ORDINANCE 120--VILLAGE OF STETSONVILLE
AN ORDINANCE TO REGULATE TRAFFIC UPON THE HIGHWAYS OF
THE VILLAGE OF STETSONVILLE, TAYLOR COUNTY, WISCONSIN

The Village Board of the Village of Stetsonville, Taylor County, Wisconsin, do ordain as follows:

SECTION 1 - <u>State Traffic Laws Adopted</u>

The statutory provisions describing and defining regulations with respect to vehicles and traffic in the following enumerated sections of the Wisconsin Statutes, exclusive of any provisions therein relating to the penalties to be imposed or the punishment for violation of said statutes, are hereby adopted and by this reference incorporated into and made a part of this ordinance the same 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 ordinance.

340.01, 343.01 and 348.01 (Words and Phrases Defined)
341.04 (Failure to Register Vehicle)
342.05 (Certification of Title Required)
342.31(2) (Report of Stolen or Abandoned Vehicles)
342.35, 342.38(2) (Motor Vehicle Salvage Dealers)
342.40, 342.43(2) (Motor Vehicle Auction Dealers)
343.05 (Operator's License Required)
343.07 (Instruction Permits)
343.125(1) and (2) (Chauffers' License)
343.43 (Unlawful Use of License)
343.45 (Permitting Unauthorized Person to Drive)
343.46 (Renting Vehicles)
343.60, 343.61(1) and (4), 343.62(1), 343.71 and 343.72 (Driver School Regulations)
346.02 (Applicability of Chapter 346)
346.03 (Authorized Emergency Vehicles)
346.04 (Obedience to Traffic Officers, Signs and Signals)
346.05 through 346.16 (Driving, Meeting, Overtaking, and Passing)
346.18 through 346.21 (Right of Way)
346.23 through 346.29 (Drivers and Pedestrians)
346.31 through 346.35 (Turning and Stopping and Required Signals)
346.37 through 346.42 (Traffic and Signs, Signals, and Markings)
346.44 through 346.48 (Required Stops)
346.50 through 346.55 (Restrictions on Stopping and Parking)
346.61 through 346.64 (Reckless and Drunken Driving
346.66 through 346.69, 346.70(1) and 346.72 (Accidents and Accident Reports)
346.77 through 346.81 (Bicycles and Play Vehicles)
346.87 (Limitations on Backing)
346.88 (Obstruction of Operator)
346.89 (Inattentive Driving)
346.90 (Following Emergency Vehicle)
346.91 (Crossing Fire Horse)
346.92 (Illegal Riding)
346.93 (Intoxicants in Vehicles Carrying Minor)
346.94 (Miscellaneous Prohibited Acts)
347.02 (Applicability of Chapter 347)
347.03 (Sale of Prohibited Equipment)

347.04 (Improperly Equipped Vehicles)
347.06 through 347.29 (Lighting Equipment)
347.35 through 347.49 (Other Equipment)
348.02 (Applicability of Chapter 348)
348.05 through 348.10 (Size and Load)
348.15 through 348.20 (Weight Limitation)
348.25 through 348.27 (Permits)

SECTION 2. - Speed limits. State speed limits adopted. The provisions of ss. 346.57, 346.58 and 346.59 of the Wisconsin Statutes, relating to the maximum and minimum speed of vehicles are hereby adopted and by this reference incorporated into and made a part of this ordinance the same as if fully set forth herein.

SECTION 3 - Presence on Highway of Person Under the Influence of Intoxicating Liquor Prohibited.

It shall be unlawful for any person under the influence of intoxicating liquor to enter or be upon any public highway in this village.

SECTION 4. - Erection of Official Traffic Signs and Signals

The officer in charge of the maintenance of streets in the Village of Stetsonville is hereby authorized and directed to procure, erect and maintain appropriate standard traffic signs, signals, and markings conforming to the rules of the State Highway Commission giving such notice of the provision of Section 1 and 2 of this ordinance as required by State Law. Signs shall also be erected in such locations and manner as authorized by the governing body as to give adequate warning to users of the streets, alleys or highways in question.

SECTION 5. - Penalty

(a)Any person who shall violate any of the provisions of this ordinance shall upon conviction thereof, forfeit not less than $1.00 nor more than $200.00 together with the costs of prosecution , and in default of payment of the forfeitures and costs of prosecution, shall be imprisoned in the county jail until said forfeiture and costs are paid, but not exceeding 90 days, provided that the minimum forfeiture for a violation of any provision of section 2 of this ordinance shall be $10.00 and the minimum forfeiture for any violation of any provision of section1 of this ordinance described and fined in ss. 346.61 through 346.64 of the Wisconsin Statutes shall be $75.00.

(b)The provision of s 345.16 of the Wisconsin Statutes shall apply to adjudications of violations of any provisions of this ordinance.

SECTION 6. - Enforcement

(a)Stipulation of Guilt. The Village Constable or officer designated by him upon request of any person charged with a violation of provision of this ordinance within 48 hours after issuance of citation therefore may accept a written stipulation of guilt and required penalty from such person. Such stipulation shall be in substantially the following form:

STIPULATION OF GUILT

State of Wisconsin
County of Taylor
Village of Stetsonville

I, _____, having been issued a citation on the _____ day of _____, _____ for violation of Section _____of Traffic Ordinance of the Village of Stetsonville, Wisconsin, hereby stipulate that I am guilty of such offense and consent to forfeit as the penalty for such offense without court order or hearing the sum of $_____ herewith delivered to the Constable of said village.

Dated:_____Signed:_____

(b)Forfeited penalty. The sum to be forfeited pursuant to the stipulation for the violation of this ordinance shall be as provided in the schedule of penalties established by the Village Board of the Village of Stetsonville.

(c)Forfeitures to Treasurer. The officer accepting forfeited penalties shall delivery them to the village treasurer at least once in seven days.

(d) Bail bonds. Nothing in this section shall be construed to limit the right of the proper authorities to accept bail bonds, deposits or certificates or money deposits as provided by ss 66.114, 345.13 or 345.15 of the Wisconsin Statutes.

(e) Statement of Notice Any official or enforcement officer accepting a stipulation of guilt or bail under the provisions of this section shall comply with the provisions of ss 343.27 and 343.29 of the Wisconsin statutes and shall inform the accused of the effect of a stipulation of guilt, forfeiture of bail, or plea of guilty or nolo contender. Such official or officer shall require the accused to sign a statement of notice which shall be in substantially the following form:

STATEMENT OF NOTICE

State of Wisconsin
County of Taylor
Village of Taylor

I, _____, having been issued a citation on the _____day of _____, _____, for violation of section _____of Ordinance No._____ of the Village of Stetsonville, Wisconsin, hereby acknowledge that I have been informed that a stipulation of guilt or forfeiture of bail or plea of guilty or nolo contendere by me on the above charge will result in my license being revoked or my operators record being charged with demerit points and that 12 demerit points will result in my operator's license being revoked.

Dated:_____Signed:_____

Received _____

SECTION 7. - <u>References to Statutes</u>. The term "Wisconsin Statutes" wherever used in this ordinance shall mean the Wisconsin Statutes of 1957, as amended, created or otherwise affected by the enactments of the 1957 legislature regular and special session.

SECTION 8. - <u>Repeal of Conflicting Ordinances.</u> All ordinances heretofore adopted by the Village Board of the Village of Stetsonville, with respect to the regulation of traffic upon the highways of said village and all ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 9. - <u>Severability.</u> The provision of this ordinance shall be deemed severable and it is expressly declared that the Village Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid and if any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provisions to other person or circumstances shall not be affected thereby.

SECTION 10. - <u>Effective date</u>. This ordinance shall take effect and be in force from and after its passage and posting, as provided by law.

SECTION 11 - <u>Proof of Passage and Posting</u>

Printed copies of this ordinance as posted up in public places in the Village or as appearing upon the records of the Village Board, purporting to be posted and promulgated by authority of the Village Board of the Village of Stetsonville shall be prima facia evidence of the due passage and posting of this ordinance.

Adopted and passed at the regular March, 1958, meeting of the Village Board of the Village of Stetsonville, Taylor Couonty, Wisconsin.

Approved:
/s/ Frank Heimerl, Village President

Attest:
/s/ Frederick Amacher, Village Clerk

POSTED 9/15/1958