CHAPTER 26 TRAFFIC AND VEHICLES[1]

ARTICLE I. IN GENERAL

Sec. 26-1. State traffic laws adopted.

(a) Except as otherwise specifically provided for in the village ordinances and bylaws, the statutory provisions in Wis. Stats. chs. 340—349~~8~~, describing and defining regulations with respect to vehicles and traffic, exclusive of any therein relating to penalties to be imposed and exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment, are hereby adopted and by reference made a part of the ordinances and bylaws, as if fully set forth herein. Any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this chapter. Any future amendments, revisions, or modifications of the statutes incorporated herein are intended to be included as part of this chapter in order to secure uniform statewide regulation of traffic on the highways, streets, and alleys of the state. A copy of the above-referenced statutes shall be kept on file in the village clerk's office, where they shall be available for public viewing during normal business hours.

(b) *Other state laws adopted.* There are also hereby adopted by reference the following sections of the state statutes, but he prosecution of such offenses under this chapter shall be as provided in Wis. Stats. Chs. 340-349 and the penalty for violation thereof shall be limited to a forfeiture as hereinafter provided in this chapter.

(1) Wis. Stats. § 941.01, negligent operation of vehicle off highway.

(2) Wis. Stats. § 943.11, entry into locked vehicle.

(3) Wis. Stats. § 943.23, operating motor vehicles without owners consent.

(4) Wis. Stats. § 346.935, intoxicants in motor vehicles.

(c) *Statutes specifically incorporated by reference.* Whenever this chapter incorporates by reference specific sections of the Wisconsin Statutes, such reference shall mean the Wisconsin Statutes of 2025 as from time to time amended, repealed or modified by the state legislature.

(d) *General references.* General references in this chapter to state 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 state legislature describing or defining such procedures or authorities.

~~(Ord. No. 54(Ser. 06-1998), § 1, 8-25-1998)~~

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[1]State law reference(s)—State traffic code, Wis. Stats. chs. 340—34~~8~~9, 350; authority to adopt traffic regulations in strict conformity with state law, Wis. Stats. § 349.06.

Sec. 26-2. State administrative code provisions adopted.

(a) *Administrative regulations adopted.* The administrative rules and regulations adopted by the secretary of the state department of transportation and published in the state 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. The list of such adopted administrative rules and regulations includes, but is not limited to, the following:

(1) Penalties of Wis. Stats. § 341.04 apply.

(2) Wis. Admin. Code ch. TRANS 305 Standards for Motor Vehicle Equipment.

(b) *Noncompliance prohibited.* No person shall operate or allow to be operated on any highway, street or alley within the village a vehicle that is not in conformity with the requirements of subsection (a) of this section or the provisions of Wis. Stats. § 110.075 and Wis. Stats. ch. 347, incorporated by reference in section 26-1.

(c) *Owner's liability.* Any owner of a vehicle not equipped as required by this section who knowingly causes or permits such vehicle to be operated on a highway in violation of this section is guilty of the violation the same as if he had operated the vehicle. The provisions of Wis. Stats. § 347.04, relating to nonapplicability of demerit points shall apply to owners convicted of a violation of this section.

(d) *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 enforcement officer as herein provided vehicle, shall fail to stop and submit such vehicle to inspection when directed to do so by any law

(2) *Authority of officer.* Any law enforcement officer of the village is hereby empowered whenever he 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 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 department of transportation under Wis. Stats. § 110.075(5), 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 department of the issuing officer within the time specified in the order.

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(e) *Penalty.* Penalty for violation of any provision of this section, including the provisions of the state administrative code, incorporated herein by reference, shall be as provided in subsection (c) of this section, together with the costs of prosecution and applicable penalty assessment.

Sec. 26-3. Signals ratified.

All traffic control signs, signals, devices and markings in place on the date of adoption of this Code are expressly ratified and confirmed by the ~~board of supervisors~~village board.

~~(Ord. No. 08-138, § 1, 6-12-2008)~~

Sec. 26-~~43~~. State traffic forfeiture laws adopted.

Except as otherwise specifically provided in this section, all provisions of Wis. Stats. chs. 340—349~~8~~, and all future amendments, revisions and additions thereto describing and defining regulations with respect to vehicles and traffic for which the penalty is a forfeiture only, including penalties to be imposed and procedure for prosecution, are adopted and by reference made a part of this chapter as if fully set forth in this chapter. Any act required to be performed or prohibited by any statute incorporated in this section by reference is required or ~~prohibited by this section.~~

~~(Ord. No. 54(Ser. 06-1998), § 2, 8-25-1998; Ord. No. 08-138, § 2, 6-12-2008)~~

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Sec. 26-~~54~~. Responsibility for official traffic signs and signals standards.

The ~~village clerk~~village street department, upon the recommendation of the village board is hereby authorized and delegated to have procured, erected and maintained appropriate standard traffic signals, signs and markings conforming to the rules of the state highway division giving such notice of the provisions of this notice as required by state law. Signs shall be erected in such location and manner as the ~~village clerk~~village street department shall determine will best affect the purpose of this chapter and give adequate warning to users of the streets, highways and roads of the village as specified in Wis. Stats. § 346.02(7). Disobedience of regulations ~~emplaced by the village clerk~~, marked and posted according to this chapter and state law, shall violate such regulations as adopted in this chapter. The village clerk shall have authority under this chapter to provide for the installation of yield signs, stop signs, traffic signals at intersections, and regulations concerning stopping, standing or parking of vehicles. The village street department, when proceeding under the authority of this chapter, shall within 48 hours thereafter, file notice with the village clerk and the county sheriff's department as to any traffic signs authorized and posted pursuant to this chapter.

~~(Ord. No. 06-120, § 1, 9-14-2006)~~

Sec. 26-~~65~~. Removal of unofficial signs and signals.

The village street department shall have the authority granted by Wis. Stats. § 349.09, and is hereby directed to order the removal of a sign, signal, marking or device placed, maintained or displayed in violation of this chapter or Wis. Stats. § 346.41, ~~Any charge imposed on the premises for removal of such an illegal sign, signal or device shall be reported to the village board of supervisors at its next regular meeting for review and certification~~.

~~(Ord. No. 06-120, § 2, 9-14-2006)~~

~~**Sec. 26-6. Notification to village board.**~~

~~The village clerk shall notify the village board of all intended installations of said signs such that the village board may take action if so desired.~~

~~(Ord. No. 06-120, § 3, 9-14-2006)~~

~~**Sec. 26-7. Inline skates on village public roadways.**~~

~~(a) *Definitions.* The term "inline skates" means, when used in this section, skates with wheels arranged in a tandem line rather than in pairs.~~

~~(b) *State and local laws to apply.* Every person using inline skates upon a public roadway shall be subject to the provisions of all ordinances and laws applicable to the operator of any vehicle except those provisions with reference to equipment of vehicles and those provisions which by their nature would not be applicable.~~

~~(c) *Right of way.* Every person using inline skates upon a sidewalk or walkway shall yield the right-of-way to any pedestrian and exercise due care when passing any other persons proceeding in the same direction.~~

~~(d) *Use on roadway.* Every person using inline skates on a public roadway shall keep as close to the right-hand curb or edge of the roadway as possible.~~

~~(e) *Exceptions to use.* It shall be unlawful to use inline skates on any United States, state or county highway within the village, except when crossing a highway at a crosswalk.~~

~~(f) *Use while clinging to vehicle.* It shall be unlawful for any person using inline skates to cling to or attach to any bicycle or other moving vehicle upon a public roadway.~~

~~(g) *Obeying traffic signals.* Every person using inline skates on a public roadway shall stop for all arterial and automatic traffic signals.~~

~~(h) *Single file proceeding.* Every person when using inline skates upon a public roadway shall proceed in single file only and proceed with traffic, not against it.~~

~~(i) *Following traffic laws on right-of-way.* Operators of vehicles shall yield the right-of-way to a user of inline skates in the same manner as for bicyclists and pedestrians under state law. Every person when using inline skates shall, upon entering a public roadway, yield right-of-way to motor vehicles, except that a person using inline skates shall be subject to the same regulations as bicyclists and pedestrians under state law.~~

~~(j) *Penalty for violation of section.* The penalty for violation of this section shall be an amount not to exceed $500.00.~~

~~(Ord. No. 08-134, § 1, 6-12-2008)~~

Sec. 26-7~~8~~. All-terrain vehicle/utility terrain vehicle route.

(a) *Title and purpose.* The title of this section is all-terrain vehicle/utility terrain vehicle route ordinance. The purpose of this section is to establish all-terrain vehicle/utility terrain vehicle routes in the village and to regulate the operation of all-terrain vehicles and utility terrain vehicles in the village.

(b) *Authority.* The village board has the specific authority to adopt this all-terrain vehicle/utility terrain vehicle ordinance under § 23.33(8)(b) and (11), Wis. Stats.

(c) *Adoption of section.* This section adopted on proper notice with a quorum and roll call vote by a majority of the village board present and voting, provides the authority for the village to designate all-terrain

vehicle/utility terrain vehicle routes in the village and to regulate the use of those routes and all-terrain vehicles and utility terrain vehicles in the village, designates all-terrain vehicle/utility terrain vehicle routes in the village and provides for the regulation of the use of those routes and of all-terrain vehicles and utility terrain vehicles in the village.

(d) *Operation of all-terrain vehicles and utility terrain vehicles.* Pursuant to § 23.33(4)(d) 4., Wis. Stats., except as otherwise provided in § 23.33(4), Wis. Stats., no person may operate an all-terrain vehicle/utility terrain vehicle on the roadway portion of any highway in the village except on roadways that are designated as all-terrain vehicle/utility terrain vehicle routes by this section. Operation of all-terrain vehicles/utility terrain vehicles on a roadway in the village that is an all-terrain vehicle/utility terrain vehicle route is authorized only for the extreme right side of the roadway except that left turns may be made from any part of the roadway that is safe given prevailing conditions.

(e) *Designation and authorization of all-terrain vehicle/utility terrain vehicle routes.*

(1) Except as otherwise provided in this section, highways are not designated all-terrain vehicle/utility terrain vehicle routes.

(2) All-terrain vehicle/utility terrain vehicle use is limited to the following routes:

a. All public village streets.

(f) *Conditions applicable to all-terrain vehicle/utility terrain vehicle routes.* Pursuant to § 23.33(8)(d), Wis. Stats., the following restrictions are placed on the use of the village all-terrain vehicle/utility terrain vehicle routes designated by this resolution:

(1) Routes shall be marked with uniform all-terrain vehicle/utility terrain vehicle route signs in accordance with § 23.33(8)(e), Wis. Stats., and § NR 64.12(7), Wisconsin Administrative Code. No person may do any of the following in regard to signs marking village all-terrain vehicle/utility terrain vehicle routes:

a. Intentionally remove, damage, deface, move, or obstruct any uniform all-terrain vehicle/utility terrain vehicle route or trail sign or standard or intentionally interfere with the effective operation of any uniform all-terrain vehicle/utility terrain vehicle route or trail sign or standards if the sign or standard is legally placed by the state, any municipality, or any authorized individual.

b. Possess any uniform all-terrain vehicle/utility terrain vehicle route or trail sign or standard of the type established by the department for the warning, instruction, or information of the public, unless he or she obtained the uniform all-terrain vehicle/utility terrain vehicle route or trail sign or standard in a lawful manner. Possession of a uniform all-terrain vehicle/utility terrain vehicle route or trail sign or standard creates a rebuttable presumption of illegal possession.

(2) Operation shall be subject to all provisions of § 23.33, Wis. Stats., which is adopted as a part of this section by reference, pursuant to § 23.33(11), Wis. Stats.

(3) A copy of the ordinance from which this section is derived shall be sent by the village clerk to the Department of Natural Resources, the Calumet County Sheriff's Department and any other law enforcement agency serving the Village of Harrison's jurisdiction.

(4) The following additional restrictions shall apply to the use of all-terrain vehicle/utility terrain vehicles:

a. All all-terrain vehicle/utility terrain vehicle operators shall observe posted roadway speed limits.

b. All all-terrain vehicle/utility terrain vehicle operators shall ride single file.

c. All all-terrain vehicle/utility terrain vehicle operators shall slow the vehicle to ten miles per hour or less when operating within 150 feet of a dwelling.

d. Headlights and taillights must be turned on at all times as required by state law.

e. Youth must be at least 16 and are required to have safety certificates as required by state law.

f. All persons under 18 operating and/or riding on an ATV must wear a helmet as required by state law.

g. All persons must carry proof of liability insurance when operating an ATV.

(g) *Enforcement.* This section may be enforced by any law enforcement officer authorized to enforce the laws of the state of Wisconsin.

(h) *Penalties.* The penalties under § 23.33(13), Wis. Stats., are adopted by reference.

(i) *State all-terrain vehicle laws adopted.* Except as otherwise specifically provided in this chapter, all provisions of Wis. Stats. § 23.33, and as hereafter amended, describing and defining regulations with respect to the use of all-terrain vehicles in the state for which the penalty is a forfeiture only, including penalties to be imposed and procedure for prosecution, are adopted and by reference are made a part of this Code as if fully set forth in this chapter. Any act required to be performed or prohibited by a statute incorporated in this section by reference is required or prohibited by this section.

(j) *Severability.* If any provision of this section or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this section that can be given effect without the invalid provision or application, and to this end the provisions of this section are severable.

(k) *Effective date.* This section is effective on publication or posting.

~~(Ord. No. 08-134, § 2, 6-12-2008; Ord. No. V22-16, 9-29-2022; Ord. No. V22-20, 12-13-2022)~~

Sec. 26-~~8~~9. Penalty for violation of chapter provisions.

The penalty for violation of any provision of this chapter shall be a forfeiture, together with the cost of prosecution imposed as provided together with the cost of prosecution as set forth in the state uniform bond/bail schedule, as amended from time to time.

~~(Ord. No. 08-138, § 3, 6-12-2008)~~

Sec. 26-~~9~~10. Junked motor vehicles.

(a) Junked motor vehicles shall include, but not be limited to, any motor vehicle that is disassembled, dismantled, inoperable, wrecked and/or unlicensed, or parts which have been allowed to remain outside of any building upon public or private property for a period in excess of three days, unless in connection with an automotive sales or repair business located in a properly zoned area, that is licensed under this Code or the county.

(b) Pursuant to the authority of Wis. Stats. § 342.40, the village established the disposal procedures set forth herein. This chapter further authorizes the ~~village administrator~~village street department/code enforcement to enter towing service agreements for disposal of vehicles. Whenever the village, its officers, agents or employees, shall find any junked motor vehicle, they shall notify the property owner and the owner of the vehicle of the intention of the village to remove such vehicle. This shall be done by notifying the property owner and vehicle owner that they have seven days to remove the vehicle. If at the end of this period the vehicle has not been removed, the village street department/code enforcement ~~administrato~~r shall direct that the vehicle shall be impounded and stored in a suitable place. Disposal of the vehicle shall be in accordance with subsections (c) and (d) of this section. The cost of removal and storage shall be entered on the tax roll of the property owner as a special charge if payment is not made by other means.

(c) Upon impoundment of a junked motor vehicle, the owner and/or lienholders shall be notified by certified mail of their rights to reclaim their vehicle. The owner and/or lienholders shall have ten days after certified mail notice has been sent in which to reclaim the vehicle. The owner and/or lienholders shall be liable for all towing expenses and reasonable storage charges due on the vehicle before it is released. If unclaimed after ten days the vehicle shall be sold in accordance with subsection (d) of this section.

(d) When any such vehicle has been removed and placed in storage by the village as herein provided, and such vehicle is not claimed within ten days after such storage, it shall be directed to be sold. If the proceeds of such sale are insufficient to pay the costs for the removal and storage, said owners jointly and severally shall be liable to the village for the balance of the costs. Disposal of all substantially complete vehicles in excess of 19 model years of age shall be disposed of in accordance with Wis. Stats. § 342.40(3)(c).

(e) The penalty provided for violation of this Code shall apply regardless of whether or not the owner and/or lienholders of such vehicle has paid for the towing expenses and storage charges due as outlined in subsections (c) and (d) of this section.

(Ord. No. 08-138, § 4, 6-12-2008)

Sec. 26-10~~11~~. Abandoned vehicles.

(a) *Definition.* The term "abandoned vehicle" means, when used in this section, the following:

(1) Any motor vehicle, semitrailer, trailer, mobile home or snowmobile that is left unattended in ordinary public view, on a public roadway, public property or private property without the permission of the property owner, for more than 48 hours.

(2) Any motor vehicle, semitrailer, trailer, mobile home or snowmobile that has been legally impounded by the village and not reclaimed within 48 hours.

(b) *Procedure.* Pursuant to the authority of Wis. Stats. § 342.40 the village hereby establishes the disposal procedures set forth herein. Whenever the village, its officers, agents or employees, shall find any abandoned vehicle it shall cause such vehicle to be impounded and stored in a suitable place. The owner and/or lienholders shall be notified by certified mail of their right to reclaim the vehicle. The owner and/or lienholders shall have ten days after certified mail notice has been sent in which to reclaim the vehicle. The owner and/or lienholders shall be liable for all towing expenses and reasonable storage charges due on the vehicle, before it is released. If unclaimed after ten days, the vehicle shall be disposed of in accordance with subsection (c) of this section.

(c) *Disposal of unclaimed vehicles.* When any such vehicle has been removed and placed in storage at the direction of the village as herein provided, and such vehicle is not claimed within ten days after such storage, it shall be disposed of as directed by the village. If the proceeds of such sale are insufficient to pay the costs for the removal and storage, said owners jointly and severally shall be liable to the village for the balance of the costs. This chapter authorizes the administrator to enter into towing service agreements for disposal of abandoned vehicles. Disposal of all substantially complete vehicles in excess of 19 model years of age shall be disposed of in accordance with Wis. Stats. § 342.40(3)(c).

(d) *Commercial or industrial exception permit.* The village board may grant a permit to a person operating a business in a commercial or industrially zoned area to keep and store vehicles for the purpose of using spare parts. The permit shall specify the storage area and may require vehicles to be completely enclosed with a fence.

(e) The penalty provided for violation of this Code shall apply regardless of whether or not the owner and/or lienholders of such vehicle has paid for the towing expenses and storage charges due as outlined in subsection (b) of this section.

(Ord. No. 08-138, § 5, 6-12-2008)

Sec. 26-11~~2~~. Military vehicles.

(a) No person shall display or operate a military vehicle or weaponry, amphibious or otherwise, anywhere in a zoned residential district and said items shall be subject to the terms, conditions and penalties as defined in this section and shall be deemed to constitute junked or abandoned and subject to the removal and disposal procedures therein.

(b) This section does not prohibit the possession, transportation or utilization of military vehicles of weaponry by members of the United States Department of Defense which include, but are not limited to, the U.S. Army, regular or reserve, U.S. Air Force, regular or reserve, U.S. Navy and Marines, regular or reserve, and U.S. Coast Guard, regular or reserve, or Wisconsin National Guard, or chartered organizations such as the VFW while in the performance of their official capacities and duties. This section also does not apply to any military vehicle with rubber tires that is licensed for on-road use by the state.

(Ord. No. 08-138, § 6, 6-12-2008)

Sec. 26-12~~3~~. Low-Speed vehicles.

(a) *Definition*. "Low-Speed Vehicle" means a vehicle subject to Wis. Stats. § 340.01(~~26h~~ 27h).

(b) *Regulation*.

(1) A low-speed vehicle may be operated on any roadway that has a speed limit of 35 miles per hour or less within the boundaries of High Cliff State Park for the purposes of official maintenance and operations to the state park only.

(2) A low-speed vehicle may not be operated on a connecting highway or an intersection where the roadway crosses a state trunk highway.

(3) Each person operating a low-speed vehicle on a roadway within the boundaries of High Cliff State Park, in the village shall be granted all of the rights and be subject to all of the duties applicable to a driver of any motor vehicle in the state, including maintaining insurance as required by state law, except as to the special regulations in this section and except as to those provisions which by their nature do not apply to the operation of a neighborhood electric vehicle low-speed vehicle.

(4) Each person operating a low-speed vehicle on a roadway within the boundaries of High Cliff State Park shall observe all traffic laws and local ordinances regarding the rules of the road. A low-speed vehicle shall not be operated on any public roadway with a posted speed limit greater than 35 miles per hour.

(5) The DNR shall create a brochure that outlines this section with a map of the park boundaries for visitor use.

(c) *Enforcement/maintenance*. Nothing in this section shall obligate the village to provide roadway maintenance, repair or similar services for the roadways, streets or paths within the boundaries of High Cliff State Park. Nor shall anything in this section obligate the village to provide law enforcement or other similar services within the boundaries of High Cliff State Park.

(d) *Penalties*.

(1) Any person who shall violate any state traffic law in a low-speed vehicle may be issued a uniform traffic citation and be subject to the penalties provided by the Uniform State Traffic Deposit Schedule.

(2) The penalty for violation of any provision of this chapter shall be a forfeiture, together with the cost of prosecution imposed as provided together with the cost of prosecution as set forth in the state uniform bond/bail schedule, as amended from time to time.

Sec. 26-13. Definitions.

The following definitions apply to Sections 26-12, 26-14, 26-15, 26-16, and 26-17 of this Code.

(a) "Electric personal assistive mobility device", ~~i~~as defined in Wis. Stats. § 340.01 (15pm).

(b) "Electric scooter", ~~i~~as defined in Wis. Stats. § 340.01 (15ps).

(c) "Golf cart", ~~i~~as defined in Wis. Stats. § 23.33(1)(fm)

(d) "Low-speed vehicle", ~~i~~= ~~a~~s defined in Wis. Stats. § 340.01 (27h**).**

(e) "Bicycle," means every device propelled by feet or hands acting upon pedals or cranks and having wheels, any two of which are not less that 14 inches in diameter.

(f) "Electric Bicycle (e-bike)" means a bicycle that is equipped with fully operative pedals for propulsion by human power and electric motor of 750 watts (1horsepower) or less that meets the requirements of any of the following classifications:

1. "Class 1 e-bike" is an electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches the speed of 20 miles per hour.
2. "Class 2 e-bike" is an electric bicycle that may be powered solely by the motor and is not capable of providing assistance when the bicycle reaches the speed of 20 miles per hour.
3. "Class 3 e-bike" is an electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches the speed of 28 miles per hour.

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Sec. 26-14. Regulation of Electric Scooters.

(a) Limitations of use on highways, streets or other roadways. As authorized pursuant to Wis. Stats. § 349.237 (1), No person shall operate or ride upon any electric scooter on public roads and highways within the village having a speed limit of more than 35 miles per hour, unless the street or road has a designated bicycle lane.

(b) Use on sidewalks, bicycle ways, and trails. A person may operate an electric scooter upon any sidewalk, bicycle way, walking or recreational trail except as otherwise allowed by state law or this Chapter. Every person operating an electric scooter. upon a sidewalk, bicycle way, walking or recreational trail shall yield the right-of-way to any pedestrian or bicyclist and shall exercise due care and give an audible signal when passing a bicycle or other electric scooter or a pedestrian proceeding in the same direction.

(c) Parking restricted. As authorized pursuant to Wis. Stats. § 349.237 (3), no person shall park or cause to be parked electric scooters on roadways, sidewalks, bicycle lanes or bicycle ways in the village.

(d) Short-term commercial rental. As authorized pursuant to Wis. Stats. § 349.237 (4), short-term commercial rental of electric scooters is prohibited in the village.

(e) Single Rider Requirement. It shall be unlawful for more than one person to ride on a single electric scooter at any time, regardless of the scooter's design or capacity. No operator of an electric scooter shall permit another person to ride on the scooter with them, whether standing, sitting, or otherwise positioned on the device.

Sec. 26-15. Regulation of E-Bikes

(a) Riding on Roadway. Every person using an e-bike upon a two-way public street shall ride as near as practicable to within five feet of the right curb or edge of the roadway, except when passing another vehicle or making a left-hand turn; and when riding in groups, users of e-scooters or e-bikes shall ride in single file, except on residential streets which are not divided by painted or other marked extra lines where they may ride two abreast. On one-way roads, the user may ride as near as practicable to within five feet of the left-hand or right-hand curbs or edges of the roadway.

(b) Persons using e-bikes shall not impede the normal movement of the motor vehicle traffic.

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(c) Bicycle ways. Operation of e-bikes shall be permitted on any ways, lanes, trails, paths, or other property designated for the use and operation of bicycles.

(d) Unsafe operation. No person shall unsafely operate an e-bike in the Village of Harrison. Unsafe operation includes but is not limited to the following:

(1) Clinging to other vehicles. No person using an e-bike shall cling to or attach themselves or an e-scooter or e-bike to any moving vehicle.

(2) Towing of persons, vehicles, trailers. No person using an e-bike shall tow, drag, or cause to be drawn behind e-bike any coaster wagon, sled, toy vehicle or any similar vehicle, trailer, person on in-line or roller skates, or any other type of conveyance.

(3) Contests with other electric devices or vehicles. No person using e-bike shall participate in any race, speed, or endurance contest with any other e-bike or moving vehicle on a city roadway.

(4) Stunt riding. No person using an e-scooter or e-bike shall practice any fancy or acrobatic riding, wheelies, or other stunts, while operating such e-scooter or e-bike.

(5) Trick riding. No person shall operate an e-bike without having manual control of the handlebars or in any other manner which necessitates the element of unusual extraordinary skill and involves unnecessary risk.

(6) Carrying of passengers. No person shall operate an e-bike with another person upon said e-bike unless such e-bike is so designed and equipped to carry more than one person.

(7) Speed. No person shall operate an e-bike at a speed greater than is reasonable and prudent under existing conditions or in excess of any posted speed limit.

(e) *Observance of traffic regulations and speed limits*. Every person using an e-bike upon a public roadway shall obey all the instructions of official traffic-control devices, signs, and signals applicable to motor vehicles and shall not operate an e-scooter at a speed greater than the posted or otherwise applicable speed limit.

(f) *Yielding to traffic*. The operator of a vehicle shall yield the right-of-way to a person using an e-bike in the same manner as for bicyclists and pedestrians. When using an e-bike, every person shall, upon entering a public roadway, yield the right-of-way to motor vehicles, except a person using an e-scooter or e-bike shall be subject to the same regulations as bicyclists and pedestrians. Operators of e-bikes shall offer the right-of-way to bicycles in bike lanes, ways, trails, and on bike paths.

(g) Age limits. No person less than eight years of age shall operate an e-bike on Village roadways, except that persons six or seven years of age may do so during daylight hours if accompanied by an adult capable of remaining close enough to ensure the safe operation of the e-bike by the six- or seven-year-old, such as by walking or running alongside, using their own e-bike or bicycle, or engaging in similar activity. This subsection is intended to permit usage e-bikes by families and intentional groups of riders.

(h) *Equipment Regulations. lamps and reflectors.* Every person using e-bikes between one-half hour after sunset and one-half hour before sunrise shall be equipped with a lamp firmly attached to the front of such electric scooter exhibiting a white light to the front, and with a reflector or lamp mounted on the rear of the vehicle visible at a distance of 500 feet. The reflector shall not be less than three inches in diameter.

Sec. 26-165. Regulation of Low-Speed Vehicles

(a) Restricted from operation. As authorized pursuant to Wis. Stats. § 349.26 (1m), low-speed vehicles shall not be allowed to operate on public roads and highways within the village.

Sec. 26-176. Helmets

(a) Any person less than 16 years of age operating or riding on a bicycle, electric bicycle, unicycle, skateboard or electric scooter on a public roadway, bicycle way, or any other public right-of-way under the jurisdiction and control of the Village shall wear a protective helmet designed for bicycle safety. Such helmets shall meet or exceed the impact standards for protective bicycle helmets set by the American National Standards Institute (ANSI) or the Snell Memorial Foundation.

(b) No parent or guardian of any child shall authorize or knowingly permit such child to violate any of the provisions of this section.

Sec. 26-187. Penalties

(a) In the case of municipal or traffic citations, penalties will be determined by using the Uniform State Traffic Deposit Schedule or the bond amount set by the village for municipal ordinance violations.

(b) Except as provided herein, violation of this section is punishable by a forfeiture of not more than $10 plus court costs. The parent or legal guardian having control or custody of a minor whose conduct violates this section shall be jointly and severally liable with the minor for the amount of a forfeiture imposed pursuant to this section.

~~(f)~~

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Secs. 26-184—26-42. Reserved.

ARTICLE II. PARKING

DIVISION 1. GENERALLY

Sec. 26-43. Purpose.

The purpose of this article is to regulate vehicular parking in private or public areas in the village.

(Ord. No. 08-135, § 1, 6-12-2008)

Sec. 26-44. Statutory authority.

This article is adopted as authorized under Wis. Stats. § 346.55(4).

(Ord. No. 08-135, § 2, 6-12-2008)

Sec. 26-45. Applicability.

The requirements of this article apply to all persons within the village. This article shall supersede any previous ordinances or resolutions of the village that may conflict with any of the provisions herein.

(Ord. No. 08-135, § 3, 6-12-2008)

Sec. 26-46. No parking or restricted parking areas.

This article authorizes the village or the owners or lessees of private or public property to restrict or prohibit parking as to other persons if the owner or lessee posts a sign on the property indicating for whom parking is permitted, limited, restricted, or prohibited.

No person shall leave or park any vehicle on public or private property contrary to a sign posted thereon.

(Ord. No. 08-135, § 4, 6-12-2008)

Sec. 26-47. Penalties.

Any person who violates any provision of this article shall be punished according to the general penalties described in section 1-7.

(Ord. No. 08-135, § 5, 6-12-2008)

Sec. 26-48. Exemption.

Village officers and their designees in charge of the maintenance of the village roads may exempt vehicles from the parking regulations of the village if such exemption or limitation is reasonable and necessary to promote the public health, safety and welfare.

(Ord. No. 53(Ser. 05-1998), § 4, 8-25-1998; Ord. No. 59(Ser. 02-1999), § 4, 3-30-1999; Ord. No. 69(Ser. 2000), § 4, 10-31-2000; Ord. No. 77(Ser. 2001), § 4, 8-9-2001; Ord. No. 02-87(Ser. 2002) § 4, 11-27-2002; Ord. No. 05-108(Ser. 2005), § 4, 5-31-2005; Ord. No. 06-114, § 4, 2-28-2006; Ord. No. 06-119(Ser. 2006), § 4, 8-10-2006)

Sec. 26-49. Village citation.

Proper officials enforcing the parking regulations of the village, are hereby authorized and directed to issue a village citation for violation of any of the foregoing provisions of this article. Such village citation shall conform to Wis. Stats. § 345.11(1) and shall require direct mail payment of the applicable forfeiture to the village clerk or village treasurer within five days of the date of the citation in lieu of a court appearance. Such village citation shall:

(a) Be in writing and consecutively numbered.

(b) State the name of the municipality issuing the citation prominently on top thereof.

(c) State the parking violation for which such citation is issued.

(d) State the date and time at which such citation was issued.

(e) State the license number and make of the vehicle in violation of any of the provisions of this article.

(f) State the identification number of the officer issuing the citation.

(g) State the amount of the parking violation forfeiture as prescribed by the penalties under section 26-9.

(h) State when, where and how the parking violation forfeiture is to be paid.

(i) State that failure to pay the amount of the forfeiture shown thereon within five days of the date of the citation will result in the issuance of a summons under Wis. Stats. § 968.04(3)(b).

(j) Be in such form that a portion thereof is detachable and retainable by the issuing officer. Such detachable portion shall contain the following information:

  (1) License number of the vehicle in violation.

  (2) Parking violation upon which the issuance of the citation is based.

  (3) Location of the violation.

  (4) Date and hour of the violation.

  (5) Identification number of the issuing officer.

  (6) Same number as that contained on the portion of the citation left on the vehicle in violation.

(k) State that the citation must accompany the amount of the forfeiture mailed to either the village clerk or village treasurer of the village.

(Ord. No. 3, § 4, 6-8-1976; Ord. No. 17, § 4, 6-9-1983)

Sec. 26-50. Permit parking only.

The village board of the village of Harrison pursuant to Wis. Stats. § 349.13, hereby adopts those powers granted thereunder for the regulation of the stopping, standing or parking of vehicles on village roadways.

Pursuant to Wis. Stats. § 349.13(1k), the village board hereby establishes a procedure with respect to village roadways under its control, by which parking regulations may be adopted prohibiting the stopping, standing or parking of vehicles without a permit issued by the village or a representative of the village.

Procedures to establish permit only parking areas:

(a) The ~~road superintendent~~village street department shall make recommendations to the village board with information in support thereof for the regulation of roadways where standing, stopping or parking shall be by permit only.

(b) The village board shall, by ordinance, adopt those recommendations deemed necessary and in compliance with the statute and shall by description of the streets establish areas where permit only parking is allowed.

(c) The village board shall further establish the number of permits to be granted to residents abutting the permit only parking roadway in accordance with the conditions in subsection (d).

(d) The village street department ~~road superintendent,~~ following action by the village board pursuant to subsections (a), (b), and (c) above, shall proceed with the posting of permit only parking areas as required by law and shall give written notice to the residents abutting same that they may, by request to the Village of Harrison, obtain permits authorizing persons or residents abutting, guests of persons or residents abutting and commercial enterprises providing services to persons or abutting residents, to park their vehicles in the highway zone without regard to posted prohibitions.

(e) Any person violating this section, by parking in permit only parking areas, without a valid and authorized permit from the Village of Harrison, shall forfeit not less than $100.00 nor more than $500.00 in addition to the imposition of all permitted statutory costs and fees. Unauthorized vehicles may also be towed at owner's expense.

~~(Ord. No. 08-141, 8-26-2008)~~

Sec. 26-51. Restrictions on parking; posted limitations.

(a) 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 Wis. Stats. § 349.13.

(b) Except when necessary to avoid conflict with other traffic or in compliance with the directions of a sheriff's office 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.

(c) The sheriff's office is hereby granted the authority, within the reasonable exercise of police power to prohibit, limit the time or otherwise restrict the stopping, standing or parking of vehicles beyond the provisions of Wis. Stats. ch. 346. The director of public works is hereby granted the authority, to limit the time or otherwise restrict the stopping, standing or parking of vehicles beyond the provisions of Wis. Stats. ch. 346 for street sweeping. The operations manager or his/her designee shall have the authority to

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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 of special weight limitations.

(d) 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.

(e) After parking limitations on any given street have expired, any change of location of not more than one stall following expiration of the parking period allowed shall be and constitute a violation of this article.

Sec. 26-52. Temporary restrictions during street maintenance or special events.

(a) *Street maintenance.* Whenever it is necessary to clear or repair a village roadway or any part thereof, the street superintendent, water plant operator, and/or police department shall post such highways or parts thereof with signs bearing the words "No Parking - Street Maintenance Work." Such signs shall be erected at least two hours prior to the time that street maintenance work is to commence. No person shall park a motor vehicle in violation of such signs.

(b) *Temporary parking restrictions for special events.* Pursuant to the provisions of Wis. Stats. § 349.13, the sheriff's office/village street department is authorized to direct that temporary "No Parking" signs be erected during parades, festivals, block parties, and other authorized events that require the regulating of vehicle stopping, standing or parking on village roadways. The temporary regulation shall be limited to the time the event exists or is likely to exist.

Secs. 26-531—26-72. Reserved.

DIVISION 2. NO PARKING ZONES AND RELATED PROCEDURES

Sec. 26-73. Prohibition of parking in specified locations.

No person shall park any vehicle at any time at the following described places:

(a) On either side of the village road commonly referred to as ~~the~~ Lake Park Road within 200 feet north of its intersection with State Trunk Highway 10.

(b) On the west side of the village road commonly referred to as Firelane 8, extending south of State Trunk Highway 10 to the first intersection.

(c) On the west side of the village road commonly referred to as State Park Road from Schaefer Road South to State Trunk Highway 114.

(d) On the east side of Firelane 1, from the village of Menasha boundary to Hwy. 10-114.

~~(Ord. No. 3, § 1, 2, 6-8-1976; Ord. No. 17, §§ 1, 2, 6-9-1983; Ord. No. 28, § 2, 1-11-1993; Ord. No. 53(Ser. 05-1998), § 2, 8-25-1998; Ord. No. 59(Ser. 02-1999), § 2, 3-30-1999; Ord. No. 69(Ser. 2000), § 2, 10-31-2000; Ord. No. 77(Ser. 2001), § 2, 8-9-2001; Ord. No. 02-87(Ser. 2002), § 2, 11-27-2002; Ord. No. 05-108(Ser. 2005), § 2, 5-31-2005; Ord. No. 06-114, § 2, 2-28-2006; Ord. No. 06-119(Ser. 2006), § 2, 8-10-2006)~~

Sec. 26-74. Authorization.

Proper officials of the village are hereby authorized and directed to locate, erect and maintain proper signs giving notice of said "No Parking Zones" at the places described in section 26-73.

(Ord. No. 3, § 3, 6-8-1976; Ord. No. 17, § 3, 6-9-1983; Ord. No. 53(Ser. 05-1998), § 3, 8-25-1998; Ord. No. 59(Ser. 02-1999), § 3, 3-30-1999; Ord. No. 69(Ser. 2000), § 3, 10-31-2000; Ord. No. 77(Ser. 2001), § 3, 8-9-2001; Ord. No. 02-87(Ser. 2002) § 3, 11-27-2002; Ord. No. 05-108(Ser. 2005), § 3, 5-31-2005; Ord. No. 06-114, § 3, 2-28-2006; Ord. No. 06-119(Ser. 2006), § 3, 8-10-2006)

Secs. 26-75—26-97. Reserved.

DIVISION 3. PARKING REGULATIONS FOR HEAVY OR LARGE VEHICLES

Sec. 26-98. Parking restrictions in residence districts; exceptions.

No operator of a motor-truck, truck-tractor, trailer, semitrailer, tractor-semitrailer 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 12,000 pounds, or exceeding 16 feet in length or exceeding eight feet in height shall park any such vehicle on any village street, road, or highway in any residence district, except for such time as is reasonably necessary to facilitate the loading or unloading of the vehicle. The terms used in this regulation shall be defined as set forth in Wis. Stats. § 340.01.

(Ord. No. 107-2005, § 1, 2-10-2005)

Sec. 26-99. Night parking restrictions on village roads, streets, or highways.

(a) When signs have been erected at, or reasonably near, the village limits, as provided in Wis. Stats. § 349.13, no motor vehicle shall be parked upon any village roadway in the areas indicated on the required signs, between the hours of 3:00 a.m. and 7:00 a.m., between November 1 and May 1, without express permission from the village or county sheriff's department.

(b) No motor vehicle parked on village roadways may remain in the same space for more than 72 continuous hours.

(Ord. No. 107-2005, § 2, 2-10-2005; Ord. No. V25-07, 4-29-2025)

Sec. 26-100. Removal of illegally parked vehicles.

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

(Ord. No. 107-2005, § 3, 2-10-2005)

Sec. 26-101. Registration record of vehicle as evidence.

When any vehicle is found upon a street or highway in violation of any provision of this article 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 state department of transportation, or a comparable authority of any other state, shall be subject to appropriate penalty.

(Ord. No. 107-2005, § 4, 2-10-2005)

Sec. 26-102. Statutory authority.

This article is enacted and enforced pursuant to Wis. Stats. chs. 346, 349 and, in particular, Wis. Stats. §§ 346.50 through 346.55 and 349.13, which are adopted herein by reference, as may be changed from time to time. A copy of the above-referenced statutes shall be kept on file in the village clerk's office, where they shall be available for public viewing during normal business hours.

(Ord. No. 107-2005, § 5, 2-10-2005)

Sec. 26-103. 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 parking violation.

(Ord. No. 107-2005, § 6, 2-10-2005)

Sec. 26-104. Penalty.

The penalty for violation of any provision of this division shall be forfeiture as provided under the penalty provision appearing in this chapter, together with the costs of prosecution imposed as provided in Wis. Stats. §§ 345.20 through 345.53, which are hereby adopted by reference. A copy of the above-referenced statutes shall be kept on file in the village clerk's office, where they shall be available for public viewing during normal business hours.

(Ord. No. 107-2005, § 7, 2-10-2005)

Secs. 26-105—26-121. Reserved.

ARTICLE III. SNOWMOBILE ROUTES

Sec. 26-122. Purpose.

The purpose of this article is to designate certain roads in the village as snowmobile routes.

(Ord. No. 06-115, § 1, 2-28-2006)

Sec. 26-123. Statutory authority.

This article is adopted as authorized under Wis. Stats. §§ 350.18(3)(a) and 350.04(2).

(Ord. No. 06-115, § 2, 2-28-2006)

Sec. 26-124. Applicability.

The requirements of this article apply to all persons within the village. This article shall supersede any previous ordinances or resolutions of the village that may conflict with any of the provisions herein.

(Ord. No. 06-115, § 3, 2-28-2006)

Sec. 26-125. Definitions.

The following words, terms and phrases, when used in this article shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Snowmobile has the meaning designated in Wis. Stats. § 340.01(58a), and as it may be amended.

Snowmobile route means a highway or sidewalk designated for use by the village board as authorized under this article.

Snowmobile season refers to those months, or portions thereof, wherein snow covers the ground so as to allow the safe operation of a snowmobile.

(Ord. No. 06-115, § 4, 2-28-2006)

Sec. 26-126. Designation of snowmobile routes.

The following village roads or portions thereof, are hereby designated as snowmobile routes for snowmobile operation during the snowmobile season subject to the limitations set forth hereunder to wit:

(a) Kesler Road. Beginning 100 feet east of the intersection of Kesler Road and ~~Highway County~~County Highway M, then continuing east for 600 feet where the route ends.

(b) Any other highways, village owned properties, or sidewalks officially designated as snowmobile routes in the future by the village board.

(Ord. No. 06-115, § 5, 2-28-2006)

Sec. 26-127. Limitations for snowmobiles.

Snowmobile operation on the snowmobile routes listed in section 26-126 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 the right-of-way to other vehicular traffic and pedestrians.

(d) Vvillage roads designated for snowmobile operation shall be marked in accordance with Wis. Stats. § 350.13 and as the same may be amended. Signs must be of a type approved by the state department of natural resources and the state department of transportation.

(e) Snowmobile operation is not permitted on state trunk highways or connecting highways except as provided in Wis. Stats. § 350.02.

(f) All operation of snowmobiles under this article shall comply and conform with all of the provisions of Wis. Stats. ch. 350, as well as the provisions of Wis. Stats. ch. 346, as designated in Wis. Stats. § 346.02(10).

(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 article 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.

(Ord. No. 06-115, § 6, 2-28-2006)

~~**Sec. 26-128. Miscellaneous.**~~

~~The village clerk shall send a copy of this article to the state department of natural resources and the county sheriff's department, pursuant to Wis. Stats. § 350.047.~~

~~(Ord. No. 06-115, § 7, 2-28-2006)~~

Secs. 26-1289—26-157. Reserved.

ARTICLE IV. SPEED LIMITS AND ZONES

Sec. 26-158. Authorization.

That the proper village street department ~~officers and their designees~~ are hereby authorized and directed to install official signs on the village highways and roads indicating such requirements.

(Ord. No. 35, § 2, 8-10-1994; Ord. No. 46, § 2, 12-14-1995; Ord. No. 68(Ser. 2000), § 2, 10-12-2000; Ord. No. 79(Ser. 2001), § 2, 10-16-2001; Ord. No. 90(Ser. 2003), § 2, 7-29-2003; Ord. No. 05-112, § 2, 9-27-2005)

Sec. 26-159. Amendments or enactments of speed limits adopted by reference.

The speed limits on specific streets and highways enacted by ordinance of the village ~~shall be kept on file in the office of the clerk and any ordinance amendments or enactment of new speed limits by ordinance are hereby~~ adopted by reference and incorporated herein, as long as such ordinance is passed by the village board, published and kept on file by the village clerk as required by this section.

(Ord. No. 08-138, § 7, 6-12-2008; Ord. No. V21-08, 3-9-2021)

Secs. 26-160—26-186. Reserved.

ARTICLE V. STOP SIGNS

Sec. 26-187. Operator requirement.

Every operator of a vehicle approaching an official stop sign shall stop in the manner prescribed by Wis. Stats. § 346.46.

(Ord. No. 9, § 1, 3-10-1977; Ord. No. 51, § 1, 4-28-1998; Ord. No. 99-02, § 1, 11-11-2004)

Sec. 26-188. Sign locations enumerated.

The designation of stop sign locations shall be as established by the village board, from time to time, and made available for public examination on the stop sign list on file in the office of the village clerk.

(Ord. No. 9, § 2, 3-10-1977; Ord. No. 51, § 2, 4-28-1998; Ord. No. 99-02, § 2, 11-11-2004)

Sec. 26-189. Authorization.

The ~~proper village officers~~village street department ~~and their designees~~ are hereby authorized and directed to install official stop signs on the village streets, highways and roads indicating such requirements.

(Ord. No. 9, § 3, 3-10-1977; Ord. No. 51, § 3, 4-28-1998; Ord. No. 99-02, § 3, 11-11-2004)

Secs. 26-190—26-216. Reserved.

ARTICLE VI. WEIGHT LIMITATIONS

Sec. 26-217. Authority to impose special or seasonal weight limitations.

The ~~officer~~ operations manager or his/her designee in charge of maintaining the village roads may:

(a) Impose special weight limitations on any village road or portion thereof which, because of weakness of the road bed due to deterioration or climatic conditions or other special or temporary conditions, would likely be seriously damaged or destroyed in the absence of such special limitations.

(b) Impose special weight limitations on bridges or culverts when, in its judgment, such bridge or culvert cannot safely sustain the maximum weights permitted by statute.

(c) Order the owner or operator of any vehicle being operated on a village road to suspend operation if, in his judgment, such vehicle is causing or likely to cause injury to such highway or is visibly injuring the permanence thereof or the public investment therein, except where Wis. Stats. § 84.20 is applicable or when the vehicle is being operated pursuant to a contract which provides that the village will be reimbursed for any damage done to the village road. Traffic officers also may order suspension of operation under the circumstances and subject to limitations contained in this article.

Every operator of a vehicle with a gross vehicle weight of 10,000 pounds or greater shall be prohibited to travel on certain roads within the village, as prescribed by Wis. Stats. § 349.16(1).

(Ord. No. 21, § 1, 4-9-1986; Ord. No. 50(Ser. 04-1998), § 1, 4-28-1998)

Sec. 26-218. Implementation; no truck traffic signs enumerated.

Imposition of the special weight limitation authorized in section 26-217 shall be done by erecting signs on or along the village road on which it is desired to impose a limitation sufficient to give reasonable notice that a special limitation is in effect and the nature of that limitation. With regard to bridges and culverts, imposition of the special weight limitation shall be done by erecting signs before each end of the bridge or culvert to which the weight limitation applies sufficient to give reasonable notice that a special weight limitation is in effect and the nature of that limitation. All weight limitation signs and their erection shall comply with the rules of the state department of transportation.

These signs shall be placed at locations within the village and designated "No Truck Traffic Zones" on portions of roadways as designated by the village board from time to time, and referenced on a list maintained in the clerk's office.

(Ord. No. 21, § 2, 4-9-1986; Ord. No. 50(Ser. 04-1998), § 2, 4-28-1998)

Sec. 26-219. Authorization.

The ~~proper village officers~~village street department ~~and their designees~~ are hereby authorized and directed to install official "No Truck Traffic" signs on the village highways and roads listed in section 26-218 indicating such requirements.

(Ord. No. 50(Ser. 04-1998), § 3, 4-28-1998)

Sec. 26-220. Exemption.

Village officers and their designees in charge of the maintenance of the village roads 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.

(Ord. No. 21, § 3, 4-9-1986; Ord. No. 50(Ser. 04-1998), § 4, 4-28-1998)

Sec. 26-221. Heavy truck routes.

(a) *Definitions.* The following words, terms, and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Heavy truck means:

(1) All vehicles not operating completely on pneumatic tires; and

(2) All vehicles or combination of vehicles, other than motor buses, designed or used for transporting property of any nature, including recreational vehicles, and having a gross weight of more than 16,000 pounds.

(b) *Prohibited routes.* Heavy trucks are prohibited from using any village street or highway not designated as a heavy truck route. This section shall not act to prohibit heavy trucks from using a village street or highway for the purpose of obtaining orders for supplies or moving or delivering supplies or commodities to or from any place of business or residence which has an entrance on such street or highway. Furthermore, this section will not act to prohibit heavy trucks from using any village streets over which are routed state trunk highways. When being driven to the site of any construction, repair, or maintenance of electric, gas, or water service, vehicles owned and operated by a public utility will be exempt from the provisions of this section.

(c) *Administration.* The ~~director of public works~~village street department ~~s~~hall administer this section. Administration shall include the following:

(1) *Posting of signs.* Appropriate signs shall be posted giving notice of this section and of the heavy truck routes established herein. Yellow signposts may also be used to designate heavy truck routes.

(2) *Maps.* Heavy truck routes shall be shown on the official traffic map.

(3) *Construction equipment.* The public works department may grant temporary permission to allow heavy construction equipment to use village streets or highways not designated as heavy truck routes. Permission may be granted only when use of a nondesignated route is necessary for the equipment to reach a construction site. No permit may be issued unless the person or corporation owning the equipment agrees to reimburse and hold the village harmless for any damage done to the village street by the equipment and/or any personal injury or property damage caused in part or in whole by the street damage. The public works department may request a bond, letter of credit, or some other form of financial guarantee.

(4) *Exclusion for village equipment.* village-owned or -operated equipment is specifically excluded from the provisions of this section.

(d) *Liability.* Any operator, corporation, owner or agent whose heavy truck vehicle damages any village streets or highways in violating this section shall be liable and required to pay the village the cost of repair or replacement of the damaged street or highway.

(e) *Special and seasonal weight limitations.* The director of public works shall have the authority to impose special or seasonal weight limits on any highway, bridge or culvert maintained by the village to prevent injury to the roadway or for the safety of the users of such bridge or culvert and shall be responsible for erecting uniform traffic control devices giving notice thereof in accordance with the proving of section 26-217.

(f) *Heavy truck routes designated.* All streets and alleys under the jurisdiction of the village are designated class "B" highways subject to the weight limitations of Wis. Stats. § 348.16, except the following streets or parts thereof within the jurisdiction of the village are hereby designated heavy truck routes and are exempted from the class "B" weight limitations and are designated as heavy truck routes pursuant to Wis. Stats. § 349.17:

(1) Lake Park Road.

(2) Carrier Way.

(3) Woodland Road from Lake Park Road to 500 feet west of Blackoak Street.

(Ord. No. V20-06, 6-30-2020)

Secs. 26-222—26-248. Reserved.

ARTICLE VII. BRAKING REGULATIONS

Sec. 26-249. Engine compression, jake brakes braking prohibited.

It shall be unlawful for any vehicle equipped with a compression braking device, Jake Brakes, 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.

(Ord. No. 106-2005, 2-10-2005)

Sec. 26-250. Penalty.

The penalty for violation of this article shall be according to the general penalties described in section 1-7, together with the costs of prosecution. A copy of the above-referenced statutes shall be kept on file in the village clerk's office, where they shall be available for public viewing during normal business hours.

(Ord. No. 106-2005, 2-10-2005)