

**CITY OF KAUKAUNA**  
**ORDINANCE NO. 1935-2025**

**ORDINANCE REPEALING SECTION 9.25**

WHEREAS, upon review of the City's Ordinances it became apparent that Section 9.25, titled "Unauthorized Minors Loitering or Wagering at Racetracks," was no longer applicable for its intended purpose with the City of Kaukauna; and,

WHEREAS, the City of Kaukauna had a dog track within the City, The Fox Valley Greyhound Park, which closed in the 1990s; and

WHEREAS, no other racetrack exists within the corporate limits of the City of Kaukauna; and

WHEREAS, obsolete ordinances should be removed from the City's municipal code to prevent confusion;

NOW THEREFORE, it is ordained by the Common Council of the City of Kaukauna, Wisconsin, that Ordinance Section 9.25 of the Kaukauna Municipal Code be repealed as follows:

**BEFORE REPEAL**

**9.25 Unauthorized Minors Loitering Or Wagering at Racetracks**

1. *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:*

*Licensee means any person or entity issued a license by the state racing board pursuant to Wis. Stats. § 562.05.*

*Racetrack means any racetrack licensed by the state racing board under Wis. Stats. § 562.05(1).*

2. *Prohibited acts.*
  - a. *No person under the age of 18 years may be admitted to the premises of a racetrack or a track located at a fair where there is racing, unless accompanied by a parent, grandparent, great-grandparent, guardian, or spouse who is at least 18 years of age or unless accompanied by another person at least 18 years of age with the written permission of the minor's parent or guardian. This prohibition shall not apply to persons under the age of 18 years who are lawfully employed at the racetrack or to persons under 18 years of age who are within the day care area at a track if the day care area is licensed by the state department of health and social services under Wis. Stats. § 48.65.*

- b. No licensee may accept a wager from a person under the age of 18 years or make any payout on a wager to any person under the age of 18 years.*
  - c. No person under the age of 18 years may make a wager in any race or receive any payout on a wager.*
- 3. Racetrack to give notice of prohibition. The licensee of any racetrack shall give adequate notice of the prohibitions under this section by posting signs at each public entrance to the racetrack giving reasonable notice to anyone entering the premises of the prohibitions of this section. The number, size, and content of such signs shall be approved by the chief of police or his designee. Failure of such signs to be posted shall not be a defense to prosecution under any other subsection of this section.*
- 4. Penalties. Any person or entity violating this section shall be subject to a forfeiture of not less than \$50.00 or more than \$300.00. Subsequent violations within a one-year period shall carry a minimum forfeiture of \$100.00 but not more than \$1,000.00 per violation. Any person or entity in default of payment shall be committed to the county jail not to exceed 90 days. In addition, any minor violating this section shall be subject to suspension of his driver's license.*

#### **AFTER REPEAL**

Section 9.25 (Reserved)

Introduced and adopted by Common Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

APPROVED: \_\_\_\_\_

Anthony J. Penterman, Mayor

ATTEST: \_\_\_\_\_

Kayla Nessmann, Clerk