

ORDINANCE NO. 15 - 8

AN ORDINANCE TO AMEND THE MUNICIPAL CODE AS IT PERTAINS TO  
MOTOR VEHICLE TRAFFIC AND PARKING REGULATIONS

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WHEREAS, the Police Department has reviewed the Municipal Code as it pertains to motor vehicle traffic and parking regulations and has recommended amendments to update and provide for additional regulations in the interest of public safety; and

WHEREAS, the Village Board having considered the proposed amendments and having determined that the amendments are reasonable and necessary to promote the health, safety and welfare of the Village.

NOW, THEREFORE, the Village Board of the Village of Hales Corners, Wisconsin, do ordain as follows:

SECTION 1: §2.06(6) PARKING REGULATIONS of the Municipal Code of Hales Corners, Wisconsin, is hereby amended to add the following to the existing text:

- (f) Parking Near Alley, Private Road or Driveway. Parking prohibited within 4 feet of the entrance to an alley or a private road or driveway.
- (g) Parking Near Crosswalk. Parking prohibited closer than 15 feet to the near limits of a crosswalk.
- (h) Stopping, Standing or Parking Prohibited in Parking Spaces Reserved for Vehicles Displaying Special Registration Plates or Special Identification Cards.
  - (1) Handicap Parking. Except for a motor vehicle used by a physically disabled person as defined under s. 346.503 (1), 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 s. 341.14 (1), (1a), (1e), (1m), or (1q) or a special identification card issued under s. 343.51 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.
  - (2) Obstruct, Block or Limit Use of Handicap Parking. 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 so as to obstruct, block or otherwise limit the use of 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 s. 341.14 (1), (1a), (1e), (1m), or (1q) or a special identification card issued under s. 343.51 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) Handicap Access Aisle. Notwithstanding par. (b), 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 that is clearly marked as and intended to be an access aisle to provide entry to and exit from vehicles by persons with physical disabilities and which is immediately adjacent to 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 s. 341.14 (1), (1a), (1e), (1m), or (1q) or a special identification card issued under s. 343.51 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 person with a physical disability.

SECTION 2:

§2.06(10)(a) of the Municipal Code of Hales Corners, Wisconsin, pertaining to PENALTIES, is hereby amended to read as follows [*note: deletions appear in strike-through text; additions appear in double-underlined text; unchanged text is not highlighted*]:

Parking Violation-Notice to Appear-Submission of Admission. Any person to whom a police notice or summons has been issued to appear at the police station for violating the provisions of §2.06 or the provisions of any other ordinance regulating the stopping, standing, and parking on any street or alley may, within seven (7) days after 6:00 p.m. on the day of the violation, deliver by mail or in person to the police station of the Village of Hales Corners, a written admission and consent to judgment (hereinafter called "admission") signed by such person of the charges set forth in the notice or summons, together with his check, money order, or cash for ~~\$10.00~~\$30.00, except that the amount for a violation of §2.06(6(h) shall be \$200.00. No violator of

§2.06 or such other ordinance shall be tried in court until after the time allowed the violator by this section for filing such admission has expired, unless the admission is signed by the defendant and filed as herein provided, in which case the trial shall be had as soon as possible. When a case is tried upon such admission, no witnesses shall be sworn for the prosecution or the defense. If after signing the admission, the defendant at the time of trial insists that witnesses be sworn for the defense, the case shall immediately be adjourned to a day certain, and witnesses may be subpoenaed on behalf of the prosecution and the defense. The trial of the case shall then proceed in the usual manner, and the provisions of this chapter shall not apply.

SECTION 3: §2.06(10)(b) of the Municipal Code of Hales Corners, Wisconsin, pertaining to PENALTIES, is hereby amended to read as follows *[note: deletions appear in strike-through text; additions appear in double-underlined text; unchanged text is not highlighted]*:

Parking violation-Failure to pay when due-Penalty. Any person who fails to pay the stipulated forfeit penalty of ~~ten~~thirty dollars within seven days after 6:00 p.m. on the day of violation shall pay a stipulated forfeit penalty of ~~twenty-five~~fifty five dollars for a parking violation as hereinabove provided. Any person who fails to pay the stipulated forfeit penalty of ~~ten~~thirty dollars within thirty days after 6:00 p.m. on the day of violation shall pay a stipulated forfeit penalty of ~~forty~~seventy-five dollars, which includes court costs, for a parking violation as hereinabove provided.

SECTION 4: §2.09 MOTOR POWER TO BE SHUT OFF WHEN VEHICLE IS UNATTENDED of the Municipal Code of Hales Corners, Wisconsin, is hereby amended to add the following to the existing text: "Vehicles equipped and started with a remote ignition start are exempt."

SECTION 5: §2.11 OPERATION OF MOTOR VEHICLE IN PUBLIC PARKING LOTS of the Municipal Code of Hales Corners, Wisconsin, is hereby amended to add the following to the existing text:

(3) MOTOR VEHICLE REGISTRATION. No person may park, operate or knowingly permit the parking or operation of a motor vehicle if the registration for that vehicle is expired, suspended, revoked or canceled.

- (4) LIMITATION ON BACKING. The operator of a vehicle shall not back the same unless such movement can be made with reasonable safety.
- (5) INATTENTIVE DRIVING. No person while driving a motor vehicle may be engaged or occupied with an activity, other than driving the vehicle that interferes or reasonably appears to interfere with the person's ability to drive the vehicle safely.
- (6) STOP SIGNS IN PARKING LOTS. Except when directed to proceed by a traffic officer every operator of a vehicle approaching a stop sign in a parking lot shall cause such vehicle to stop before continuing past the stop sign and shall yield the right-of-way to other vehicles.

SECTION 6: The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

SECTION 7: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION 8: This ordinance shall take effect and be in force from and after its passage and publication.

PASSED AND ADOPTED this 12th day of October, 2015.

  
Robert G. Ruesch, Village President

Countersigned:

(VILLAGE SEAL)

  
Michael F. Weber, Village Administrator/Clerk

