

# Chapter 7 – TRAFFIC CODE

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NOTE: Chapter 7 (Traffic Code) was re-created by Ordinance 2014-07.

### **7.01 (STATE TRAFFIC LAWS ADOPTED AND REFERENCED)**

#### **(1) STATE TRAFFIC LAWS ADOPTED.**

(a) Except as otherwise specifically provided in this chapter, the statutory provisions in Chs. 340 to 348, Wis. Stats., describing and defining regulations with respect to vehicles and traffic, exclusive of any provisions therein relating to penalties to be imposed and exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment, are hereby adopted and by reference made a part of this chapter as if fully set forth herein. Any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this chapter. Any future amendments, revision or modifications of the statutes incorporated herein are intended to be made part of this chapter in order to secure uniform statewide regulation of traffic on the highways, streets and alleys of the State of Wisconsin.

(b) Except as otherwise specifically provided in this chapter, the following provisions in the Wisconsin Administrative Code, describing and defining regulations with respect to vehicles and traffic, exclusive of any provisions therein relating to penalties to be imposed and exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment, are hereby adopted and by reference made a part of this chapter as if fully set forth herein. Any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this chapter. Any future amendments, revision or modifications of the statutes incorporated herein are intended to be made part of this chapter in order to secure uniform statewide regulation of traffic on the highways, streets and alleys of the State of Wisconsin:

TR102.14 (4) (a) (Failure to apply for Wisconsin license)

TR102.14 (4) (b) (Failure to apply for Wisconsin license)

TR301 (Human service vehicle violations)

TR305 (Vehicle equipment violations)

TR325.02 (2) (Interstate and intrastate driver qualifications)

TR327.03 (2) (Interstate and intrastate driver qualifications)

TR325.02 (3) (Interstate and intrastate driver requirements)

TR327.03 (3) (Interstate and intrastate driver requirements)

TR325.04 (4), (6) (Interstate and intrastate vehicle equipment and driver requirement violations)

TR327.03 (4), (5) (Interstate and intrastate vehicle equipment and driver requirement violations)

TR325.02 (5), TR 327.05 (3) (a-c), TR 327.04 (4) (b) 1, 2 (Driver hours)

TR325.02 (6) (Violations of out-of-service notice for Group 1 and 2 offenses under TR325.02 (4) and 327.03 (4))

TR327.03 (5) (Violations of out-of-service notice for Group 1 and 2 offenses under TR325.02 (4) and 327.03 (4))

TR 325.02 (7) (Interstate and intrastate parking and driving rules for transportation of hazardous materials)

TR327.03 (6) (Interstate and intrastate parking and driving rules for transportation of hazardous materials)

TR 326 (Hazardous material transportation requirements)

TR 326 (Interstate and intrastate hazardous materials violations)

TR330.06 (1) (Violation of out-of-service order)

TR330.10 (1-32) (Motor bus equipment violations)

(2) REFERENCES TO WISCONSIN STATUTES

(a) 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.

(b) 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.

**7.02 (OFFICIAL TRAFFIC MAP AND CONTROL DEVICES)**

(1) DUTY OF THE DIRECTOR OF PUBLIC WORKS TO ERECT AND INSTALL UNIFORM TRAFFIC CONTROL DEVICES. Whenever traffic regulations created by this chapter, including a State of Wisconsin traffic regulation adopted by reference in sec. 7.01 of this chapter, require the erection of traffic control devices for enforcement, the Director of Public Works shall procure, erect and maintain uniform traffic control devices conforming to the Uniform Traffic Control Device Manual promulgated by the Wisconsin Department of Transportation, giving notice of such traffic regulation to the users of the streets and highways on which such regulations apply. Whenever State law grants discretion to local authorities in erecting or placement of a uniform traffic control device, devices shall be erected in such locations and in such a manner as in the judgment of the Chief of Police will carry out the purposes of this chapter and give adequate warning to users of the streets and highways of the City.

(2) OFFICIAL TRAFFIC MAP.

(a) Official Traffic Map Established. There is hereby established for the City of Prairie du Chien an Official Traffic Map, dated August 1, 1986, upon which is indicated as of said date, all existing stop signs, railroad grade crossing stops, arterial intersections, yield signs, speed zones, school crossings, no parking zones, no parking tow-away zones and angle parking zones, and which the laws of the State of Wisconsin require the erection or use of official traffic control devices to enforce such restrictions or limitations. All such restrictions and limitations set forth on said Official Traffic Map are hereby ratified and affirmed.

(b) Additions to Map. The Council may, from time to time make additions to or deletions from the Official Traffic Map and Director of Public Works shall keep such Official Traffic Map current. Every addition to said Official Traffic Map made after August 1, 1986, shall indicate the number of the authorizing ordinance or resolution and the date the appropriate official traffic control device was erected, and every deletion shall indicate the number of the authorizing ordinance or resolution.

(c) Map to be Maintained. A copy of the Official Traffic Map shall be maintained and displayed in the office of the Director of Public Works. The Director of Public Works shall make appropriate authorized changes on said map within three working days after the appropriate official traffic control device is erected or removed, as the case may be.

(d) 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.

(3) 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 designee, shall place within the limits of any street or highway maintained by the City any sign, signal, marker, mark or monument unless permission is first obtained from the Director of Public Works or 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 sub. (4) below.

(4) REMOVAL OF UNOFFICIAL SIGNS, MARKERS, SIGNALS AND TRAFFIC CONTROL DEVICES. The Director of Public Works, or his or her designee, may remove any sign, signal, marker 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, marker or device shall be reported by the Director of Public Works to the Council for review and certification at its next regular meeting following the imposition of the charge. Any charge not paid on or before the next succeeding November 15 shall be placed upon the tax roll for collection as other special municipal taxes.

(5) DESIGNATION OF LOCATION OF TRAFFIC CONTROL DEVICES. In the interest of public safety, the Council, by resolution, has designated the location of stop and yield signs and traffic signals within the City and has ordered the installation of such traffic control devices. In addition, the location of such signs and traffic signals is indicated on the Official Traffic Map of the City pursuant to sec. 7.02 (2) of this chapter.

(6) DESIGNATION OF TEMPORARY STOP SIGNS. Under circumstances that create a temporary traffic hazard and the Chief of Police deems public safety requires it, the Director of Public Works may erect temporary stop signs. Such signs shall be removed when the traffic hazard no longer exists.

(7) 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 section shall obey the direction of such official traffic control device as required by the Wisconsin Statutes incorporated by reference in sec. 7.01 of this chapter. Operators of vehicles approaching a stop sign shall stop before entering a highway as required by 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 346.18(6), Wis. Stats.

**7.03 (ENFORCEMENT AND PENALTIES)**

(1) FORFEITURE PENALTY. The penalty for violation of any provision of this chapter shall be a forfeiture as hereinafter provided together with the costs of prosecution and the penalty assessment imposed by Wisconsin State Statute 165.87(2), where applicable. Payment of the judgment may be suspended by the sentencing judge for not more than 60 days. Any person who shall fail to pay the amount of the forfeiture, costs of prosecution and penalty imposed for violation of any provision of this chapter penalty imposed for violation of any provision of this chapter may, upon order of the court entering judgment therefore and having jurisdiction of the case, be imprisoned until such forfeiture, costs and assessment are paid, but not exceeding 90 days.

(2) OTHER SANCTIONS. Nothing herein shall preclude or affect the power of the sentencing court to exercise additional authorities granted by the Wisconsin Statutes to suspend or revoke the operating privileges and registration of the defendant or to order the defendant to submit to assessment and rehabilitation or attend traffic safety school in addition to payment of a monetary penalty or in lieu of imprisonment.

(3) FORFEITURES FOR UNIFORM TRAFFIC OFFENSES. Forfeitures for violations of any traffic regulation set forth in the Wisconsin Statutes adopted by reference in sec. 7.01 of this chapter shall conform to the forfeiture penalty permitted to be imposed for violations or increases for subsequent offenses; provided, however, that this subsection shall not permit prosecution under this chapter of any offense for which an imprisonment penalty may be imposed upon the defendant.

(4) FORFEITURES FOR CITY PARKING VIOLATIONS.<sup>1</sup> The following forfeiture shall apply to the offenses set opposite the amount stated:

(a) Timed Zone Parking Violation	\$15.00
(b) Alternate Side Parking Violation	\$15.00
(c) Signed "No Parking Zone" Violation	\$25.00
(d) Miscellaneous Parking Violations not herein enumerated	\$20.00
(e) Failure to Purchase Boat Launch Pass	\$30.00
(f) Parking Against Traffic	\$20.00
(g) Parking in Handicapped Zone	\$75.00

The aforementioned forfeitures shall be applied if paid within fourteen (14) days of the violation; the forfeiture shall be doubled if the same is paid within fifteen (15) through twenty-eight (28) days after the date of the violation; and the forfeiture shall be tripled if the same is paid within twenty-nine (29) through forty-five (45) days after the date of violation. In the event the forfeiture is not paid within forty-five (45) days of the date of violation, the registration of the vehicle involved in such violation shall be suspended until the penalty is paid in full along with incurring a \$25 fee for the processing of the paperwork.

(5) FORFEITURES FOR OTHER VIOLATIONS OF THIS CHAPTER. The forfeiture for all other violations of this chapter shall be not less than \$10 nor more than \$100 for the first offense and not less than \$20 nor more than \$200 for the second offense within one year.

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<sup>1</sup> Chapter 7.03 (4) – Amended by Ordinance 2014-19

(6) ENFORCEMENT PROCEDURE. This chapter shall be enforced according to 66.12, Ch. 299 and 345.20 to 345.53, Wis. Statutes and shall be enforced in accordance with the applicable provisions of the Wisconsin Statutes and this section.

(7) CITATIONS.

(a) Uniform Citation and Complaint. The Wisconsin Uniform Traffic Citation and Complaint described and defined in the Wisconsin Statutes shall be used for enforcement of all provisions of this chapter except those provisions which describe or define nonmoving traffic violations and violations of 345.71 through 346.73, Wis. Stats. Violations of 346.71 through 346.73, Wis. Stats., shall be reported to the District Attorney and the Wisconsin Uniform Traffic Citation shall not be used in such cases except upon written request of the District Attorney.

(b) Parking Citations. The City Attorney shall recommend a citation for use in enforcing the nonmoving traffic offenses in this chapter. When approved by the Council, such citation shall be used for enforcement of nonmoving traffic regulations created or adopted by this chapter, including violations of nonmoving traffic regulations defined and described in the Wisconsin Statutes, adopted by reference in sec. 7.01 and all applicable provisions of this chapter. The citation for nonmoving traffic violations shall contain a notice that the person cited may discharge the forfeiture for violation of a nonmoving traffic regulation and penalty thereof by complying with sub. (8)(b) below. Nonmoving traffic citations may be issued by law (8) (b) below. Nonmoving traffic citations may be issued by law enforcement officers or by civilian employees of the Police Department.

(8) DEPOSITS AND STIPULATIONS.

(a) Uniform Traffic Offenses.

1. Who May Make Deposits and Stipulations. Persons arrested or cited for violation of moving traffic offenses created by this chapter shall be permitted to make deposits and stipulations of no contest or released by the arresting officer in accordance with the applicable provisions of the Wisconsin Statutes.

2. Delivery or Mailing of Deposit and Stipulation. The deposit and stipulation shall be delivered personally by the person cited, mailed or paid online to the Police Station or the Clerk of Courts.

3. Receipt Required. The official or person receiving the deposit shall furnish and deliver or mail an original receipt for such deposit to the alleged violator and shall deliver the deposit and stipulation and a copy of the receipt within 3 days to the Clerk of Courts.

(b) Nonmoving Traffic Offenses.

1. Direct Payment of Penalty Permitted. Persons cited for violation of nonmoving traffic offenses described and defined in this chapter may discharge the penalty thereof and avoid court prosecution by forwarding within 3 days of the issuance of the citation to the Police Department or the Clerk of Courts, as indicated on the citation, the minimum penalty specified for the violation. If not so forwarded, the penalty may be discharged by forwarding within 10 days of the date of the citation to the above named office double the amount of the minimum penalty specified.

2. Court Prosecution. If the alleged violator does not deliver or mail a deposit, as provided in sub par. 1. above, within 10 days of the date of the citation, the Chief of Police shall forward a copy of the citation to the City attorney for prosecution pursuant to law.

3. Deposits Returned to Clerk-Treasurer. Police personnel receiving deposits for nonmoving traffic violations under this subsection shall pay over such deposits to the Chief of Police. Weekly the Chief of Police shall pay over such deposits to the Clerk-Treasurer. Such payment shall be accompanied by an itemized statement for each deposit.

(c) Nonmoving Violation and Registration Program: Pursuant to the provisions of Section 345.28(4) of the Wisconsin Statutes and any amendments to same, the City of Prairie du Chien, Crawford County, Wisconsin, elects to participate in the nonmoving traffic violation and registration program of the Wisconsin Department of Transportation and pay the cost established by the Department under Sec. 85.13, Wis. Stats., or any amendments thereto. Such costs shall in turn be assessed against the persons charged with nonmoving traffic violations and the City Attorney for the City of Prairie du Chien shall be responsible for complying with the requirements set forth in Sec. 345.28(4), Wis. Stats., and any amendments thereto.

(9) DEPOSIT SCHEDULE. Every police officer issuing a citation for any violation of this chapter shall indicate on the citation the amount of the deposit that the alleged violator may make in lieu of court appearance. The

amount of the deposit shall be determined in accordance with the deposit schedule established by the Prairie du Chien Common Council.

(10) **TRAFFIC VIOLATION AND REGISTRATION PROGRAM.** Pursuant to the provisions of 345.28(4), Wis. Stats., the City elects to participate in the nonmoving traffic violation and registration program of the Wisconsin Department of Transportation and pay the costs established by the Department under 85.13, Wis. Stats.; such costs shall, in turn, be assessed against person charged with nonmoving traffic violations. The City Attorney shall be responsible for compliance with the requirements set forth in 345.28(4), Wis. Stats.

#### **7.04 (SPEED LIMITS)**

(1) The Council hereby determines that the statutory speed limits on the following streets or portions thereof are unreasonable, unsafe and imprudent and modifies such speed limits as follows, and that appropriate signage be erected to designate the restricted speed within the described areas:

- (a) 15 M.P.H. Wells Street from the intersection of Wells Street and Fremont Street to the East end of Wells Street.
- (b) 30 M.P.H.
  - 1. East Blackhawk Avenue, from Marquette Road to the east City limits.
  - 2. South Marquette Road, from Blackhawk Avenue to a point 200 feet South Campion Boulevard.
  - 3. North Marquette Road, from Blackhawk Avenue to Washington Street.
- (c) 35 M.P.H.
  - 1. South Marquette Road, from a point 200 feet South of Campion Boulevard to the South Corporate limits of the City of Prairie du Chien.
  - 2. North Marquette Road, from Washington Street to the north entrance of the 3M plant.
  - 3. Those portions of that certain roadway commonly known as the Highway 18 Bypass from South Marquette Road to its intersection with West Iowa Street is hereby established as a 35 mile per hour speed zone
- (d) 45 M.P.H. North Marquette Road, from the north entrance of the 3M plant north to the North corporate boundary of City of Prairie du Chien.

(2) **VIOLATIONS.** Any violation of this Ordinance shall be subject to a penalty as set forth in Section 7.03 of the Municipal Code of the City of Prairie du Chien.

#### **7.05 (GENERAL PARKING AND TRAVEL REGULATIONS)**

(1) **PARKING PROHIBITED AT ALL TIMES.** Except temporarily for the purpose of, and while actually engaged in, receiving or discharging passengers 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, in any area signed "No Parking" and so designated on the Official Traffic Map, pursuant to sec. 7.02 (2) of this chapter.

(2) **HANDICAPPED PARKING RESTRICTED.** Except for a motor vehicle used by a physically disabled person, as defined under 346.503(1), Wis. Stats., no person may park, stop or leave standing any vehicle, whether attended or unattended and whether temporarily or otherwise, upon any portion of a street, highway or parking facility reserved, by official traffic signs indicating the restriction, for vehicles displaying special registration plates issued under 341.14(1),(1a), (1m) or (1q), Wis. Stats., or vehicles registered in another jurisdiction and displaying a registration plate, card or emblem issued by the other jurisdiction which designates the vehicle as a vehicle used by a physically disabled person.

(3) **PARKING OF LARGE VEHICLES.**

- (a) Regulated. None of the following vehicles shall be parked on any street in a residential district between the hours of 6:00 P.M. and 7:00 A.M.:
  - 1. Trucks larger than 15,000 pounds gross weight.
  - 2. Semi-trailers.
  - 3. Mobile homes or motor homes, as defined in 346.01 Wis. Stats.:
    - a. Such homes in excess of 45 feet.
    - b. Such homes which are 45 feet or less shall be subject to the provisions of this subsection, except:

- i. Such home may be parked for a period not to exceed 18 consecutive hours of any day, provided the owner notifies the Police Department of his desire to exercise the parking privilege provided herein.
- ii. Such privilege is not exercised on consecutive days.

4. Motor buses or mass transit vehicles, as defined in 340.01, Wis. Stats.

5. Trailers, as defined in 340.01, Wis. Stats.

(b) Prohibited. No person shall park, stop or leave standing any vehicles having a gross weight in excess of 15,000 pounds, whether attended or unattended, and whether temporarily or otherwise, upon any portion of Villa Louis Street between Blackhawk Avenue and the north City limits. "Gross weight" means the weight of a vehicle or combination of vehicles equipped for service plus the weight of any load which the vehicle or combination of vehicles may be carrying.

(4) REMOVAL OF ILLEGALLY PARKED VEHICLES. Any vehicle parked or left standing on any street or highway in violation of any of the provisions of this Section is declared to be a hazard to traffic and public safety. Such vehicle shall be removed by the operator on request of any police officer to a position where parking is not prohibited. Any police officer, after issuing a citation for illegal parking and violation of this Section, is authorized to remove such vehicle to a position where parking is not prohibited. 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 storage garage or rental parking grounds, or any facility of the person providing the towing services. In addition to other penalties provided the owner or operator of the vehicle so removed shall pay the cost of towing and storage. The City shall not be liable for damages to vehicles removed, towed or stored as a result of the enforcement of this Section.

(5) 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 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 subject to the appropriate penalty.

(6) UNLAWFUL REMOVAL OF PARKING CITATIONS. No person other than the owner or operator thereof shall remove a City parking ticket from a motor vehicle.

(7) PARKING REGULATIONS AT CITY BOAT LANDINGS. That the Directors of the Public Works Department for the City of Prairie du Chien shall designate by signage, markings, or other appropriate means those areas at all City of Prairie du Chien boat landings that are to be used for motor vehicle parking only, motor vehicle and trailer parking only, handicap parking and those areas which are to be designated as no parking for any reason.

(8) MISCELLANEOUS PARKING RESTRICTIONS.

(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 hour from the time such area has been designated and marked with signs or barriers by the Public Works Department indicating no parking due to snow removal. The Mayor hereby declares that an emergency exists during and following a snow storm until the snow from the storm has been removed; therefore this paragraph shall be controlling over any other section of this chapter which might in any way conflict.

(b) Street Maintenance. Whenever it is necessary to clear, close or repair a City roadway or any part thereof, the Public Works Department, or its designees, shall post such roadways or parts thereof with signs bearing the words "No Parking-Temporary Police Order". Such signs shall be erected at least 2 hours prior to the time that the clearing, closure or repairing is to be commenced. No person shall park a motor vehicle in violation of such signs.

(c) 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.

(d) Keys, Leaving in Parked Vehicle Prohibited. No person shall allow a vehicle in his custody or control to stand or remain unattended on any street, alley or public place in the City except in an attended parking area, unless the starting lever, throttle, steering apparatus, gear shift or ignition of such vehicle is locked and the key for such lock is removed from the vehicle.

(e) Fire Hydrants. No person shall park or leave unattended any vehicle within 10 feet of any fire hydrant in the City.

**7.06 (SPECIFIC PARKING AND TRAVEL REGULATIONS)**

(1) ALLEY EAST OF CITY HALL. That portion of the public alley, located east of City Hall and bordered on the north by Blackhawk Avenue and on the south by Wisconsin Street, shall be designated for one-way vehicular traffic in a Southerly direction.

(2) BLACKHAWK AVENUE. No person shall park any vehicle, except authorized emergency vehicles as defined by Section 3.40.01 (3) of the Wisconsin State Statutes, on the following portion of Blackhawk Avenue: The north side of Blackhawk Avenue commencing from the easterly edge of the east driveway of Blackhawk Apartments, thence east 240 feet.

(3) BLACKHAWK AVENUE AND WACOUTA AVENUE AND BLACKHAWK AVENUE AND MICHIGAN STREET. No person shall park any vehicle, except designated authorized vehicles, at the following locations:

- (a) On the north side of East Blackhawk Avenue from the northwest corner of the intersection East Blackhawk Avenue and North Wacouta Avenue for a distance of 45 feet to the west.
- (b) On the north side of East Blackhawk Avenue from the northeast corner of the intersection of East Blackhawk Avenue and North Wacouta Avenue for a distance of 45 feet to the east.
- (c) On the south side of East Blackhawk Avenue from the southwest corner of the intersection of East Blackhawk Avenue and South Wacouta Avenue for a distance of 45 feet to the west.
- (d) On the south side of East Blackhawk Avenue from the southeast corner of the intersection of East Blackhawk Avenue and South Wacouta Avenue for a distance of 45 feet to the east.
- (e) On the west side of North Wacouta Avenue from the northwest corner of the intersection of East Blackhawk Avenue and North Wacouta Avenue for a distance of 45 feet to the north.
- (f) On the east side of North Wacouta Avenue from the northeast corner of the intersection of East Blackhawk Avenue and North Wacouta Avenue for a distance of 45 feet to the north.
- (g) On the north side of East Blackhawk Avenue from the northwest corner of the intersection of East Blackhawk Avenue and North Michigan Street for a distance of 45 feet to the west.
- (h) On the north side of East Blackhawk Avenue from the northeast corner of the intersection of East Blackhawk Avenue and North Michigan Street for a distance of 45 feet to the east.
- (i) On the south side of East Blackhawk Avenue from the southwest corner of the intersection of East Blackhawk Avenue and South Michigan Street for a distance of 45 feet to the west.
- (j) On the south side of East Blackhawk Avenue from the southeast corner of the intersection of East Blackhawk Avenue and South Michigan Street for a distance of 45 feet to the east.
- (k) On the west side of North Michigan Street from the northwest corner of the intersection of East Blackhawk Avenue and North Michigan Street for a distance of 45 feet to the north.
- (l) On the east side of North Michigan Street from the northeast corner of the intersection of East Blackhawk Avenue and North Michigan Street for a distance of 45 feet to the north.
- (m) On the east side of South Michigan Street from the southeast corner of the intersection of East Blackhawk Avenue and South Michigan Street for a distance of 45 feet to the south.

(4) CRAWFORD STREET AND STATE STREET. No person shall park any motor vehicle, except designated authorized vehicles, at the following locations between the hours of 7:30 a.m. to 4:30 p.m., during the days when school is in session.

- (a) On the south side of Crawford Street from Dousman Street to State Street.
- (b) The east side of State Street that abuts those premises owned by the Prairie du Chien Area School District.
- (c) This Ordinance does not prohibit parking or stopping of any vehicle on the south side of Crawford Street from Dousman Street to State Street and on the east side of State Street that abuts those premises owned by the Prairie du Chien Area School District between the hours of 7:30 A.M. and 4:30 P.M. on days school is in session if said parking or stopping is for the purpose of discharging or loading children or others going to or from the school located at the above location and further that said parking or stopping is only for that period of time needed to load or discharge children or others going to or from said school.

(5) EAST WELLS STREET.

- (a) There shall be no parking on either side of that portion of East Wells Street from the back of the curb line of South Marquette Road East a distance of 166 feet, and that appropriate signs be posted along said portion of East Wells Street to notify the public of said parking regulation.

(b) No person shall stop, stand or park any motor vehicle, except designated authorized vehicles, at the following locations between the hours of 7:30 a.m. to 4:30 p.m., during those days when school is in session if said parking or stopping is for the purpose of discharging or loading children or others going to or from the school located at the above location and further that said parking or stopping is only for that period of time needed to load or discharge children or others going to or from said school:

1. At Bluff View Intermediate School
2. On the North and South sides of East Wells Street from the northeast corner of the first driveway entering Bluff View Intermediate School when proceeding eastbound on East Wells Street, east to the end of East Wells Street.
3. On both sides of East Wells Street from 17th Street to 22nd Street.

(6) EAST WISCONSIN STREET. No person shall park any motor vehicle, except designated authorized vehicles, at the following locations:

- (a) On the North side of East Wisconsin Street from the Northeast corner of the intersection of South Beaumont Road and East Wisconsin Street for a distance of 100 feet to the East.
- (b) On the North side of East Wisconsin Street from the Northeast corner of the intersection of the alley lying between South Beaumont Road and South Wacouta Avenue and East Wisconsin Street to the Southwest corner of the intersection of South Wacouta Avenue and East Wisconsin Street.

(7) FREMONT STREET AND BEAUMONT ROAD. No person shall park any vehicle, except designated authorized vehicles, at the following locations:

- (a) On the West side of Fremont Street between Wells Street and Webster Street.
- (b) On the East side of Beaumont Road between Parrish Street and Wisconsin Street.

(8) IOWA STREET. No person shall park any vehicle, except in the designated and signed twenty (20)-minute unloading zone for the purposes of loading or unloading, on the following portion of Iowa Street: The south side of Iowa Street commencing at the intersection of Beaumont Road and Iowa Street, thence west 77 feet.

(9) SOUTH DOUSMAN STREET. Between the hours of 7:30 A.M. to 4:30 P.M., on Mondays through Fridays, inclusive, no vehicle shall be parked or left standing on either side of South Dousman Street between Crawford Street and 50 feet south of the southerly most entrance to the high school parking lot. Further, between the hours above set forth and on the days above set forth, no vehicle shall be parked or left standing on the East side of Dousman Street from Crawford Street to Taylor Street.

(10) WACOUTA AVENUE

- (a) One-Way Traffic. That portion of South Wacouta Avenue North of Mooney Street and South of Blackhawk Avenue shall be designated for one-way vehicular traffic in a Northerly direction.
- (b) Parking. Parking on that portion of South Wacouta Avenue, north of Wisconsin Street and south of Blackhawk Avenue, shall be allowed on the West Side of said street only in designated diagonal parking stalls.
- (c) No person shall park any vehicle on the East side of South Wacouta Avenue from Mooney Street to Taylor Street between the hours of 7:30 A.M. and 4:30 P.M. on Mondays and Fridays during those portions of the year when the grade school located at the above location is in session.
- (d) This ordinance does not prohibit parking or stopping of any vehicle on the East side of South Wacouta Avenue from Mooney Street to Taylor Street between the hours of 7:30 A.M. and 4:30 P.M. on the days school is in session if said parking or stopping is for the purpose of discharging or loading children or others going to or from the school located at the above location and further that said parking or stopping is only for that period of time needed to load or discharge children or others going to or from said school.
- (e) No person shall park any motor vehicle on the East Side of the 400 block of South Wacouta Avenue, at the following location, between the hours of 7:30 A.M. to 4:30 P.M., during those days when school is in session at B.A. Kennedy Grade School.
- (f) This Ordinance does not prohibit parking or stopping of any vehicle on the East side of the 400 Block of South Wacouta Avenue between the hours of 7:30 A.M. and 4:30 P.M. on days school is in session if said parking or stopping is for the purpose of discharging or loading children or others going to or from the school located at the above location and further that said parking or stopping is only for that period of time needed to load or discharge children or others going to or from said school.

(11) WATER STREET.



(a) One-way traffic: That portion of Water Street from Blackhawk Avenue North to a point where Water Street turns in an Easterly direction shall be restricted to vehicular travel by the public in a Northerly direction only.

(b) Parking on Water Street:

1. Parking on that portion of Water Street lying North of Blackhawk Avenue and South of Bolvin Street shall be allowed only on the West side of said Street and all parking so allowed shall be in a diagonal direction
2. There shall be no parking on either side of that portion of Water Street that lies North of Bolvin Street and South of that point where Water Street turns in an Easterly direction.

(12) WEBSTER STREET. That no person, corporation or entity shall, at any time, park any vehicle or other object on the South side of East Webster Street within an area described as follows: From the center of the Burlington Northern tracks as now presently located to a point 60 feet East thereof.

(13) TRAFFIC AND PARKING REGULATIONS ON SCHOOL DISTRICT GROUNDS. Pursuant to the provisions of 118.105, Wis. Stats., the following regulations shall apply to the grounds of the Prairie du Chien School District located within the City of Prairie du Chien.

(a) All parking on the grounds of the Prairie du Chien School District from 7:30 A.M. to 4:30 P.M. shall be restricted to areas designated for parking by the School Board. When signs are erected by the School Board giving notice of such restrictions, all persons shall park only in areas designated and signed for visitor parking. There shall be no parking on said grounds between 11:00 P.M. and 6:00 A.M. except when school functions extend past 11:00 P.M.; on such nights there shall be no parking one hour after the function has concluded.

(b) No person shall at any time operate a motor vehicle upon the Prairie du Chien School District grounds at a speed in excess of 10 miles per hour.

(c) No person shall at any time operate a motor vehicle, other than a school bus and emergency vehicle, in or upon any drive designated for buses only by sign during the hours of 7:30 A.M. to 9:00 A.M. and during the hours of 3:00 P.M. to 4:30 P.M. on any week day during the months school is in session.

(14) REGULATIONS FOR DOWNTOWN PARKING

(a) No person shall park a vehicle for longer than the period hereinafter specified upon the following streets or portions of streets:

1. 5 minutes. At 4 spaces in front of the U.S. Post Office on South Beaumont Road.
2. 2 hours. On both sides of Blackhawk Avenue, from Illinois Street to a point 200 feet west of Main Street, Monday through Saturday excluding Sundays and holidays.
3. 4 hours. One block to the north and one block to the south on all streets leading to Blackhawk Avenue from Main Street to Michigan Street, Monday through Saturday excluding Sundays and holidays.

(b) That all City owned parking lots located within the downtown district of the City of Prairie du Chien shall be designated as 24-hour parking, except that between November 15 and March 31 of each year, there shall be no parking in any of said parking lots from 12:00 midnight to 6:00 A.M., except in areas specifically designated as 24-hour parking.

(c) Those parking spaces set forth on Exhibit "A" and numbered 9 through 15, inclusive, shall be reserved for the parking of motor vehicles by persons who are employed by the City of Prairie du Chien, Wisconsin, and whose normal work station is the Prairie du Chien City Hall Complex. Said parking reservations shall be from 7:30 a.m. to 5:30 p.m., Mondays through Fridays, inclusive. Said parking spaces from 5:31 p.m. to 7:29 a.m., Monday through Fridays and all day Saturdays and Sundays, shall be open to the general public for parking without time restrictions, except for November 15 through March 30, no person shall park any motor vehicle in the above referred to parking spaces from 1:00 a.m. to 6:00 a.m.

(d) All other parking spaces in the City Hall parking lot shall be four (4) hours Monday through Friday and 24 hours on Saturday and Sunday, except that between November 15th and March 31st of each year, there shall be no parking in any said parking lots from 12:00 midnight to 6:00 AM, except in areas specifically designated as 24-hour parking.

(15) WINTER PARKING REGULATIONS. Between November 15 and March 31 of each year, the following parking regulations shall apply:

(a) Parking Regulations on a Part of North Illinois Street. There shall be no parking on either side of the 400 Block of North Illinois Street from midnight to 6:00 o'clock A.M. for that period November 15 to and including March 31, commencing November 15, 1989 and each year thereafter.

(b) No Parking. Between the hours of 1:00 a.m. and 6:00 a.m., vehicles may not be parked on either side of the following streets.

1. Wisconsin Street, from Main Street to Marquette Road.
2. Iowa Street, from Main Street to Marquette Road.
3. Marquette Road, from the north City limits to the south City limits.
4. Eighth Street.
5. On all cul-de-sacs.

(c) No Parking. Between the hours of 2:30 a.m. and 6:00 a.m., vehicles may not be parked on either side of the following streets: Blackhawk Avenue from Main Street to Illinois Street.

(d) No Parking. Between the hours of 2:30 a.m. and 6:00 a.m., vehicles may not be parked on either side of the following streets:

1. Those portions of Prairie Street and Beaumont Road bounded on the north by Louis Street and on the south by Wisconsin Street.
2. Those portions of Wacouta Street, Michigan Street, and Illinois Street bounded on the north by Louis Street, if same be extended from its present location east to Marquette Road, and bounded on the south by Wisconsin Street.
3. Those portions of Main Street bounded on the south by Wisconsin Street and bounded on the north by Louis Street.

(e) Alternate Side Parking. Between the hours of 12:01 a.m. and 7:00 a.m., vehicles may be parked on streets other than those designated in paragraphs (a), (b), and (c) above only on even-numbered sides of the street on the days bearing an even-numbered date and on odd-numbered sides of the street only on days bearing an odd-numbered date.

(f) No Parking - City Parking Lots.

1. Between the hours of 12:01 a.m. and 7:00 a.m., no vehicle, trailer, or other item may be parked or located on the north one-half of the public parking lot commonly known as the Kozelka Parking Lot, said parking lot being located between North Beaumont Road and Wacouta Street on days bearing an even-numbered date and the south one-half of said parking lot on days bearing an odd-numbered date. The north one-half of the public parking lot commonly known as the Kozelka Parking Lot is defined as the north 110 feet of said parking lot measured from the northern most portion of said parking lot thence in a southerly direction and the south one-half of the public parking lot commonly known as the Kozelka Parking Lot is defined as the south 110 feet of said parking lot measured from the northern most portion of said parking lot then in a southerly direction.

2. Between the hours of 12:01 a.m. and 7:00 a.m., no vehicle, trailer, or other item may be parked or located on the north one-half of the public parking lot commonly known as the City Hall Parking Lot, said parking lot being located adjacent to and lying east of Wacouta Avenue on days bearing an even-numbered date and on the south one-half of the said public parking lot on days bearing an odd-numbered date. The north one-half of the public parking lot commonly known as the City Hall Parking Lot is defined as the north 77 feet of said parking lot measured from the northern most portion of said parking lot thence in a southerly direction and the south one-half of the parking lot commonly known as the City Hall Parking Lot is defined as the south 77 feet of said parking lot measured from the northern most portion of said parking lot thence in a southerly direction.

3. Between the hours of 12:01 a.m. and 7:00 a.m., no vehicle, trailer, or other item may be parked or located on the north one-half of the public parking lot commonly known as the Specht IGA/Starks Sport Shop Parking Lot, said parking lot being located south of Louis Street, west of Beaumont Road, north of Blackhawk Avenue, and east of Prairie Street on days bearing an even-numbered date and on the south one-half of said public parking lot on days bearing an odd-numbered date. The north one-half of the public parking lot commonly known as the Specht IGA/Starks Sport Shop Parking Lot is defined as the north 139 feet of said parking lot measured from the northern most portion of said parking lot thence in a southerly direction and south one-half of the public parking lot commonly known as the Specht IGA/Starks Sport Shop Parking Lot is defined as the south 139 feet of said parking lot measured from the northern most portion of said parking lot thence in a southerly direction.

4. That between the hours of 12:01 A.M and 7:00 A.M. no vehicle, trailer, or other item may be parked or located on the West Half (W½) of the below described Public Parking Lot on days

bearing an even numbered date and on the East Half (E½) of the below described Public Parking Lot on days bearing an odd numbered date.

a. The West Half (W½) of the said Public Parking Lot is defined as follows: Commencing at the Southeast corner of the intersection of Blackhawk Avenue and Main Street; thence East on the South right-of-way line of Blackhawk Avenue, 50 feet; thence due South parallel with the East right-of-way line of Main Street, 142.29 feet; thence West to the East right-of-way line of Main Street; thence North along the East right-of-way line of Main Street to the point of beginning.

b. The East Half (E½) of said Public Parking Lot is defined as follows: All that part of said Parking Lot lying East of a line commencing on the South right-of-way line of Blackhawk Avenue, 50 feet East of the Southeast corner of the intersection of Blackhawk Avenue and Main Street thence; South 142.29 feet on a line parallel with the East right-of-way line of Main Street and lying West of a line commencing on the South right-of-way line of Blackhawk Avenue, 100 feet East of the Southeast corner of the intersection of Blackhawk Avenue and Main Street; thence South parallel with the West Wall of Fort Mulligan's Grillpub to a point where said line meets the North end of the AmericInn.

5. That between the hours of 12:01 A.M and 7:00 A.M. no vehicle, trailer, or other item may be parked or located on the South Half (S½) of the below described Public Parking Lot on days bearing an even numbered date and on the North Half (N½) of the below described Public Parking Lot on days bearing an odd numbered date.

a. The South Half (S½) of said Public Parking Lot is described as follows: Commencing at the Northeast corner of Lot 8, Block 4, Union Plat, City of Prairie du Chien, Crawford County, Wisconsin; thence West along the North line of said Lot 8, 152.53 feet; thence North parallel with the West right-of-way line of Prairie Street, 31.67 feet; thence East parallel with the North line of said Lot 8, 152.53 feet to the West right-of-way line of Prairie Street; thence South along said West right-of-way to the point of beginning.

b. The North Half (N½) of said Public Parking Lot is described as follows: Commencing at the Southeast corner of Lot 10, Block 4, Union Plat, City of Prairie du Chien, Crawford County, Wisconsin; thence West along the South line of Lots 10, 11, 12, and 14, Block 4 of said Union Plat, 186.12 feet; thence South to the North end of the AmericInn; thence East parallel to the South line of said Lots 10, 11, 12, and 14, 186.12 feet to the West right-of-way line of Prairie Street; thence North on said West right-of-way line to the point of beginning.

(16) NO PARKING EXCEPT FOR AUTHORIZED VEHICLES. No person shall park any vehicle, except designated emergency vehicles, at the following locations: On the North side of East Park Street from North Beaumont Road to the alley in between North Beaumont Road and North Wacouta Avenue and on the South side of East Park Street from North Beaumont Road to the entrance of the Crawford County Jail Sallyport/garage.

## **7.07 (MISCELLANEOUS TRAFFIC REGULATIONS)**

### **(1) BICYCLES.**

(a) Traffic ordinances apply to bicycle operators. Every person propelling or riding a bicycle upon a public roadway shall be subject to the provisions of all City ordinances and State laws applicable to the operator of any vehicle, except those provisions which by their nature would have no application.

(b) No person shall ride a bicycle, roller blades, skateboard, or operate any other type of human powered device on the sidewalks adjacent to Blackhawk Avenue from the East curb line of Michigan Street to the West right of curb line of Main Street.

(c) Operating bicycles on sidewalks and pedestrian ways. Any person may operate a bicycle on City sidewalks and pedestrian ways except in the areas designated in subsection (b) above, subject to the following restrictions.

1. Bicycles shall be operated at a moderate speed when no pedestrian is in the area, and at a slow speed when pedestrians are present.

2. Persons operating bicycles shall ride in single file.

(d) Riding bicycles on the roadway.

1. Every person operating a bicycle upon a roadway shall ride as near to the right side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

2. Persons operating bicycles upon the roadway shall ride single file.
3. No person operating a bicycle upon the public roadway shall participate in any race or speed or endurance contest with any other vehicle.
4. Every person operating a cycle upon a public roadway shall stop for all arterial highway and automatic traffic signals.

(e) Penalties. Any person who shall violate any provision of subs. (a) through (d) above shall be subject to a penalty of not more than \$25.

(2) SNOWMOBILES.

(a) State Statutes Adopted. The provisions of Chapter 350 Wisconsin Statutes below set forth and any amendments or revisions thereto relative to snowmobiles are hereby adopted and made a part of this Section by reference: Section 350.01 (1g), (1R), (2), (3), (3m), (6), (7), (8), (10), (11), (12), (16), (17), (18), (19) and (20); Section 350.02 (2); Section 350.03; Section 350.05; Section 350.06; Section 350.07; Section 350.08; Section 350.09 (1), (2), (3), (4), (5), (6), (7) and (8); Section 350.10 (1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11) and (12); Section 350.12(1) and (2); Section 350.13; Section 350.135; Section 350.15; and Section 350.17.

(b) Any person violating any provision of this Ordinance shall be subject to a penalty as set forth in Section 25.04 of the Municipal Code.

(3) TRUCKS.

(a) DEFINITIONS. For the purposes of this subsection only, the following definitions shall apply:

1. "Truck" shall be defined as all motorized vehicles or combination of vehicles other than motor buses having a gross weight of more than 15,000 pounds.
2. "Local Truck Traffic" shall be defined as any truck traffic that normally and customarily originates within the corporate boundaries of the City of Prairie du Chien, Crawford County, Wisconsin, or within a five (5) mile radius of the corporate boundaries of the City of Prairie du Chien, Crawford County, Wisconsin, and which in the normal course of business carries goods or materials from a point of origin within the City of Prairie du Chien, Crawford County, Wisconsin, or within a five (5) mile radius of the corporate boundaries of the City of Prairie du Chien, Crawford County, Wisconsin, to a point or location within the City of Prairie du Chien, Crawford County, Wisconsin, or to a point or location within five (5) mile radius of the City of Prairie du Chien, Crawford County, Wisconsin.
3. "Through Truck Traffic" shall be defined as truck traffic that normally and customarily originates outside of a five (5) mile radius of the corporate boundaries of the City of Prairie du Chien, Crawford County, Wisconsin, and that travels through the City of Prairie du Chien, Crawford County, Wisconsin, from said point of origin to a point that is at least outside of a five (5) mile radius of the corporate boundaries of the City of Prairie du Chien, Crawford County, Wisconsin.

(b) No truck as herein defined shall be operated upon any street or highway within the corporate boundaries of the City of Prairie du Chien, Crawford County, Wisconsin, except as herein set forth.

(c) Local truck traffic as herein defined shall be allowed only on those streets and highways within the corporate boundaries of the City of Prairie du Chien, Crawford County, Wisconsin, as designated by the colors green, blue and pink as set forth on Exhibit "A" which is attached hereto and made a part hereof.

(d) Through truck traffic as herein defined shall be allowed only on those streets and highways within the corporate boundaries of the City of Prairie du Chien, Crawford County, Wisconsin, as designated by the colors blue and pink as set forth on Exhibit "A" which is attached hereto and made a part hereof.

(e) Moving vans, garbage trucks, repair trucks, service trucks, and delivery trucks are exempt from the prohibitions of this ordinance if said moving van, garbage truck, repair truck, service truck, or delivery truck is actually engaged in the delivery of goods, services, or materials to a location or locations within the corporate boundaries of the City of Prairie du Chien, Crawford County, Wisconsin.

(f) All trucks as herein defined owned by the City of Prairie du Chien, Crawford County, Wisconsin, or contracted by the City of Prairie du Chien, Crawford County, Wisconsin, for the delivery of municipal services are exempt from the prohibitions of this ordinance if and only in the event said truck is actually engaged in the delivery of municipal services to a point, location, or locations within the corporate boundaries of the City of Prairie du Chien, Crawford County, Wisconsin. Further, all trucks as herein defined owned by the City of Prairie du Chien, Crawford County, Wisconsin, or contracted by the City of Prairie du Chien, Crawford County, Wisconsin, for the purpose of snow removal and sand or salt application necessitated by winter conditions are exempt from the prohibitions of this ordinance.

(g) The City Engineer or Chief of Police may grant a temporary permit to allow trucks as herein defined to use any street or highway that is herein restricted for such use if in the opinion of the City Engineer or Chief of Police such use is necessitated by construction or similar projects. Further, such temporary permit may not be issued unless the person, firm, corporation, or entity owning said vehicle or vehicles agrees to reimburse and hold the City harmless for any damage done to the City streets by such use and/or for any personal injury or property damage caused in part or in whole by said street damage.

(h) Specific Local Truck Access Routes.

1. That Frederick Street from Highway 35 West to Beaumont Road and extended there from to the West to County K is designated as local truck access only.

2. That North Beaumont Road from Frederick Street South to Miller Street, Miller Street from Beaumont Road West to North Main Street and North Main Street is eliminated as a local truck access route.

3. That Cliffwood Drive from State Highway 35 West to County K is designated as local truck access only.

4. That the Highway 18 bypass from State Highway 35 to U.S. Highway 18 (Wisconsin Street) is designated as local truck access only

5. That the City Administrator, for the City of Prairie du Chien, Crawford County, Wisconsin, is hereby directed to amend Exhibit "A" which is attached hereto to conform to the additions and deletions created by this ordinance amendment.

(4) WEIGHT RESTRICTIONS. No person shall operate a motor vehicle having a gross weight in excess of 15,000 pounds on Blackhawk Avenue between Marquette Road and Main Street, except:

(a) Vehicles owned by any municipality doing construction or maintenance work on said street.

(b) Vehicles required to use said street for the purpose of being serviced or repaired or for loading and unloading at business places where the same cannot be accomplished by other permissible routes.

(5) ABANDONED VEHICLES.

(a) ABANDONMENT OF VEHICLES PROHIBITED. No person shall abandon any vehicle unattended within the City for such time and under such circumstances as to cause the vehicle to reasonably appear to be abandoned.

(b) DEFINITION. As used in this section, "vehicle" means a motor vehicle, trailer, semi-trailer or mobile home, whether or not such vehicle is registered under Ch. 341, Wis. Stats.

(c) PRESUMPTION OF ABANDONMENT. Any vehicle left unattended for more than 48 hours on any public street or grounds, or on private property where parking is prohibited, limited or restricted without the permission of the owner or lessee, is deemed abandoned and constitutes a public nuisance; provided that the vehicle shall not be deemed abandoned under this section if left unattended on private property out of public view, by permission of the owner or lessee.

(d) EXCEPTIONS. This section shall not apply to a vehicle in an enclosed building or a vehicle in an appropriate storage place or depository maintained in a lawful place and manner authorized by the City.

(e) REMOVAL AND IMPOUNDMENT OR SALE. Any vehicle found abandoned in violation of this chapter shall be impounded by the Police Department until lawfully claimed or disposed of as provided in this section. If the Chief of Police or his duly authorized representative determines that towing costs and storage charges for 14 days, as provided in sub. (f) below, would exceed the value of the vehicle, the vehicle may be junked or sold prior to the expiration of the impoundment period upon determination by the Chief of Police that the vehicle is not wanted for evidence or any other reason; provided that vehicles in excess of 19 model years of age shall be sold or disposed of only by auction sale or sealed bid in accordance with sub. (h) below.

(f) MINIMUM IMPOUNDMENT PERIOD. The minimum period of impoundment or storage of a vehicle found in violation of this section shall be 14 days.

(g) NOTICE TO OWNER. The police officer removing and causing the removal of any vehicle found in violation of this section shall immediately notify the Chief of Police of the abandonment and location of the impounded vehicle, and shall within 10 days thereafter notify the owner and lien holders of record, by certified mail, of the impoundment and of their right to reclaim the vehicle. The notice shall set forth the information contained in S.S.342.40(3), Wis. Stats. and shall state that the failure of the owner or lien holders to exercise their right to reclaim the vehicle shall be deemed a waiver of all right, title and interest in the vehicle and a consent to sale of the vehicle.

(h) SALE. Each retained vehicle not reclaimed by the owner or lien holder may be disposed of by sealed bid or auction sale, as provided in S.S.342.40(3), Wis. Stats.

(i) SALE TO BAR CLAIMS AGAINST VEHICLE. The sale of a motor vehicle under the provisions of this section shall forever bar all prior claims thereto and interest therein except as hereinafter provided.

(j) PURCHASER TO REMOVE VEHICLE. The purchaser of any vehicle on sealed bid or auction sale under sub.(h) above shall have 10 days to remove the vehicle from the storage area upon payment of a storage fee of \$10 for each day the vehicle has remained in storage after the second business day subsequent to the sale date ten days after the sale, the purchaser shall forfeit all interest in the vehicle and the vehicle shall be deemed to be abandoned and may be again sold.

(k) REQUEST FOR LIST. Any listing of vehicles to be sold pursuant to this section shall be made available by the Clerk-Treasurer to any interested person or organization who makes a written request therefore for a fee of \$1.00.

(l) NOTICE TO DEPARTMENT. Within 5 days after sale or disposition of a vehicle under this section, the Clerk-Treasurer shall advise the Wisconsin Department of Transportation of such sale or disposition on a form supplied by the Department.

(m) OWNER MAY FILE. At any time within 2 years after the sale of a motor vehicle as provided herein, any person claiming ownership of such motor vehicle or a financial interest therein may present a claim to the Council setting forth such facts as are necessary to establish such ownership or interest, and that the failure of the claimant to reclaim the vehicle prior to sale was not the result of the neglect or fault of claimant. If the Council is satisfied as to the justice of such claim, it may allow the same, but in no case shall the amount allowed exceed the sum paid into the City Treasury as the result of the sale of such motor vehicle, nor the amount of interest of the claimant therein.

(n) EXEMPTION. Any owner or person operating a registered vehicle which shall become disabled or inoperative for any reason, and who shall be unable to cause removal of such vehicle from any alley, street, highway or public place not otherwise regulated as a restricted parking, stopping or standing zone shall, within 12 hours of such occurrence, notify the Police Department of the location of the vehicle and shall transfer and deliver clear title for said vehicle to the City together with a fee of \$25 to offset the cost of towing and junking charges and shall be exempt from the provisions of this section. When so requested by the owner or person in charge of a vehicle, the Chief of Police shall be authorized to order such vehicle removed and junked directly from the scene of disablement by a contractor engaged by the City for towing of disabled vehicles. The provisions of sub. (k) above shall apply to any vehicle removed under this subsection.

(o) PENALTY. In addition to the cost of impounding and disposing of an abandoned vehicle, any person convicted of abandoning a vehicle in the City shall be subject to a forfeiture of not less than \$50 nor more than \$100 plus the cost of prosecution.

**(6) OBSTRUCTION OF RAILROAD CROSSINGS**

(a) TIME LIMITATIONS. It shall be unlawful to stop any railroad train, locomotive or railroad car upon or across any City highway or street crossing or to cause obstruction of vehicular traffic on public streets at such crossing by the stopping, leave standing, switching or otherwise maintaining constant railway use at such crossing longer than 5 continuous minutes, or for more than 7 minutes out of any 12 continuous minutes.

(b) PENALTY. Either the owner or any conductor, engineer, switchman, brakeman or other employee or agent in charge of, or otherwise responsible for, such offending railroad locomotive or car who shall violate the provisions of this section shall, upon conviction, pay the City a forfeiture of not less than \$50 nor more than \$150 for each such violation, and a violation for each 12 minute period shall constitute a separate offense, plus the costs of prosecution, and in default of payment shall be imprisoned not less than 5 days nor more than 15 days in the County Jail.

**(7) DISPLAY OF POWER OR SPEED PROHIBITED.** No person shall engage in any speed contest, exhibition of speed or any unreasonable or unnecessary acceleration or show of power on any street, alley or public parking lot in the City, including all school parking lots within the City.

**(8) ACCESS ON TO STATE HIGHWAYS.**

(a) No person, firm, corporation or entity shall access on to or off of any state highway located in the City of Prairie du Chien, Crawford County, Wisconsin, any motor vehicle or object pulled or pushed by a motor vehicle or power driven unit except on or at any driveway, curb-cut, or city street lying adjacent to and abutting said state highway.

(b) Notwithstanding the provisions set forth in paragraph (1) above, a person, firm, corporation or entity may access on to or off of any state highway located in the City of Prairie du Chien, Crawford County, Wisconsin any motor vehicle or object pulled or pushed by a motor vehicle or power driven unit only

under the following terms and conditions: Upon written approval of the City of Prairie du Chien Police Department at a time and date specified in writing by said Department and under the supervision and control of said Police Department.

(9) DEDICATION AND NAMING OF A CITY STREET. That certain premises designated as Lot two (2) of Certified Survey Map No. 910 recorded on March 9, 2001, in Volume 7 of Certified Survey Maps, page 84 and 84A, as Document No. 269146, in the office of the Register of Deeds for Crawford County, Wisconsin, and those premises identified as public street on Certified Survey Map No. 957 recorded on March 23, 2002, in Volume 8 of Certified Survey Maps, pages 11-A and 11-B, as Document No. 274286, in the office of the Register of Deeds for Crawford County, Wisconsin, are hereby dedicated for the use of the public in general as a public street and shall be designated for identification purposes as “Bloyer Parkway”.

(10) REGULATION OF SCHOOL BUS WARNING LIGHTS.

(a) School Bus operators shall when the bus is equipped according to § 347.25(2), Wis. Stats., use the flashing red warning lights in a residential or business district when pupils or other passengers are to be loaded or unloaded at a location at which there are no traffic signals and such persons must cross the street or highway before being loaded or after being loaded.

(b) School bus operators shall when the bus is equipped according to § 347.25(2) Wis. Stats., use the flashing red warning lights in a residential or business district when pupils or other passengers are to be loaded or unloaded at a location where the sidewalk and curb are laid on both sides of the road.

(c) A person violating this ordinance or any part thereof shall be penalized in accordance with the provisions of Sec. 25.04 of the Municipal Code of the City of Prairie du Chien.

(11) NEIGHBORHOOD ELECTRIC VEHICLES PERMITTED.

(a) DEFINITIONS. “Neighborhood Electric Vehicles” means a self-propelled motor vehicle that has successfully completed the neighborhood electric vehicle America test program conducted by the Federal Department of Energy and that conforms to the definitions and requirements for low spec vehicles as adopted in the Federal Motor Vehicle Safety Standards for “low speed vehicles” under 49 CFR 571.3(b) and 517.500., have a speed range of at least 20 miles per hour and not more than 25 miles per hour on a paved surface and have a gross vehicle weight at rest of less than 2,500 pounds. Neighborhood Electric Vehicles do not include an electric golf cart and shall have:

1. Headlamps;
2. Front and rear turn signals;
3. Stop lamps;
4. Reflex reflectors; one red and each side as far to the rear as practicable, and one red on the rear;
5. An exterior mirror on the passenger side or an interior rearview mirror;
6. Parking break;
7. A windshield that conforms to the requirements of the federal motor vehicle safety standard on glazing materials (49 CFR 51.205);
8. A Vehicle Identification Number (VIN) that complies with federal law (49 CFR 565);
9. A Type 1 or Type 2 seatbelt assembly conforming to 49 CFR 571.209, and Federal Motor Safety Standard No. 209, for each designated seating position; and
10. Meets the general test conditions under 49 CFR 571.50056.

(b) Neighborhood Electric Vehicles may be operated on all streets and alleys within the City of Prairie du Chien having a posted speed limit of 35 miles per hour or less by individuals holding a valid Wisconsin driver’s license or a valid driver’s license from another jurisdiction and whose privilege to operate a motor vehicle in the State of Wisconsin has not been revoked or suspended. Further, head lamps must be on and operational at all times during operation.

(c) The operator of a Neighborhood Electric Vehicle shall obey all ordinances set forth in Chapter 7 of the Municipal Code of the City of Prairie du Chien now in effect or hereafter amended or adopted.

(d) All Neighborhood Electric Vehicles shall be licensed by the City of Prairie du Chien at a fee of \$23.00 for two years or any part thereof. Said license shall be issued by the City Clerk/Treasurer and shall be displayed at all times on the rear of the Neighborhood Electric Vehicle.

(12) TRANSPORTATION OF PERSONS IN CARGO AREAS OF MOTOR TRUCKS.

(a) Notwithstanding sections 346.92 and 346.922, Wis. Stats., no person shall between the hours of 3:00 p.m. to 8:00 a.m. during the months of September and October operate upon any roadway within

the corporate boundaries of the City of Prairie du Chien a motor truck when any person is in or upon an open cargo area of a motor truck.

(b) Subsection (a) does not apply to a person operating a motor truck in a parade sanctioned by the City of Prairie du Chien.

(c) Notwithstanding sections 346.92 and 346.922, Wis. Stats., no person may between the hours of 3:00 p.m. to 8:00 a.m. during the months of September and October ride in or upon any open cargo area of a motor truck within the corporate boundaries of the City of Prairie du Chien.

(d) Subsection (c) does not apply to a person riding in or upon any open cargo area of a motor truck in a parade sanctioned by the City of Prairie du Chien.