street.

(40) Vehicles traveling south on 236th Avenue shall stop before entering the intersection with 75th Street.

(41) Vehicles traveling north on 237th Avenue shall stop before entering the intersection with 60th Street.

(42) Vehicles traveling north on 239th Avenue shall stop before entering the intersection with 60th Street.

(43) Vehicles traveling north on 240th Avenue shall stop before entering the intersection with

60th Street.

(44) Vehicles traveling north on 241th Avenue shall stop before entering the intersection with 60th Street.

(45) Vehicles traveling north on 241st Court shall stop before entering the intersection with 60th Street.

(46) Vehicles traveling north on 242nd Avenue shall stop before entering the intersection with 60th Street.

(47) Vehicles traveling north and south on 242nd Avenue shall stop before entering the intersection with 61st Street.

(48) Vehicles traveling north on 242nd Avenue shall stop before entering the intersection with 75th Street.

(49) Vehicles traveling north and south on 242nd Avenue shall stop before entering the intersection with 77th Street; vehicles traveling east and west on 77th Street shall stop before entering the intersection with 242nd Avenue.

(50) Vehicles traveling south on 243rd Avenue shall stop before entering the intersection with 75th Street.

(51) Vehicles traveling north and south on 244th Avenue shall stop before entering the intersection with 65th Street.

(52) Vehicles traveling north and south on 244th Avenue shall stop before entering the intersection with 66th Street.

(53) Vehicles traveling north and south on 244th Avenue shall stop before entering the intersection with 67th Street.

(54) Vehicles traveling north on 244th Avenue shall stop before entering the intersection with 75th Street.

(55) Vehicles traveling north and south on 245th Avenue shall stop before entering the intersection with 65th Street.

(56) Vehicles traveling north on 246th Avenue shall stop before entering the intersection with

60th Street.

(57) Vehicles traveling north and south on 246th Avenue shall stop before entering the intersection with 61st Street. Vehicles traveling eastward and westward on 61st Street shall stop before entering the intersection with 246th Avenue.

(58) Vehicles traveling north and south on 246th Avenue shall stop before entering the intersection with 65th Street.

(59) Vehicles traveling south on 246th Avenue shall stop before entering the intersection with 75th Street.

(60) Vehicles traveling north on 247th Avenue shall stop before entering the intersection with 60th Street.

(61) Vehicles traveling north and south on 247th Avenue shall stop before entering the intersection with 61st Street.

(62) Vehicles traveling north and south on 247th Avenue shall stop before entering the intersection with 65th Street.

(63) Vehicles traveling north on 248th Avenue shall stop before entering the intersection with 60th Street.

(64) Vehicles traveling north and south on 248th Avenue shall stop before entering the intersection with 67th Street.

(65) Vehicles traveling south on 248th Avenue shall stop before entering the intersection with 75th Street.

(66) Vehicles traveling south on 250th Avenue shall stop before entering the intersection with 75th Street.

(67) Vehicles traveling south on 243rd Court shall stop before entering the intersection with 66th Street.

(68) Vehicles traveling east on 66th Street shall stop before entering the intersection with 243rd Court.

(69) Vehicles traveling eastward and westward on 61st Street shall stop before entering the

intersection with 242nd Avenue.

(70) Vehicles traveling eastward and westward on 61st Street shall stop before entering the intersection with 246th Avenue.

(71) Vehicles traveling northbound and southbound on 236th Avenue shall stop before entering the intersection with 62nd Place.

(72) Vehicles traveling eastbound on 65th Street shall stop before entering the intersection with 244th Avenue.

(73) Vehicles traveling westbound on 64th Street shall stop before entering the intersection with 244th Avenue.

(74) Vehicles traveling northbound and southbound on 250th Avenue shall stop before entering the intersection with 72nd Street.

(75) Vehicles traveling northbound and southbound on 250th Avenue shall stop before entering the intersection with 69th Place.

(76) Vehicles traveling northbound on 245th Avenue shall stop before entering the intersection with 69th Street.

(77) Vehicles traveling southbound on 244th Avenue shall stop before entering the intersection with 69th Street.

(78) Vehicles traveling northbound and southbound on 235th Avenue shall stop before entering the intersection with 68th Street. Vehicles traveling eastbound or westbound on 68th Street shall stop before entering the intersection with 235th Avenue.

(79) Vehicles traveling northbound and southbound on 246th Avenue shall stop before entering the intersection with 63rd Street. Vehicles traveling eastbound or westbound on 63rd Street shall stop before entering the intersection with 246th Avenue.

(80) All vehicles traveling on 63rd Street or 243rd Court shall stop prior to entering the intersection of 63rd Street and 243rd Court.

(81) All vehicles traveling on 74th Street or 246th Avenue shall stop prior to entering the

intersection of 74th Street and 246th Avenue.

(82) All vehicles traveling on 235th Avenue or 62nd Place shall stop prior to entering the intersection of 235th Avenue and 62nd Place.

(83) Vehicles traveling eastbound on 61st Street shall stop before entering the intersection with 248th Avenue.

(84) Vehicles traveling north and south on 243rd Court shall stop before entering the intersection with 61st Street.

(85) Vehicles traveling north and south on 245th Avenue shall stop before entering the intersection with 61st Street.

(86) All vehicles traveling on 63rd Street or 248th Avenue shall stop prior to entering the intersection of 63rd Street and 248th Avenue.

(87) All vehicles traveling on 72nd Street or 248th Avenue shall stop prior to entering the intersection of 72nd Street and 248th Avenue.

(88) All vehicles traveling eastbound on 69th Place shall stop prior to entering the intersection of 245th Avenue and 246th Avenue.

(89) All vehicles traveling eastbound on 76th Street shall stop prior to entering the intersection of 256th Avenue.

(90) All vehicles traveling eastbound on 77th Street shall stop prior to entering the intersection of 256th Avenue.

(b) Yield Signs. All vehicles traveling on the following streets shall yield before crossing the following streets:

(1) Vehicles traveling north on 235th Avenue shall yield before entering the intersection with 65th Street.

26.05 WEIGHT LIMITS AND TRAFFIC ROUTES.

(a) Class "B" Highways. All streets and alleys within the Village, except State Trunk Highway 50 and County Trunk Highway "K", are designated Class "B" highways and subject to weight limitations imposed by Section 348.16, Wisconsin Statutes.

(b) Special Season Weight Limitations. The Village Board shall have the authority to impose special or seasonal weight limits to prevent injury to the roadway of any highway, bridge or culvert within the jurisdiction of the Village or for the safety of users of such highway, bridge or culvert, and shall be responsible for erecting signs giving notice thereof in accordance with Section 349.16, Wisconsin Statutes.

(c) Metal-Tired Vehicles. No metal-tired vehicle shall be moved on any public way.

26.06 ACCIDENT REPORTS.

The operator of any vehicle involved in an accident shall within 2 days after such accident file with the Kenosha County Sheriff's Department a copy of the report required by Section 346.70, 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, Wisconsin Statutes.

26.07 ERECTION OF TRAFFIC SIGNS AND SIGNALS.

(a) Official Signs. The Village shall procure, erect and maintain appropriate standard traffic signs, signals and markings conforming to the rules of the State Division of Highways, giving such notice of the provision of this Chapter as required by state law. Signs shall be erected in such locations and manner as the Village Board shall determine will best effect the purposes of this Chapter and give adequate warning to users of the street or highways.

(b) Removal of Unofficial Signs and Signals. The Village shall have the authority granted by Section 349.09, Wisconsin Statutes to order the removal of a sign, signal, marking or device placed, maintained or displayed in violation of this Chapter or Section 346.41, Wisconsin Statutes. Any charge imposed on a premises for removal of such an illegal sign, signal or device shall be reported to the Village Board at its next regular meeting for review and certification.

26.08 REGULATION OF TRAFFIC ON SCHOOL PROPERTY.

Pursuant to Section 118.105, Wisconsin Statutes, school driveways and parking lots under the jurisdiction of Central High School District of Westosha shall be subject to Chapters 26 and 27 of this Code in their entirety.

The School District shall be responsible for the

erection of speed and parking signs and instructions for motorists and operators of snowmobiles to regulate movement of such traffic and parking on school premises.

26.085 ENGINE BRAKING.

(a) Engine Braking Prohibited. No person shall operate or cause to be used or operated within the Village an engine braking system that emits excessive noise on any vehicle within the corporate limits of the Village. For the purpose of this article, an engine braking system shall be deemed to be any device which uses the force of the engine in any vehicle to slow or alter the speed of the vehicle by the application of force to the drive train thereof, including, but not limited to, engine brakes, exhaust brakes, or other similar systems. A vehicle shall be deemed to be emitting excessive noise if the vehicle is operating an engine braking systems, and if the vehicle is not equipped with an adequate sound muffling system on the exhaust thereof. It is a defense to this article that the driver used an engine braking system that emits excessive noise in an emergency to avoid a collision with a person or another vehicle on the roadway.

(b) Excessive Engine Braking Noise Signs. In accordance with Section 347.39, Wis. Stats., the Village Administrator or his/her agents shall cause signs to be erected and maintained that prohibit the drivers of vehicles, as defined in Section 349.065, Wis. Stats., from operating or actuating any engine braking system that emits excessive noise. The sign shall state "Engine Brake Mufflers Required".

26.09 PENALTY AND FORFEITURE.

(a) Forfeiture and Costs. Except as provided in subsection (c) of this section for non-moving traffic offenses, forfeitures for violation of any provision of this Chapter shall be a forfeiture as hereinafter provided together with the cost of prosecution imposed as provided in Section 345.20 to 345.53, Wisconsin Statutes.

(b) Uniform Offenses. Except as provided in subsection (c) for non-moving traffic offenses, forfeitures for violation of any provision of Chapter 341 to 348, Wis. Stats., adopted by reference in Section 26.01 of this Code, shall conform to forfeitures for violation of the comparable state offense, including any variations or increases for second offenses.

(c) Forfeitures. The forfeitures for offenses described in this Code, except as may be otherwise provided, shall be:

- (1) Forfeiture for violation of Section

346.51(1), Wis. Stats., improper parking on/off roadway, shall be \$5 to \$100.

(2) Forfeiture for violation of Section 346.52(1), Wis. Stats., stopping/standing in prohibited areas, shall be \$5 to \$40 for the first offense, and \$25 to \$100 for each subsequent offense within one year.

(3) Forfeiture for violation of Section 346.52, Wis. Stats., stopping/standing on a highway by a school, shall be \$5 to \$20 for the first offense, and \$10 to \$50 for each subsequent offense within one year.

(4) Forfeiture for violation of Section 346.53, Wis. Stats., parking/standing where prohibited, shall be \$5 to \$40 for the first offense, and \$10 to \$100 for each subsequent offense within one year.

(5) Forfeiture for violation of Section 346.54, Wis. Stats., improper parking/standing of vehicle, shall be \$5 to \$40 for the first offense, and \$10 to \$100 for each subsequent offense within one year.

(6) Forfeiture for violation of Section 346.55(1), Wis. Stats., parking on left side of highway, shall be \$10 to \$200.

(7) Forfeiture for violation of Section 346.55(2), Wis. Stats., parking a vehicle for sale on the highway, shall be \$10 to \$200.

(8) Forfeiture for violation of Section 346.55(3), Wis. Stats., parking on posted private property, shall be \$10 to \$40 for the first offense, and \$20 to \$100 for each subsequent offense within one year.

(9) Forfeiture for violation of Section 346.935, Wis. Stats., intoxicants in a motor vehicle, shall be \$40 to \$100.

(10) Forfeiture for violation of Section 941.01(1), Wis. Stats., negligent operation of a vehicle, shall be \$50 to \$200.

(11) Forfeiture for violation of the parking regulations set forth in Section 26.02 of this Code shall be \$5 to \$20.

(12) Forfeiture for violation of local speed

limits and speed zone declaration as set forth in Section 26.03 of this Code, shall be not less than \$20 nor more than \$200.

(13) Forfeiture for violation of traffic signs as set forth in Section 26.04 of this Code shall be not less than \$20 nor more than \$40 for the first conviction, and \$50 to \$100 for each subsequent conviction within one year.

(14) Forfeiture for violation of weight limits as set forth in Section 26.05 of this Code shall be as set forth in Section 348.21 Wisconsin Statutes.

(15) Forfeiture for violation of accident reports as set forth in Section 26.06 of this Code shall be not less than \$40 nor more than \$200 for the first offense, and \$100 to \$200 for each subsequent offense within one year.

(d) Uniform Traffic Citations. The uniform traffic citation promulgated under Section 345.11, Wisconsin Statutes, shall be used for all moving traffic violations under this Chapter.

(e) Parking Citations. Citations for all non-moving traffic violations under this Chapter shall conform to Section 345.28, Wisconsin Statutes, and shall permit direct mail payment of the applicable minimum forfeiture to the Village Clerk/Treasurer within 5 days of the issuance of the citation in lieu of court appearance. The issuing officer shall specify thereon the amount of the applicable forfeiture as provided in this Chapter.

(f) Enforcement. This Chapter shall be enforced in accordance with the provisions of Sections 345.20 to 345.53, Chapter 799, and Section 66.12, Wisconsin Statutes.

(g) Stipulation of Guilt or No Contest. Stipulations of guilt or no contest may be made by persons arrested for violations of this Chapter in accordance with Section 66.12(1)(b), Wisconsin Statutes, whenever the provisions of Section 345.27, Wis. Stats., are inapplicable to such violations. Stipulations shall conform to the form contained on the uniform traffic citation and complaint under Section 345.11, Wisconsin Statutes and may be accepted within 5 days of the date of the alleged violation.

(h) Deposits. Any person stipulating guilt or no contest under this section must make the deposit required under Section 345.26, Wisconsin Statutes or, if the deposit is not established under such statute, shall deposit a forfeited penalty as provided in the schedule set forth in Section 26.10 of this Code. Deposits may be brought or mailed to the Sheriff's

Department or Clerk of the Municipal Court as directed by the arresting officer. Deposits for parking or non-moving violations shall be mailed or brought in to the Village Clerk/Treasurer.

(i) Notice of Demerit Points and Receipt. Every officer accepting a forfeited penalty or money deposit under this Chapter shall receipt therefor in triplicate as provided in Section 345.26(3)(b), Wisconsin Statutes. Every officer accepting a stipulation under the provisions of this Chapter shall comply with the provisions of Sections 343.27, 343.28, 345.26(1)(a), and 345.27(2), 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 Section 345.11, Wisconsin Statutes.

(j) Forfeitures in Treasury; Officer to Qualify. Any officer accepting deposits or forfeited penalties under this Chapter shall deposit them in the special account of the Municipal Justice in a public depository to be selected by the Village Board. Such money shall be deposited in the special account at the close of each business day in which the money is collected, and the Village Clerk/Treasurer shall be advised as to the amount so deposited. In the event that it is impossible or impracticable to make such deposit at the close of said business day, such deposit shall be made on the next regular business day. Any officer authorized to accept deposits under Section 345.26, Wisconsin Statutes or under this Chapter shall qualify by taking the oath prescribed in Section 19.01, Wisconsin Statutes.

26.10 SCHEDULE OF CASH BAIL OR DEPOSITS FOR TRAFFIC VIOLATIONS.

The bail or cash deposit required by Section 26.09(h) and (i) of this Code shall be as follows:

(a) Wisconsin Statutes. In those situations in which a Wisconsin Statute has been adopted as part of this Chapter, the bond and deposit schedule as promulgated and adopted by the Wisconsin State Board of County Judges pursuant to Section 345.26(2)(a), Wisconsin Statutes, is hereby adopted by the Village of Paddock Lake.

(b) Village Ordinances. In all other cases, the bond and deposit schedule shall be as ordered by the Judge of the Municipal Court.

26.11 MOPEDS, MOTORCYCLES, ETC.

(a) Definitions.

(1) "Moped" means a bicycle-type motor vehicle

with fully operative pedals for propulsion by human power which has an engine certified by the manufacturer at not more than fifty (50) cubic centimeters, an automatic transmission, and cannot exceed thirty (30) miles per hour on level ground.

(2) "Motor bicycle" means a bicycle to which a motor with a horsepower capacity of one (1) horsepower or less has been added to permit the vehicle to travel at a speed of twenty-five (25) miles per hour or less. A motor bicycle is distinguished from a power driven cycle, motorcycle or Moped in which the motor is an integral part of the original vehicle.

(3) "Motor driven cycle" means any motor vehicle designed to travel on not more than three (3) wheels in contact with the ground and having a seat for the use of the rider. This is to include motorcycles and motor driven cycles but not tractors, motor bicycles and Mopeds.

(4) "Motorcycle" means a motor driven cycle which does not come within the definition of a power driven cycle. A "power driven cycle" means a motor driven cycle weighing between one hundred (100) and three hundred (300) pounds fully equipped but without gasoline or oil, and designed to travel not more than thirty-five (35) miles per hour with a one hundred fifty (150) pound rider on a dry, level and hard surface with no wind.

(5) "All-terrain vehicle" means any motor-powered vehicle with two or more wheels not otherwise defined herein which is capable of transporting one or more persons on land.

(b) Regulations. No person shall operate a Moped, motor bicycle, motor driven cycle, motorcycle or an all-terrain vehicle as herein defined within the Village except on public streets or public highways, or upon trailways specifically laid out, developed and marked for use by such vehicles. The operation of the described vehicles on private property is prohibited unless the operator of such vehicle shall be the owner of the property or have in his possession written consent of the property owner and a duplicate copy of such written consent having been previously filed with the Sheriff's Department prior to operation of such vehicle or vehicles on private property.

(c) Penalties. Any person who fails to comply with the provisions of this section shall, upon conviction thereof, forfeit not less than Twenty-five (\$25.00) Dollars nor more than One Hundred (\$100.00) Dollars for the first offense, and not less than Fifty (\$50.00) Dollars nor more than Two Hundred (\$200.00)

Dollars for each subsequent offense within one year.

26.12 NON-MOVING VIOLATION AND REGISTRATION PROGRAM.

Pursuant to the provisions of Section 345.28(4) of the Wisconsin Statutes, the Village hereby elects to participate in the non-moving traffic violation and registration program of the Wisconsin Department of Transportation and pay the costs established by the Department under Wisconsin Statute Section 85.13, such costs shall, in turn, be assessed against the persons charged with non-moving traffic violations. The Village attorney shall be responsible for complying with the requirements set forth in Wisconsin Statute 345.28(4).

26.13 PROHIBITED OPERATION OF MOTOR-DRIVEN VEHICLES.

No person shall operate any motor-driven vehicle including, but not limited to, mopeds, motor bicycles, motor-driven cycles, motorcycles, or all-terrain vehicles as defined under §26.11 of these ordinances, or any motor vehicle as defined in Chapter 340 through 348 of the Wisconsin Statutes, as adopted in §25.01 of these ordinances, or any snowmobile on any of the following designated parcels located within the Village of Paddock Lake:

- (a) Tax Parcel No. 40-4-120-021-3600
- (b) Tax Parcel No. 40-4-120-021-3700