

CHAPTER VI

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CHAPTER VI

TRAFFIC

6.01

(A) State Traffic Laws Adopted. Except as otherwise specifically provided in this Ordinance, all provisions of Chapters 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 procedure for prosecution, are hereby adopted and by reference made a part of this Ordinance as if fully set forth herein, to secure uniform statewide regulation of traffic on the highways, streets, and alleys of the State of Wisconsin.

(B) Other State Laws Adopted. There is also hereby adopted by reference the following section of the Wisconsin Statutes but the prosecution of such offense under this code shall be as provided in Ch. 340 to 348, Wis. Stats., and the penalty for violation thereof shall be limited to a forfeiture: Sec. 941.01(1) Negligent operation of vehicle off highway.

(C) The following Chapters of the Wisconsin Administrative Code are hereby adopted by reference:

Trans. 300	Transportation of School Children
Trans. 308	Requirements for Trailer and Semi-Trailer Brake, Hitch and Coupling, Safety Chains, Cables and Leveling Bars.
MVD 3	Reciprocity--Nonresident Motor Carriers
MVD 5	Standards for Motor Vehicle Equipment
MVD 6	Transportation of Explosives by Motor Vehicles

(D) Reduced Speed Limits. Pursuant to Sec. 346.57(4)(i), the speed limit on Lewis Street located to the east of its intersection with North Mark Street, along with Saddlewood Court and Greenwood Court, all located in the Village of West Salem shall be fifteen (15) mph and shall be properly marked. **(Ord. 453 - 8/06/13)**

6.02 Through Highways Designated. The following streets or portions thereof are hereby designated through highways and it shall be unlawful to fail to comply with any stop sign placed at the entrance to such through streets. There shall be no through traffic on any alley.

(A) **WEST AVENUE** from the North line of Elm Street to the South line of Garland Street.

- (B) **YOULON STREET** from the North line of Garland Street to the South line of Hamlin Street.
- (C) **LEONARD STREET** from the North line of Hamilton Street to the North Village Limits.
- (D) **MILL STREET** from the North line of Elm Street to the South line of Hamilton Street.
- (E) **ELM STREET** from the West line of Oak Street to the West Village Limits.
- (F) **HAMILTON STREET** from the East line of West Avenue to the West line of Leonard Street.
- (G) **GARLAND STREET**
 - (1) From West Avenue North to the West line of Leonard Street.
 - (2) From the East line of Leonard Street to the East Village Limits.
- (H) **HAMLIN STREET**
 - (1) From the West line of Leonard Street to the South line of U. S. Highway 16.
 - (2) From the East line of Leonard Street to the West line of Mark Street.
- (I) **TILSON STREET** from the East line of Leonard Street to the East Village Limits.
- (J) **JEFFERSON STREET** from Oak Street to the East Village Limits.
- (K) **MARK STREET** from the North line of Garland Street to the South line of Tilson Street.
- (L) **EAST AVENUE** from the West line of Leonard Street to the West line of Mark Street. (amended 1996)
- (M) **PARK STREET** from Tilson Street North to its terminus at Lutheran School site.

- (N) **MARK STREET** from Garland Street North to Tilson Street
(Amended 1996)
- (O) **LINCOLN AVENUE** from the South line of Garland Street
to the North line of Hamilton Street
- (P) **HARMONY STREET** from the South line of Garland Street
to the North line of Hamilton Street.
(Amended 7/15/97)
- (Q) **FRANKLIN STREET** from the East line of Jennifer Lane
to the West line of Rosewood Lane.
- (R) **MILL STREET** from the South line of Garland Street to
the North line of Hamilton Street.
- (S) **WEST AVENUE NORTH** from the North line of West City
Highway 16 to the South line of Brickl Road.
(Amended 07/02/02)

6.03 One-Way Traffic on Alleys. Traffic on the following alleys shall be limited to one-way traffic:

(A) From North to South: The alley between Leonard and Mill Streets South of Hamilton Street and North of the East-West alley between Leonard and Mill Streets running South of Memorial Drive.

(B) From East to West: The alley between Leonard and Mill Streets, bearing East from Leonard Street, to the intersection of the North-South alley which runs North to Memorial Drive.

(C) From East to West: The alley between Leonard and Youlon Streets, bearing West from Leonard Street, to the intersection of the North-South alley which runs North to Hamilton Street.

6.04 Establishment of Stopping, Standing, turning and Directional Rules and Parking Time Limits.

(A) Establishment. The Village Board shall have the authority, when the public interest, convenience, or necessity requires it, or when ultrahazardous conditions occur at certain times of the day, to establish stop signs, yield signs, bus stops, speed limits, tow-away zones, turning rules, one-way streets or

6.04(A)

alleys, or to designate any portion of a street or alley as a No Stopping, No Standing, No Parking, or Loading Zone or to regulate Parking Time Limits of all types.

(B) Designation/Posting. The Village Board shall arrange for the erection of official signs and pavement or curb markings to designate such areas. Such designation shall be evidence of the regulation established by the Village Board. It shall be unlawful to fail to comply with said signs or pavement marking.

The Village Administrator is hereby authorized and directed to procure, erect and maintain appropriate standard traffic signs, signals and markings conforming to the rule of the Highway Division, giving such notice of the provisions of this Ordinance, as required by State Law. Wis. Stats. 86.19. Wis. Admin. Code ss. Trans. 200, Aug. 1984.

(C) Removal. The Village Board shall have the authority granted by §349.09, Wis. Stats., and is hereby directed to order the removal of a sign, signal, marking, or device placed, maintained or displayed in violation of this Ordinance or §349.41, Wis. Stats. 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.

6.05 Parking, Stopping, Standing

(A) Key Left in Vehicle. Every passenger motor vehicle shall be equipped with a lock suitable to lock either the starting lever, throttle, steering apparatus, gear shift lever or ignition system. No person shall permit a motor vehicle in his custody to stand or remain unattended on any street, alley or in any other public place, except an attended parking area unless either the starting lever, throttle, steering system, gear shift lever, or ignition system of such vehicle is locked and the key for such lock is removed from the vehicle.

(B) Business District at Night. No vehicles shall be parked on the following streets: **LEONARD STREET** between Jefferson Street and Franklin Street; **MILL STREET** between Jefferson Street and Hamilton Street; **HAMILTON STREET** between Youlon Street and Mill Street; **MEMORIAL DRIVE**; including such named streets, between 3:00 a.m. and 5:00 a.m., excepting New Year's Eve. (ORD.405)

6.05(C)

(C) Parking of Trucks, Trailers and Mobile Homes. None of the following vehicles shall park on any street within the Village, except temporarily for the purpose of and while actually engaged in loading or unloading and while the vehicle is attended by licensed operator so that it may be promptly moved in the case of an emergency or to avoid traffic obstruction.

- (1) Trucks larger than nine thousand (9,000 lbs.) pounds or more gross weight.
- (2) Semitrailers as defined in Wis. Stats. §340.01.
- (3) Mobile homes. See Section 11.04(B) of this Code.
- (4) Recreational vehicles, motor homes, campers, trailers, and boats. Campers may be parked for a period not to exceed twenty-four (24) hours in any seven (7) days period if all health and public safety regulations are adhered to. It shall be unlawful to live in such vehicles for any length of time on any public street or alley.
- (5) School buses, except school buses parked temporarily on Village streets on school days, but no overnight parking.

(6.05(C) - Amended and relettered from 6.05(D) - 4/14/94, 9/15/94, and 8/16/05)

(6.05(C) (5) Amended 02/05/13)

(D) Night Parking Alternate Sides of Street. Between 1:00 a.m. and 6:00 a.m. vehicles shall be parked only on even numbered sides of streets on those nights with an even calendar date, and on odd numbered sides of streets on those nights with an odd calendar date from November 1 to April 1. **(Amended 6/3/08 - Ord. 426)**

(E) Night Parking Cul de Sacs. Between 1:00 a.m. and 6:00 a.m. no vehicles shall be parked within the circular turn-around portion of any cul de sac from November 1 to April 1. **(12/17/96) (Amended 6/3/08 - Ord. 426)**

6.05(F)

(F) Alley Parking. No person shall stop or leave any vehicle standing in any alley in a residence district, 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 be promptly moved in the case of an emergency or to avoid traffic obstruction.

(G) No Parking, Stopping, or Standing and Loading Zones.

(1) (a) No vehicle shall stop, stand or park in a No Stopping, No Standing or No Parking zone designated by an official sign and/or curb marking.

(b) No vehicle not operated by a handicapped person as defined by Wisconsin law shall stop, stand or park in a handicapped parking zone designated by official sign or parking space marking.

(c) No vehicle shall stand, stop or park in a fire hydrant zone designated by a no parking curb marking.

**(6.05(G) (1) (a) - Renumbered and
(6.05(G) (1) (b) and 6.05(G) (1) (c) - Created 5/10/90)**

(d) Pursuant to a request of the West Salem School Board on 8/26/2013 and Wis. Stat. Sec. 118.105, no vehicle, other than Fire Department, Law Enforcement, Ambulance, or First Responder vehicle, shall stand, stop, or park in a fire lane located on public school property, which curb is marked with yellow paint and signage prohibiting parking. **(6.05(G) (d) created 10/15/2013)**

(2) No vehicle shall stand, stop or park in a Loading Zone designated by an official sign and/or curb or pavement marking except temporarily for the purpose of and while actually engaged in the 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 an emergency or to avoid traffic obstruction.

(3)(a) Parking/Stopping at Elementary School on Garland and Harmony Streets. No vehicle, including a school bus, except as provided in (b) herein, shall park, stand, or stop on the street along the curb lines measured from the intersection of North Harmony Street and West Garland Street described as:

On north side of West Garland Street 77 feet west of center and 194 feet east of center

On south side of West Garland Street 137 feet west of center and 194 feet east of center

On North Harmony Street, both east and west side, 217 feet south of center

On the east side of Youlon Street starting 232 feet south of center of Park Street and continuing 67 feet, as measured from center of Park Street and North Youlon Street

On the west side of Youlon Street starting 165 feet south of center of Park Street and continuing 175 feet, as measured from center of Park Street and North Youlon Street from 7:30 a.m. to 4:30 p.m. Monday through Friday while elementary school is in session.

(6.05(G)(3)(a) - Amended 10/5/89)

(aa) **Parking/stopping at new elementary school area.** No vehicle, including a school bus shall park, stand or stop on the street along the curb lines from 7:30 a.m. to 4:30 p.m. Monday through Friday while elementary school is in session on the following streets:

MARK STREET on both sides from its intersection with Garland Street to its intersection with Hamlin Street

6.05(G)(3)(aa)

EAST AVENUE on both sides West of its intersection with Mark Street for a distance of one and one-half blocks. **(aa. created 1996)**

(b) School Bus Stopping and Unloading - Prohibition of Use of Flashing Red Warning Lights. All school buses shall be allowed to load and unload pupils and other authorized passengers on the side of the street which borders the grounds of the elementary and high schools on West Garland Street and East Hamlin Street a follows:

On the north side of West Garland from the intersection on the center of North Harmony Street to a point 194 feet east thereof.

On the south side of Hamlin Street from its intersection with Mill Street to its intersection with Mark Street, a distance of 1,100 feet from 7:30 a.m. to 4:30 p.m. Monday through Friday while said elementary and high schools are in session. During such loading and unloading the use of flashing red warning lights by a school bus operator shall be prohibited.

(6.05(G) (3) - Deleted and Recreated 3/24/88)

(6.05(G) (3) (b) - Deleted and Recreated 8/10/95)

(c) Parking/Stopping at Lutheran School on Youlon Street. No vehicle, except a school bus, shall park, stand or stop on the street along the curbline of the west side of South Youlon Street from a point commencing 140 feet south from the center of the intersection of Hamilton and Youlon Streets at a distance of 172 feet south therefrom between the hours of 7:30 a.m. to 8:30 a.m. and between the hours of 2:45 p.m. to 3:30 p.m. on school days only.

(6.05(G) (c) - Created 8/16/90)

6.05(G) (4)

(4) Parking/Stopping at Middle School. No vehicle shall park, stand, or stop in the street along the west curb line of Mark Street measured from the intersection of the west curb line of Mark Street and the north curb line of East Avenue, thence north along the west curb line of Mark Street a distance of 450 feet from 7:30 a.m. to 4:30 p.m., Monday through Friday while the Middle School is in session. No vehicle shall park, stand or stop in the street along the east curb line of Mark Street measured from the intersection of the east curb line of Mark Street starting 112 feet north of the north curb line of East Avenue, thence north along the east curb line of Mark Street a distance of 60 feet, from 7:30 a.m. to 8:30 a.m. and from 2:45 p.m. to 3:30 p.m., Monday through Friday while the Middle School is in session.

(6.05(G) (4) - Created 1/16/92) (6.05(G) (4) - Amended 5/27/93)

(5) Parking/Stopping at High School. No vehicle, other than unloading school bus, shall park, stand, or stop in the street along either the South or the North curb of Hamlin Street from its intersection with Mill Street to its intersection with Mark Street, a distance of 1,100 feet, from 7:30 a.m. to 4:30 p.m., Monday through Friday, while high school is in session.

(6.05(G) (5) - Created 1/16/92)

(6.05(G) (5) - Deleted and Recreated 8/10/95)

(6) Parking/Stopping at Lutheran School. No vehicle shall park, stand, or stop in the street on the south side of Park Street from the west curb line of Youlon Street 800 feet to the west thereof or on the north side of Park street from the west curb line of Maple Street 140 feet to the west thereof from 7:30 a.m. to 4:30 p.m. on school days.

(6.05(G) (6) - Created 12/16/93)

(7) The first parking space north of Elm Street on the west side of Leonard Street is designated as a five (5) minute only vehicle parking, standing or loading zone.

(8) The West side of Youlon Street commencing 230 feet South of Hamilton Street, thence continuing for 60

6.05(G) (8)

feet South is designated as a 15 minute parking zone from 7:00 a.m. to 6:00 p.m. Monday through Friday.

(Created 1998 (6.05 (G) ((7) & (8) - Created 4/14/94)

(H) When signs or parking meters are erected in any block giving notice thereof, no person shall park a vehicle for longer than the period hereinafter specified at any time between the hours of 8:00 a.m. and 5:00 p.m. except Sundays and the following holidays: New Year's Day, Memorial Day, 4th of July, Labor Day, Thanksgiving, and Christmas; or between the hours of 5:00 p.m. and 9:00 p.m. on Fridays as hereinafter enumerated.

(I) Time Restrictions on Parking.

- (1) Two-Hour Parking. No vehicle shall be stopped or parked between 8:00 a.m. and 6:00 p.m. daily, except Sundays and holidays, for more than two (2) hours at one time at the following places:

Leonard Street between Hamilton and Jefferson Streets

- (2) One-Hour Parking. No vehicle shall be stopped or parked at any time for more than one (1) hour at one time at the following places:

The east and west side of Griswold Avenue from its intersection with West City Highway 16 South 239 feet to the fire hydrant located on the east side of said Griswold Avenue

(J) No Parking at Any Time.

- (1) No vehicle shall be parked at any time, other than for loading or unloading purposes, at the following places:

The north side of Memorial Drive from Mill Street to alley west.

The west side of Oak Street from Franklin Street south to the alley.

6.05(J) (1)

The north side of Elm Street from its intersection with Leonard Street west for a distance of 140 feet

Both sides of "City Loop Ramp" being the connecting road from Neshonoc Road to County Trunk B (Jefferson Street)

On the North side of East Jefferson Street going East for 50 feet from East curb line of South Mill Street

On the East side of CTH "M" North from Highway 16 to the La Crosse River bridge.

(6.05 (J) (1) - Amended 9/15/94, 9/19/00)

On the North side of CTH B (West Elm Street) from West Avenue west to CTH M

(6.05 (J) (1) - Amended 9/18/01)

The south side of West Hamlin Street from its intersection with North Tilson Street to its intersection with North Youlon Street.

(6.05 (J) (1) - Amended 7/15/03)

A 25-foot long section on the north side of Brickl Road located 218 feet east from its Intersection with West Avenue North.

(6.05 (J) (1) - Amended 6/06/06)

A 150-foot long section on the southeast side of Commerce Street starting 700 feet southwest of its intersection with Brickl Road and then continuing another 150 feet to the southwest along the southeast side of Commerce Street.

(6.05 (J) (1) - Amended by Ord. 454 on 10/15/13)

(2) For reasons of public safety concerning the route of fire department equipment leaving the fire station, no vehicle shall park on the east side of North Mill Street in the 100 and 200 block north being between Garland and Hamilton Streets at any time (Ord. 256).

6.05 (J) (2a)

(2a) For reasons of public safety concerning the route of semi-truck traffic for the industrial park, no vehicle shall park, stand, or stop in the street along the south curb line of Brickl Road from a point commencing 300 feet west from the center of the intersection of State Highway 16 and Brickl Road at a distance of 220 feet west therefrom nor along the north curb line of Brickl Road from a point commencing 390 feet west from the center of the intersection of State Highway 16 and Brickl Road at a distance of 255 feet west therefrom.

(6.05(J) (2a) - Amended 7/15/93)

(3) Any person violating this subsection shall upon conviction thereof forfeit not less than \$50.00 nor more than \$100.00, and costs as assessed by the Court for each offense.

(K) Removal of Violating Vehicles.

(1) Whenever any traffic officer finds a vehicle standing upon a highway, alley or public ground in violation of a prohibition, limitation, or restriction on stopping, standing, or parking provisions of this Ordinance, he is authorized to move such vehicle or to require the operator in charge thereof to move such vehicle to a position where parking is not prohibited. The Police Department may remove such vehicles either with its own facilities or by the employment of towing cars from private garages, and such vehicle may be ordered stored by the Police Department in any storage space, public or private.

(2) Whenever any traffic officer shall find a vehicle stopped upon the highways listed and designated as tow-away zones, during such time as said tow-away provision is in effect, and thereby in violation of this Ordinance, he is authorized and directed to cause same to be removed by such towing company as may be designated by the Police Department and stored by the Police Department in any storage space, public or private, until the owner shall release from the Police Department authorizing the towing company to turn vehicle over to the operator or owner thereof. Such release shall not be granted until

6.05(K) (2)

the owner has paid any penalty and the towing and storage costs.

(3) The provisions of this subsection shall apply to such streets and at such times as tow-away zones are established pursuant to Section 6.03 of this Code.

(4) The Village Board and/or Chief of Police are hereby authorized and directed to post tow-away zones with signs setting forth that there shall be No Stopping, Standing or Parking in the area during the designated times and that same is a tow-away zone.

(5) Whenever any vehicle has been towed away under this Ordinance and has not been redeemed by the owner thereof for a period of thirty (30) days from the day of the violation, it will be deemed an abandoned vehicle and disposed of as provided by Section 6.04(C) of this Chapter.

(L) Disabled Vehicles. The provisions of this Section shall not apply to the operator of any vehicle disabled on the highway in such a manner or to such extent that it is impossible to avoid stopping or temporarily leaving such vehicle in such position.

(M) Special Parking Exemptions.

(1) Special Parking Exemptions: Disabled Veterans-Other Disabled Persons. An automobile bearing special registration plates issued under §341.14(1) or 341.14(1a) (1m) or (1q) Wis. Stats., or a motor vehicle upon which a special identification card issued under §343.51 Wis. Stats., is displayed, is exempt from any provisions of this Code which imposes time limitation on any parking on any street or parking lot. Such parking privileges granted by this subsection are limited to disabled veterans and other disabled persons to whom special license plates or special identification cards were issued as provided herein, and to qualified motor vehicle operators acting under the express direction of the disabled veteran or other disabled person while such disabled veteran or other disabled person is present.

6.05(M) (2)

(2) Physicians' and Other Emergency Vehicles.

(a) The Chief of Police may issue to physicians and owners of other emergency vehicles a permit exempting such vehicles from parking time limits while such vehicle is in emergency service or in readiness for such service. Two permit cards signed by the Chief of Police shall be issued to each permittee, which shall be displayed on each side of the vehicle whenever parked contrary to such time limits.

(b) If such permittee knowingly allows another driver to abuse the exemption with his car, the Chief of Police may immediately revoke the permit, in addition to other penalties provided in this Ordinance.

(N) Parking Lots. The Village Board shall have the authority to regulate all parking in any parking lot.

6.06 Weight Limitations. The Village Board may designate any or all streets and alleys within the corporate limits of the Village of West Salem, La Crosse County, Wisconsin, as a Class "B" highway, subjecting the same to the weight limitations imposed by Sec. 348.16, Wis. Stats.

6.07 Commodity Transfers Prohibited. The transfer of commodities of any kind from one vehicle to another when both vehicles shall be upon the public highways or upon any public ground is prohibited; provided, however, that this prohibition shall not apply in the case of a mechanical breakdown or inability of the vehicle from which said commodities shall be transferred to proceed further on its own power.

6.08 Emergency Regulations.

(A) When necessary for the cleaning, clearing or repairing of, or the removal of snow or ice from any street, or for other emergency or special conditions, the Village President, or his designated subordinates, is hereby authorized to make temporary regulations of traffic and parking as conditions require. Notice shall be given of any such regulations by the posting, within a reasonable time before such regulations are to become effective, or

6.08(A)

reasonably conspicuous signs or by other appropriate and convenient means.

(B) No person shall violate any such emergency regulation.

6.09 Noise Caused by Vehicles.

(A) No driver of any vehicle shall, by excessive and unnecessary acceleration, cause the tires of such vehicle to spin excessively and emit loud noises or to unnecessarily throw stones or gravel.

(B) Racing Engine Prohibited. No person in control of a motor vehicle shall cause or permit by excessive or unnecessary acceleration or by increasing the revolutions per minute of the engine either while standing or moving, any loud noise such as would disturb the public peace and quiet within the Village.

(C) Use of Compression Braking "Jake Brakes". It shall be unlawful for any person to employ any engine braking system which utilizes engine exhaust to slow the vehicle within the corporate limits of the Village of West Salem except in cases of emergency. Such braking system is commonly referred to as compression braking or a "jake brake." **(Amended 06/04/02)**

(D) Any person violating this Ordinance shall be cited for "Disorderly Conduct" as provided in §947.01 of the Wisconsin Statutes.

6.10 School Zone Traffic Control.

(A) Between the hours of 7:45 and 8:10 a.m. and between 3:00 and 3:30 p.m. during school days, the "T" intersection of West Garland Street and North Harmony Street is designated as a 3-way stop and traffic shall stop on all three intersecting streets during such time periods.

(B) A portable stop sign shall be placed in the center of the intersection as a marker during the times specified above.

6.11 Regulation of Bicycles. All the provisions set forth in the State Motor Vehicle Laws regulating the operation of bicycles is
6.11

hereby adopted by reference, including chapters 346 and 347, Wis. Stats.

(A) Operating Rules. No person operating a bicycle upon any highway within the Village of West Salem shall fail to observe all applicable traffic regulations of the Village and State or to comply with the following regulations:

(1) Riding on Sidewalks. No person shall ride or park his or her bicycle on any public sidewalk in the business district.

(2) Stunt or Trick Riding. No person operating a bicycle on any street, public sidewalk, or highway shall perform tricks or stunts or participate in any racing.

(3) Speed. No person shall operate a bicycle at a speed greater than is reasonable and prudent under existing conditions or in excess of any posted speed limit.

(4) Towing with Bicycle. No person operating a bicycle shall tow, drag or cause to be drawn behind the bicycle, any person on roller skates, coaster sled, or any other type of conveyance not designed to be towed by a bicycle.

(5) Carrying Extra Passengers. Bicycle operators shall not use a bicycle, except a tandem, to carry another person; provided, a bicycle operator may carry a child securely attached to his or her person in a back pack or sling and may carry another person on a bicycle if it is equipped with a child's seat securely attached to and properly designed for use on a bicycle.

(B) Bicycle Parking. No person shall park any bicycle against windows or in the main traveled portion of any sidewalk or highway nor in such a manner to constitute a hazard to pedestrians, traffic, or property.

(C) Enforcement.

(1) Juvenile Offenders Under Age 16. Any offender under the age of 16 years who shall disregard the rules and regulations governing the operation of bicycles in this Section shall:

6.11(C)(1)(a)

(a) for the first offense--be issued a violation notice and a copy thereof with a letter sent to his/her parent or guardian.

(b) for the second offense--be issued a violation notice and requested to appear at the police station with his/her parents.

(c) for the third and each subsequent offense--be issued a violation notice and subject to a forfeiture.

(2) Offenders Age 16 or Older. Any person having reached the age of 16 may:

(a) for the first offense--be issued a written warning or uniform citation, at the officer's discretion.

(b) on the second and each subsequent offense--a uniform citation shall be issued and the violator required to appear in traffic court.

6.12 Penalties.

(A) Except as provided below, any person violating any provisions of this Chapter, including those provisions of Wisconsin Statutes which are incorporated by reference, shall upon conviction thereof, forfeit not less than \$10.00 nor more than \$500.00, the costs of prosecution, and any applicable penalty as provided in §345.20-345.53 Wis. Stats.

(B) The forfeiture for violation of Sections 6.02, 6.03, 6.07 and 6.08 of this Chapter shall be not 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 a second offense within one year.

(C) The forfeiture for violation of Section 6.09 of this Chapter shall be not less than \$30.00 nor more than \$500.00 for a first offense and not less than \$60.00 nor more than \$1,000.00 for a second offense.

(D) Parking. The forfeiture for violation of any parking regulation set forth in this Chapter shall be as set forth in Appendix "A" Fee Schedule. All fines and forfeitures may be

6.12(D)

adjusted from time to time by Village Board action. As an

exception to the preceding paragraphs of this Section, persons who receive parking tickets or parking violation notices may discharge the penalty thereof by forwarding within ten (10) days of the offense to the West Salem Police Department the sum of the original forfeiture as set forth above. If not forwarded within ten (10) days, the penalty may be discharged by forwarding within fifteen (15) days of the offense to the West Salem Police Department the sum of double the original forfeiture as set forth above. The receipt of this tender shall be deemed an entry of appearance and a stipulation for entry of judgment for forfeiture in that amount. No court costs or fees shall be assessed against the penalty for a non-moving traffic violation, but any towing costs resulting from such a violation will be assessed against the owner.

(E) Penalties. All forfeiture amounts listed in this Section are subject to Village Board annual review and approval and may be changed from time to time by Village Board Resolution.

(6.12(D) - Deleted and Recreated 5/10/90 and 5/6/03)

(6.12(E) - Created October 2006)

6.13 Enforcement. This Chapter shall be enforced in accordance with the provision of §66.0114, 345.20 to 345.53, and Ch. 799 Wis. Stats.

(A) Stipulation of Guilt or No Contest. Stipulations of guilt or no contest may be made by persons arrested for violations of this Ordinance in accordance with §66.0114(1)(b) Wis. Stats., whenever the provisions of §345.27 are inapplicable to such violations. Stipulations shall conform to the form contained on the uniform traffic citation and complaint under §345.11 Wis. Stats., and may be accepted within 10 days of the date of the alleged violation. Stipulations may be accepted by the Village Police Department, as provided in Section (E) of this Chapter.

(B) Deposits. Any person stipulating guilt or no contest under subsection (A) of this section must make the deposit required under §345.26 Wis. Stats., or, if the deposit is not established under such statute, shall deposit a forfeited penalty as provided in the schedule established by the Chief of Police and approved by the Village Board. Deposits shall be brought or mailed to the office of the Police Department as directed by the arresting officer. Deposits for parking or non-moving violations shall be mailed or brought to the Police Department.

6.13(C)

(C) Notice of Demerit Points and Receipt. Every officer

accepting a forfeited penalty or deposit under this section shall receipt therefor in triplicate on a serially numbered form and shall deliver the original receipt to the alleged violator if requested. The officer shall inform the alleged violator that he may inquire at the office of the Clerk of Court or justice regarding the disposition of the receipt.

Whenever a person is charged with a violation of law which requires upon conviction that his operator's license be revoked or that his operator's records be charged with demerit points as established by rule under §343.32(2) Wis. Stats., the arresting officer shall inform the offender before accepting the stipulation that it will result in revocation of his license, or in the charging of demerit points against his record, shall inform the offender of the number of points which is cause for revocation and shall require him to sign a statement to the effect that he has been so informed. Such statement shall substantially conform to the uniform traffic citation promulgated under §345.11 Wis. Stats., and shall be a part of or attached to the stipulation.

(D) Forfeitures in Treasury; Officer to Post Bond, Qualify. Any officer accepting deposits or forfeited penalties under this Ordinance shall deliver them to the Village Administrator within twenty (20) days after receipt. Any officer authorized to accept deposits under §345.26 Wis. Stats., or this Ordinance shall qualify by taking the oath and filing an official bond in the sum of \$1,000 as described by §19.01 Wisconsin Statutes.

(E) Stipulation Procedure. The Chief of Police or other member or employee of the Police Department designated by him upon request of any person charged with a violation of this chapter, may accept a written stipulation of guilt and required penalty of such person in accordance with the following provisions:

(1) Any person to whom a traffic citation has been issued for violating any section or sections of the West Salem Municipal Code as set forth herein may appear at the Village Police Station in answer to the charges set forth in said citation and, upon payment of the amount herein provided, may be permitted to enter into a stipulation with the Village, represented by the Village Attorney, for a disposition of the alleged violation stated in the citation. Such stipulation may provide for

6.13(E) (1)

a plea or stipulation of guilt, nolo contendere, or for

a forfeiture of a deposit of money as a penalty as herein provided.

A copy of such stipulation shall be given the violator and he shall be required to confirm, in writing, that he has been informed that his driving record will be charged with points in the case of a moving violation and the number of points which is cause for revocation of an "Operator License", as provided in subsection (C) above.

Whenever a person stipulates to a traffic violation which is required by law to be processed through court, the stipulation and the deposit of the Court having jurisdiction of the alleged violation for such further disposition as the Court may direct. If such stipulation is vacated by Court, the provisions of this section shall not apply.

(2) Payment Within 10 Days. Whenever the stipulation covers a violation which is not required by law to be filed in court, it and the amount of deposit or penalty received therewith shall be filed and deposited with the Chief of Police or his designee.

If a stipulation is not entered into within ten (10) days commencing at 6:00 p.m. on the day a citation is issued, the penalty shall be increased as hereinafter provided, unless, for good cause shown, the Chief of Police or his designee extends such time limit.

The deposit or penalty for all violations shall be paid in cash, money order or bank check, payable to the Village.

Neither the Chief of Police nor any other officer or Village employee shall be personally or officially responsible for the payment of any penalty.

In the event the person receiving a citation for an alleged violation transmits the stipulation by messenger or mail to the Police Station, such person shall place his name, post office address, his operator's license

6.13(E) (2)

number and the date of his birth upon said stipulation as appropriate.

For the purpose of this Section, a non-moving violation or offense is any parking or standing of a vehicle in violation of a traffic ordinance and any violation, while the vehicle is not in motion, of any ordinance enacted pursuant to law or the Motor Vehicle Code of the State of Wisconsin. A pedestrian violation of any traffic or ordinance shall be deemed a non-moving violation.

6.14 Readoption. Chapter VI Traffic of the Code of Ordinances is hereby readopted in its entirety.

(6.14 - Published 12/29/88)

6.15 School Crossing Guards. The part time position of adult school crossing guards is hereby created for the protection of persons who are crossing a street or highway in the vicinity of a school in the Village.

(A) School crossing guards shall wear insignia or uniforms which designate them as school crossing guards and they shall be equipped with signals or signs to direct traffic to stop at school crossings.

(B) Such guards shall have the powers afforded them by Wisconsin law.

(C) The number of guards, their compensation, their selection, the location of guarded intersections, the time periods such intersections are to be so guarded are to be approved by the Village Board.

(D) The training and supervision of the guards is to be by the Village Police Chief under the direction of the Village Police Committee.

(6.15 Created 10/12/95)

6.16

6.16 School Bus Warning Lights. Pursuant to Wis. Stat. Sec. 349.21(1), the West Salem School District administration is

authorized to formulate and execute a policy for the use of flashing red warning lights by its school bus operators in the Village Residential or Business Districts where pupils or other authorized passengers are to be loaded or unloaded at locations where there are no traffic signals and such persons must cross the street or highway before being loaded and after being unloaded. Said policy shall be submitted to the Village Administrator in writing and signed by the West Salem School District Superintendent and shall list by specific locations all those locations where school bus operators shall be stopping to load and unload and shall be using their flashing red warning lights. The Village Administrator shall then submit the written policy to the Village Board upon receipt from the West Salem School District Superintendent and upon approval by resolution passed by the Village of West Salem, those locations shall be locations at which flashing red warning lights shall be used by school bus operators pursuant to the terms of Sec. 349.21(1) and Sec. 346.48(2)(b)(2).