

TRAFFIC ENFORCEMENT

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SEC 6-1 PURPOSE.

This ordinance is entitled the "Town of Barnes Traffic Ordinance". The purpose of this ordinance is to regulate motor vehicle traffic.

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SEC. 6-2 AUTHORITY.

The Town Board of the Town of Barnes has the specific statutory authority, powers and duties, pursuant to the specific statutory sections noted in this ordinance and/or by its adoption of village powers under Sec. 60.10, (2001-2002) Wis. Stats., to regulate, control, prevent and enforce against in the Town of Barnes certain uses, activities, businesses and operations by persons that may affect the traffic in the Town of Barnes.

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SEC. 6-3 ADOPTION OF ORDINANCE.

The Town Board of the Town of Barnes has, by adoption of this ordinance, confirmed the specific statutory authority, powers and duties noted in the specific sections of this ordinance and has established, by these sections and this ordinance, the regulations, controls and enforcement against certain uses, activities, businesses and operations by persons that may affect the traffic in the Town of Barnes.

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SEC. 6-4 GENERAL PROVISIONS.

- (a) Except as specifically noted otherwise in this ordinance, in Chapters 340 to 348, (2001-2002) Wis. Stats., inclusive, Chapter 350 and Chapter 941, (2001-2002) Wis. Stats., describing and defining regulations with respect to vehicles, traffic and snowmobiles for which the penalty is a forfeiture only, including penalties to be imposed and procedure for prosecution, are hereby adopted and incorporated by reference by

the Town of Barnes and made part of this ordinance as if fully set forth herein.

- (b) Any future amendments, modifications, revisions, additions or deletions of the above noted statutory Chapters shall be incorporated herein and made part of this ordinance in order to secure uniform state regulations of traffic on the public highways, roads, streets and alleys of the State of Wisconsin.

Chapter 340, (2001-2002) Wis. Stats.

340.01 Words and Phrases Defined

Chapter 341, (2001-2002) Wis. Stats.

341.01 Words and Phrases Defined

341.04 Operating Unregistered or Improperly
Registered Vehicle

341.05 When Vehicle Exempt from Registration

341.07 Certain Vehicles to be Registered by

341.08 Resident Lessee

341.08 Application for Registration

341.11(4) Display of Registration Certificate

341.15 Display of Registration Plates

341.16 Surrender of Illegible Plates

341.42 Reciprocity Permits

341.51 Registration of Dealer, Distributor,
Manufacturer or Transporter

341.55 Misuse of Plates

341.61 Improper Use of Evidence of Registration

341.62 False Evidence of Registration

341.63(3) Surrender of Plates Upon Suspension

Chapter 342, (2001-2002) Wis. Stats.

342.01 Words and Phrases Defined

342.05 Certificate of Title Required

342.06 Application for Certificate of Title

342.15 Transfer of Interest in a Vehicle

342.16 Transfer to or from Dealer

342.30(3) Assignment and Stamping of New
Identification
Numbers

342.31(2) Report of Stolen or Abandoned Vehicle

342.33 Sale of Vehicle Used as Taxicab

342.34 Destruction of Vehicle

Chapter 343, (2001-2002) Wis. Stats.

343.01 Words and Phrases Defined

343.05 Operating Without Valid Driver's License

343.10 Occupational Licenses

- 343.12 School Bus Operators to Obtain Special License
- 343.125 Chauffeurs to Obtain Special License
- 343.18 License to be Carried
- 343.19 Duplicate Licenses
- 343.22 Notice of Change of Address or Name
- 343.305 Implied Consent
- 343.35 Surrender of License Upon Revocation, Cancellation or Suspension
- 343.44 Driving After License Revoked or Suspended
- 343.45 Permitting Unauthorized Persons to Drive

Chapter 344, (2001-2002) Wis. Stats.

- 344.01 Words and Phrases Defined

Chapters 346, (2001-2002) Wis. Stats.

- 346.01 Words and Phrases Defined
- 346.32 Required Position for Turning Into Private Road or Driveway
- 346.33 Where Turns Prohibited
- 346.34 Turning Movements and Required Signal on Turning and Stopping
- 346.35 Method of Giving Signals on Turning and Stopping
- 346.37 Traffic Control Signal Legend
- 346.38 Pedestrian Control Signals
- 346.39 Flashing Signals
- 346.40 Whistle Signals
- 346.41 Display of Unauthorized Signs and Signals Prohibited
- 346.42 Interference with Signs and Signals Prohibited
- 346.44 All Vehicles to Stop at Signal Indicating Approach of Train
- 346.45 Certain Vehicles to Stop at all Railroad Crossings
- 346.46 Vehicles to Stop at Stop Signs
- 346.47 When Vehicles Using Alley or Non-Highway Access to Stop
- 346.48 Vehicles to Stop for School Buses Loading or Unloading Children
- 346.50 Exceptions to Stopping and Parking Restrictions
- 346.51 Stopping, Standing or Parking Outside of Business or Residence Districts
- 346.52 Stopping Prohibited in Certain Specified Places
- 346.53 Parking Prohibited in Certain Specified Places
- 346.54 How to Park and Stop on Streets
- 346.55 Other Restrictions on Parking and Stopping
- 346.57(2) Reasonable and Prudent Speed

- 346.57(3) Conditions Requiring Reduced Speed
- 346.57(4)
 - (a)-(c) Fixed Speed Limits in School or Safety Zones
 - 346.57(4)
 - (d)-(h) Fixed Speed Limits
 - 346.57(4)
 - (hm) Emergency Energy Speed Limit
 - 346.57(4)
 - (i) Speeding in Park or Recreation Area
 - 346.57(5) Zoned and Posted Speed Limits
 - 346.58 Special Speed Restrictions for Certain Vehicles
- 346.59 Minimum Speed Regulations
- 346.595 Motor Driven Cycles
 - 346.61 Applicability of Sections Relating to Reckless and Drunken Driving
 - 346.62(2) Reckless Driving (First Offense Within Five (5) Years)
 - 346.63 Operating Under Influence of Intoxicant or Other Drug
 - 346.66 Applicability of Sections Relating to Accidents and Accident Reporting
- 346.68 Duty Upon Striking Unattended Vehicle
 - 346.69 Duty Upon Striking Property on or Adjacent to Highway
- 346.70 Duty to Report Accident
- 346.71 Coroners to Report
 - 346.72 Garages to Keep Record of Repairs of Accident Damage
- 346.73 Accident Reports Confidential
 - 346.77 Responsibility of Parent or Guardian for violation of Bicycle and Play Vehicle Regulations
- 346.78 Play Vehicles Not to be Used on Roadway
- 346.79 Special Rules Applicable to Bicycles
- 346.80 Riding Bicycle on Roadway
- 346.804 Riding Bicycle on Sidewalks
- 346.81 Lamps and Other Equipment on Bicycles
- 346.87 Limitation on Backing
- 346.88 Obstruction of Operator
- 346.89 Inattentive Driving
- 346.90 Following Emergency Vehicle
- 346.91 Crossing Fire Hose
- 346.92 Illegal Riding
- 346.93 Intoxicants in Vehicles Carrying Minors
- 346.935 Drinking in Motor Vehicles on Highway
- 346.94 Miscellaneous Prohibited Acts

Chapter 347, (2001-2002) Wis. Stats.

347.01 Words and Phrases Defined

Chapter 347, (2001-2002) Wis. Stats.

- 347.03 Sale of Prohibited Equipment
- 347.04 Improperly Equipped Vehicle
- 347.06 When Lighted Lamps Required
- 347.07 Special Restrictions on Lamps and the Use
Thereof
- 347.08 Determining the Visibility Distance and
Mounted Height of Lamps
- 347.09 Headlamps on Motor Vehicles
- 347.10 Headlamp Specifications for Motor Vehicles
Other Than Power-Driven Cycles
- 347.11 Headlamp Specifications for Power-Driven
Cycles and Motor Bicycles
- 347.12 Use of Multiple-Beam Headlamps
- 347.13 Tail Lamps and Registration Plate Lamps
- 347.14 Stop Lamps
- 347.15 Direction Signal Lamps or Devices
- 347.16 Clearance Lamps and Reflectors
- 347.18 Mounting of Clearance Lamps and Reflectors
- 347.19 Visibility of Clearance Lamps or Reflectors
- 347.20 Lamp or Flag on Projecting Load

Chapter 348, (2001-2002) Wis. Stats.

- 348.01 Words and Phrases Defined
- 348.18 Weight Limitations Apply to Publicly-Owned
Vehicles; Exceptions
- 348.185 Empty Weight to be Indicated on Side of
Certain Vehicles; Rules
- 348.19 Traffic Officers May Weigh Vehicles and
Require Removal of Excess Load
- 348.20 Policy in Prosecuting Weight Violations
- 348.25 General Provisions Relating to Permits for
Vehicles and Loads of Excessive Size and
Weight
- 348.26 Single Trip Permits
- 348.27 Annual or Multiple Trip Permits
- 348.28 Permits to be Carried

SEC. 6-5 FORFEITURE PENALTY.

- (a) The penalty for violation of any provision of this Section shall be a forfeiture as hereafter provided, together with court costs and fees prescribed by Sections 814.63(1) and (2) or 814.65(1). Wis. Stats., the penalty assessment for moving traffic violations and the driver improvement surcharge imposed by Sections 165.87 and 346.655, Wis. Stats., where applicable. Payment of the judgment and applicable court costs, fees, assessments and surcharges may be suspended by the sentencing court for not more than sixty (60) days. Any person

eighteen (18) years of age or older who shall fail to pay the amount of the forfeiture, court costs, any penalty assessment or driver surcharge or other 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 ninety (90) days.

(b) **Other Sanctions.**

- (1) **By Court.** 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 of the defendant, order the defendant to submit to assessment and rehabilitation programs or to attend traffic safety school in addition to payment of a monetary penalty or in lieu of imprisonment.

(c) **Forfeitures for Violation of Uniform Moving Traffic Regulations.**

Forfeitures for violations of any moving traffic regulation set forth in the Wisconsin Statutes adopted by reference in Section 5-4 shall conform to the forfeiture penalty permitted to be imposed for violations of the comparable Wisconsin Statute, including any variations or increases for subsequent offenses; provided, however, that this Subsection shall not be construed to permit prosecution under this Chapter for any offense described in Chapters 341 to 350 Wis. Stats., for which an imprisonment penalty or fine may be imposed upon the defendant.

(d) **Forfeitures for Uniform Statewide Parking, Stopping and Standing Offenses.**

Minimum and maximum forfeiture for violation of non-moving traffic violations adopted by reference in Section 5-4 as described in Chapters 341 to 350, Wis. Stats., shall be found in the current edition of the Revised Uniform State Traffic Deposit Schedule, as from time to time in effect after adoption by the Wisconsin Judicial Conference.

SEC. 6-6 ENFORCEMENT.

- (a) **Enforcement Procedures.** Except where otherwise specifically provided by the laws of the State of

Wisconsin or this Code, the traffic regulations in this Code of Ordinances shall be enforced in the Circuit Court of Bayfield County in accordance with the provisions of Chapters 345 and 799, Wis. Stats.

- (b) **Citations.** The Wisconsin Uniform Traffic Citation and Complaint described and defined in the Wisconsin Statutes shall be used for enforcement of all provisions of this Section.
- (c) **Deposits.** Deposits shall be made in conformance with Sec. 345.26, (2001-2002) Wis. Stats. If a particular deposit is not established by this statute, then the person shall deposit a forfeiture penalty as provided by the Town of Barnes and approved by the Town Board of the Town of Barnes.