

FALL CREEK

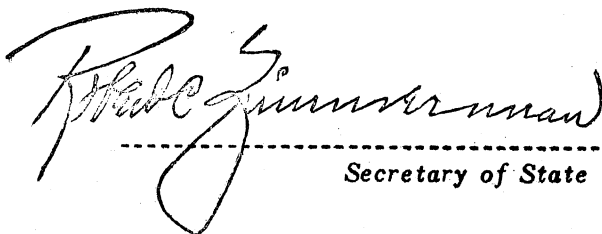
Eau Claire County

CHARTER ORDINANCE

(Traffic regulations)

State of Wisconsin,)
Department of State.) ss.

Received and filed this 16th
day of September, A. D. 1957


Secretary of State

AN ORDINANCE TO REGULATE TRAFFIC UPON THE STREETS, ALLEYS
AND HIGHWAYS OF THE VILLAGE OF FALL CREEK, WISCONSIN

The Village Board of the Village of Fall Creek, Wisconsin, do ordain
as follows:

Section 1. STATE TRAFFIC LAWS ADOPTED. 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
reference made a part of this ordinance 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 (Certificate of Title Required)
- 342.31 (2) (Report of Stolen or Abandoned Vehicles)
- 342.35, 342.38 (2) (Motor Vehicle Salvage Dealers)
- 343.05 (Operator's License Required)
- 343.07 (Instruction Permits)
- 343.43 (Unlawful Use of License)
- 343.45 (Permitting Unauthorized Person to Drive)
- 343.46 (Renting Vehicles)
- 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 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 Hose)
- 346.92 (Illegal Riding)
- 346.94 (Miscellaneous Prohibited Acts)
- 347.02 (Applicability of Chapter 347)
- 347.03 (Sale of Prohibited Equipment)
- 347.04 (Improperly Equipped Vehicle)
- 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 Lead)
- 348.15 through 348.20 (Weight Limitations)
- 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 as part of this section as if fully set forth herein.

Section 3. THROUGH STREETS DESIGNATED. The following streets in the Village of Fall Creek, Wisconsin in the interest of public safety, are hereby declared to be through streets:

Wisconsin Street From the south curb line of Miami Avenue to the North curb line of Lincoln Avenue and from the south curb line of Lincoln Avenue to the north curb line of Wilson Avenue.

Section 4. PARKING LIMITATIONS.

Parking Limits. When signs are erected in any block giving notice thereof, no person shall park a vehicle for longer than the period specified thereon.

Section 5. VEHICULAR WEIGHT LIMITATIONS.

Class "B" Highways Designated. All Streets and alleys within the Village limits of Fall Creek, Wisconsin, except the following enumerated streets and alleys, are hereby designated Class "B" highways and shall be subject to the weight limitations imposed by s.348.16 of the Wisconsin Statutes.

Lincoln Avenue - Unless otherwise designated by the County Board.

State Street - Unless otherwise designated by the County Board.

Section 6. ERECTION OF OFFICIAL TRAFFIC SIGNS AND SIGNALS.

The Street Department 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 notice of the provisions of sections 2, 3, 4 and 5 of this ordinance. Signs shall be erected in such locations and manner as authorized by the governing body as to give adequate warning to users of the street, alley or highway in question. No provision of said sections shall be enforced unless and until such signs are erected and in place and sufficiently legible to be seen by an ordinarily observant person.

Section 7. 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 together with the costs of prosecution, and in default of payment of the forfeiture 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 a violation of any provision of section 1 of this ordinance described and defined in ss. 346.61 through 346.64 of the Wisconsin statutes shall be \$75.00.

(b) The provisions of s.348.16 of the Wisconsin statutes shall apply to adjudications of violation of any provisions of this ordinance.

Section 8. ENFORCEMENT.

(a) Stipulation of Guilt. The chief of police or officer designated by him, upon request of any person charged with a violation of any provision of this ordinance within 48 hours after issuance of a citation therefor may accept a written stipulation of guilt and required penalty from such person. Such stipulation shall be made on an approved form.

(b) Forfeited Penalty. The sum to be forfeited pursuant to the stipulation for violation of this ordinance shall be as provided in the schedule of penalties established by the chief of police and approved by the village board.

(c) Forfeitures to Treasurer. The officer accepting forfeited penalties shall deliver them to the village treasurer at least once in each 7 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 in ss. 66.114, 345.13 or 345.15 of the Wisconsin statutes.

(e) Stipulation of Notice. Any official 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 or a forfeiture of bail. Such stipulation of notice shall be on an approved form.

Section 9. REFERENCES TO STATUTES. The term "Wisconsin statutes" wherever used in this ordinance shall mean the Wisconsin statutes of 1957.

Section 10. REPEAL OF CONFLICTING ORDINANCES. All ordinances regulating traffic upon the streets, alleys and highways of the village of Fall Creek, Wisconsin, and all ordinances or parts of ordinances in conflict with this ordinance heretofore enacted by the village board of the village of Fall Creek, Wisconsin, are hereby repealed.

Section 11. SEVERABILITY. The provisions 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 circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be affected thereby.

Section 12. EFFECTIVE DATE. This ordinance shall take effect and be in force from and after September 15, 1957.

Passed - September 3, 1957

Published - September 12, 1957

STATE OF WISCONSIN SS
DEPARTMENT OF STATE

RECEIVED AND FILED

SEP 16 1957

ROBERT C. ZIMMERMAN
SECRETARY OF STATE

A. H. Mitchell

President

Attest:

C. F. Dingerberg
Clerk-Treas.