

MUNICIPAL CODE OF THE VILLAGE OF CASCO

CHAPTER 16

TRAFFIC CODE

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16.01 STATE TRAFFIC LAWS ADOPTED

Except as otherwise specifically provided in this chapter, the statutory provisions in Chs. 340 to 348, Wis. Stats., describing and defining regulations with respect to vehicles and traffic, inclusive of any provisions therein relating to penalties to be imposed but exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment, are adopted and by reference made a part of this chapter 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 made as part of this chapter in order to secure uniform statewide regulation of traffic on the highways, streets and alleys of the State.

16.02 SPEED LIMITS

Pursuant to §349.11(3)(c), Wis. Stats., the speed limits set forth in §346.57 through 346.58, Wis. Stats., are increased as hereinafter set forth upon the following streets or portions of streets:

- (1) On STH 54, - 30 mph. On Church Ave. – 30 mph.
- (2) On all other Village streets 25 mph, except 15 mph on 3rd St.,

16.03 A yield sign to be erected at intersection of 3rd Street (West) and Maple Street. Stop signs to be erected in the subdivision including Cortland and Braeburn

16.04 PARKING LIMITATIONS.

(1) PARALLEL PARKING. All parking of automobiles, trucks or similar motor vehicles on Main St. shall be parallel with the curb. The "No Parking" areas on Main St. are specifically marked by yellow paint.

(2) ALL NIGHT PARKING PROHIBITED. No person, except emergency vehicles, shall park any vehicle on any village street between the hours of 2:00 a.m. and 6:00 a.m.

- (a) No attached or detached tractor trailer, trailer or any type of camper, RV, construction equipment, inoperable vehicle, or abandoned vehicle shall be allowed to be parked on any village street for a period of more than 12 hours.

EXCEPTIONS: Visitors with RV's or campers may be granted permission to overnight park by calling the Village Clerk and giving the address at which, they are parking, along with the make and license number of their vehicle. Permission to be granted on a daily basis.

Any exceptions do not apply during snow emergencies. Vehicles will be ticketed and possibly towed. Vehicle owner(s) will be responsible for all costs of such actions.

(3) NO PARKING.

- (a) School St. No parking on the East side of School Street

(4) PENALTY. The penalty for illegal parking violations shall be a forfeiture of \$15 and if not paid within 72 hours, a late fee of \$5 will be assessed.

16.05 WEIGHT LIMITATIONS.

(1) CLASS "B" HIGHWAYS DESIGNATED. All streets within the Village, are hereby designated Class "B" highways and shall be subject to the weight limitations imposed by §348.16, Wis. Stats.:

(2) (OPTIONAL) HEAVY TRAFFIC ROUTES.

(a) Designated. The following streets and parts of streets within the Village are hereby designated heavy traffic routes:

1. Hwy 54 – Main Street
2. Church Ave

(b) Restrictions on Use of Other Streets by Heavy Traffic. No vehicle, except a motor bus, which is not equipped with pneumatic tires or has a combined vehicle load weight exceeding 6,000 lbs. shall be operated or moved on any street or alley not part of the heavy traffic route designated in par. (a) in the Village, except for the purpose of obtaining orders for moving or delivering supplies or commodities to or from a place of business or residence facing thereon, provided that in no event shall the weight of the vehicle and load on such other street exceed the limitations of §§348.15 or 348.16(3), Wis. Stats., or the ordinances of the Village pertaining to Class "A" highways or deliveries on Class "B" highways.

16.06 ERECTION OF SIGNS AND SIGNALS. The Director of Public Works is hereby authorized and directed to procure, erect and maintain appropriate standard traffic signs, signals and markings conforming to the Manual of Uniform Traffic Control Devices issued by the State Department of Transportation, giving such notice of the provisions of this chapter as required by State law. Signs shall also be erected in such locations and manner as authorized by the Village Board as to give adequate warning to users of the street, alley or highway in question.

16.07 SNOWMOBILES.

(1) STATE SNOWMOBILE LAWS ADOPTED.

(a) 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 section as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required or prohibited by this section.

346.02(1)	Applicability of Rules of Road to Snowmobiles
350.01	Definitions
350.02	Operation of Snowmobiles on or in vicinity of Highway
350.03	Right-of-Way
350.04	Snowmobile Races, Derbies and Routes
350.045	Public Utility Exemption
350.047	Local Ordinance to be Filed
350.05	Operation by Youthful Operators Restricted
350.055	Safety Certification Program Established
350.07	Driving Animals
350.08	Owner Permitting Operation
350.09	Head Lamps, Tail Lamps and Brakes
350.10	Miscellaneous Provisions for Snowmobile Operation
350.101	Intoxicated Snowmobiling
350.102	Preliminary Breath Screening Test
350.1025	Application of Intoxicated Snowmobile Law
350.103	Implied Consent
350.104	Chemical Tests
350.106	Report Arrest to Department
350.12	Registration of Snowmobiles
350.113	Uniform Trail Signs and Standards
350.135	Interferences with Uniform Trail Signs and Standards Prohibited
350.15	Accidents and Accident Reports
350.17	Enforcement
350.18	Local Ordinances

(b) The adoption of §346.02(10), Wis. Stats., by reference is intended to include the rules of the road therein enumerated, which are as follows: §§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 to 346.48, 346.50(1)(b), 346.51 to 346.55, 346.87 to 346.91, 346.92(1) and 346.94(1), (6), (6m) and (9).

(2) INTENT. The intent of this ordinance is to provide a means for persons to travel from a residence within the limits of the Village of Casco, Kewaunee County, Wisconsin 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.

(3) STATUTORY AUTHORITY. This ordinance is adopted as authorized under s.350.18(3) (a).

(4) DESIGNATED ROADWAYS AND/OR HIGHWAYS.

(a) Except as provided in §§350.02 and 350.045, Wis. Stats., or for snowmobile events authorized in accordance with 350.04 Wis. Stats., no person shall operate a snowmobile upon any public property in the Village except upon the following designated roadways:

All roadways/streets in the Village

Church Ave. to get to trail

Crossing Main Street to get to gas station or restaurant/businesses

(5) CONDITIONS. This ordinance designates the roadways and/or shoulders of specific highways for snowmobile travel by persons residing within the limits of the Village of Casco, Kewaunee County, Wisconsin to travel for the shortest distance that is necessary to reach the snowmobile trail or routes that is closest to that residence subject to the following conditions:

1. Snowmobiles shall be operated on the extreme right side of the roadway and travel with flow of traffic.
2. Snowmobiles are to be operated in single file.
3. Headlights should be on at all times.
4. Snowmobile operators shall yield the right-of-way to other vehicular traffic and pedestrians.

Snowmobiles violating any of the above conditions will be subject to the underlying violation of operating on the roadway.

(6) SPEED. A snowmobile operated on a portion of the roadway or shoulder of a highway pursuant to this ordinance shall observe a Speed Limit of 10 mph.

(7) ENFORCEMENT.

(a) The uniform traffic citation promulgated under 345.11, Wis. Stats., shall be used for violations of this section relating to highway use, except as herein provided.

(b) Parking Violations. The special traffic citation used for other parking violations under this chapter shall be used for violations of rules of the road relating to parking of vehicles adopted by reference in sub. (1) of this section.

(8) PENALTIES. Wisconsin State Snowmobile penalties as found in §350.11 (1)(a), Wis. Stats., are adopted by reference.

16.08 PENALTY.

The penalty for violation of any provision of this chapter shall be a forfeiture and penalty assessment if required by §165.87, Wis. Stats., a jail assessment if required by §53.46(1), Wis. Stats., plus any applicable fees prescribed in Ch. 814, Wis. Stats.

(1) STATE FORFEITURE STATUTES. Any forfeiture for violation of the state statutes adopted by reference in §4.01 of this chapter shall conform to the forfeiture permitted to be imposed for violation of such statutes as set forth in the State of Wisconsin Revised Uniform State Traffic Deposit Schedule of the Wisconsin Judicial Conference, including any variations or increases for subsequent offenses, which schedule is adopted by reference.

(2) STATE FINE STATUTES. The forfeiture for violation of any statute adopted by reference hereunder for which the penalty is a fine shall not exceed the maximum fine permitted under such statute.

16.09 SCHOOL BUS STOP ARMS AND WARNING LIGHTS

(1) School bus operators shall use the red warning lights and activate the stop arm when pupils or other authorized passengers are to be loaded or unloaded on all Village streets at a location at which there are no traffic signs, and such persons shall cross the street or highway before being loaded or after being unloaded. Drivers shall actuate such lights at least 100' before stopping to load or unload passengers and shall not extinguish such lights until persons are safely across the street or highway.

(2) The operator of a vehicle which approaches from the front or rear of any school bus which has stopped on a street or highway when the bus is equipped according to §347.25 and when it is displaying flashing red warning lights, shall stop the vehicle not less than 20' from the bus and shall remain stopped until the bus resumes motion or the operator extinguishes the flashing red warning lights.

(3) The operator of any school bus which approaches from the front or rear of any school bus which has stopped and is displaying flashing red warning lights shall display its flashing red lights while stopped.

16.10 ALL-TERRAIN VEHICLES

(1) GENERAL PROVISIONS. Under the authority of §§59.07(64), 66.119(1)(a), and 23.33(11) (am), Wis. Stats., the Village does hereby adopt the provisions of §23.33, Wis. Stats., relating to the regulation of all-terrain vehicles within the Village. The Village further adopts all administrative rules with respect to all-terrain vehicles duly promulgated by the DNR and published in the Wisconsin Administrative Code. This section is intended to and does hereby encompass all aspects of the regulation structure of §23.33, Wis. Stats. Any amendments or additions to the statute or administrative rules which are from time to time made shall automatically be made in this section.

(2) VIOLATION. Violations of this section may be prosecuted by the use of a citation form which complies with the requirements of §66.119(1)(b), Wis. Stats.

(3) PENALTY. Any violation of the terms of this section shall be punishable by a forfeiture not to exceed \$250 or by such amount as the legislature shall dictate from time to time, together with the costs of the action.

16.11 COMPRESSION BRAKING

(1) GENERAL PROVISIONS. Compression braking is prohibited on all streets within the corporate limits of the Village of Casco, except in emergency situations.

(2) VIOLATION. Violations of this section may be prosecuted by the use of a citation form which complies with the requirements of §66.119(1)(b), Wis. Stats.

(3) PENALTY. Any violation of the terms of this section shall be punishable by a forfeiture of not less than \$20 and not more than \$200, together with the costs of the action.

16.12 NEIGHBORHOOD ELECTRIC VEHICLES

(1) DEFINITION. "Neighborhood electric vehicle" is defined as any self-propelled electrically-powered motor vehicle, excluding golf carts, that has a maximum speed of 20 to 25 miles per hour, and that has successfully completed the Neighborhood Electric Vehicle America Test Program conducted by the Federal Department of Energy, and that conforms to the definition and requirements for low-speed vehicles as adopted in the Federal Motor Vehicle Safety Standards for Low-Speed Vehicles under 49 CFR 571.3(b) and 571.500.

(2) LIMITATIONS. Neighborhood electric vehicles, authorized pursuant to §349.26, Wis. Stats., shall be allowed to operate on the public roads within the Village of Casco subject to the following restrictions:

(a) Neighborhood electric vehicles shall not operate on any public road within the Village of Casco where the speed limit exceeds 30 miles per hour.

(b) Absent Department of Transportation approval, neighborhood electric vehicles shall not operate on or cross intersections of State trunk highways within the Village of Casco.

(3) STATE DRIVER'S LICENSE AND REGISTRATION REQUIRED.

(a) Any person who operates a neighborhood electric vehicle on any Village Street must hold a valid State of Wisconsin driver's license.

(b) Any person who operates a neighborhood electric vehicle on any Village Street must register the neighborhood electric vehicle with the State of Wisconsin as required by State law.

(3) VIOLATION. Violations of this section may be prosecuted by the use of a citation form which complies with the requirements of §66.119(1)(b), Wis. Stats.

(4) PENALTY. Any violation of the terms of this section shall be punishable by a forfeiture of not less than \$20 and not more than \$200, together with the costs of the action.

Ordinance 2019-1

Chapter 25

All-Terrain Vehicles and Snowmobiles

- 25.010 Authority
 - 25.020 Regulation of All-Terrain Vehicles
 - 25.021 Operation of ATVs or UTVs on ATV Routes
 - 25.030 Regulation of Snowmobiles
 - 25.040 Penalties
 - 25.050 Enforcement
 - 25.060 Effective Date
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25.010 Authority. The Casco Village Board adopts the provisions of this Ordinance pursuant to the authority of Wis. Stats. §23.33(11) and §350.18.

25.020 Regulation of All-Terrain Vehicles. Except as otherwise specifically provided in this Code, the statutory provisions of Wis. Stat. §23.33 and Wis. Admin. Code NR §64 describing and defining regulations with respect to all-terrain vehicles are adopted and by reference made a part of this Code as if fully set forth herein. Any act required to be performed or prohibited by any statute or administrative code incorporated herein by reference is required or prohibited by this Code. Any future amendments, revisions, or modifications of the statutes or administrative code incorporated herein are intended to be made part of this Code in order to secure uniform statewide regulation of all-terrain vehicles.

25.021 Operation of ATVs or UTVs on ATV Routes. The operation of an ATV or UTV on a roadway that is an approved ATV Route and signed in accordance with Wis. Stat. §23.33(8)(e) by Casco Village or any city, town or village is subject to the following provisions:

- (1) Any operator or passenger shall comply with all federal, state, and local laws, orders, regulations, restrictions and rules, including Wis. Stats. §23.33 and Wisconsin Administrative Code NR §64.
- (2) Operators shall observe a speed limit of 35 miles per hour or the posted speed limit, whichever is less.
- (3) Operators shall operate on the paved surface on the extreme right side of the roadway. You can not ride on Main Street (only cross it to get to the gas station).
- (4) Operators shall ride in single file.
- (5) Operators who were born on or after January 1, 1988 must have completed an ATV safety certification course.
- (6) Operators must be at least 16 years of age and possess a valid driver's license.
- (7) No person may operate an ATV or UTV on an ATV Route at any time before or after the Operating Hours. Operating Hours are 60 minutes before sunrise to 60 minutes after sunset.
- (8) Every ATV/UTV shall be equipped, maintained, and operated so as to prevent excessive or unusual noise. No person shall drive an ATV/UTV on an ATV Route unless such ATV/UTV is equipped with a muffler or other effective noise-suppressing system in good working order and in constant operation. It shall be unlawful to use a muffler cutout, bypass, or similar device on any ATV/UTV upon an ATV Route. No person shall modify or change the exhaust muffler, the intake muffler, or any other noise-abatement device of an ATV/UTV in a manner such that the noise

emitted by the ATV/UTV is increased above that emitted by the ATV/UTV as originally manufactured.

- (9) **All operators shall have a liability insurance policy in force on any ATV or UTV operated on an ATV Route with the following minimum coverages:**
- (a) **\$10,000 for property damage**
 - (b) **\$25,000 for the injury or death of one person**
 - (c) **\$50,000 for the injury or death of more than one person**

25.030 Regulation of Snowmobiles. Except as otherwise specifically provided in this Code, the statutory provisions in Chapter 350, Wisconsin Statutes, describing and defining regulations with respect to snowmobiles are adopted and by reference made a part of this Code 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 Code. Any future amendments, revisions, or modifications of the statutes incorporated herein are intended to be made part of this Code in order to secure uniform statewide regulation of snowmobiles.

25.040 Penalties.

- (1) Any forfeiture for a violation for the State Statutes adopted by reference in this Chapter shall conform to the forfeiture permitted to be imposed for violation of such statutes as set forth in the uniform deposit and misdemeanor bail schedule of the Wisconsin Judicial Conference, including any variations or increases for subsequent offenses, which schedule is adopted by reference.
- (2) Any violation of this Chapter not included in the uniform deposit and misdemeanor bail schedule of the Wisconsin Judicial Conference shall have a cash deposit of seventy-five dollars (\$75.00) plus court costs and one-hundred fifty dollars (\$150.00) plus court costs for a second violation of this Ordinance within a 12-month period.

25.050 Enforcement. This ordinance shall be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin.

25.060 Effective Date. This ordinance is effective upon passage and publication.