

TITLE 10

Motor Vehicles and Traffic

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Title 10 ► Chapter 1

Traffic and Parking

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Article A: General Provisions

Sec. 10-1-1 State Traffic Laws Adopted.

- (a) **Statutes Adopted.** Except as otherwise specifically provided in this Code, the statutory provisions in Chapters 110, 194, and 340 through 349, Wis. Stats., describing and defining regulations with respect to vehicles and traffic, for which the penalty is a forfeiture only, exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment or exclusively state charges, are hereby adopted and by reference made a part of this Chapter as if fully set forth herein. The statutory sections listed shall be designated as part of this Code by adding the prefix "10-1-" to each statute section number. Any act required to be performed or prohibited by any regulation incorporated herein by reference is required or prohibited by this Chapter. Any future amendments, revisions or modifications of the statutory regulations in Chapters 340 through 349, Wis. Stats., incorporated herein are intended to be made part of this Chapter in order to secure to the extent legally practicable uniform statewide regulation of vehicle traffic on the highways, streets and alleys of the State of Wisconsin. Any person who shall, within the Village of Bristol, Kenosha County, Wisconsin, violate any provisions of any Statute incorporated herein by reference shall be deemed guilty of an offense under this Section.
- (b) **Other State Laws Adopted.** There are also hereby adopted by reference the following sections of the Wisconsin Statutes, but the prosecution of such offenses under this Chapter shall be as provided in Chapters 340 through 349, Wis. Stats., and the penalty for violation thereof shall be limited to a forfeiture as hereinafter provided in this Chapter:
- | | |
|----------------|---|
| 941.01 | Negligent Operation of Vehicle Off Highway |
| 941.03 | Highway Obstruction |
| 943.11 | Entry into Locked Vehicle |
| 943.23(3m)-(5) | Operating Motor Vehicles Without Owners Consent |
| 947.045 | Drinking in Motor Vehicle on Highway |
- (c) **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of the Wisconsin Statutes, such references shall mean the Wisconsin Statutes of 2007-2008 as from time to time amended, repealed or modified by the Wisconsin Legislature.
- (d) **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.

Sec. 10-1-2 State Administrative Code Provisions Adopted.

- (a) **Administrative Regulations Adopted.** The following administrative rules and regulations adopted by the Secretary of the Wisconsin Department of Transportation and published in the Wisconsin Administrative Code, exclusive of any provisions therein relating to the

penalties to be imposed, are hereby adopted by reference and made part of this Chapter as if fully set forth herein.

Wis. Adm. Code – MVD 5	Standards for Motor Vehicle Equipment
Wis. Adm. Code – MVD 6	Transportation of Explosives by Motor Vehicle
Wis. Adm. Code – MVD 12	Leasing of Vehicles by Private Carriers
Wis. Adm. Code – MVD 18	Protective Headgear Standards and Specifications
Wis. Adm. Code – MVD 22	Standards and Specifications - Design and Mounting SMV Emblem

- (b) **Non-Compliance Prohibited.** No person shall operate or allow to be operated on any highway, street or alley within the Village of Bristol a vehicle that is not in conformity with the requirements of Subsection (a) or the provisions of Sec. 110.075 and Chapter 347, Wis. Stats., incorporated by reference in Section 10-1-1 of this Chapter.
- (c) **Safety Checks.**
 - (1) **Operators to Submit to Inspection.** When directed to do so by any law enforcement officer, the operator of any motor vehicle shall stop and submit such vehicle to an inspection and such tests as are necessary to determine whether the vehicle meets the requirements of this Section or that the vehicle's equipment is in proper adjustment or repair. No person, when operating a motor vehicle, shall fail to stop and submit such vehicle to inspection when directed to do so by any law enforcement officer as herein provided.
 - (2) **Authority of Officer.** Any law enforcement officer is hereby empowered whenever he or she shall have reason to believe that any provision of this Section is being violated to order the operator of the vehicle to stop and to submit such vehicle to an inspection with respect to brakes, lights, turn signals, steering, horns and warning devices, glass, mirrors, exhaust systems, windshield wipers, tires and other items of equipment.
 - (3) **Vehicle to be Removed From Highway.** Whenever, after inspection as provided by this Section, a law enforcement officer determines that a vehicle is unsafe for operation, he or she may order it removed from the highway and not operated, except for purposes of removal and repair until the vehicle has been repaired as directed in a repair order. Repair orders may be in the form prescribed by the secretary of the Wisconsin Department of Transportation under Sec. 110.075(5), Wis. Stats., and shall require the vehicle owner or operator to cause the repairs to be made and return evidence of compliance with the repair order to the Wisconsin Department of Transportation of the issuing officer within the time specified in the order.
- (d) **Penalty.**
 - (1) Penalty for violation of any provision of this Section, including the provisions of the Wisconsin Administrative Code, incorporated herein by reference, shall be as provided

in Section 10-1-50, together with the costs of prosecution and applicable penalty assessment.

- (2) The Wisconsin Administrative Code sections adopted by reference in Subsection (a) above shall be designated as part of this Code by adding the prefix "10-1-" to each statute or Administrative Code section number.

Sec. 10-1-3 Official Traffic Signs and Control Devices; Prohibited Signs, Signals and Markers.

- (a) **Duty 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 Section 10-1-1, require the erection of traffic control devices for enforcement, the Village Board 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 Village Board, will carry out the purposes of this Chapter and give adequate warning to users of the streets and highways of the Village of Bristol.
- (b) **Prohibited Signs and Markers in Highways.** No person other than the Village Board or an official authorized by this Chapter to erect and maintain official traffic control devices or his or her designee shall place within the limits of any street or highway maintained by the Village any sign, signal, marker, mark or monument unless permission is first obtained from the Village Board or, where applicable, the 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 Subsection (c).
- (c) **Removal of Unofficial Signs, Markers, Signals and Traffic Control Devices.** The Village Board, or its designee, may remove any sign, signal, marking 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, marking or device shall be reported to the Village Board 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 1 shall be placed upon the tax roll for collection as other special municipal taxes.

State Law Reference: Sections 346.41 and 349.09, Wis. Stats.

Sec. 10-1-4 Cost of Enforcement Towing.

Whenever a vehicle is found to be in violation of any provision of this Chapter and/or state law and must be towed, the cost thereof shall be the responsibility of the vehicle's owner.

Sec. 10-1-5 through Sec. 10-1-9 Reserved for Future Use.

Article B: Street Traffic Regulations

Sec. 10-1-10 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 Chapter shall obey the direction of such Official Traffic Control Device as required by the Wisconsin Statutes incorporated by reference in Section 10-1-1 of this Chapter. Operators of vehicles approaching a stop sign shall stop before entering a highway as required by Sec. 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 Sec. 346.18(6), Wis. Stats.

Sec. 10-1-11 Vehicle Weight Limitations.

- (a) **Authority.** The Village Board of the Village of Bristol has specific statutory authority, powers and duties, pursuant to the specific statutory sections noted in this Section and/or by its adoption of village powers under Sec. 60.10, Wis. Stats., to establish, regulate, control, and enforce weight limits in the Village of Bristol.
- (b) **Authorization.** Proper Village officers and their designees are authorized and directed to install official "Vehicle Weight Restriction" signs on the Village highways, roads and streets designated in this Section below indicating such requirements.
- (c) **Class B Highways Designated.** Pursuant to Section 349.15, Wis. Stats., the following roads in the Village of Bristol are hereby designated Class "B" highways for the purpose of putting into effect limitations set forth in Section 348.16, Wis. Stats.:
 - (1) 80th Street east of U.S. Hwy. 45 to its eastern terminus.
 - (2) 82nd Street east of U.S. Hwy. 45 to its eastern terminus.
 - (3) 82nd Street west of U.S. Hwy. 45 to its western terminus.
 - (4) 106th Street east of U.S. Hwy. 45 to 188th Avenue.
 - (5) 119th Street from U.S. Hwy. 45 to its western terminus.
 - (6) 120th Street between U.S. Hwy. 45 and 187th Avenue.
 - (7) 121st Street westward from U.S. Hwy. 45 to the intersection of 182nd Avenue.
 - (8) 122nd Street between U.S. Hwy. 45 and 185th Avenue.
 - (9) 182nd Street from its beginning north of 119th Street to its terminus south of 122nd Street.
 - (10) 185th Avenue between 120th Street and 122nd Street.
- (d) **Exemptions.** Village officers and their designees in charge of maintenance of Village highways, roads and streets may exempt vehicles carrying certain commodities or which are used to perform certain services specified by the authority, from the special weight limitations imposed above or may set different weight limitations than those imposed under

the above provisions if such exemption or limitation is reasonable and necessary to promote the public health, safety and welfare.

State Law Reference: Secs. 348.21 and 349.16(1), Wis. Stats.

Sec. 10-1-12 Speed Limits.

- (a) **Speed Limits Established.** Traffic and engineering investigations have been made on the following described Village of Bristol highways, roads and streets on the maximum permissible speed at which vehicles may be operated on said highways, which speed is herewith established as reasonable and safe pursuant to Sec. 349.11, Wis. Stats., and shall be as set forth below in Subsection (b), subject to approval by the State Highway Commission, and upon erection of standard signs giving notice thereof.
- (b) **Twenty-Five (25) Miles Per Hour Limit.** No person shall operate any motor vehicle in excess of twenty-five (25) miles per hour on any Village of Bristol road, street, or highway under the jurisdiction of the Village of Bristol as indicated by official speed limit signs as follows:
- (1) **63rd Street.** From 203rd Avenue easterly, westerly and southerly to its termination.
 - (2) **67th Street.** From 184th Avenue westerly to its termination.
 - (3) **79th Street.** From U.S. Hwy. 45 easterly to its termination.
 - (4) **80th Street.** From U.S. Hwy. 45 easterly to 198th Avenue.
 - (5) **81st Street.** From 198th Avenue easterly and southerly to 195th Avenue.
 - (6) **81st Street.** From 160th Avenue easterly to its termination.
 - (7) **81st Street.** From 203rd Avenue westerly to 205th Avenue.
 - (8) **82nd Street.** From U.S. Hwy. 45 westerly and easterly for 0.93 of a mile.
 - (9) **82nd Street.** From 160th Avenue westerly to its termination.
 - (10) **83rd Place.** From 203rd Avenue westerly to 207th Avenue.
 - (11) **83rd Street.** From 203rd Avenue easterly to 201st Avenue.
 - (12) **84th Place.** From 207th Avenue easterly to its termination.
 - (13) **84th Circle.** From 84th Street easterly to its termination.
 - (14) **84th Street.** From U.S. Hwy. 45 easterly to 198th Avenue and from 197th Avenue easterly to 196th Avenue and from 196th Avenue easterly to its termination.
 - (15) **84th Street.** From 160th Avenue westerly to its termination.
 - (16) **86th Place.** From 198th Avenue westerly for 0.10 of a mile.
 - (17) **86th Street.** From U.S. Hwy. 45 easterly for 0.43 of a mile.
 - (18) **87th Street.** From 198th Avenue easterly to 194th Avenue.
 - (19) **90th Street.** From 136th Avenue westerly to its termination.
 - (20) **91st Street.** From 136th Avenue westerly to its termination.
 - (21) **91st Place.** From 176th Avenue westerly to its termination.

- (22) **92nd Street.** From 136th Avenue westerly to its termination.
- (23) **101st Street.** From Bristol Road easterly to its termination.
- (24) **102nd Street.** From Bristol Road easterly to 195th Avenue.
- (25) **102nd Street.** From 187th Avenue easterly and westerly for 0.20 of a mile.
- (26) **103rd Street.** From Bristol Road easterly to 195th Avenue.
- (27) **103rd Street.** From 186th Avenue westerly for 0.11 of a mile.
- (28) **104th Street.** From Bristol Road easterly to 195th Avenue.
- (29) **104th Street.** From 185th Avenue westerly to its termination with 106th Street.
- (30) **106th Street.** From U.S. Hwy. 45 easterly to 187th Avenue.
- (31) **117th Street.** From 214th Avenue easterly to its termination.
- (32) **117th Street.** From 216th Avenue easterly to its termination.
- (33) **118th Street.** From 213th Avenue easterly to 212th Avenue.
- (34) **119th Street.** From 214th Avenue easterly to its termination.
- (35) **119th Street.** From 187th Avenue easterly to 182nd Avenue.
- (36) **120th Street.** From 187th Avenue easterly to 182nd Avenue.
- (37) **120th Street.** From 214th Avenue easterly to its termination.
- (38) **121st Street.** From 214th Avenue easterly to its termination.
- (39) **121st Street.** From U.S. Hwy. 45 westerly to 182nd Avenue.
- (40) **122nd Street.** From 185th Avenue easterly to 182nd Avenue.
- (41) **122nd Street.** From 213th Avenue easterly to its termination.
- (42) **128th Avenue.** From State Hwy. 50 southerly to its termination.
- (43) **128th Avenue.** From Wilmot Road southerly to its termination.
- (44) **136th Avenue.** From Wilmot Road northerly to its termination.
- (45) **144th Avenue.** From State Hwy. 50 southerly to its termination.
- (46) **144th Avenue.** From 60th Street southerly to its termination.
- (47) **176th Avenue.** From 93rd Street northerly to its termination.
- (48) **182nd Avenue.** From 121st Street northerly and southerly to its termination.
- (49) **184th Avenue.** From 119th Street southerly to its termination.
- (50) **185th Avenue.** From 120th Street southerly to 122nd Street.
- (51) **185th Avenue.** From 104th Street northerly to its termination.
- (52) **186th Avenue.** From 104th Street northerly to 102nd Street.
- (53) **187th Avenue.** From 119th Street southerly to its termination.
- (54) **190th Avenue.** From 101st Street to its termination.
- (55) **191st Avenue.** From 101st Street to its termination.
- (56) **192nd Avenue.** From 101st Street to its termination.
- (57) **193rd Avenue.** From 83rd Street southerly to 84th Street.
- (58) **194th Avenue.** From 84th Street southerly to 87th Street.
- (59) **195th Avenue.** From 83rd Street northerly to 81st Street.
- (60) **195th Avenue.** From 101st Street southerly to its termination.
- (61) **195th Avenue.** From 104th Street northerly and southerly to its termination.
- (62) **196th Avenue.** From 83rd Street southerly to 84th Street.

- (63) **196th Avenue.** From 87th Street northerly to 86th Street.
- (64) **197th Avenue.** From 84th Street southerly to 84th Place.
- (65) **198th Avenue.** From 80th Street southerly to 87th Street.
- (66) **199th Avenue.** From 80th Street southerly to 83th Street.
- (67) **199th Avenue.** From 84th Street southerly to 84th Place.
- (68) **201st Street.** From 82nd Street southerly to 83rd Street.
- (69) **202nd Avenue.** From 82nd Street southerly to 83rd Street.
- (70) **203rd Avenue.** From 81st Street southerly to 85th Street.
- (71) **204th Court.** From 83rd Place southerly to its termination.
- (72) **204th Circle.** From 204th Court to its termination.
- (73) **205th Avenue.** From 81st Street southerly to 82nd Street.
- (74) **206th Avenue.** From 81st Street southerly to 82nd Street.
- (75) **207th Avenue.** From 83rd Place southerly to 85th Street.
- (76) **212th Avenue.** From Cty. Hwy. C northerly to its termination.
- (77) **212th Avenue.** From 117th Street southerly to 118th Street.
- (78) **213th Avenue.** From 116th Street southerly to 119th Street.
- (79) **213th Avenue.** From 121st Street southerly to 122nd Street.
- (80) **214th Avenue.** From 116th Street southerly to 213rd Avenue.
- (81) **214th Avenue.** From 121st Street northerly to its termination.
- (82) **216th Avenue.** From 116th Street southerly to 117th Street.
- (83) **216th Avenue.** From 121st Street to its termination.
- (84) **Bristol Road.** From the north intersection of U.S. Hwy. 45 to the south intersection of Bristol Road with U.S. Hwy. 45.
- (85) **Chaucer Circle West.** From 85th Street southerly and easterly to Chaucer Circle East.
- (86) **Chaucer Circle East.** From 85th Street southerly and westerly to Chaucer Circle West.
- (87) **Chaucer Place.** From Chaucer Circle West westerly to its termination.
- (c) **Thirty (30) Miles per Hour Limit.** No person shall operate any motor vehicle in excess of thirty (30) miles per hour on any Village of Bristol road, street, or highway under the jurisdiction of the Village of Bristol as indicated by official speed limit signs as follows:
 - (1) **77th Street.** From 125th Avenue easterly to 120th Avenue.
 - (2) **125th Avenue.** From 75th Street southerly to 77th Street.
- (d) **Thirty-Five (35) Miles per Hour Limit.** No person shall operate any motor vehicle in excess of thirty-five (35) miles per hour on any Village of Bristol road, street, or highway under the jurisdiction of the Village of Bristol as indicated by official speed limit signs as follows:
 - (1) **83rd Street.** From 200th Avenue easterly to 184th Avenue.

- (e) **Forty-Five (45) Miles per Hour Limit.** No person shall operate any motor vehicle in excess of forty-five (45) miles per hour on any Village of Bristol road, street, or highway under the jurisdiction of the Village of Bristol as indicated by official speed limit signs as follows:
- (1) **98th Street.** From 212th Avenue easterly to 200th Avenue.
 - (2) **116th Street.** From 136th Avenue easterly to 120th Avenue.
 - (3) **124th Street.** From 208th Avenue westerly to 210th Avenue.
 - (4) **208th Avenue.** From 116th Street southerly to 124th Street.
 - (5) **210th Avenue.** From 124th Avenue southerly to the state line.
 - (6) **212th Avenue.** From 98th Street northerly to Wilmot Road.
 - (7) **216th Avenue.** From 75th Street southerly to 85th Street.
- (f) **School Zone District Fifteen (15) Miles per Hour Limit on Days When Children Are Present.** No person shall operate any motor vehicle in excess of fifteen (15) miles per hour in designated school zones on days when children are present on any Village of Bristol road, street, or highway under the jurisdiction of the Village of Bristol as indicated by official speed limit signs as follows:
- (1) **82nd Street.** From 200th Avenue westerly to 203rd Avenue..
 - (2) **201st Avenue.** From 82nd Street southerly to 83rd Street.
 - (3) **202th Avenue.** From 82nd Street southerly to 83rd Street.
 - (4) **203rd Avenue.** From 83rd Place northerly to 82nd Street.
- (g) **Conditions Requiring Reduced Speed.**
- (1) **Prudent Speed Requirement.** No person shall drive a vehicle at a speed greater than is reasonable and prudent under the conditions and having regard for the actual and potential hazards then existing. The speed of a vehicle shall be so controlled as may be necessary to avoid colliding with any object, person, vehicle or other conveyance on or entering the highway, in compliance with legal requirements and using due care.
 - (2) **Special Conditions.** The operator of every vehicle shall, consistent with the requirements of Subsection(b)(1) above, drive at an appropriate reduced speed when approaching a crossing, an intersection or railway grade crossing, when approaching and going around a curve, when approaching a hill crest, when traveling upon any narrow or winding roadway, when passing school children, highway construction or maintenance workers or other pedestrians, and when special hazards exist with regard to other traffic or by reason of weather or highway conditions.
- (h) **Signage Authorization.** Proper Village officers and their designees are authorized and directed to install official signs on the above listed Village highways, roads and streets indicating such speed restriction requirements.

State Law Reference: Secs. 346.57 and 349.11, Wis. Stats.

Sec. 10-1-13 Stop Intersections; Yield Intersections.

- (a) **Stop Sign Intersections Designated.** All vehicles traveling on the following streets shall stop before entering or crossing the following named intersections:
- (1) **67th Street.** Vehicles traveling east on 67th Street shall stop before entering the intersection of 184th Avenue.
 - (2) **79th Street.** Vehicles traveling west on 79th Street shall stop before entering the intersection of U.S. Hwy. 45.
 - (3) **80th Street.** Vehicles traveling west on 80th Street shall stop before entering the intersection of 200th Avenue (U.S. Hwy. 45).
 - (4) **81st Street.**
 - a. Vehicles traveling west on 81st Street shall stop before entering the intersection of 160th Avenue.
 - b. Vehicles traveling west on 81st Street shall stop before entering the intersection of 198th Avenue.
 - (5) **82nd Street.**
 - a. Vehicles traveling east or west on 82nd Street shall stop before entering the intersection of 198th Street.
 - b. Vehicles traveling east or west on 82nd Street shall stop before entering the intersection of 199th Street.
 - c. Vehicles traveling east or west on 82nd Street shall stop before entering the intersection of 200th Avenue (U.S. Hwy. 45).
 - d. Vehicles traveling west on 82nd Street shall stop before entering the intersection of 206th Street.
 - (6) **83rd Place.** Vehicles traveling east on 83rd Place shall stop before entering the intersection of 203rd Avenue.
 - (7) **83rd Street.**
 - a. Vehicles traveling east on 83rd Street shall stop before entering the intersection of 184th Street.
 - b. Vehicles traveling west on 83rd Street shall stop before entering the intersection of 200th Avenue (U.S. Hwy. 45).
 - c. Vehicles traveling west on 83rd Street shall stop before entering the intersection of 203rd Avenue.
 - (8) **84th Place.**
 - a. Vehicles traveling east or west on 84th Place shall stop before entering the intersection of 198th Avenue.
 - b. Vehicles traveling west on 84th Place shall stop before entering the intersection of 200th Avenue (U.S. Hwy. 45).
 - (9) **84th Street.**
 - a. Vehicles traveling west on 84th Street shall stop before entering the intersection of 200th Avenue (U.S. Hwy. 45).

- b. Vehicles traveling east on 84th Street shall stop before entering the intersection of 198th Avenue.
 - c. Vehicles traveling west on 84th Street shall stop before entering the intersection of 198th Avenue.
 - d. Vehicles traveling east on 84th Street shall stop before entering the intersection of 196th Avenue.
- (10) **86th Street.**
- a. Vehicles traveling east on 86th Street shall stop before entering the intersection of 194th Avenue.
 - b. Vehicles traveling east or west on 86th Street shall stop before entering the intersection of 198th Avenue.
 - c. Vehicles traveling west on 86th Street shall stop before entering the intersection of 200th Avenue (U.S. Hwy. 45).
- (11) **90th Street.** Vehicles traveling west or east on 90th Street shall stop before entering the intersection of 136th Avenue.
- (12) **91st Street.** Vehicles traveling east on 91st Street shall stop before entering the intersection of 136th Avenue.
- (13) **92nd Street.** Vehicles traveling east on 92nd Street shall stop before entering the intersection of 136th Avenue.
- (14) **98th Street.** Vehicles traveling east on 98th Street shall stop before entering the intersection of 200th Avenue (U.S. Hwy. 45).
- (15) **101st Street.** Vehicles traveling west on 101st Street shall stop before entering the intersection of Bristol Road.
- (16) **102nd Street.** Vehicles traveling west on 102nd Street shall stop before entering the intersection of Bristol Road.
- (17) **103rd Street.** Vehicles traveling west on 103rd Street shall stop before entering the intersection of Bristol Road.
- (18) **104th Street.** Vehicles traveling west on 104th Street shall stop before entering the intersection of Bristol Road.
- (19) **106th Street.** Vehicles traveling west on 106th Street shall stop before entering the intersection of U.S. Hwy. 45.
- (20) **116th Street.**
- a. Vehicles traveling west on 116th Street shall stop before entering the intersection of 136th Avenue.
 - b. Vehicles traveling east on 116th Street shall stop before entering the intersection of 120th Avenue.
- (21) **119th Street.** Vehicles traveling east on 119th Street shall stop before entering the intersection with U.S. Hwy. 45.
- (22) **121st Street.**
- a. Vehicles traveling east on 121st Street shall stop before entering the intersection on U.S. Hwy. 45.

- b. Vehicles traveling west on 121st Street shall stop before entering the intersection of 182nd Street.
- (23) **125th Avenue.**
 - a. Vehicles traveling north on 125th Avenue shall stop before entering the intersection of 75th Street.
- (24) **128th Avenue.**
 - a. Vehicles traveling north on 128th Avenue shall stop before entering the intersection of 75th Street (State Hwy. 50).
 - b. Vehicles traveling north on 128th Avenue shall stop before entering the intersection of Cty. Hwy. C (Wilmot Road).
- (25) **136th Avenue.** Vehicles traveling south on 136th Avenue shall stop before entering the intersection of Cty. Hwy. C (Wilmot Road).
- (26) **144th Avenue.**
 - a. Vehicles traveling north on 144th Avenue shall stop before entering the intersection of 60th Street.
 - b. Vehicles traveling north on 144th Avenue shall stop before entering the intersection of 75th Street (State Hwy. 50).
- (27) **187th Avenue.** Vehicles traveling north on 187th Avenue shall stop before entering the intersection of 116th Street (Cty. Hwy. V).
- (28) **190th Avenue.**
 - a. Vehicles traveling north on 190th Avenue shall stop before entering the intersection of 83rd Street.
 - b. Vehicles traveling south on 190th Avenue shall stop before entering the intersection of 101st Street.
- (29) **191st Avenue.** Vehicles traveling south on 191st Avenue shall stop before entering the intersection of 101st Street.
- (30) **192nd Avenue.** Vehicles traveling south on 192nd Avenue shall stop before entering the intersection of 101st Street.
- (31) **193rd Avenue.** Vehicles traveling north on 193rd Avenue shall stop before entering the intersection of 83rd Street.
- (32) **194th Avenue.** Vehicles traveling north on 194th Avenue shall stop before entering the intersection of 84th Street.
- (33) **195th Avenue.**
 - a. Vehicles traveling south on 195th Avenue shall stop before entering the intersection of 83rd Street.
 - b. Vehicles traveling north on 195th Avenue shall stop before entering the intersection of 81st Street.
- (34) **196th Avenue.**
 - a. Vehicles traveling north on 196th Avenue shall stop before entering the intersection of 83rd Street.

- b. Vehicles traveling south on 196th Avenue shall stop before entering the intersection of 87th Street.
- c. Vehicles traveling north on 196th Avenue shall stop before entering the intersection of 86th Street.
- (35) **198th Avenue.**
 - a. Vehicles traveling north or south on 198th Avenue shall stop before entering the intersection of 86th Street.
 - b. Vehicles traveling north or south on 198th Avenue shall stop before entering the intersection of 83rd Street.
- (36) **199th Avenue.** Vehicles traveling south on 199th Avenue shall stop before entering the intersection of 83rd Street.
- (37) **201st Avenue.** Vehicles traveling north on 201st Avenue shall stop before entering the intersection of 82nd Street.
- (38) **202nd Avenue.**
 - a. Vehicles traveling north on 202nd Avenue shall stop before entering the intersection of 82nd Street.
 - b. Vehicles traveling south on 202nd Avenue shall stop before entering the intersection of 83rd Street.
- (39) **203rd Avenue.**
 - a. Vehicles traveling north or south on 203rd Avenue shall stop before entering the intersection of 82nd Street.
 - b. Vehicles traveling south on 203rd Avenue shall stop before entering the intersection of 85th Street.
 - c. Vehicles traveling north on 203rd Avenue shall stop before entering the intersection of 60th Street.
- (40) **205th Avenue.** Vehicles traveling south on 205th Avenue shall stop before entering the intersection of 82nd Street.
- (41) **208th Avenue.** Vehicles traveling north on 208th Avenue shall stop before entering the intersection of 116th Street (Cty. Hwy. V).
- (42) **212th Avenue.** Vehicles traveling north or south on 212th Avenue shall stop before entering the intersection of Cty. Hwy. C (Wilmot Road).
- (43) **213th Avenue.**
 - a. Vehicles traveling north on 213th Avenue shall stop before entering the intersection of 116th Street (Cty. Hwy. V).
 - b. Vehicles traveling north on 213th Avenue shall stop before entering the intersection on 117th Street.
 - c. Vehicles traveling north and south on 213th Avenue shall stop before entering the intersection of 214th Avenue.
- (44) **214th Avenue.**
 - a. Vehicles traveling south on 214th Avenue shall stop before entering the intersection of 81st Street.

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- b. Vehicles traveling north on 214th Avenue shall stop before entering the intersection of 116th Street (Cty. Hwy. V).
 - c. Vehicles traveling south on 214th Avenue shall stop before entering the intersection of 213th Avenue.
- (45) **216th Avenue.**
 - a. Vehicles traveling north on 216th Avenue shall stop before entering the intersection of 116th Street (Cty. Hwy. V).
 - b. Vehicles traveling south on 216th Avenue shall stop before entering the intersection of 85th Street.
 - c. Vehicles traveling north on 216th Avenue shall stop before entering the intersection of 75th Street.
- (46) **Bristol Road.**
 - a. Vehicles traveling north or south on Bristol Road shall stop before entering the intersection of U.S. Hwy. 45.
 - b. Vehicles traveling north or south on Bristol Road shall stop before entering the intersection of 102nd Street.
- (47) **Chaucer Circle West.** Vehicles traveling north on Chaucer Circle West shall stop before entering the intersection of 85th Street.
- (48) **Chaucer Circle East.** Vehicles traveling north on Chaucer Circle East shall stop before entering the intersection of 85th Street.
- (b) **Designated Crosswalk Stop/Yield Locations.** All vehicles traveling on the following streets shall stop or yield the right-of-way to any person in a marked crosswalk located at:
 - (1) **203rd Avenue.** Vehicles traveling on 203rd Avenue at 83rd Place shall stop/yield to persons in the marked crosswalk.

Sec. 10-1-14 through Sec. 10-1-19 Reserved for Future Use.

Article C: Parking Regulations

Sec. 10-1-20 Restrictions on Parking; Posted Limitations.

- (a) **Seventy-two (72) Hour Limitation.** No person, firm or corporation shall park or leave standing any automobile, truck, tractor, trailer or vehicle of any description on any public streets or public parking lots in the Village of Bristol for a period of seventy-two (72) or more consecutive hours in the same location at any time, except that where more restrictive parking limits have been established, the more restrictive limits shall apply. When any enforcement officer shall find a vehicle standing upon a public street or parking lot in violation of the provisions of this Section, he/she is authorized to move such a vehicle or to require the operator in charge thereof to move such vehicle to a position permitted under this Chapter. The enforcement officer may cause said vehicle to be removed to a proper impoundment and storage area where storage space is available and in such case the owner shall pay the costs of removing said vehicle and the storage fees on said vehicle before he/she may recover the possession thereof.
- (b) **Posted Limitations.**
 - (1) The Village Board may designate certain streets or portions of streets as no parking or no stopping or standing zones or as zones for parking by physically handicapped persons and may limit the hours in which the restrictions apply. The Village shall mark, by appropriate signs, each zone so designated in accordance with the provisions of Sec. 349.13, Wis. Stats.
 - (2) Except when necessary to avoid conflict with other traffic or in compliance with the directions of a enforcement officer or traffic control device, no person shall stop or park a vehicle in an established no stopping or standing zone when stopping or standing is prohibited. No vehicle shall be parked in a no parking zone during hours when parking is prohibited except physicians on emergency calls or as permitted by state law or elsewhere by this Code of Ordinances.
 - (3) The Village Board shall have the authority to restrict the turning or movement of heavy traffic and to impose special weight limitations on any highway or portions thereof which, because of the weakness of the roadbed due to deterioration or climatic conditions or other special or temporary conditions, would likely be seriously damaged or destroyed in the absence of any restrictions on heavy traffic movement or special weight limitations.
 - (4) No prohibition, restriction or limitation on parking or restriction on movement or turning of heavy traffic and imposition of special weight limits is effective unless official traffic control devices have been placed or erected indicating the particular prohibition, restriction or limitation.

Sec. 10-1-21 Stopping or Parking Prohibited in Certain Specified Places.

- (a) **Parking Prohibited at All Times.** Except temporarily for the purpose of and while actually engaged in loading or unloading or in receiving or discharging passengers or property 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, stop or leave standing any vehicle, whether occupied or unoccupied:
- (1) Within an intersection, or within fifteen (15) feet of the corner of any intersection.
 - (2) On or in a crosswalk.
 - (3) On a sidewalk or terrace area, except when parking in such place is clearly indicated by official traffic signs or markers or when temporarily engaged in parking for an event. "Terrace or Sidewalk Area" means that area between the sidewalk and the nearest curb line running parallel or generally parallel thereto or in the absence of a sidewalk ten (10) feet beyond the road edge line.
 - (4) Alongside or opposite any highway excavation or obstruction when such stopping or standing would obstruct traffic or when pedestrian traffic would be required to travel in the roadway.
 - (5) On the roadway side of any parked vehicle unless double parking is clearly indicated by official traffic signs or markers.
 - (6) Upon any portion of a highway where and at the time when stopping or standing is prohibited by official traffic signs indicating the prohibition of any stopping or standing.
 - (7) In any place or manner so as to obstruct, block or impede traffic.
 - (8) Upon any portion of a highway where and at the time when parking is prohibited, limited or restricted by official traffic signs, including places where parking is allowed only for handicapped persons.
 - (9) Upon any bridge or marked safety zone.
 - (10) Upon any street or highway within the Village any vehicle which faces a direction different from the direction of normal traffic flow for the lane of traffic in which said vehicle is stopped or standing.
 - (11) In any public park when said park is closed to the public and if so posted.
 - (12) Within fifteen (15) feet of a fire hydrant or a wet or dry barrel.
 - (13) Within ten (10) feet of either side of a mailbox between the hours of 8:00 a.m. and 4:00 p.m., excluding Sundays and legal holidays.
 - (14) In the arc of a curve.
 - (15) On any traveled portion of any roadway within the Village of Bristol.
- (b) **Vehicles Not to Block Private Drive, Alley or Fire Lane.** No vehicle shall, at any time, be parked so as to unreasonably restrict the normal access to any private drive, alley or fire lane. Said access shall be deemed to be unreasonably restricted if any vehicle is parked within four (4) feet of either side of said access. Upon discovery by a law enforcement

officer or upon complaint by the owner of any such blocked drive, alley or fire lane, the law enforcement officer may order said vehicle towed from such position at the risk and expense of the owner of said vehicle.

(c) **Parking Vehicle for Repair or to Display for Sale Prohibited.**

(1) No person shall stand or park a vehicle on any street, alley, public right-of-way or municipal parking lot in the Village of Bristol for the purpose of repairing said vehicle, truck, boat, recreational vehicle, or trailer, or to display such unit for sale. No person shall park on any street or avenue any vehicles for the primary purpose of advertising.

(2) No person other than an owner and/or operator of a business located on business-zoned property engaged in the regular business of selling vehicles may display a vehicle, truck, boat, recreational vehicle or trailer for sale upon private premises unless the following conditions are met:

- a. Consent to display the vehicle has been given by the owner or lessee of the premises; and
- b. The owner of the vehicle is on the premises or resides there; and
- c. The vehicle displayed for sale is parked entirely on the premises; and
- d. The premises contains only one (1) vehicle displayed for sale; and
- e. The advertisement or sign for sale of the vehicle is not larger than two (2) square feet.

(d) **Parking of Trailers.** No person shall at any time park, stop or leave standing, whether attended or unattended, any trailer (including campers, boats, utility trailers or any towed apparatus) or semi-trailer, whether or not attached or connected to a vehicle on any street or public property for a period exceeding seventy-two (72) hours.

Cross-Reference: Title 10, Chapter 5

Sec. 10-1-22 Parking Reserved for Vehicles of Disabled.

When official traffic signs indicating such restriction have been erected in accordance with Section 10-1-3 of this Chapter, no person shall park, stop or leave standing any vehicle upon any portion of a street, highway or public or private parking facility reserved for vehicles displaying special registration plates or identification cards or emblems issued by the Wisconsin Department of Transportation or, for vehicles registered in another jurisdiction, by such other jurisdiction designating the vehicle as one used by a physically disabled person.

Sec. 10-1-23 Parking Regulations.

(a) **Parking Regulations Related to Heavy or Large Vehicles.** No operator of a motor-truck, truck-tractor, trailer, semi-trailer, tractor/semi-trailer combination, motor home,

mobile home, motor bus, fifth-wheel mobile home, dual purpose motor home, commercial motor vehicle, farm truck, or any other vehicle or combination of vehicles weighing more than eight thousand (8,000) pounds, or exceeding sixteen (16) feet in length or exceeding eight (8) feet in height, shall park any such vehicle on any Village of Bristol street, road or highway for more than thirty (30) minutes, except for such time as is reasonably necessary to facilitate the loading or unloading of the vehicle. Exceptions to this limitation are Village streets, roads and highways which immediately abut a business establishment located in a commercially or industrially zoned district. The terms used in this Subsection shall be as defined as set forth in Section 340.01, Wis. Stats.

- (b) **Specific Parking Prohibited Zones.** At any time it shall be unlawful to permit any motor vehicle, trailer, recreational vehicle, or boat to be parked or stored in any of the following described areas or any area permanently or temporarily marked with signage by the Village of Bristol as "No Parking":

(1) **Lake George.**

- a. In the 101st Street turn-around located by the Lake George dam in the Village of Bristol.
- b. For seven hundred fifty (750) feet along and upon the north and south sides of 101st Street, adjacent to the public beach on Lake George.
- c. Along the curve of 101st Street north of the Lake George beach.
- d. Along the fire lane (extension of 102nd Street) east of 195th Avenue.
- e. Along the fire lane (extension of 103rd Street) east of 195th Avenue.
- f. Along the fire lane (extension of 195th Avenue) south of 104th Street.
- g. Along the fire lane (extension of 102nd Street) west of 187th Avenue.
- h. Along the fire lane (extension of 103rd Street) west of 187th Avenue.
- i. Along the east and west sides of Bristol Road, beginning at the bridge at 104th Street and running south for two hundred sixty (260) feet.

(2) **Lake Shangri-La.**

- a. Along the fire lane to Lake Shangri-La from 214th Avenue and located one hundred (100) feet north of 121st Street.
- b. Along the south side of 119th Street eastward from the intersection of 213th Avenue to its termination.
- c. Along the north or south sides of 121st Street opposite the public boat launch, west of the intersection of 121st Street and 213th Avenue.
- d. In the area marked as the public boat launch for Lake Shangri-La.

(3) **Bristol Area.**

- a. Along the south and north sides of 83rd Street, from 198th Avenue west to the intersection of 200th Avenue (U.S. Hwy. 45).
- b. Along the east and west sides of 198th Avenue from 83rd Street south for three hundred (300) feet, except for the marked angle Fire Department parking only on the west side of 198th Avenue.

- c. Along the west side of 199th Avenue, from 82nd Street to 83rd Street, except that part of said street reserved for parallel and angle parking.
 - d. Along the west side of 203rd Avenue, from 85th Street north to 83rd Place.
 - e. Along the east side of 199th Avenue from 82nd Street north for fifty (50) feet.
 - f. Along the north side of 82nd Street from 199th Avenue east for fifty (50) feet.
 - g. The Bristol Municipal Building parking lot is designated for Village business, park, and/or authorized Municipal Building uses or Fire Department parking only. Overnight parking is prohibited without a permit from the Village of Bristol.
- (4) **Fire Department Zone.**
- a. On either the east or west side of 198th Avenue, commencing at a point seventy (70) feet south of the intersection of 83rd Street, continuing southward for a distance of two hundred (200) feet.
- (5) **No Parking In Entire Subdivision Area.** Parking is prohibited on either sides of the streets within the following subdivisions and have signage erected at their entrances indicating such:
- a. East Lake George.
 - b. West Lake George.
 - c. North Lake George.
 - d. Schutzen Subdivision (176th Avenue and 91st Place).
 - e. Lake Shangri-La.
 - f. Cherry Vista-Dells Subdivision.
 - g. Nelson's Subdivision (136th Avenue, 90th Street, 91st Street and 92nd Street).
 - h. Bristolwood Subdivision.
- (c) **Limited Time Parking Limitations.**
- (1) **199th Avenue – Limited Time Parking.** No person shall park, stop, or leave standing any vehicle, whether attended or unattended, for more than fifteen (15) minutes on the east side of 199th Avenue, from the north line of 83rd Street, northward for a distance of one hundred sixty (160) feet to the north line of the Bristol Post Office property.
 - (2) **199th Avenue – Angle Parking.** Angle parking shall be permitted on the west side of 199th Avenue in an area located one hundred thirty-five (135) feet south of the intersection of 82nd Street and one hundred thirty-five (135) feet north of the intersection of 83rd Street, except for that area reserved for angled parking, there shall be no parking on the west side of 199th Avenue, between 82nd Street and 83rd Street.
 - (3) **Main Street Alternate Side Parking.** Between December 1st and March 31st, alternate side parking shall be in effect on Main Street between the hours of 10:00 p.m. and 6:00 a.m.; vehicles shall be parked on the even-numbered side of the street on even-numbered days and on the odd-numbered side of the street on odd-numbered days.
- (d) **Other Signed Parking Limitations.** When signs are erected in such other places giving notice thereof, no person shall park a vehicle for longer than the period specified during hours designated by ordinance by the Village Board and referred to on the parking sign.

(e) **Parking Enforcement and Prosecution.**

(1) **Policy.** It is the policy of the Village of Bristol that the ownership of a vehicle is sufficiently related to causing, allowing or permitting a vehicle to be parked, so as to require the owner thereof to be responsible for the parking of said vehicle, and said person shall be the party chargeable with said violation.

(2) **Presumption.**

a. It shall be presumed that a parking violation occurred and that the party charged was the registered owner of the unlawfully parked vehicle. The registered owner shall be responsible for violations of parking ordinances. However, this presumption may be overcome when it is established that the person to which the vehicle was registered overcomes the presumption by proof that the vehicle was stolen at the time the violation occurred, had been reported to a law enforcement authority, the vehicle was lawfully parked or ownership of the vehicle was lawfully transferred to another person prior to the violation.

b. Whenever an owner is charged with a violation under this Chapter, no other charges shall be brought against any other person and conviction of the owner shall bar further prosecution for the same offense.

(f) **Exemptions.** Village officers and their designees in charge of the maintenance of Village highways, streets and roads may exempt vehicles if such exemption or limitation is reasonable and necessary to promote the public health, safety and welfare.

Sec. 10-1-24 Snow Emergencies.

(a) **Purpose.** It is the purpose of this Section to improve and protect the health, safety and welfare of the people of the Village of Bristol. It is recognized that transportation systems such as roads are essential to the welfare of such people to enable emergency service, such as medical, firefighting and police services, to be delivered promptly.

(b) **Roads and Streets Affected.** This Section shall be in force and effect on all Village roads and streets within the Village of Bristol and which are within the jurisdiction of the Village Board. This Section shall not affect county or state highways or any private roadways which are not subject to the maintenance of the Village of Bristol.

(c) **Snow Emergencies and Hazardous Conditions.** A snow removal emergency shall exist whenever there shall be a snowfall accumulating to two (2) or more inches on Village roads and streets, or at such other times as freezing rain, drifting snow, sleet, ice, flooding or other conditions cause or are likely to cause hazardous travel conditions.

(d) **Notice of Emergency.** The Village President or his/her designee shall give notice as soon as possible to newspapers, radio, television, and by posting of the existence of such emergency, but the failure to give notice shall not excuse any person from complying with the provisions of this Section.

- (e) **Parking Prohibited During Snow Emergency.** No person shall park any motor vehicle, motor bus, tractor trailer, or trailer of any kind on any street or road after a snowfall accumulating to a depth of two (2) inches as measured at the Bristol Municipal Building, or after the declaration by the Village President of an emergency due to hazardous road conditions.
- (f) **Duration of Emergency.** A snow emergency or hazardous road condition shall remain in effect for forty-eight (48) hours after the declaration of a snow emergency, or until the snow has been removed from the highway or the hazardous condition abated.

Sec. 10-1-25 Removal of Illegally Parked Vehicles.

Any vehicle parked or left standing upon a street, highway or alley or other public grounds in violation of any of the provisions of this Chapter is declared to be a hazard to traffic and public safety. Such vehicle shall be removed by the operator, upon request of any enforcement officer, to a position where parking, stopping or standing is not prohibited. Any enforcement officer, after issuing a citation for illegal parking, stopping or standing of an unattended vehicle in violation of this Chapter, is authorized to remove such vehicle to a position where parking is not prohibited. The enforcement 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 provides garage or rental parking grounds, or any facility of the person providing towing services to remove the illegally parked vehicle. In addition to other penalties provided by this Chapter, the owner or operator of a vehicle so removed shall pay the cost of towing and storage.

Sec. 10-1-26 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 the 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.

Sec. 10-1-27 Unlawful Removal of Citations; Statutory Authority.

- (a) **Unlawful Removal of Parking Citations.** No person other than the owner or operator thereof shall remove from any motor vehicle, a parking violation citation issued by an authorized law enforcement agency, for a Village of Bristol parking violation.
- (b) **Statutory Authority.** The parking regulations in this Article are enacted and enforced pursuant to Chapter 340, Wis. Stats., and, in particular, Sections 349.13 and 346.50 to

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346.55, Wis. Stats., which are adopted herein by reference, as may be amended from time to time.

Sec. 10-1-28 through Sec. 10-1-39 Reserved for Future Use.

ORDINANCE NO. 10-1-28

**AN ORDINANCE REGARDING:
UNREGISTERED MOTOR VEHICLES PROHIBITED ON STREETS**

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

SECTION I. ADOPTION OF PROVISIONS.

Section 10-1-28 is created to read as follows:

Sec. 10-1-28 Unregistered Motor Vehicles Prohibited On Streets.

- (a) **Definitions.** For purposes of this Section, "unregistered motor vehicle" means any motor vehicle that is not currently registered and which is located upon a street, highway or municipal lot in the Village of Bristol for such time and under such circumstances as to cause the motor vehicle to reasonably appear to have been unregistered for not less than thirty (30) days.
- (b) **Violations.** No person shall cause any unregistered motor vehicle to be located upon any street, highway or municipal lot within the Village of Bristol.
- (c) **Enforcement; Impoundment.**
 - (1) In addition to issuance of a forfeiture, any law enforcement or parking enforcement officer who discovers any unregistered motor vehicle located upon any street, highway or municipal lot within the Village may cause the motor vehicle to be removed to a suitable place of impoundment.
 - (2) The owner of any unregistered motor vehicle is responsible for all costs of towing, impounding and disposing of the motor vehicle. Disposal will be conducted pursuant to the procedures in Title 10, Chapter 5 of this Code of Ordinances.
- (d) **Exceptions.** A person charged with violating Subsection (b) above may not be convicted if he/she produces in court satisfactory evidence that, at the time of the issuance of the citation, either:
 - (1) A complete application for registration for the motor vehicle, including evidence of inspection prescribed by Section 110.20, Wis. Stats., when required, accompanied by the required registration fee had been

delivered to the Wisconsin Department of Transportation or deposited in the mail properly addressed with postage prepaid; or

- (2) The motor vehicle was exempt from registration pursuant to Chapter 341, Wis. Stats.

- (e) **Release of Impounded Vehicles.** The owner of an unregistered motor vehicle that has been impounded under this Section may secure release of the motor vehicle by paying any forfeiture imposed for a violation of this Section, including but not limited to any towing forfeiture charged under this Code of Ordinances and the reasonable costs of impounding the motor vehicle and providing satisfactory evidence of one (1) of the following:

- (1) That the motor vehicle is currently registered in the State of Wisconsin;
- (2) That a complete application for registration of the motor vehicle, including evidence of inspection under Section 110.20, Wis. Stats., when required, accompanied by the required registration fee, has been delivered to the Wisconsin Department of Transportation or deposited in the U.S. Mail properly addressed with required postage; or
- (3) That the motor vehicle is exempt from registration under Chapter 341, Wis. Stats.

SECTION II. SEVERABILITY.

If any provision of this Ordinance is invalid or unconstitutional or if the application of this Ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid or unconstitutional provisions or applications.

SECTION III. EFFECTIVE DATE.

This Ordinance shall take effect upon passage and publication or legal posting as provided by law.

ADOPTED this 12th day of December, 2011.

VILLAGE OF BRISTOL, WISCONSIN



Village President

Amy Clements
Clerk-Treasurer

Published and/or Posted: 2/20/12

Article D: Miscellaneous Provisions

Sec. 10-1-40 Disturbance of the Peace with a Motor Vehicle.

- (a) **Unnecessary Noise Prohibited.** It shall be unlawful for any person to operate a motor vehicle in such a manner which shall make or cause to be made any loud, disturbing, or unnecessary sounds or noises such as may tend to annoy or disturb another in or about any public or private area in the Village of Bristol.
- (b) **Unnecessary Smoke Prohibited.** It shall be unlawful for any person to operate a motor vehicle in such a manner which shall make or cause to be made any smoke, gases, or odors which are disagreeable, foul, or otherwise offensive which may tend to annoy or disturb another in or about any public or private area in the Village of Bristol.
- (c) **Unnecessary Acceleration and Display of Power Prohibited.** It shall be unlawful for any person to operate any vehicle, including motorcycles, all-terrain vehicles and bicycles, in such a manner as to cause, by excessive and unnecessary acceleration, the tires of such vehicle or cycle to spin or emit loud noises or to unnecessarily throw stones or gravel; nor shall such driver cause to be made by excessive and unnecessary acceleration any loud noise as would disturb the peace.
- (d) **Disorderly Conduct with a Motor Vehicle.**
 - (1) **Conduct Prohibited.** No person shall, within the Village of Bristol, by or through the use of any motor vehicle, including but not limited to, an automobile, truck, motorcycle, minibike or snowmobile, cause or provoke disorderly conduct with a motor vehicle, cause a disturbance or annoy one or more persons, or disturb or endanger the property or the safety of another's person or property.
 - (2) **Definition.** "Disorderly conduct with a motor vehicle" shall mean the engaging in violent, abusive, unreasonably loud conduct, or disturbing or endangering the property or the safety of another's person or property, or otherwise disorderly conduct, including but not limited to, unnecessary, deliberate or intentional spinning of wheels, squealing of tires, revving of engine, blowing the horn, causing the engine to backfire or causing the vehicle, while commencing to move or in motion, to raise one or more wheels off the ground.
- (e) **Avoidance of Traffic Control Device Prohibited.** It shall be unlawful for any person to operate a motor vehicle in such a manner as to leave the roadway and travel across private property to avoid an official traffic control device, sign, or signal.
- (f) **Operation in Restricted Area Prohibited.** It shall be unlawful for any person to operate a motor vehicle in such a manner as to leave the roadway and park, stop, or travel upon or across any public or private property, parking lot, driveway, or business service area for any purpose except the official conduct of business located on said property without the consent of the owner or lessee of the property. This Section shall specifically include, but not be limited to:

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- (1) Public park property;
 - (2) Cemetery properties;
 - (3) School District property;
 - (4) Medical facilities;
 - (5) Funeral homes;
 - (6) Service stations;
 - (7) Grocery stores;
 - (8) Restaurants;
 - (9) Financial institutions; and
 - (10) Other similar-type businesses with service driveways or drive-up or drive-through facilities.
- (g) **Stopping and Parking Prohibited.** It shall be unlawful for any person to stop or park a motor vehicle in any manner on any public or private property or parking lot contrary to a regulatory sign posted thereon which may permit parking by certain persons and limits, restricts, or prohibits parking as to other persons without the consent of the owner or lessee of the property. Any vehicle parked in violation of this Section may be removed or towed by the property owner at the vehicle owner's expense.

Sec. 10-1-41 Engine Compression Braking Prohibited.

- (a) Where signs are erected, it shall be unlawful for any vehicle equipped with a compression braking device (commonly known as a jake brake) to use this device to contain the engine's compression, thus rapidly slowing the engine's revolutions per minute and the vehicle's speed, except in cases of extreme emergency. Municipal emergency vehicles are exempt from the provisions of this Section.
- (b) The penalty for violation of this Section shall be a forfeiture as prescribed in Sec. 10-1-50, together with the costs of prosecution imposed as provided in Sections 345.20 to 345.53, Wis. Stats., which are hereby adopted and incorporated herein by reference.

Sec. 10-1-42 through Sec. 10-1-49 Reserved for Future Use.

Article E: Enforcement and Penalties

Sec. 10-1-50 Penalties.

- (a) **Forfeiture Penalty.** The penalty for violation of any provision of this Chapter 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. Upon a conviction for violation of Section 10-1-1 adopting Sec. 346.63(1)(a) or (b), Wis. Stats., a court shall impose all actual costs chargeable to the Village as a disbursement, including, but not limited to, costs for the withdrawal or analysis of blood, breath, urine and, in all cases, actual costs of service of process. 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 therefor 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.
 - (2) **By Village.** No person who has been convicted of a violation of any provision of this Chapter shall be issued a license or permit by the Village, except a dog license, until the forfeiture imposed for such violation and any penalty assessment, court costs and fees or surcharge is paid.
 - (3) **Alcohol-Related Offenses.** Upon conviction of any alcohol-related offense for which the Village has expended funds or incurred expense for the withdrawal or testing of blood or urine, the cost of such service to the Village shall be added to any forfeiture, court costs, and fees imposed by the court.
- (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 10-1-1 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 Parking Violations.** The penalty for violation of any parking regulation of this Chapter shall be a forfeiture as hereinafter provided, together with the costs of prosecution imposed as provided in Sections 345.20 to 345.53, Wis. Stats., which are hereby adopted by reference:
 - (1) **Forfeitures for Uniform Statewide Parking, Stopping and Standing Offenses.** The minimum and maximum forfeiture for violation of non-moving traffic violations adopted by reference in Section 10-1-1 as described in Chapter 341 to 350, Wis. Stats., shall be as found in the current edition of the Revised Uniform State Traffic Deposit Schedule.
 - (2) **Penalty for Violations of Parking Limitations in Sections 10-1-20 Through 10-1-27.** Any person convicted of violating parking restrictions contained in Sections 10-1-20 through 10-1-27 shall forfeit not less than Ten Dollars (\$10.00) or more than One Hundred Dollars (\$100.00) for such violation and not less than Twenty Dollars (\$20.00) or more than One Hundred Dollars (\$100.00) for a second violation within one (1) year. Each day for which a citation shall be issued shall constitute a separate violation.
- (e) **Penalty for Violations of Section 10-1-11 Street Weight Restrictions.** Any person who shall be convicted of violating Section 10-1-11 regarding street weight restrictions shall be subject to the penalties and forfeitures prescribed in Section 348.21(3)(a),(b)(1), (2) and (4), Wis. Stats.
- (f) **Penalty for Violations of Section 10-1-12 Speed Limits.** Any person violating Section 10-1-12 regarding speed limits shall be subject to a forfeiture of not less than Forty Dollars (\$40.00) nor more than Two Hundred Dollars (\$200.00). A second conviction within one (1) year shall be not less than One Hundred Dollars (\$100.00) nor more than Three Hundred Dollars (\$300.00).
- (g) **Other Violations.** Any person who shall violate any provision of this Chapter for which a penalty is not otherwise established by this Section shall be subject to a forfeiture of not less than Thirty Dollars (\$30.00) nor more than Three Hundred Dollars (\$300.00).
- (h) **Registration Suspension Program.**
 - (1) The Village of Bristol shall participate in the Wisconsin Department of Transportation Traffic Violation and Registration Program as set forth in Sec. 345.28, Wis. Stats., and Wis. Adm. Code TRANS 128 and all amendments or changes thereto.
 - (2) The Village Clerk is hereby designated as a delegated authority for purposes of Sections 85.13 and 345.28, Wis. Stats., and Wis. Adm. Code TRANS 128. The Village Clerk is authorized to perform, on behalf of the Village, all functions required of a local authority under said Statutes and Code including, but not limited to:
 - a. Preparing and completing all forms and notices, notifying the Wisconsin Department of Transportation of unpaid citations for non-moving traffic violations;
 - b. Specifying whether the registration of vehicles involved in unpaid citations for non-moving traffic violations should be suspended and/or whether registration

- should be refused for any vehicle owned by persons with unpaid citations for non-moving traffic violations;
- c. Determining the method by which the Village will pay the Wisconsin Department of Transportation for administration of the program; establishing the effective date for participation;
 - d. And taking such other action as is necessary to institute and continue participation in the Wisconsin Department of Transportation Traffic Violation and Registration Program.
- (3) The Village Clerk is authorized to perform such acts as are necessary to effectuate this Subsection.
 - (4) In addition to all applicable fines and court costs, the cost of using the Wisconsin Department of Transportation Traffic Violation and Registration Program shall be assessed as permitted by Sec. 345.28(4)(d), Wis. Stats. The Village may refuse to notify the Wisconsin Department of Transportation of payment on a citation until all applicable fines and costs, including costs assessed under the preceding sentence, are paid.
 - (5) This Subsection shall not be interpreted as requiring that all unpaid citations for non-moving traffic violations be processed through the Wisconsin Department of Transportation Traffic Violation and Registration Program. The Village's participation in such program shall be in addition to any and all other means legally available to enforce such citations.

State Law Reference: Sec. 345.28, Wis. Stats.; Chapter TRANS 128, Wis. Adm. Code.

Title 10 ► Chapter 2

Bicycles and Play Vehicles

10-2-1	Definitions
10-2-2	Lighting and Other Equipment
10-2-3	Rules of the Road
10-2-4	Use of Motor Assisted Scooters
10-2-5	General Bicycle Regulations
10-2-6	Penalties

Sec. 10-2-1 Definitions.

The following definitions shall be applicable in this Chapter:

- (a) **Bicycle.** Every device propelled by the feet acting upon pedals and having wheels, any two (2) of which are not less than fourteen (14) inches in diameter.
- (b) **Bicycles' Lane.** That portion of a roadway set aside for exclusive use of bicycles and so designated by appropriate signs and markings by the responsible governing body.
- (c) **Bike Route.** Any bicycle lane, bicycle way or highway which has been duly designated by the responsible governing body and identified by appropriate signs and markings.
- (d) **Bicycle Way.** Any path or sidewalk, or portion thereof, designated for the use of bicycles by the responsible governing body.
- (e) **Carrier.** Any device attached to a bicycle designed for carrying articles.
- (f) **In-Line Skates.** Skates with wheels arranged in a single line rather than in pairs.
- (g) **Play Vehicles.** Any coaster, skateboard, roller skates, sled, toboggan, in-line skates, roller skis, scooter, electric-driven scooter, unicycle or toy vehicle upon which a person may ride.
- (h) **Right-of-Way.** The right of one vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian approaching under such circumstances of direction, speed and proximity as to give rise to danger of collision unless one grants precedence to the other.
- (i) **Roller Skates.** A pair of shoes with a set of wheels attached for the purpose of moving by alternate action of the legs.
- (j) **Roller Skis.** A pair of narrow strips of wood, metal, or plastic curving upward in the front with a set of wheels attached for the purpose of moving by alternate action of the legs.

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- (k) **Skate Board.** A toy consisting of a short, oblong board with a pair of wheels at each end, ridden in a standing position.

Sec. 10-2-2 Lighting and Other Equipment.

No person shall operate a bicycle upon a highway unless equipped as required in Sec. 347.81, Wis. Stats.

Sec. 10-2-3 Rules of the Road.

The provisions of Chs. 346 and 347, Wis. Stats., and applicable Village ordinances shall govern the operation of bicycles and play vehicles where appropriate. Every person driving a bicycle or play vehicle upon a roadway shall be granted all the rights and shall be subject to all the duties applicable to the driver of a vehicle by the laws of the State declaring rules of the road applicable to vehicles or by the traffic ordinances of the Village of Bristol applicable to the driver of the vehicle, except as to those provisions of laws and ordinances which by their nature can have no application.

Sec. 10-2-4 Use of Motor Assisted Scooters.

(a) **Definitions.**

- (1) As used in this Section, "motor assisted scooter means a self-propelled device with:
 - a. Two (2) wheels in tandem in contact with the ground during operation;
 - b. A braking system capable of stopping the device under typical operating conditions;
 - c. An electric or gas motor not exceeding forty (40) cubic centimeters;
 - d. An unoccupied weight of less than seventy-five (75) pounds;
 - e. A deck designed to allow a person to stand or sit while operating the device; and
 - f. The ability to be propelled by human power alone.
- (2) Included in this definition are devices commonly known as motor- or electric-assisted scooters, mini-motorcycles, and pocket bikes.

- (b) **Exception.** This Section does not include "personal assistive mobility devices" as defined in Section 340.01(15pm), Wis. Stats.

- (c) **Prohibition on Use in Certain Places.** No person may operate or ride a motor assisted scooter in any of the following places:

- (1) On a public highway, street, road or alley;
- (2) On any public property where signs prohibit it;
- (3) On any designated bicycle path/way with the power unit in operation; or

- (4) On any private property unless written permission has been received from the owner, lessee or person in charge of that property. Written permission must be carried with the person operating the motor assisted scooter on that property during such use.
- (d) **Sidewalk Use Limited.** It shall be unlawful for operators of motor assisted scooters to use Village-owned sidewalks with the power unit in operation provided they shall ride in a careful and prudent manner and with due regard under the circumstances for the safety of all persons using the sidewalk. Such operators shall yield the right of way to pedestrians using sidewalks or paths and shall not otherwise endanger or interfere with pedestrian traffic on those sidewalks.
- (e) **Crosswalk Exception.** This Section shall not apply to or restrict a person from riding upon a motor assisted scooter while crossing a roadway at a crosswalk.

Sec. 10-2-5 General Bicycle Regulations.

- (a) **Parental Responsibility.** No parent or guardian of any child shall authorize or knowingly permit such child to violate any of the provisions of Sections 10-2-3, 10-2-4 and this Section.
- (b) **Street Operation.**
 - (1) Unless preparing to make a left turn, every person operating a bicycle upon a roadway carrying two-way traffic shall ride as near as possible to the right edge of the unobstructed traveled roadway. On one-way roadways, the operator of the bicycle shall ride as near as possible to the right edge or left edge of the unobstructed traveled roadway. Every person operating a bicycle upon a roadway shall exercise due care when passing a standing vehicle or one proceeding in the same direction, allowing a minimum of three (3) feet between his/her bicycle and the vehicle.
 - (2) Every person when operating a bicycle upon a roadway shall ride such bicycle in single file.
 - (3) It shall be unlawful for any person riding upon a bicycle to cling to or attach himself/herself or the bicycle to any other moving vehicle upon a street or highway.
 - (4) No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped. Infant seats are permitted if securely attached to the frame at the top mount and to the axle and frame at the rear bottom mount and if provided with hand holds, foot rests, foot guards and safety belt. The use of a back pack for carrying an infant is permitted. Persons are not permitted to be located on a bicycle in front of the operator of the bicycle.
 - (5) No person operating a bicycle shall carry any package, bundle or article which prevents the safe operation of the bicycle with at least one hand on the handlebars at all times.
 - (6) No rider of a bicycle shall remove both hands from the handlebars or feet from the pedals, or practice any acrobatic or fancy riding on any street.

- (7) Whenever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use such path and shall not use the roadway.
- (8) No person may operate a bicycle or moped upon a roadway where a sign is erected indicating that bicycle riding is prohibited.
- (c) **Required Equipment.** Every bicycle, when operated upon a highway, shall be equipped with a brake adequate to control the movement of and to stop such vehicle whenever necessary. Such brake shall be maintained in good working order at all times. The use of bicycle lights is required during hours of darkness — a front white light, rear red light and reflectors.
- (d) **Bicycles Not to be Pulled by Moving Vehicles.** No person riding upon a bicycle shall cling or attach himself/herself or his/her bicycle to any other moving vehicle upon a street or highway, nor shall the operator of any such bicycle tow or draw any coaster wagon, sled, person on roller skates, toy vehicles or any other similar vehicle on such highway.
- (e) **Speed.** No person shall operate a bicycle at a speed greater than is reasonable and prudent under existing conditions or in excess of any posted speed limit.
- (f) **Bicycle Operation While Hearing Obstructed.** No person may operate a bicycle upon a highway while such operator is using any audio device attached directly to ear or ears of such operator that materially impairs the ability of such operator to hear traffic signals or warnings.

Cross-Reference: Section 12-1-1.

Sec. 10-2-6 Penalties.

The following penalties shall be applicable for violations of this Chapter:

- (a) **Persons 12 Years Old and Younger.**
 - (1) **First Offense.** A warning letter shall be sent to the parent or guardian of the child requiring the parent's signature and return of the warning letter to the Village.
 - (2) **Second Offense (within one year).** Forfeiture of Twenty-five Dollars (\$25.00), plus costs.
- (b) **Persons Over Age 12.**
 - (1) **First Offense.** A warning letter shall be sent to the person requiring signature and return of the warning letter to the Village of Bristol.
 - (2) **Second Offense (within one year).** Forfeiture of Twenty-five Dollars (\$25.00), plus costs.
- (c) **Miscellaneous Provisions.**
 - (1) Any person sixteen (16) years of age or older who shall violate any provision of this Chapter may be issued a Uniform Traffic Citation and be subject to the penalties provided by the Uniform State Traffic Deposit Schedule.

- (2) All violations shall be determined based on the preceding twelve (12) month period to establish which violation has occurred.
- (3) Any parent or guardian of any child who authorizes or knowingly permits such child to violate any of the provisions of this Chapter may be subject to the provisions of Sections 346.77 and 346.82(1), Wis. Stats.

State Law Reference: Secs. 346.78 and 340.01(43m)(a) and (d), Wis. Stats.

Title 10 ► Chapter 3

Snowmobiles

- 10-3-1** State Snowmobile Laws Adopted
- 10-3-2** Snowmobile Trails and Operation
- 10-3-3** Snowmobile Access from Residence or Place of Lodging

Sec. 10-3-1 State Snowmobile Laws Adopted.

Except as otherwise specifically provided in this Chapter, the statutory provisions describing and defining regulations with respect to snowmobiles in the following enumerated sections of the Wisconsin Statutes are hereby adopted by reference and made part of this Chapter as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required or prohibited by this Chapter. Any future amendments, revisions or modifications of the Statutes incorporated herein by reference are intended to be made part of this Code.

- 350.01 Definitions
- 350.02 Operation of Snowmobiles on or in the Vicinity of Highways
- 350.03 Right-of-Way
- 350.04 Snowmobile Races, Derbies and Routes
- 350.045 Public Utility Exemption
- 350.047 Local Utility Exemption
- 350.05 Operation by Youthful Operators Restricted
- 350.055 Safety Certification Program Established
- 350.06 Firearms and Bows
- 350.07 Driving Animals
- 350.08 Owner Permitting Operation
- 350.09 Head Lamps, Tail Lamps and Brakes, Etc.
- 350.10 Miscellaneous Provisions for Snowmobile Operation
- 350.101 Intoxicated Snowmobiling
- 350.102 Preliminary Breath Screening Test
- 350.1025 Application of Intoxicated Snowmobiling Law
- 350.104 Chemical Tests
- 350.106 Report Arrest to Department
- 350.107 Officer's Action After Arrest for Operating a Snowmobile
While Under Influence of Intoxicant

350.12	Registration of Snowmobiles
350.125	Completion of Application for Registration by Snowmobile Dealers
350.13	Uniform Trail Signs and Standards
350.15	Accidents and Accident Reports
350.17	Enforcement
350.18	Local Ordinances
350.19	Liability of Landowners
350.99	Parties to a Violation

Sec. 10-3-2 Snowmobile Trails and Operation.

(a) Village Streets Designated as Snowmobile Routes.

- (1) **Purpose; Statutory Authority.** The purpose of this Subsection is to designate certain roads and streets in the Village of Bristol as snowmobile routes. This Subsection is adopted as authorized under Sections 350.18(3)(a) and 350.04(2), Wis. Stats.
- (2) **Applicability.** The requirements of this Subsection apply to all persons within the Village of Bristol, including non-residents using Village streets and roads.
- (3) **Definitions.** For the purposes of this Subsection:
 - a. "Snowmobile" has the meaning designated in Section 340.01(58a), Wis. Stats., and as it may be amended.
 - b. "Snowmobile route" means a highway, road, street or sidewalk designated for use by the Village Board as authorized under this Subsection.
 - c. "Snowmobile season" shall refer to those months, or portions thereof, wherein snow covers the ground so as to allow the safe operation of a snowmobile.
- (4) **Designation of Snowmobile Routes on Village Roads.** The following Village road(s) or portion(s) thereof, are hereby designated as snowmobile routes for snowmobile operation during the snowmobile season, subject to the limitations set forth hereunder to wit:
 - a.
 - b.
- (5) **Limitations for Snowmobiles.** Snowmobile operation on the above snowmobile routes is subject to the following limitations:
 - a. Snowmobiles shall be operated on the extreme right side of the roadway.
 - b. Left turns shall be made as safely as possible from any position depending on snow cover and other prevailing conditions.
 - c. Snowmobile operators shall yield right-of-way to other vehicular traffic and pedestrians.
 - d. Village roads and streets designated for snowmobile operation shall be marked in accordance with Section 350.13, Wis. Stats., and as the same may be amended.

Signs shall be of a type approved by the Wisconsin Department of Natural Resources and Wisconsin Department of Transportation.

- e. Snowmobile operation is not permitted on state trunk highways or connecting highways, except as provided in Section 350.02, Wis. Stats.
 - f. All operation of snowmobiles under this Subsection shall comply and conform with all of the previous provisions of Chapter 350, Wis. Stats., as well as the provisions of Chapter 346, Wis. Stats., as designated in Section 346.02(10), Wis. Stats.
 - g. Snowmobiles are to be operated in a single-file fashion.
 - h. Headlights shall be on at all times.
 - i. A snowmobile operated on a portion of the roadway or shoulder of a highway pursuant to this Subsection shall observe roadway speed limits.
 - j. No person shall leave or allow a snowmobile to remain unattended on any public highway or property while the motor is running or with the starting key in the ignition.
 - k. Snowmobile operation is permitted along:
 - 1. U.S. numbered highways, state and county highways at a distance of ten (10) or more feet from the roadway. Travel upon the median of a divided highway is prohibited except to cross.
 - 2. Village highways outside of the roadway on the shoulder or berm alongside a Village road or street.
 - l. No portion of the snowmobile may be on the improved portion which is the asphalt, cement or gravel.
 - m. During daylight hours travel may be in either direction regardless of the flow of vehicular traffic. All night travel shall conform to the direction of vehicular traffic in the nearest lane.
 - n. Efforts will be made by the Village of Bristol and area local snowmobile clubs to minimize roadways as trails.
 - o. Trail markings shall be the responsibility of area local snowmobile clubs. Stop and warning signs (i.e. curves, sharp corners, crossings, stay on trail, etc.) will be posted prior to the snowmobile trails opening for the season. Area snowmobile clubs shall promote good safety practices on their trail system by posting said rules.
- (6) **State Notification.** The Village Clerk has sent a copy of this Subsection, following original adoption, to the Wisconsin Department of Natural Resources and the Kenosha County Sheriff's Department pursuant to Section 350.047, Wis. Stats.
- (b) **Other Village Roads/Streets.** Roads, other than those designated above, shall not lawfully be used for snowmobiling except those shown on the snowmobile route map, a copy of which is on file with the Village Clerk and made a part of this Section by reference. The operation of snowmobiles on any roadway in the Village other than the prescribed routes is declared unlawful.

- (c) **Speed Limits.** No person shall operate a snowmobile over the designated snowmobile routes at a rate of speed that exceeds the maximum speed limit posted thereon.
- (d) **Trail Markers.** The Village of Bristol shall mark the prescribed snowmobile routes in accordance with Sec. 350.13, Wis. Stats., and any acts amendatory thereto.
- (e) **Improper Operation.** No person shall operate a snowmobile at a rate of speed that is unreasonable or improper under the conditions, and having regard for the actual and potential hazards then existing, or in any careless way so as to endanger the person or property of another or while under the influence of intoxicating liquor, fermented malt beverages or controlled substance.
- (f) **Penalties.** The penalty for violation of any provision of this Section shall be a forfeiture and shall conform to the forfeitures for a violation of the comparable state offense, together with the costs of prosecution thereof, and in default of payment of such forfeiture and cost of prosecution, the defendant shall be imprisoned in the Kenosha County Jail until such forfeiture and costs are paid, but not exceeding ninety (90) days.

Sec. 10-3-3 Snowmobile Access From Residence or Place of Lodging.

- (a) **Intent.** The intent of this Section is to provide a means for persons to travel from a residence and/or lodging establishment within the limits of the Village of Bristol for the shortest distance that is necessary for a person to operate a snowmobile to the snowmobile route or trail that is closest to that residence and/or lodging establishment.
- (b) **Statutory Authority.** The Bristol Village Board has the specific statutory authority, powers and duties pursuant to Sec. 350.18, Wis. Stats.
- (c) **Designated Roadways and/or Highways.** No person shall operate a snowmobile on the roadway or shoulder of a highway not designated as a snowmobile route except that snowmobiles may be operated from private residences and/or lodging establishments only for the purpose of going to or returning from the closest designated trail and/or route.

Title 10 ► Chapter 4

All-Terrain Vehicles and Off-Road Motor Vehicle Operation

10-4-1 State All-Terrain Vehicle Laws Adopted; ATV Regulations

10-4-2 All-Terrain Vehicle Vehicle Use; Designated Road Routes

Sec. 10-4-1 State All-Terrain Vehicle Laws Adopted; ATV Regulations.

(a) **Authority.**

(1) The Village Board of the Village of Bristol has the specific authority, powers, and duties pursuant to the statutory provisions noted in this Chapter under Secs. 60.10 and 23.33., Wis. Stats., to regulate, control, prevent and enforce against in the Village of Bristol certain uses, activities, and operations by persons that may affect all-terrain use and traffic in the Village of Bristol, and has the power to designate all-terrain routes and trails by Sec. 23.33, Wis. Stats.

(2) The provisions of this Chapter shall apply to all of the roadways in the Village of Bristol, Kenosha County, within the jurisdiction of the Village Board. The provisions of this Chapter shall be enforced by the Kenosha County Sheriff's Department and such other officers as may be authorized by law.

(b) **Statutes Adopted.** The provisions describing and defining regulations with respect to all-terrain vehicles in the following-enumerated Subsections of Sec. 23.33, Wis. Stats., and any future amendments or revisions, are hereby adopted by reference and made part of this Section as if fully set forth herein. The statutory sections adopted by reference herein shall be designated as part of this Code by adding the prefix "10-4-1-" to each statute section number. Any acts required to be performed by the following Statutory Subsections or which are prohibited by such Statutory Subsections are required to be performed by this Section or are prohibited by this Section:

23.33(1) Definitions [including Subsections (a) through (n)]

23.33(2) Registration

23.33(3) Rules of operation [including Subsections (a) through (i)]

23.33(4) Operation on or near highway [including Subsections (a) through (e)]

23.33(5)(a)(c) Age restrictions

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- 23.33(6) Equipment requirements [including Subsections (a) through (e)]
- 23.33(7) Accidents [including Subsections (a) and (b)]

- (c) **Applicability of Rules of the Road to All-Terrain Vehicles.** The operator of an all-terrain vehicle upon a roadway shall, in addition to the provisions of Sec. 23.33, Wis. Stats., be subject to Secs. 346.04, 346.06, 346.11, 346.14(1), 346.18, 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40, 346.44, 346.46, 346.47, 346.48, 346.50(1)(b), 346.51, 346.52, 346.53, 346.54, 346.55, 346.71, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92(1), and 346.94(1) and (9), Wis. Stats.
- (d) **Penalties.**
 - (1) Forfeitures for violation of this Chapter as set forth in Sec. 23.33(13), Wis. Stats., are adopted by reference, exclusive of any penalty for imprisonment.
 - (2) The State of Wisconsin Bond Schedule for the statutory counterparts are adopted herein, as it may be amended from time to time, is adopted as the Deposit Schedule for violations of this Chapter.
 - (3) Citation procedure as set forth in Secs. 23.53 and 23.54, Wis. Stats., is adopted as the enforcement procedure for this Chapter as expressed in Sec. 23.53, Wis. Stats.

Sec. 10-4-2 All-Terrain Vehicle Use.

- (a) **Adoption Authority.** The Bristol Village Board has, by adoption of this Section, confirmed the specific statutory powers and duties noted in Sec. 10-4-1 and has established by this Section regulation and enforcement of the operation of ATV's in the Village of Bristol pursuant to Sec. 23.33, Wis. Stats.
- (b) **Use of Designated Routes.**
 - (1) No person may operate an all-terrain vehicle on a highway (including the entire right-of-way) except in the following situations:
 - a. To cross a roadway. The crossing of a roadway is authorized only if the crossing is done in the most direct manner possible.
 - b. On any roadway which is seasonally not maintained for motor vehicle traffic. Operation of an ATV on this type of roadway is authorized only during the seasons when no maintenance occurs and only if the roadway is not officially closed to ATV traffic.
 - c. To cross a bridge, culvert or railroad right-of-way unless the roadway is officially closed to ATV traffic.
 - d. On roadways which are designated as ATV routes.
 - (2) A person may operate an ATV adjacent to a roadway on a trail or route if the person operates the ATV in the following manner:

- a. At a distance of ten (10) or more feet from the roadway along U.S. numbered highways, and state and county highways. Travel on the median of a divided highway is prohibited except to cross.
- b. Outside of road right-of-ways.
- c. During daylight hours travel may be in either direction regardless of the flow of motor vehicle traffic.
- d. At night travel shall conform to the direction of traffic in the nearest lane.
- e. Not in excess of the speed limits of the adjacent roadway.
- (3) Authorized ATV travel routes on Village of Bristol roads are indicated in Subsection (d), and as follows:
 - a. The Village may designate corridors through lands which it owns or controls or for which it obtains leases, easements or permission for use as ATV trails.
 - b. Trails shall be properly marked with standardized trail signs which will be the responsibility of local ATV clubs.
 - c. ATV clubs shall promote good safety practices on their trail system by posting said rules at sponsorships.
 - d. An effort will be made by ATV clubs and the Village to minimize use of roadways as trails.
 - e. Riding will be authorized only on designated trails/routes subject to penalty.
 - f. No person shall operate an ATV within one hundred fifty (150) feet of a dwelling at a speed in excess of ten (10) mph or on a frozen surface of public waters within one hundred (100) feet of a person not in or on an ATV, snowmobile, or any motor vehicle or a fishing shanty.
- (4) Local ATV and snowmobile clubs shall determine the opening and closing dates of the trails, in consultation with the Village Administrator.
- (c) **Operation Of An ATV While Intoxicated.** As prohibited by Sec. 23.33(4c), Wis. Stats., no person may engage in the operation of an ATV while under the influence of an intoxicant to a degree to which he/she is incapable of safe ATV operation, subject to the penalties prescribed in Sec. 23.33(13)a-b, Wis. Stats.
- (d) **Operation on Hiking and Other Special Use Trails.** Unless specifically authorized by the Village Board, no person shall operate an ATV on any hiking, walking, bicycle, equestrian or other special use trail or path.
- (e) **Exceptions.** The Village Board may authorize the road use of ATVs for special events.

Title 10 ► Chapter 5

Abandoned and Junked Vehicles

10-5-1	Abandoned Vehicles; Definitions
10-5-2	Removal and Impoundment of Vehicles
10-5-3	Removal, Storage, Notice or Reclaimer of Abandoned Vehicles
10-5-4	Disposal of Abandoned Vehicles
10-5-5	Report of Sale or Disposal
10-5-6	Owner Responsible for Impoundment and Disposal Costs
10-5-7	Conflict with Other Code Provisions
10-5-8	Junked Vehicles and Appliances on Private Property

Sec 10-5-1 Abandoned Vehicles; Definitions.

- (a) **Abandonment of Vehicles Prohibited.** No person shall leave unattended any motor vehicle, trailer, semitrailer or mobile home on any public street or highway or private or public property in the Village of Bristol for such time and under such circumstances as to cause the vehicle to reasonably appear to have been abandoned. Whenever any such vehicle has been left unattended on any street or highway in the Village of Bristol or upon private or public property without the permission of the property owner or other person charged with the lawful jurisdiction thereof for more than seventy-two (72) hours, the vehicle shall be deemed abandoned and constitutes a public nuisance.
- (b) **Definitions.** For purposes of this Chapter, the following definitions shall be applicable:
- (1) **Vehicle** shall mean a motor vehicle, trailer, semitrailer or mobile home, whether or not such vehicle is registered under Wisconsin Law.
 - (2) **Unattended** shall mean unmoved from its location with no obvious sign of continuous human use.
 - (3) **Street** shall mean any public highway or alley and shall mean the entire width between the boundary lines of any public way where any part thereof is open to the public for purposes of vehicular traffic.
- (c) **Presumptions.** For purposes of this Section, the following irrebuttable presumptions shall apply:
- (1) A vehicle shall be presumed unattended if it is found in the same position seventy-two (72) hours after issuance of a traffic ticket or citation and if such traffic ticket or citation remains placed upon the windshield during said seventy-two (72) hours.

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- (2) Any vehicle left unattended for more than seventy-two (72) hours on any public street or public ground or left unattended for more than seventy-two (72) hours on private property without the consent of the property owner is deemed abandoned and constitutes a nuisance; provided, that the vehicle shall not be deemed abandoned under this Subsection if left unattended on private property outside of public view and is enclosed within a building, or if designated as not abandoned by an enforcement officer.
- (d) **Exceptions.** This Section shall not apply to a vehicle in an enclosed building or a vehicle stored on a premises licensed for storage of junk or junked vehicles and fully in compliance with applicable zoning regulations, or to a vehicle parked in a paid parking lot or space where the required fee has been paid.

Sec. 10-5-2 Removal and Impoundment of Vehicles.

Any vehicle in violation of this Chapter shall be removed and impounded until lawfully claimed or disposed of under the provisions of Section 10-5-3.

Sec. 10-5-3 Removal, Storage, Notice or Reclaimer of Abandoned Vehicles.

- (a) **Applicability.** The provisions of this Section shall apply to the removal, storage, notice, reclaimer or disposal of abandoned vehicles as defined in Section 10-5-1.
- (b) **Removal.** Any enforcement officer who discovers any motor vehicle, trailer, semitrailer or mobile home on any public street or highway or private or public property in the Village of Bristol which has been abandoned shall cause the vehicle to be removed to a suitable place of impoundment.
- (c) **Storage and Reclaimer.** Any abandoned vehicle which is determined by a Village enforcement officer to be abandoned shall be retained in storage for a period of fourteen (14) days after certified mail notice, as hereinafter provided, has been sent to the Wisconsin titled owner and/or secured party of record with the Wisconsin Motor Vehicle Division, except that if a Village enforcement officer determines an abandoned vehicle to have a value of less than One Hundred Dollars (\$100.00), or that the cost of towing and storage charges for impoundment will exceed the value of the vehicle, it may be junked or sold by direct sale to a licensed salvage dealer after having been retained in storage for a period of forty-eight (48) hours and after certified mail notice, as hereinafter provided, has been sent to the Wisconsin titled owner or secured party of record with the Wisconsin Motor Vehicle Division, provided that it is first determined that the vehicle is not reported stolen or wanted for evidence or other reason. All substantially complete vehicles in excess of

nineteen (19) model years of age shall be deemed as a having value in excess of One Hundred Dollars (\$100.00). Any such vehicle which may be lawfully reclaimed may be released upon the payment of all accrued charges, including towing, storage and notice charges and upon presentation of the vehicle title or other satisfactory evidence to a Village enforcement officer to prove an ownership or secured party interest in said vehicle.

- (d) **Notice to Owner or Secured Party.** Certified mail notice, as referred to herein, shall notify the Wisconsin titled owner of the abandoned vehicle, if any, and/or the secured party of record with the Wisconsin Motor Vehicle Division, if any, of the following:
- (1) That the vehicle has been deemed abandoned and impounded by the Village of Bristol;
 - (2) The "determined value" of the abandoned vehicle;
 - (3) If the cost of towing and storage costs will exceed the determined value of the vehicle;
 - (4) That if the vehicle is not wanted for evidence or other reason, the vehicle may be reclaimed upon the payment of all accrued charges, including towing, storage and notice charges, within fourteen (14) days of the date of notice, unless the vehicle has been determined to have a value less than One Hundred Dollars (\$100.00) or that the cost of towing and storage charges for impoundment will exceed the value of the vehicle, in which case the vehicle may be reclaimed within seven (7) days upon the payment of the aforesaid charges; and
 - (5) That the owner or aforesaid secured party may, upon request, be granted a hearing relating to the determinations made with respect to said vehicle within the period that such vehicles may be reclaimed.

Sec. 10-5-4 Disposal of Abandoned Vehicles.

Any abandoned vehicle impounded by the Village of Bristol which has not been reclaimed or junked or sold by direct sale to a licensed salvage dealer pursuant to the provisions of this Chapter may be sold by public auction sale or public sale calling for the receipt of sealed bids. A Class I Notice, including the description of the vehicles, the name(s) and address(es) of the Wisconsin titled owner and secured party of record, if known, and the time of sale shall be published before the sale.

Sec. 10-5-5 Report of Sale or Disposal.

Within five (5) days after the direct sale or disposal of a vehicle as provided for herein, the Village enforcement official shall advise the State of Wisconsin Department of Transportation, Division of Motor Vehicles, of such sale or disposal on a form supplied by said Division. A copy of the form shall be given to the purchaser of the vehicle enabling the purchaser to obtain a regular certificate of title for the vehicle. The purchaser shall have ten (10) days to remove

the vehicle from the storage area but shall pay a reasonable storage fee established by the Village for each day the vehicle remains in storage after the second business day subsequent to the sale date. Ten (10) 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 sold again. Any listing of vehicles to be sold by the Village shall be made available to any interested person or organization which makes a written request for such list to the Village. The Village may charge a reasonable fee for the list.

Sec. 10-5-6 Owner Responsible for Impoundment and Disposal Costs.

- (a) The owner of any abandoned vehicle, except a stolen vehicle, is responsible for the abandonment and all costs of impounding and disposing of the vehicle. Costs not covered from the sale of the vehicle may be recovered in a civil action by the Village against the owner.
- (b) Payment of removal and impoundment costs is not required when the vehicle has been impounded for purposes of law enforcement investigation.

Sec. 10-5-7 Conflict with Other Code Provisions.

In the event of any conflict between this Section and any other provisions of this Code of Ordinances, this Chapter shall control.

Sec. 10-5-8 Junked Vehicles and Appliances on Private Property.

(a) Storage of Automobiles and Other Debris Restricted.

- (1) **Prohibition; Time Limit; Screening.** No disassembled, inoperable, unlicensed, junked or wrecked motor vehicles, included but not limited to, truck bodies, truck tractors, trailers, farm machinery, appliances, household furnishings, tires, old lumber, boats, snowmobiles, recreational vehicles, abandoned mobile home or trailer, appliances, miscellaneous junk, or construction equipment/debris shall be stored unenclosed and/or within public view upon private property predominantly used for a residential, commercial or industrial use within the Village of Bristol for a period exceeding seventy-two (72) hours, or, if it is in connection with an authorized business enterprise, the premises shall be maintained in such a manner as to not constitute a public nuisance and at all times shall be in compliance with this Section and pertinent nuisance and zoning regulations. Outside storage of items listed above (but not limited

to) on a commercial or industrial property shall be enclosed by a fence or other enclosure of a design approved by the Village Board or designee. Agricultural properties are exempt from the provisions of this Section only if the parcel is in, and is fully in compliance with, an agricultural zoning classification, and the equipment stored on the site is of a type predominantly employed in agricultural production. For purposes of this Section, equipment primarily used with construction or commercial contractor work is not classified as agricultural equipment, even if occasional use of such equipment is made for agricultural purposes.

- (2) **Limited Permitted Storage.** Any business engaged in automotive repair and properly zoned may retain no more than three (3) disassembled, inoperable, unlicensed or wrecked vehicles, or other item(s) listed in Subsection (a)(1), in the open and/or outside the Village-approved enclosure, for a period not to exceed thirty (30) days, after which such vehicles shall be removed or a junked motor vehicle permit under Subsection (d) is obtained.

(b) **Definitions.** As used in this Section:

- (1) **Disassembled, inoperable, junked or wrecked motor vehicles, truck bodies, tractors, trailers.**
- a. Motor vehicles, recreational vehicles (boats, campers, snowmobiles, all-terrain vehicles, etc.), truck bodies, tractors, construction/contractors equipment, farm machinery or trailers, and other items listed in Subsection (a), or defined in this Subsection, in such state of physical or mechanical ruin or disrepair as to be incapable of designed use or propulsion, being operated upon the public streets or highways or which is otherwise not in safe or legal condition for operation on public streets or highways, or for the equipment's design purpose, due to missing or inoperative parts, flat or removed tires, expired or missing license plates, disrepair, or other defects. For purposes of this Section, may also be referred to as "nuisance motor vehicles".
 - b. Included in this definition are "junked motor vehicles" which are motor vehicles that are incapable of operation or use upon a highway, or for the equipment's design purpose, and that have no resale value except as a source of parts or scrap or a vehicle that an insurance company has taken possession of or title to if the estimated cost of repairing the vehicle exceeds its fair market value.
 - c. To be considered "operable" under this Section, non-vehicle equipment must be fully capable of starting and performing design tasks, and must be in full operation as designed at least four (4) times per year, and off-site in the case of construction/contractors equipment.
- (2) **Unlicensed – motor vehicles, truck bodies, tractors or trailers.** Motor vehicles, truck bodies, tractors, recreational vehicles or trailers which do not bear lawful current license plates.
- (3) **Motor vehicle.** Is defined in Sec. 340.01(35), Wis. Stats. Additionally, motor vehicle means any automobile, automobile part, all-terrain vehicle, snowmobile, motor home, bus, boat, motorcycle, van or other device designed for travel.

- (4) **Inoperable appliance.** Any stove, washer, refrigerator or other appliance which is no longer operable in the sense for which it was manufactured.
 - (5) **Junk.** Worn out or discarded material of little or no value, including but not limited to, household appliances or parts thereof, tools, discarded building materials or any other unsightly debris, the accumulation of which has an adverse effect upon the neighborhood or Village property values, health, safety or general welfare.
 - (6) **Enclosure.** Type of construction required to hide and harbor vehicles from public view, excluding tarps. The Village Board shall have sole authority to determine the adequacy of enclosures and their construction required under this Chapter, which may be a structure, fence, vegetative screening, or other type of acceptable enclosure.
 - (7) **Owner.** Considered to be the person(s) who occupies the premises and who may or may not be the responsible person(s) harboring such unlicensed motor vehicle.
 - (8) **Abandoned mobile home or trailer.** One which has not been used or occupied, or which due to dilapidated condition cannot be occupied in a healthful manner, within the past three hundred sixty-five (365) days.
 - (9) **Repair Work.** Includes mechanical, electrical and body work, maintenance, construction, reconstruction, assembly, disassembly, restoration, painting, upholstering or any similar or related work performed on any motor vehicle.
 - (10) **Street Repairs.** Means "temporary repair work" performed on a motor vehicle in a manner and place which will not create a danger or hazard to vehicular or pedestrian traffic.
 - (11) **Temporary Repair Work.** Repair work which is performed within forty-eight (48) hours of a motor vehicle becoming unexpectedly unroadworthy on a street, highway or thoroughfare, which work will make, or attempts to make, said motor vehicle roadworthy.
 - (12) **Public View.** Items stored or maintained outside of an approved enclosure which are visible from any direction from either public right-of-ways or from property in private ownership.
- (c) **Exceptions.**
- (1) **Exceptions Described.** This Section shall not apply to:
 - a. Any motor vehicle or motor vehicle accessories stored within an enclosed building or on the premises of a business enterprise operated in a lawful, properly zoned place and in such a manner as to not constitute a nuisance, when necessary to the operation of such business enterprise, in an enclosed storage place or depository maintained in a lawful place and manner.
 - b. A vehicle meeting the standards for a "repair work" exception under Subsection (e) below.
 - c. Any business engaged in the sale, repair or storage of such unlicensed vehicles may store such vehicles provided a public nuisance is not created and activities are in full compliance with this Section and pertinent land use regulations. The

Village Board may determine the necessity of such storage and may impose limitations or require fencing or other type of approved enclosure of such non-residential properties.

- (2) **Temporary Permit.** In other situations the Village Board may issue a one-time temporary permit permitting an extension of not to exceed an additional thirty (30) days' time to comply with this Section where exceptional facts and circumstances warrant such extension.
- (3) **Junked Motor Vehicle Permit Exception.** Situations where the Village Board has issued a junked motor vehicle permit under Subsection (d) below.
- (d) **Nonresidential Junked Motor Vehicle Permits.** Owners of parcels zoned commercial, industrial or agricultural may apply for a junked motor vehicle permit under this Subsection:
 - (1) **Prohibitions.**
 - a. Unless within one of the lawful exceptions in Subsection (c)(1)-(3) above, no person may accumulate or store any junked motor vehicle, trailer, recreational vehicle or construction equipment (or junked parts) on a parcel zoned in a commercial, industrial or agricultural classification within the Village of Bristol without having first obtained a junked motor vehicle permit from the Village of Bristol.
 - b. The fee for a junked motor vehicle permit shall be as prescribed in Section 1-3-1. The term of the permit shall be from the date of the year of issue to June 30th of the next year. The permit shall be issued by the Village Board prior to any person accumulating or storing any junked motor vehicle, trailer, recreational vehicle or farm/construction equipment subject to this Subsection.
 - (2) **Application; Permit.**
 - a. The application and permit shall designate the legal premises subject to the permit. The Village Board shall act on all permit applications at a regular open meeting of the Village Board and all property owners within five hundred (500) feet of the proposed permit site shall receive a mailed copy of the agenda for the meeting at which the application will be considered a minimum of seven (7) days prior to the meeting date. The permit is not transferable to a different premises or party.
 - b. The permit application shall contain the following information, which shall also be used with permit renewal requests:
 1. The name of the applicant.
 2. The address of the subject premises.
 3. Pertinent telephone numbers of the applicant.
 4. A legal description of the premises.
 5. A thorough description of the proposed manner of storing and transporting the junked motor vehicles, trailers, recreational vehicles or farm equipment.

6. The projected number of junked motor vehicles, trailers, recreational vehicles and/or farm equipment to be kept on the licensed premises and the number of years for accumulation, storage, and removal of these motor vehicles.
7. Proof that the parcel will be in compliance with appropriate zoning regulations.
8. The plan for properly fencing or enclosing the licensed premises.

(3) **Permit Provisions.**

- a. Persons subject to this Subsection shall also comply with Sections 84.31 and 175.25, Wis. Stats., where not in conflict with the provisions of this Subsection.
- b. The applicant, his/her agent, or any other person subject to this Subsection are subject to the following:
 1. No person shall be issued or reissued a junked motor vehicle permit until the proper application/renewal fee has been paid to the Village Clerk-Treasurer.
 2. No person shall be issued or reissued a junked motor vehicle permit who has failed to properly and fully complete and submit to the Village Clerk-Treasurer the required application information.
- c. No person shall be issued or reissued a junked motor vehicle permit, and a permittee may have a permit revoked after a public hearing and determination by the Village Board, if the applicant for the junked motor vehicle permit or permittee has done any of the following:
 1. Failed to install and/or maintain any fences, berms or other required enclosures on the premises as determined by the Village Board. Appropriate fencing, screening or enclosures of the licensed premises is a condition for permit issuance, validity, and/or renewal, the design of which is approved by the Village Board. Permitted inoperable and junked vehicles and equipment must be enclosed by a solid privacy fence a minimum of six (6) feet in height. This required privacy fence shall be of stone, brick, natural or manufactured wood panels, or a combination of fencing, berming, plantings (such as evergreen trees or arborvitae shrubs), or other solid materials approved by the Village Board. Snow, lattice, spaced picket, chain link with plastic strips, or woven wire fencing are not permitted enclosure fencing. All fencing, berms and screening shall be of sufficient height to block views of the tops of permitted inoperable/junked materials from view of neighboring properties and street and road frontage. All enclosures are required to be properly maintained and repaired if damaged. The use of trees, vines, other plantings and trellis to provide further supplementary screening is recommended.
 2. Failed to properly drain all motor vehicle tanks and engines on the premises, as determined by the Village Board or designees.
 3. Failed to install, provide, and maintain adequate and necessary physical structures and equipment as determined by the Village Board, and failed to comply with conditions, rules, and safeguards as determined by the Village

Board to prevent public nuisances and to protect the public health and safety of persons residing near the premises or persons entering the premises, including public nuisances associated with noise, dust, odors, fires, explosions, water pollution or air pollution, and erosion.

4. Failed to comply, as determined by the Village Board or its designee, with any Village or Kenosha County regulatory, nuisance or zoning ordinances, or any applicable State of Wisconsin regulations.
5. Failed to limit the number of junked vehicles or equipment on the premises as authorized by the Village Board in the permit.
6. Failed to install and maintain adequate physical structures and operational controls, as determined by the Village Board, to prevent trespassing and littering, and to prevent private nuisances on private and public lands adjacent to the premises.

(e) **Vehicle Repair Work — Limitations.** "Repair work" of vehicles may only be performed upon observance of the following conditions and restrictions:

- (1) **Residential Property Limitations.** "Repair work" upon residential private property cannot be performed for financial gain or profit obtained through fees, barter, charges or appreciation in the value of a motor vehicle purchased for the purpose of resale. "Repair work" upon other than residential property shall be in accordance with applicable state, county and Village ordinances, rules and regulations, licenses and permits.
- (2) **Time Restrictions.** Except when a temporary time extension has been granted per Subsection (c)(2) above, "repair work" which renders a motor vehicle inoperable for a period of more than thirty (30) days shall only be performed inside a garage, shed or enclosed structure, or, in the case of a non-residential property, in a fenced area which fully screens repair work from the view of the owners, users and occupiers of abutting and neighboring properties and from the view of passersby using public thoroughfares, streets and highways.
- (3) **Street Repairs.** "Street repairs" may be performed only within the scope of the definition thereof.

(f) **Enforcement.**

- (1) **Notice; Citation.** Whenever a Village enforcement official shall find any vehicles, equipment, appliances, or other junk or debris, as described herein, placed or stored in the open upon private property within the Village of Bristol, he/she shall notify the owner of said property on which said vehicle, appliance, or other junk or debris is stored of the violation of this Section. If said vehicles, appliance, or other junk or debris is not removed within ten (10) days, a Village enforcement official shall cause to be issued a citation to the property owner or tenant of the property upon which said vehicle, appliance, or other junk or debris is stored.

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- (2) **Removal; Disposal.** If such vehicle, appliance, or other junk or debris is not removed within fifteen (15) days after issuance of a citation, a Village enforcement official shall cause the vehicle, equipment, appliance, or junk or debris to be removed and impounded, and it shall thereafter be disposed of as prescribed in Sections 10-5-3 through 10-5-6 by a Village enforcement official. Any cost incurred in the removal and sale of said vehicle, equipment, appliance or junk or debris shall be recovered from the owner. However, if the owner of the vehicle, equipment, appliance, or junk or debris cannot readily be found, the cost of such removal shall be charged to the property from which it is removed, which charges shall be entered as a special charge on the tax roll.
- (g) **Penalty.** Any person who shall interfere with the enforcement of any of the provisions of this Section and shall be found guilty thereof shall be subject to a penalty as provided in Section 1-1-6. Each vehicle, appliance or other junk or debris in violation shall constitute a separate offense.

State Law Reference: Sec. 342.40, Wis. Stats.