Village of Campbellsport

Notice of Special Village Board Meeting, Wednesday, October 2, 2019 - 6 pm

Campbellsport Municipal Center - Committee Room - 470 Grandview Avenue

AGENDA

1. Call meeting to order
2. Notice posted at the Campbellsport News, Library, Campbellsport Municipal Center and on the Village website
3. Roll Call
4. Presentation from Joseph DeYoung, project manager with MSA, on grant opportunities
5. Approval of letter to Al Buechel and Bobbi Hicken requesting all Emergency Management correspondence be sent to Tellier, Beck, and Dornbrook
6. Approval of minutes from September 18, 2019 pg. 2
7. Consider/act on:
    a. Ordinance 2019-13, Chapter 228: Transient or Temporary Public Entertainment pg. 3-4
    b. Ordinance 2019-22, Chapter 347: Pawnbrokers and Secondhand Dealers pg 46
    c. Ordinance 2019-40, Chapter 326: Juveniles pg. 5-11
    d. Ordinance 2019-24, Chapter 362: Property Maintenance pg 12-19
    e. Ordinance 2019-29, Chapter 413: Streets and Sidewalks pg 20-30
    f. Ordinance 2019-36, Chapter 458: Vehicles and Traffic pg 31-38
    g. Ordinance 2019-38, Chapter 481: Weapons pg 39
    h. Ordinance 2019-15A, Chapter 14: Boards, Commissions and Committees (Added 14-20 Confidentiality of Income and Expense) pg 40-45
    i. Ordinance 2019-44, Chapter 385 - Signs
    j. Ordinance 2019-25, Chapter 399 - Solid Waste and Recycling Management
    k. Ordinance 2019-33, Chapter 420 - Subdivision of Land
    l. Ordinance 2019-45, Chapter 433 - Transient Merchants
    m. Ordinance 2019-37, Chapter 473 - Water and Sewers
    n. Ordinance 2019-39, Chapter 500 - Zoning
    o. Ordinance 2019-46, Chapter A550 - Charter Ordinances
8. Announcements
9. Adjournment

i-O Are in your packet w/agenda that was cancelled for 9/25/2019 Please bring this packet w/you.

Open Meetings Notice: *Please be advised that upon reasonable notice, the Village of Campbellsport will furnish appropriate auxiliary aids and services to afford individuals with disabilities an equal opportunity to participate in meeting activities.*

Village of Campbellsport

Special Village Board Meeting
Wednesday, September 18, 2019 – 6 pm
Campbellsport Municipal Center
Community Room – 470 Grandview Avenue

The meeting was called to order at 6:00 pm by PR Krebs. Present: Harvey, Muraski, Dornbrook, Tellier, Krebs, Hafemann, Wenzlaff, Zielieke, Gruber and Serwe. (Muraski left at 7 pm and Krebs left at 7:15 pm)

The following ordinances were discussed with no action taken:

- Ordinance 2019-13, Chapter 228: Transient or Temporary Public Entertainment
- Ordinance 2019-22, Chapter 347: Pawnbrokers and Secondhand Dealers
- Ordinance 2019-40, Chapter 326: Juveniles
- Ordinance 2019-24, Chapter 362: Property Maintenance
- Ordinance 2019-29, Chapter 413: Streets and Sidewalks
- Ordinance 2019-36, Chapter 458: Vehicles and Traffic
- Ordinance 2019-38, Chapter 481: Weapons

Meeting adjourned at 9:11 pm by unanimous consent.

Respectfully submitted,

Becky Tellier - CMC, WCMC

Chapter 228
Transient or Temporary Public Entertainment

[HISTORY: Adopted by the Village Board of the Village of Campbellsport Ord. No. 185, 1979 (Ch. 11, Art. III, of the 2008 Code). Amendments noted where applicable.]

§ 228-1 **License required; exceptions.**

A. No person shall maintain or operate any transient or temporary public entertainment within the Village without first obtaining a license therefor as hereinafter provided.

B. This section does not require a license for the conducting of fairs, lectures, concerts, exhibitions or entertainments of a scientific, historical, political, literary or musical character for humane, religious, charitable or scientific purposes.

§ 228-2 **Definitions.**

As used in this article, the following terms shall have the meanings indicated:

TRANSIENT OR TEMPORARY PUBLIC ENTERTAINMENT

One to which the public may gain admission by payment of an admission charge. It includes shows, circuses, exhibitions, carnivals and vaudeville.

§ 228-3 **Application for license.**

Application for public entertainment licenses shall be made by the applicant to the Clerk in writing at least 30 days before the planned event, and all of the information regarding insurance, etc., shall be filed within 30 days and referred to the Village Board for examination of the qualifications, character and reputation of the applicant and of the desirability of permitting the public entertainment to operate, show or exhibit in the Village.

§ 228-4 **General requirements.**

A. Insurance required. No license shall be granted unless the applicant has filed with the Clerk-Treasurer a public liability insurance policy in a sum as set by the Village Board from time to time, with the condition that the applicant shall indemnify and save harmless the Village and its officers and agents and citizens against any injuries and damages resulting or arising from the conducting of any public entertainment for which the license is issued or from the performance by the applicant or his agents of any negligence incident to or connected with the conduct of such public entertainment, and that the applicant shall pay all judgments, costs and charges that may be recovered against the Village or any of its officers or agents by reason of the conducting of such public entertainment.

B. License fee. No license shall be issued unless the applicant shall pay a license fee for the operation or maintenance of the public entertainment as set by the Village Board, except public entertainment sponsored by a nonprofit organization shall be exempt from any license fee. With 30-days notice, any individual or group can petition the Village Board to be exempt from the license fee if they can provide reasonable cause.

C. Posting of license. Such licenses when issued shall be prominently displayed while the public entertainment is in operation.

D. Food handlers to obtain health certificate. Any person employed in such public entertainment for the purpose of preparing, handling or selling food or drink shall submit to a physical examination and obtain a health certificate as required by state statute.

E. Inspection of mechanical devices. The applicant shall indicate the date of the last State of Wisconsin inspection of rides, merry-go-rounds and other mechanical devices. The Village reserves the right to require inspections of all mechanical devices that would be available to the public. All inspection costs shall be paid for by the licensee.

§ 228-5 **Revocation of license.**
Any license granted by the Village Board under the provisions of this article may be revoked by the Village President or Chief of Police provided such public entertainment shall not be maintained or if the person who maintains, owns, controls or operates such public entertainment shall permit the violation of any provisions of this Code or state laws or where, in the opinion of the Police Chief or Village President, the public entertainment is deemed undesirable. Revocations or suspensions may be appealed to the Village Board.

Effective Date. This Ordinance shall take effect immediately upon its adoption, approval, and publication. Adopted, recorded and approved this ___ day of September 2019.

_____ ATTEST:_____ Campbellsport News Publication Date _____

David Krebs Village President Becky Tellier, Village Clerk

Chapter 326
Juveniles

§ 326-1 **Curfew.**

A. Curfew established. It shall be unlawful for any juvenile age 14 or younger to be on foot, bicycle or in any type of vehicle on any public street, avenue, highway, road, alley, park, school grounds, place of amusement and entertainment, cemetery, playground, public building or any other public place in the Village of Campbellsport between 10:00 p.m. and 5:30 a.m. for the five nights commencing with Sunday on any given week, and between 11:00 p.m. and 5:30 a.m. on Friday and Saturday of any given week. It shall be unlawful for any juvenile ages 15, 16 or 17 to be on foot, bicycle or in any type of vehicle on any public street, avenue, highway, road, alley, park, school grounds, place of amusement and entertainment, cemetery, playground, public building or any other public place in the Village of Campbellsport between 11:00 p.m. and 5:30 a.m. for the five nights commencing with Sunday on any given week, and between 12:00 a.m. and 5:30 a.m. on Saturday and Sunday mornings of any given week, unless accompanied by his or her parent, legal guardian, or person having lawful custody and control of his or her person, or unless there exists a reasonable necessity. The fact that said juvenile, unaccompanied by his or her parent, legal guardian or other person having legal custody, is found upon any such public place during the above-mentioned hours shall be apparent evidence that said juvenile is there unlawfully and that no reasonable excuse exists.

§ 326-2 **Exceptions.**

(1) This section shall not apply to a juvenile:

A. Who is performing an errand as directed by his/her parent, legal guardian or person having lawful custody.

B. Who is on his/her own premises or in the areas immediately adjacent to.

C. Whose employment makes it necessary to be upon the streets, alleys or public places or in any motor vehicle during such hours.

D. Who is returning home from a supervised school, church or civic function, but not later than 60 minutes after the ending of such function.

(2) These exceptions shall not, however, permit a juvenile to unnecessarily loiter about the streets, alleys or public places or be in a parked motor vehicle on the public streets.

C. Parental responsibility. It shall be unlawful for any parent, legal guardian or other person having the lawful care, custody and control of any person age 17 or under to allow or permit such person to violate the provisions of §326-1 A above. The fact that prior to the present offense a parent, legal guardian or custodian was informed by any law enforcement officer of a separate violation of this section occurring within 30 days of the present offense shall be prima facie evidence that such parent, guardian or custodian allowed or permitted the present violation. Any parent, legal guardian or custodian who shall have made a missing person notification to the Police Department shall not be considered to have

allowed or permitted any juvenile age 17 or under to violate this section.

D. Detaining a juvenile. Pursuant to Ch. 938, Wis. Stats., law enforcement officers are hereby authorized to detain any juvenile violating the above provisions and other provisions in this chapter until such time as the parent, legal guardian or person having legal custody of the juvenile shall be immediately notified, and the person so notified shall as soon as reasonably possible thereafter report to the Police Department for the purpose of taking the custody of the juvenile and, or such juvenile may be taken directly from the scene of his/her apprehension to his/her home. If such juvenile's parents or relative living nearby cannot be contacted to take custody of such juvenile and it is determined by the apprehending officer that the juvenile's physical or mental condition is such as would require immediate attention, the police officer may make such necessary arrangements as may be necessary under the circumstances for the juvenile's welfare.

E. Warning and penalty.

(1) Warning. The first time a juvenile is detained by a law enforcement officer of the Village, as provided in Subsection **D**, such juvenile and the parent, guardian or person having legal custody of such juvenile shall be advised, personally, if known, or by registered mail, as to the provisions of this section and further advised that any violation of this section occurring thereafter by such juvenile or any other juvenile under the care of such parent, guardian or person having legal custody shall result in a penalty as provided in § **1-4**. If a separate ordinance violation, state statute violation, or under age alcohol violation occurs when the hours of curfew are not in force, a new citation may be issued in lieu of a warning.

(2) Penalty. Any parent, legal guardian, or person having legal custody of a juvenile described in Subsection **A** above who has been warned in the manner provided in Subsection **E(1)** herein and who thereafter violates this section shall be subject to a penalty as provided in § **1-4** of this Code. After a second violation within a six-month period, if the defendant, in a prosecution under this section, proves that he or she is unable to comply with this section because of the disobedience of the juvenile, the action shall be dismissed and the juvenile shall be referred to the court assigned to exercise jurisdiction under Ch. 938, Wis. Stats. Any juvenile 17 years of age or under who shall violate this section shall, upon conviction thereof, forfeit not less than $50 nor more than $200, together with the costs of prosecution.

§ 326-2 **Possession of controlled substances by juveniles.**
It shall be unlawful for any juvenile to possess a controlled substance contrary to the Uniform Controlled Substances Act, Ch. 961, Wis. Stats.

§ 326-3 **Petty theft by juveniles.**
It shall be unlawful for any juvenile, with intent, to steal or take property from the person or presence of the owner without the owner's consent.

§ 326-4 **Receiving stolen goods.**
It shall be unlawful for a person under the age of 17 to intentionally receive or conceal property he/she knows to be stolen.

§ 326-5 **Village jurisdiction over juveniles.**
A. Adoption of state statutes. Sections 938.02 and 938.17(2), Wis. Stats., are hereby adopted and by reference made a part of this section as if fully set forth herein.

B. Definitions. As used in this section, the following terms shall have the meanings indicated:

ADULT
A person who is 18 years of age or older, except that for purposes of prosecuting a person who is alleged to have violated any civil law or municipal ordinance, "adult" means a person who has attained 17 years of age.

JUVENILE

A person who is less than 18 years of age, except that for purposes of prosecuting a person who is alleged to have violated a civil law or municipal ordinance, "juvenile" does not include a person who has attained 17 years of age.

C. Provisions of ordinance applicable to juveniles. Subject to the provisions and limitations of § 938.17(2), Wis. Stats., complaints alleging a violation of any provision of this Code against juveniles may be brought on behalf of the Village of Campbellsport and may be prosecuted utilizing the same procedures in such cases as are applicable to adults charged with the same offense.

D. No incarceration as penalty. The court shall not impose incarceration as a penalty for any person convicted of an offense prosecuted under this section.

§ 326-6 **Possession, manufacture and delivery of drug paraphernalia.**

A. Definitions. As used in this section, "drug paraphernalia" shall be defined as provided in § 961.571, Wis. Stats.

B. Determination of drug paraphernalia. Determination of drug paraphernalia shall be made in accordance with § 961.572, Wis. Stats.

C. Prohibited uses.

(1) Possession of drug paraphernalia. No person under 18 years of age may use, or possess with the primary intent to use, drug paraphernalia to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale or otherwise introduce into the human body a controlled substance or controlled substance analog in violation of Ch. 961, Wis. Stats.

(2) Manufacture or delivery of drug paraphernalia. No person under 18 years of age may deliver, possess with intent to deliver, or manufacture with intent to deliver drug paraphernalia, knowing that it will be primarily used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale or otherwise introduce into the human body a controlled substance or controlled substance analog in violation of Ch. 961, Wis. Stats.

(3) Delivery of drug paraphernalia by a minor to minor. Any person who is under 18 years of age who violates Subsection **C(2)** by delivering drug paraphernalia to a person under 18 years of age who is at least three years younger than the violator is guilty of a special offense.

(4) Exemption. This section does not apply to manufacturers, practitioners, pharmacists, owners of pharmacies and other persons whose conduct is in accordance with Ch. 961, Wis. Stats. This section does not prohibit the possession, manufacture or use of hypodermics, in accordance with Ch. 961, Wis. Stats.

D. Penalties. Any person who violates Subsection **C(1)**, **(2)** or **(3)** shall, upon conviction, be subject to disposition under § 938.344(2e), Wis. Stats.

§ 326-7 **Truancy.**

The provisions of Wis State Statute §§118.16 are adopted by reference and made part of this Code.

§ 326-8 **Unlawful sheltering of minors.**

A. No person shall intentionally shelter or conceal a minor child who is:

(1) A runaway child, meaning a child who has run away from his or her parent, legal guardian or legal or physical custodian; or

(2) A child who may be taken into custody pursuant to § 48.19, Wis. Stats.

(3) No person shall conceal the whereabouts of a child from a parent, guardian, or law enforcement officer.

B. Subsection **A** applies when the following conditions are present:

(1) The person knows or should have known that the child is a child described in either Subsection **A(1)** or **(2)**; and

(2) The child has been reported to a law enforcement agency as a missing person or as a child described in Subsection **A(1)**, (2) or **(3)**.

C. Subsection **A** does not apply to any of the following:

(1) A person operating a runaway home in compliance with § 48.227, Wis. Stats.;

(2) A person who shelters or conceals a child at the request or with the consent of the child's parent, legal guardian or legal or physical custodian, except if the sheltering or concealment violates § 948.31, Wis. Stats.; or

(3) A person who immediately notifies a law enforcement agency, county department of public welfare or social services, or the intake worker of the court exercising jurisdiction under Ch. **48** or 938, Wis. Stats., that he or she is sheltering or concealing such child and provides the person or agency notified with all information requested.

§ 326-9 **Purchase or possession of tobacco products.**

A. Definition of tobacco products. For the purposes of this section, "tobacco products" means any substance containing tobacco leaf, including, but not limited to, cigarettes, cigars, electronic cigarettes, pipe tobacco, snuff, chewing tobacco or dipping tobacco.

B. Purchase by minors prohibited. It shall be unlawful for any person under the age of 18 years to purchase tobacco products or to misrepresent his/her identity or age or to use any false or altered identification for the purpose of purchasing tobacco products. No adult shall provide a tobacco product to a person under the age of 18.

C. Possession by minors prohibited. It shall be unlawful for any person under the age of 18 years to posses any tobacco products, provided that the possession by a person under the age of 18 years under the direct supervision of the parent or legal guardian of such person in the privacy of the parent's or legal guardian's home shall not be prohibited.

D. Statutes adopted. The provisions of §§ 254.92, 134.66 and 778.25(1)(a), Wis. Stats., are adopted by reference and incorporated herein.

§ 326-10 **Smoking by minors near school grounds.**

No person under the age of 18 years shall carry or possess a lighted cigar, cigarette, electronic cigarette, pipe, or any other lighted smoking equipment or tobacco product restricted by state law on public property within 500 feet of a school grounds within the Village of Campbellsport.

§ **326**-11 Possession of Vapor Products by Minors.

1. Definitions

a. "Minor" means an individual who is less than eighteen (18) years of age.

b. "Non-tobacco smoking product" means any product not containing tobacco which is designed to be ignited and the combustion products inhaled, including but not limited to industrial hemp cigarettes and loose industrial hemp packaged and marketed for smoking.

c. "Person who sells vapor products at retail" means a person whose ordinary course of business

consists, in whole or in part, of the retail sale of vapor products.

d. "Public place" means a public street, sidewalk, or park or any area open to the general public in a publically owned or operated building or premises, or in a public place of business or school.

e. "Use of vapor product or non-tobacco smoking product" means to suck, inhale, ignite, or otherwise consume a vapor product or non-tobacco smoking product.

f. "Vapor product" means any product containing or delivering nicotine, lobelia, or any other substance intended for human consumption that can be used by a person to simulate smoking in the delivery of nicotine or any other substance through inhalation of vapor from the product. Electronic delivery device shall include any component part of such a product whether or not sold separately. Electronic delivery device shall not include any product that has been approved or otherwise certified by the United States Food and Drug Administration for legal sales for use in tobacco cessation treatment or other medical purposes, and is being marketed and sold solely for that approved purpose.

2. Prohibited Conduct.

a. Consistent with Wis. Stats. §§ 254.92, a minor shall not do any of the following:

I. Purchase or attempt to purchase a vapor product or non-tobacco smoking product.

II. Possess or attempt to possess a vapor product or non-tobacco smoking product.

III. Use a vapor product or non-tobacco smoking product in a public place.

IV. Present or offer to an individual a purported proof of age that is false, fraudulent, or not actually his or her own proof of age for the purpose of purchasing, attempting to purchase, possessing, or attempting to possess a vapor product or non-tobacco smoking product.

b. No individual, regardless of age, who is enrolled in a secondary school may possess or attempt to possess a tobacco product, non-tobacco smoking product, or vapor product while on school property.

c. An individual who violates subsection (3)(b) shall be subject to the following penalties:

I. For the first violation, the person is responsible for a civil infraction punishable by a forfeiture of fifty dollars ($200).

II. For a second and subsequent violation, the person is responsible for a civil infraction punishable by a forfeiture of three hundred dollars ($300) within an 18 month period.

3. Exception.

a. Subsection (3) does not apply to a minor participating in any of the following: (a) An undercover operation in which the minor purchases or receives a vapor product or non-tobacco smoking product under the direction of the minor's employer and with the prior approval of the local prosecutor's office as part of an employer-sponsored internal enforcement action. (b) An undercover operation in which the minor purchases or receives a vapor product or non-tobacco smoking product under the direction of the sate police or local police agency as part of an enforcement action, unless the initial or contemporaneous

purchase or receipt of the vapor product or non-tobacco smoking product by the minor was not under the direction of the sate police or the local police agency and was not part of the undercover operation.

b. Subsection (3) does not apply to the handling or transportation of a vapor product or non-tobacco smoking product by a minor under the terms of that minor's employment.

4. Furnishing to Minors.

Consistent with Wis. Stats. §§ 134.66:

a. A person shall not sell, give or furnish any vapor product or non-tobacco smoking product to a minor, including, but not limited to, through a vending machine. A person who violates this subsection is subject to a fine of not less than one hundred dollars ($100) for each violation and not less than two hundred ($200) for each subsequent violation in any 18-month period.

b. Subsection (a) of this section does not apply to the handling or transportation of a tobacco product, non-tobacco smoking product, or vapor product by a minor under the terms of the minor's employment.

c. Before selling, offering for sale, giving, or funishing a vapor product or non-tobacco smoking product to an individual, a person shall verify that the individual is at least eighteen (18) years of age by doing one (1) of the following: (a) Examining a government-issued photographic identification that establishes that the individual is at least eighteen (18) years of age; or (b) For sales made by the Internet or other remote sales method, performing an age verification through an independent, third-party age verification service that compares information available from a commercially available database, or aggregate of databases, that are regularly used by government agencies and businesses for the purpose of age and identity verification to the personal information entered by the individual during the ordering process that establishes that the individual is eighteen (18) years of age or older.

§ **326**-12 Criminal gang activity.

A. Authority. This section is adopted pursuant to the authority granted by § 66.0107 and Ch. 948, Wis. Stats.

B. Definitions. For purposes of this section, the following terms are defined:

CRIMINAL GANG

An ongoing organization, association or group of three or more persons, whether formal or informal, that has as one of its primary activities the commission of one or more criminal or unlawful acts, or acts that would be criminal or unlawful if the actor were an adult, specified in § 939.22(21)(a) to (s), Wis. Stats., or in any of the Municipal Code sections referred to in the definition of "pattern of criminal gang activity" below, that has a common name or common identifying sign or symbol and whose members individually or collectively engage in or have engaged in a pattern of criminal gang activity.

PATTERN OF CRIMINAL GANG ACTIVITY

Has the same meaning as the definition in § 939.22(21), Wis. Stats., the list of offenses in Subsections (a) to (s) of that section, and the following chapters of this Code:

(1) Chapter **175**, Adult Uses.

(2) Chapter **186**, Alcohol Beverages.

(3) Chapter **326**, Juveniles.

(4) Chapter **430**, Tobacco and Tobacco Products.

(4) Chapter **354**, Peace and Good Order.

UNLAWFUL ACT

Includes a violation of any of the Municipal Code sections referred to in the definition of "pattern of criminal gang activity" above or any criminal act or act that would be criminal if the actor were an adult.

C. Unlawful activity.

(1) It is unlawful for any person to engage in criminal gang activity.

(2) It is unlawful for any person to solicit or attempt to solicit a person who has not attained the age of 18 years to commit or attempt to commit any violation of the provisions of this section, or any one or more of those sections of the Municipal Code referred to in the definition of "pattern of criminal gang activity" in Subsection **B** above.

(3) It is unlawful for any person to solicit or attempt to solicit a person who has not attained the age of 18 years to participate in criminal gang activity.

(4) It is unlawful for any person to solicit or attempt to solicit a person who has not attained the age of 18 years to join a criminal gang.

§ 326-12 **Enforcement; violations and penalties.**

A. Citation process. For violations of §§ **326-2** through **326-11**, juveniles may be cited by the citation process. A copy will be provided to the parent or legal guardian.

B. Penalties. Violations of §§ **326-2** through **326-11** by a person under the age of 18 shall be punishable according to §§ **1-4** and **1-5** of this Code and §§ 938.17(2), 938.343, 938.344 and 938.345, Wis. Stats. Nothing in this section shall prevent the law enforcement officer, in his/her discretion, from referring cases directly to the District Attorney's office.

Effective Date. This Ordinance shall take effect immediately upon its adoption, approval, and publication. Adopted, recorded and approved this ___ day of _____ 2019.

_____ ATTEST: _____ Campbellsport News Publication Date _____

David Krebs Village President Becky Tellier Village Clerk

Chapter 362
Property Maintenance

[HISTORY: Adopted by the Village Board of the Village of Campbellsport as indicated in article histories. Amendments noted where applicable.]

Article I
Adoption of Standards

[Adopted 3-12-2012 by Ord. No. 327 (Ch. 8, Art. VI, of the 2008 Code)]

§ 362-1 **Interpretation and applicability.**

A. Every building, structure and premises will conform to the requirements of this article, irrespective of the class to which such building, structure and premises may otherwise belong, and irrespective of when such building may have been constructed, altered or repaired.

B. This article will be known as the "property maintenance ordinance" and establishes minimum standards for maintenance of buildings, structures and premises and does not replace or modify standards otherwise established for the construction, replacement or repair of buildings and structures except such as are in conflict with the provisions of this article. Any inconsistency or conflict between the provisions of this article and any other existing ordinance will not repeal such provision or ordinance; but the provisions of this article will be cumulative thereto.

§ 362-2 **Definitions.**

A. For the purpose of this article, the following words and phrases will have the meaning respectively ascribed to them by this section:

ACCESSORY STRUCTURE
A structure, the use of which is incidental to that of the main building and which is attached thereto or located on the same premises.

BASEMENT
That portion of the building, the floor line of which is below the surface of the ground immediately adjoining it, and its ceiling not more than four feet above lot grade.

BUILDING
Any structure utilized or intended for supporting or sheltering any occupancy.

DETERIORATION
The condition or appearance of a building or structure, or part thereof, characterized by breaks, holes, rot, crumbling, cracking, peeling, rusting, inadequate paint or other evidence of decay or neglect.

DWELLING
Any structure designed for use by human occupants for sleeping and living purposes, whether occupied or vacant.

EXTERMINATION

The control and elimination of insects, rodents, or other pests by eliminating their harborage places; by removing or making inaccessible materials that may serve as their food; by poisoning, spraying, fumigating, trapping; or by any other recognized and legal pest elimination methods approved by the Health Commissioner or county health department.

FENCE

An independent structure forming a barrier at grade or between lots, between a lot and a street or an alley, or between portions of a lot or lots and includes a wall or lattice-work screen, but excludes a hedge or natural growth, or a barrier of less than 18 inches in height which is used to protect plant growth.

GARBAGE

Garbage is all waste, animal, fish, fowl or vegetable matter incident to and resulting from the use, preparation and storage of food for human consumption.

INFESTATION

The presence of insects, rodents, vermin or other pests on the premises which constitute a health hazard.

NUISANCE

(1) Any public nuisance known at common law or in equity jurisprudence, or as provided by the Statutes of the State of Wisconsin, or the ordinances of the Village of Campbellsport. (2) Any attractive nuisance which may prove detrimental to the health or safety of children in a building, on the premises of a building, or upon an unoccupied lot. This includes, but is not limited to: basements, excavations, abandoned iceboxes, refrigerators, motor vehicles, any structurally unsound fences or structures, lumber, trash, fences, debris or vegetation such as poison ivy, oak sumac, which may prove a hazard for inquisitive minors.

OCCUPANT

Any person occupying or having use of a building, structure, premises or any part thereof.

OPERATOR

Any person who has charge, care or control of a building, structure or premises or a part thereof.

OWNER

Any person who, alone, jointly, or severally with others, will hold title to a building, structure or premises, or who will be in actual possession of or have charge, care or control of a building, structure or premises as an employee or agent of the title holder, or who will be trustee or guardian of the estate or person of the title holder.

PERSON

Includes a corporation, firm, partnership, association, organization and any other group acting as a unit as well as individuals, including a personal representative, receiver or other representative appointed according to law. Whenever the word "person" is used in any section of this article prescribing a penalty or fine, as to partnerships or associations, the word will include the partners or members thereof, and as to corporations, will include the officers, agents or members thereof who are responsible for any violation of such section.

REFUSE

All solid waste (except body waste), including but not limited to: rubbish, ashes, street cleanings,

abandoned, nonlicensed or inoperable motor vehicles, appliances and solid market and industrial wastes. Refer to Chapter 464 of this code.

REPAIR

To restore to a state of operation, serviceability or appearance in conformity with this article.

REPLACE

To remove an existing item or portion of a building or structure and to construct or install a new item of similar or improved quality as the existing item when it was new. Replacement will ordinarily take place when the item is incapable of repair.

RUBBISH

Rubbish is the miscellaneous waste material, combustible and noncombustible, resulting from housekeeping and ordinary mercantile enterprises, and includes but is not limited to boxes, cartons, excelsior, paper, ashes, cinders, tin cans, bottles and broken glass, rubber, grass clippings, brush, leaves and garden plants.

STORAGE CONTAINER

A Portable Storage Container is any container, storage unit, shed-like container or other portable structure, other than an Accessory Building, yard maintenance building or shed, that complies with all the requirements of this code, that can be or is used for the storage of personal property of any kind and which is located for such purposes outside an enclosed building.

STRUCTURE

Anything constructed or erected which requires location on the ground or is attached to something having location on the ground, including a building, fence, freestanding wall, sign or other advertising medium, whether detached or projecting.

SUBSTANDARD

All buildings which do not conform to the minimum standards established by this chapter and by any other provisions of this Code of Ordinances or by State of Wisconsin Administrative Code.

WEATHERING

Deterioration, decay or damage by exposure to the elements.

YARD

An open space at grade on the same lot as a building or structure, located between such building or structure and the adjoining lot line and/or street line.

B. Whenever the words "building," "structure," "premises," are used in this article, they will be construed as though they were followed by the words "or any part thereof."

§ 362-3 **Responsibilities of owners, operators and occupants independent of each other.**

A. Owners, operators and occupants will have all the duties and responsibilities as given in this article and no owner, operator or occupant will be relieved from any duty and responsibility nor be entitled to defend against any charge of violation.

B. Occupants will have all the duties and responsibilities as prescribed in this article. No person will attempt to contract away his responsibilities under this article.

§ 362-4 **Duties and responsibilities of owners and operators.**

A. Maintenance and appearance of exterior of premises.

(1) The exterior of premises and all structures will be kept free of all nuisances, unsanitary conditions, and any hazards to the safety of occupants, pedestrians and to the persons utilizing the premises. Any of the foregoing will be promptly removed and abated by the owner or operator.

(2) The exterior of the premises and surrounding yard will be kept free of hazards, which include, but are not limited to, brush, weeds, broken glass, stumps, roots, obnoxious growths, filth, garbage, trash, refuse and debris.

(3) Exterior porches, landings, balconies, stairs and fire escapes will be provided with banisters or railings properly designed and maintained to minimize the hazards of falling and will be kept structurally sound, in good repair and free of defects.

(4) The exterior appearance of all buildings will reflect a level of maintenance in keeping with the standards of the neighborhood. It will not constitute a blighting factor for adjoining property owners or an element leading to the progressive deterioration and downgrading of the neighborhood.

(5) The premises will be kept landscaped and lawns, hedges and bushes will be kept trimmed and from becoming overgrown and unsightly where exposed to the public view. Premises will include the areas between the sidewalk and the curb of the street.

(6) In addition to Subsection **A(5)** above, no grass upon any private premises within the Village limits will be allowed to grow in excess of an average length of six inches before mowed, cut or trimmed, provided, however, that this provision will not apply to land with a pitch greater than 30° from horizontal.

(7) Yards will be kept substantially clear of debris and will be provided with adequate lawn, ground cover or vegetation. Hedges or bushes will be cut or trimmed as often as necessary to maintain a neat and attractive appearance. All areas not covered by any of the above-mentioned will be treated to prevent dust or the blowing or scattering of dust particles into the air. All trees, bushes or vegetation which overhang a public entrance will be properly trimmed to avoid obstruction of the view and movements of vehicles and pedestrians.

(8) Every yard, court, driveway or other portion of the lot will be graded or drained so as to prevent the accumulation of stagnant water on any such surface. Driveways will be maintained in good condition and repair.

(9) Every building, structure and all exterior accessories on the premises will be adequately protected against rats, mice, termites, and other vermin infestation, and will not permit the entrance of such rats, mice, termites, and other vermin. Occupants and operators will be responsible for the extermination of rodents and vermin from that part of the premises under their exclusive control, except where more than one unit is infested at the same time, and in this instance the owner will also be responsible for extermination of the infestation.

(10) Every building will have adequate refuse, garbage or rubbish storage facilities. No occupant will accumulate rubbish, boxes, lumber, metal refuse or other materials which may provide a harborage for rodents or vermin.

(11) The exterior of every structure or accessory structure, residential and nonresidential, including fences, will be maintained in good repair and all surfaces will be kept painted where necessary for purposes of preservation and appearance. The same will be maintained free of broken loose shingles, crumbling stone or brick, excessive peeling paint or other conditions reflective of deterioration or inadequate maintenance.

(12) Every dwelling and accessory structure, exterior walls, siding and roofs will be kept structurally sound and in a state of good repair to avoid safety, health or fire hazards and will be so maintained as to be weather- and water-tight. (The above applies to residential and nonresidential properties.)

(13) This article applies whether or not the premises are temporarily or continuously occupied or unoccupied, inhabited or uninhabited, commercial or noncommercial, and whether or not there is a structure, building or other improvement upon the premises.

(14) Storage containers are prohibited.

B. An owner or occupier of land in the Village may apply for approval of a land management plan for a natural lawn in which grasses and vegetation may exceed six inches. Applications for such plans will be considered as applications for conditional use permits.

§ 362-5 **Inspection by Building Inspector, Police Chief or designated representative.**
The Building Inspector, Police Chief, or designated representative is authorized and, upon receipt of complaint, will make exterior inspection to determine whether the buildings, structures and premises located within this Village conform to the requirements of this article. For the purpose of making exterior inspections, the Building Inspector, Police Chief, or designated representative is authorized to enter, examine and survey at all reasonable times the exterior portions of all buildings, structures or premises. Every owner or occupant will give the Building Inspector/Police Chief or designee free access to any said premises. The Building Inspector, Police Chief, or designated representative, having probable cause to believe a violation of this article exists, will have authority to enter any premises after written notice has been given to the owner, occupant or his agent. If, after such notice is given, access is denied to the Building Inspector, Police Chief, or designated representative, he or she may apply to the municipal court for a special inspection warrant according to the provisions established in §66.0119 of Wis. Stats.

§ 362-6 **Administrative provisions.**

A. The Building Inspector, Police Chief, or designated representative is hereby made responsible for the enforcement of this article. All inspections, enforcement, orders or matters relating to violation of this article will be under his/her direction and supervision. He/she may appoint or designate such other public officials or employees of the Village to perform duties as may be necessary to the enforcement.

B. The Building Inspector, Police Chief, or designated representative will be supplied with official identification and upon request will exhibit such identification when entering any premises subject to this article. The Building Inspector, Police Chief, or designated representative will conduct themselves to avoid intentional embarrassment or inconvenience to occupants.

§ 362-7 **Notice.**
Whenever the Building Inspector, Police Chief, or designated representative determines that there are reasonable grounds to believe that there has been a violation of any provisions of this article, notice of such alleged violation will be given to the person or persons responsible, which will:

A. Be in writing;

B. Indicate the nature of the violation(s);

C. Indicate the time for the correction of the violation in accordance with Subsection **E**;

D. Be served upon the owner or his agent, or the occupant or operator, as the case may require. Such notice will be deemed to be properly served upon such owner or his agent, or occupant, or operator, if a copy is:

(1) Served upon him personally; or

(2) Sent by regular mail to the owner at its last known address; or

(3) Posted in a conspicuous place in or about the building or structure affected by notice; or

(4) Served upon a member of the family of the owner, operator or occupant 1 years of age or older.

E. State a reasonable amount of time, not to exceed 30 days, to correct or abate the violation.

§ 362-8 **Notice on building.**

A. The Building Inspector, Police Chief, or designated representative will cause to be placed upon a building, structure or premises a notice, which will state the determinations of the Building Inspector, Police Chief, or designated representative as to the building, structure or premises being unfit for use or occupancy whenever all of the following occur:

(1) Any building, structure or premises that does not substantially comply with the requirements of this article; and

(2) The Building Inspector, Police Chief, or designated representative has given notice of the violation involved as provided for in § **362-7**; and

(3) If the owner, occupant or operator has failed to correct the violations in said notice; and

(4) The Building Inspector, Police Chief, or designated representative has further determined that the building, structure, or premises is so damaged, decayed, dilapidated, unsafe or vermin-infested that it creates a serious hazard to the health or safety of the occupants or of the public, and is, therefore, unfit for use or occupancy.

B. The form of the notice placed under the provisions of this section of the article will be determined by the Building Inspector, Police Chief, or designated representative but will also substantially state the specific violations of this article.

C. No person will deface or remove the notice from any building, structure or premises which has been placed by the Building Inspector, Police Chief, or designated representative until removal of such notice is authorized by the Building Inspector/Police Chief or designated representative.

D. Any building, structure or premises which has been determined by the Building Inspector, Police Chief, or designated representative as being so damaged, decayed, dilapidated, unsafe or vermin-infested that it creates a serious hazard to the health and safety of the occupants or of the public, and is, therefore, unfit for use or occupancy, and which said building, structure or premises has been noticed by the Building Inspector, will be vacated within such time period as set by the Building Inspector, Police Chief or designated representative.

E. No building, structure or premises which has been determined by the Building Inspector, Police Chief, or designated representative as unfit for use or occupancy and noticed will again be used or occupied until written approval is secured from, and such notice is removed by, the Building Inspector, Police Chief, or designated representative.

F. The Building Inspector, Police Chief, or designated representative will grant such approval and remove such notice in the event that the violations have been corrected and the Building Inspector, Police Chief, or designated representative determines that the building, structure or premises is now fit for use or occupancy.

§ 362-9 **Noncompliance; remedy of defects.**

A. The owner, occupant or operator of any building, structure or premises will have the time as specified in the notice under § **362-7** to remedy the violations specified in such notice.

B. In the event the Building Inspector, Police Chief, or designated representative determine, in his/her discretion, that the owner, occupant or operator is, within said time, making a good faith effort to correct the violations, he/she may extend the time for compliance.

C. If the owner, occupant or operator of building, structure or premises fail or refuse, after notice and order of the Building Inspector, Police Chief, or designated representative, to remedy the violations specified in such notice, then the Building Inspector, Police Chief, or designated representative may cause such work to be done and certify the cost to the Village Clerk-Treasurer, who will extend such cost against the property upon the next tax roll of the Village.

§ 362-10 **Transfer of ownership of noncomplying building.**

It is unlawful for the owner of any building, structure or premises who has received a compliance order or upon whom a notice of violation has been served to sell, transfer, mortgage, lease or otherwise dispose of to another until the provisions of the compliance order or notice of violation have been complied with, or until such owner furnishs to the Building Inspector, Police Chief, or designated representative a signed and notarized statement from the grantee, transferee, mortgagee, or lessee, acknowledging the receipt of such compliance order or notice of violation and fully accepting the responsibility without condition for making the corrections or repairs required by such compliance order or notice of violation.

§ 362-11 **Violations and penalties.**

A. A violation of any section or subsection of this article will be punishable as indicated in § 1-4 of this code.

B. Each day a violation exists after the notice of violation has been received and which becomes an order of the Building Inspector, Police Chief or designated representative will constitute a separate violation of this article.

C. Penalties set forth in this section will be in addition to all other remedies of injunction, abatement or costs whether existing under this article or otherwise.

Article II
Weed Control

[Adopted by Ord. No. 6, 1902 (Ch. 14, Art. IV, of the 2008 Code)]

§ 362-12 **Duty to destroy weeds.**

It will be the duty of every owner, occupant, agent or person in charge of any lot or parcel of land within the Village to destroy all Canada thistle, leafy spurge,field bindweed (creeping Jenny), purple loosestrife, multiflora rose, grass and other noxious weeds growing upon a premises, or on the sidewalk or street upon which premises abut, on or before July 1 in each year. All vegetation that are not plants, flowers, grass or shrubs need to be cut down to 2" or less; exceptions will be allowed in wildlife areas and parks.

§ 362-13 **Notification to remove weeds; removal by Village.**

A. A person owning, occupying or controlling land will destroy all noxious weeds on the land. The person having immediate charge of any public lands will destroy all noxious weeds on the lands. The highway patrol on all federal, state or county trunk highways will destroy all noxious weeds on that portion of the highway which that highway patrol patrols. The Department of Public Works is responsible for the destruction of all noxious weeds on the Village streets and thoroughfares.

B. The Village Clerk-Treasurer may annually on or before May 15 publish a class 2 notice, under Wis. Stats. Ch. 985, that every person is required by law to destroy all noxious weeds, as defined in this article, on lands in the Village which the person owns, occupies or controls. If the Village has designated an official newspaper the Village may publish the notice under this subsection in combination with the other town, village or city.

C. It will be the duty of the Director of Public Works, Police Chiefor designated representative to notify the owners or occupants of such land within the Village to destroy such thistles, grass and such noxious weeds when found.

D. Should such owner or occupant neglect or fail to obey the provisions of this section and the provisions of § **362-12** within 24 hours after having received such notification, the Director of Public Works or designee will cut down or otherwise destroy such Canada thistles, grass or other noxious weeds in all cases where the owner or occupant of such lots fail to do so, and the expense of time, supplies, and equipment use will be added to the citation issued by the Police Department. The Police Chief will keep an account of such expense and make a report to the Village Clerk-Treasurer, who will enter the amount charged to each lot or parcel of land in the next or subsequent tax roll as a special tax against such lot or parcel of land, and the same will be collected in all respects like other Village taxes upon real estate.

E. The provisions of Wis. Stats. §§ 66.0407 regarding noxious weeds are adopted and made part of this Code along with any additions to the noxious weeds list as determined by United States Department of Agriculture Invasive Species Executive Order 13112.

Effective Date. This Ordinance shall take effect immediately upon its adoption, approval, and publication. Adopted, recorded and approved this ___ day of September 2019.

_____ ATTEST:_____ Campbellsport News Publication Date _____

David Krebs Village President Becky Tellier, Village Clerk

Chapter 413
Streets and Sidewalks

[HISTORY: Adopted by the Village Board of the Village of Campbellsport as indicated in article histories. Amendments noted where applicable.]

Article I
Street Excavations and Construction

[Adopted by Ord. No. 117, 1956 (Ch. 23, Art. II, Division 2, of the 2008 Code)]

§ 413-1 **Excavations and alteration of grades.**
Any person who shall alter the grade of any street, alley, sidewalk, or public grounds within the Village, or who shall dig any hole, ditch, drain or trench or construct any sewer, vault, cistern, or well in or under the same without first having obtained a written permit or order from the Village Board to do so, who shall fail or neglect promptly to rebuild and restore such street, alley, sidewalk or public ground, and make it as good, substantial and permanent in all respects as the same was before said work was begun, shall be subject to a penalty as provided in § **1-4**.

§ 413-2 **Removal of earth, sand or gravel.**
Any person who shall remove any earth, sand, stones, concrete, bituminous asphalt or gravel from any streets, highways, or public grounds without first having obtained an order or permit from the Village Board shall be subject to a penalty as provided by § **1-4**.

§ 413-3 **Obstruction of street with construction materials.**
No person, firm or corporation, or their agent or employee, shall place or cause to be placed any stone, timber, lumber, planks or other material in or upon any street, alley or public grounds in the Village without a written permit from the Director of Public Works or his designee, who is authorized and directed to issue such permit upon written application, accompanied by the sum of $25, by the person desiring the same. The application shall contain, among other things, any agreement upon the part of the applicant that he shall hold the Village free and save it harmless from any and all damages, liability, costs or expenses that may result in consequence of the granting of the permit, or the occupancy of the street, alley or public grounds; that he shall put up and maintain such barrier and lights as will effectively prevent the happening of any accident in consequence of such occupancy or use; that he shall and will obey all ordinances of the Village and all rules which may be made in that behalf, and that at the expiration of such permit, he shall leave the street in as good and clean condition as the same was prior to the issue of the permit. Such permit shall not authorize the obstruction of more than 1/3 of the roadway proper, nor be for a longer period than four months, nor beyond the extension of the lot lines upon which building or construction work is actually going on, and shall be granted on condition that if the sidewalk proper is obstructed, a temporary sidewalk, at least five feet in width, shall be constructed around the obstruction, and that the gutter shall not be obstructed and that the cleaning up of the street so as to leave it in as good condition as found, or in the doing of any of the things above mentioned, will be deducted from the deposit of $25 and the balance returned to the applicant.

§ 413-4 **Erection or moving of building or fence.**
No person, firm or corporation, or their agent or employee, shall erect or move any building, fence or other structure upon any street, alley or sidewalk or other public grounds within the Village without a permit from the Building Inspector.

Article II

Driveways

[Adopted by Ord. No. 285, 2005; amended in its entirety by Ord. No. 291, 2005 (Ch. 23, Art. II, Division 3, Subdivision II, of the 2008 Code)]

§ 413-5 **Permit.**

A. Required. No person shall construct or maintain any driveway across any sidewalk or curbing without first obtaining a driveway permit from the Village.

B. Fee. The fee for such permit shall be set from time to time by resolution of the Village Board. The fee shall be doubled upon failure to obtain a permit before construction of a driveway begins.

C. Fraudulent use. Any person who constructs or maintains a driveway across any sidewalk or curbing without first obtaining a permit and who knowingly displays a permit or any facsimile or likeness of a driveway permit in a manner visible to the public without authorization from the Village shall be subject to a forfeiture of $500.

D. Lapse. A driveway permit shall lapse and be void unless driveway construction is completed within 30 days from the date of issuance. The following applies:

(1) In the event a permit lapses before construction can be completed, the Village shall, upon request and for a period of up to 12 months following the original date of issuance, reissue a permit to the original permittee at no charge.

(2) All driveway construction standards and conformance requirements in effect on the date a permit is reissued shall apply and the reissued permit shall lapse and be void unless the driveway construction is completed within 30 days from the date of reissuance.

(3) A driveway permit shall be reissued to the original permittee at no charge not more than once.

§ 413-6 **Specifications for construction.**
[Amended by Ord. No. 1-25-2016(3)]

A. Construction defined. Construction of a driveway shall be defined as the actual placement of concrete, asphalt or other material intended to serve as the permanent drivable surface of a driveway.

B. Construction. No driveway opening shall exceed 26 feet in width at the street curb line as measured from the height of the curb, unless the driveway serves a duplex with adjacent garages, in which case the opening for the combined driveway shall not exceed 32 feet in width at the street curb line as measured from the height of the curb.

(1) At no point within the street right-of-way shall the width of a driveway as measured from edge to edge at a right angle to its center line exceed the maximum width allowed for the driveway opening, unless the driveway is constructed across an existing or future sidewalk, in which case that portion of the driveway which lies between the sidewalk and the back of the street right-of-way adjacent to the property served by that driveway may exceed the maximum width allowed for the driveway opening.

(2) In no event may the driveway exceed these maximum dimensions, unless the Plan Commission and the Village Board of Trustees grants an exception. These same standards shall apply to the maximum allowable width of any driveway approach that abuts a street constructed with mountable type curb and gutter.

(3) Minimum driveway surface width shall be not less than 14 feet wide and shall have a minimum clearance width of 24 feet. Driveway shall have a maximum grade of 10%.

(4) At least one segment of road surface 25 feet in length and 18 feet in width shall be provided for each

300 feet of driveway length to provide for the safe passage of meeting vehicles.

(5) At the end of a driveway which is longer than 300 feet, a circle drive or cul-de-sac of fifty-foot radius shall be provided or another method provided to allow turn-around of service and emergency vehicles.

C. Interference with intersections prohibited. At street intersections, a driveway shall not provide direct ingress or egress to or from the street intersection area and shall not occupy areas of the roadway deemed necessary for effective traffic control or for highway signs or signals.

D. Interference with street. No driveway apron shall extend out into the street further than the face of the curb, and under no circumstances shall such driveway apron extend into the gutter area.

(1) All driveway entrances and approaches shall be constructed that they shall not interfere with the drainage of streets, side ditches or roadside areas or with any existing structure on the right-of-way.

(2) When necessary to provide for adequate surface water drainage along the street, the property owner shall provide and maintain any necessary culvert pipe at his own expense.

E. Number of approaches limited. Not more than one driveway entrance and approach shall be constructed for any lot or premises, except where deemed necessary and feasible without undue impairment of safety, convenience and utility of the street by the plan commission and the Village Board of trustees. Any two approaches shall be at least 10 feet apart.

F. Workmanship and materials.

(1) All driveway entrances and approaches shall be built in conformance with construction standards in effect at the time of the issuance of the driveway permit as adopted by the Village Board of trustees.

(2) All driveway entrances and approaches that are constructed across existing sidewalks or across any possible future sidewalks for which an approved plan exists shall be paved in accordance with the requirements for sidewalk construction in effect at the time of the issuance of the driveway permit as adopted by the Village Board of trustees.

G. Permittee liability during construction, repair. The permittee shall assume all responsibility for any injury or damage to persons or property resulting directly or indirectly during the construction or repair of driveway approaches or entrances. When curb or gutter is removed, the new connection shall be of equivalent or better material and curb returns provided or restored in a neat, workmanlike manner.

(1) Driveway surfaces shall connect with the street pavement and sidewalk in a neat, workmanlike manner.

(2) Any sidewalk areas that are damaged or are inadequate by reasons of vehicle travel across the sidewalk shall be replaced in accordance with the requirements for sidewalk construction in effect at the time of the issuance of the driveway permit.

H. Maintenance. All new and existing driveways shall be maintained to provide of access of emergency vehicles.

(1) Minimum clearance height free of trees, wires, etc. shall be 16 feet.

(2) Minimum clearance width free of trees, poles, etc. shall be 24 feet.

§ 413-7 **Conformance deadline.**
Any driveway constructed in violation of any provision of this article shall, following notification by the

Village, be brought into conformance at the property owner's expense within 60 days or as soon as weather permits, whichever is later.

A. Extension. In no event shall the conformance deadline be extended beyond June 30 in the year following the year in which notification by the Village occurred.

B. Costs. Following the conformance deadline, the Village may cause a driveway which has not been brought into conformance by the property owner to be brought into conformance at the property owner's expense.

Article III
Street and Terrace Openings

[Adopted by Ord. No. 185, 1979 (Ch. 23, Art. II, Division 3, Subdivision III, of the 2008 Code)]

§ 413-9 **Permit.**
[Amended last by Ord. No. 291, 2005]

A. Required. No person shall make or cause to be made any excavation or opening in any street, street curb, alley, highway, sidewalk or other public way within the Village without first having obtained a permit from the Village.

B. Fee. The fee for a street opening permit shall be as set from time to time by the Board; however, there shall be no charge for a street opening permit obtained solely for removing the street curb for a future driveway opening.

C. Procedure. Permits will be obtained from the Village three business days in advance of the commencement of excavation to allow for the marking of Village utilities.

(1) Upon completion of excavation, the permit holder shall either barricade (lighted) or temporarily patch the excavation.

(2) When a permanent patch is being prepared, it shall be the responsibility of the contractor to notify the public works department one business day in advance so that the limits of the patch can be marked out before patchwork begins.

(3) Edges of existing pavement are to be sawed before placing patch.

(4) Patching materials shall be the same as or better than the existing pavement materials.

(5) Depth of patch shall be the same as existing pavement.

(6) Terrace patches shall be topped with four inches of shredded topsoil and shall be seeded with a quality mix grass seed.

(7) It shall be the permit holder's responsibility to maintain and/or replace the patch for a period of one year after completion.

(8) The cost of repairing any damage to utilities shall be the responsibility of the permit holder.

§ 413-10 **Requirements and prohibitions.**
[Amended last by Ord. No. 291, 2005]

A. Frozen ground. No opening in the streets or sidewalks for any purpose shall be permitted when the ground is frozen, except where necessary as determined by the Director of Public Works.

B. Removal of pavement. When opening any street or other public way, all paving or ballasting materials shall be removed with the least possible loss of or damage to surfacing material and, together with the excavated material from trenches, shall be placed so as to cause the least practicable inconvenience to the public and permit free flow of water along gutters.

C. Protection of public. Every person shall enclose with sufficient barriers each opening that he may make in the streets or public ways of the Village.

(1) All machinery and equipment shall be locked or otherwise effectively safeguarded from unauthorized use when not being used by the permittee, his agents or employees.

(2) Lights shall be kept burning from sunset to sunrise, one light to be placed at each end of the opening in the street or way and other lights sufficient in number and properly spaced to give adequate warning.

(3) Except by special permission from the Director of Public Works, no trench shall be excavated more than 50 feet in advance of pipelaying or left unfilled more than 50 feet where pipe has been laid.

(4) All necessary precautions shall be taken to adequately guard the public from accidents or damage to persons or property through the period of the work.

(5) Each person making such opening shall be held liable for all damages, including costs incurred by the Village in defending any action brought against it for damages, as well as cost of any appeal, that may result from the neglect by such person or his employees of any necessary precaution against injury or damage to persons, vehicles or property of any kind.

D. Replacing street surface. In opening any street or sidewalk, the paving material, sand, gravel and earth or other material moved or penetrated and all surface monuments or hubs must be removed and replaced in their original position or condition and the same relation to the remainder as before.

(1) Any excavated material which, in the opinion of the Director of Public Works is not suitable for refilling, shall be replaced with approved backfill material.

(2) All rubbish shall be immediately removed, leaving the street or sidewalk in perfect repair, the same to be maintained for a period of one year.

(3) In refilling the opening, slurry fill is required to prevent settling.

(4) No timber, bracing, lagging, sheathing or other lumber shall be left in any trench.

(5) The Board may elect to have the Village make the pavement repair for any street or sidewalk opening, in which case the cost of making the repair and of maintaining it for one year shall be charged to the person making the street opening.

E. Excavations in new streets limited. Whenever the Board determines to provide for the permanent improvement or repaving of any street, such determination shall be made not less than 30 days before the work of improvement or repairing shall begin.

(1) Notifications. Immediately after such determination by the Village Board, the Village shall notify in writing each person, utility, Village department or other agency owning or controlling any sewer, water main, conduit or other utility in or under such street or any real property abutting the street, that all such excavation work in such street must be completed within 30 days.

(2) Time frame after improvement or repaving. After such permanent improvement or repaving, no permit shall be issued to open, cut or excavate such street for a period of five years after the date of improvement or repaving, unless in the opinion of the Director of Public Works an emergency exists

which makes it absolutely necessary that the permit be issued.

F. Coal Tar Sealant with Polycyclic Aromatic Hydrocarbons (PAHs) prohibited. Definitions.

(1) COAL TAR is a byproduct of the process used to refine coal. Coal tar contains high levels of Polycyclic Aromatic Hydrocarbons.

(2) COAL TAR SEALANT PRODUCT means a pavement sealant product that contains coal tar, coal tar pitch, coal tar pitch volatiles, RT-12, Refined Tar or any variation assigned the Chemical Abstracts Service (CAS) numbers 65996-92-1, 95996-93-2, 65996-89-6, or 8007-45-2 or related substances.

(3) HIGH-PAH SEALANT PRODUCT means any pavement sealant product that contains greater than 0.1% polycyclic aromatic hydrocarbons (PAHs) by weight, including, but not limited to, coal tar sealant products and sealant products containing steam-cracked petroleum residues, steam-cracked asphalt, pyrolysis fuel oil, heavy fuel oil, ethylene tar, or any variation of those substances assigned the chemical abstracts service number 64742-902-1, 69013-21-4 or related substances.

§ 413-11 **Emergency excavations authorized.**
[Amended last by Ord. No. 291, 2005]

In the event of an emergency, any person owning or controlling any sewer, water main, conduit, or utility in or under any street and his agents or employees may take immediate proper emergency measures to remedy dangerous conditions for the protection of property, life, health or safety without obtaining an excavation permit, provide, that such person shall apply for an excavation permit not later than the end of the next succeeding business day and shall not make any permanent repairs without first obtaining an excavation permit hereunder.

§ 413-12 **Village work excluded.**
[Amended last by Ord. No. 291, 2005]

The provisions of this section shall not apply to excavation work, authorized by the Director of Public Works, by Village employees or contractors performing work under contract with the Village necessitating openings or excavations in Village streets.

§ 413-13 **Permit for erecting utility poles.**
[Amended last by Ord. No. 291, 2005]

No person shall erect any telephone, electric or railway poles or posts upon any street or alley in the Village, until such person submits to the Director of Public Works, the route of their proposed line or lines or any extension thereof, showing as far as practical the location of each such pole or post and the number and location of the wire, and no such construction shall be made until the official first gives its permission therefor.

§ 413-14 **Service mains.**
[Amended last by Ord. No. 291, 2005]

All water and sewer mains and laterals and all gas mains and laterals and other connections between the house and the streets shall be sufficiently installed prior to paving to permit the ground to properly settle and so far, as applicable, Wis. Stats. § 62.18 is adopted and fully incorporated by reference. Before any gas mains are laid, the utility company shall present a proposed plan showing their location. The utility company shall agree and guarantee in the manner as the Director of Public Works shall determine, that all streets and sidewalks disturbed by the installation of gas mains will be repaired and put back into substantially the same condition that they were in before the commencement of the work. Upon failure to comply with the terms of the guarantee, the Village may make written demand requiring such work to be done, naming the same. Upon failure and neglect of the utility to do the work within a time to be stated in

the demand, the Village may complete the work and charge the expense of the work to the utility company.

§ 413-15 **Violations and penalties.**
The penalty for violating any of the provisions of § **413-3** or **413-4**, including failure to comply with any of the provisions in the application mentioned in § **413-3** in addition to the ordinary civil liability thereby created, shall be as provided by § **1-4**.

§ 413-16 **Streets to remain open during construction; barriers.**
It shall be the duty of every person, firm or corporation which may have a contract for the grading or improving of any street, and of every person who shall be engaged in any of the above-mentioned work, to see that such street during the progress of such work shall be passable and not otherwise to be made dangerous; but where the nature of the work necessarily makes travel over such streets dangerous, every such person, firm or corporation shall, during all such time, erect and maintain good and sufficient barriers, with lights mounted thereon, between sundown and sunrise to caution and to prevent travel thereon. Any person violating the provisions of this section shall be subject to a penalty as provided by § **1-4**.

§ 413-17 **Street barriers; interference prohibited.**
When any street has been barricaded in the manner prescribed in § **413-16**, and the Director of Public Works has caused a notice to be placed upon such barrier that the same has been erected by the authority of the Village, any person who shall remove or throw down, or cause to be removed or thrown down, any such barrier, or who shall proceed upon any portion of the street so enclosed by barriers, except the sidewalk space, shall be subject to a penalty as provided in § **1-4**.

§ 413-18 **Removal of gravel prohibited.**
The digging and taking of gravel from gravel pits within 50 feet of the margin of any public highway in the Village is prohibited, and any person violating this section shall be subject to a penalty as provided in § **1-4**.

§ 413-19 **Installation costs.**
[Amended by Ord. No. 219, 1991]

A. Developers of property within the Village for which streets were dedicated prior to September 1, 1979, shall be responsible for the costs of installation of all sanitary sewers, water services, curbs, gutters and sidewalks on such streets. The Village shall be responsible for the costs of installation of stormwater sewers and costs for engineering, grading and bituminous covering of the streets.

B. The development schedule of any property within the Village shall be subject to approval of the Village Board.

C. No sewer or water service shall be furnished or extended by the Village to any person or property located outside of the corporate limits of the Village.

Article IV
Curbs and Gutters

[Adopted by Ord. No. 18, 1908 (Ch. 23, Art. III, of the 2008 Code)]

§ 413-20 **Authority of Village Board; size.**
The Village Board is authorized and empowered to cause to be laid and constructed curb and gutter of standard height and width, on any street or on part of any street in the Village, when, in the opinion of the Board, combination curb and gutter is needed on any street. The Village Board shall decide the height of said curbing and the width of said gutter that, in its opinion, is necessary to the proper construction of said curb and gutter, and the standard curb and gutter shall be a six-inch curb and a thirty-inch gutter.

§ 413-21 **Cement construction.**
All curb and gutter must be constructed of Portland cement, except in places where, in the opinion of the Village Board it would be inadvisable to build of cement.

§ 413-22 **Responsibility for costs.**
Any person or corporation owning real estate abutting a street on which a curb and gutter is to be constructed must pay the expense of constructing said curb and gutter, but when the curb and gutter exceed in size the standard curb and gutter, then the Village must pay the difference in the cost of the standard curb and gutter and the curb and gutter that may be ordered built by the Board.

§ 413-23 **Petition to construct; supervision.**
Persons or corporations wishing to construct curb and gutter on streets abutting their real estate must petition the Village Board in writing for the privilege of constructing said curb and gutter, and the construction of all curb and gutter shall be under the supervision of the Village Board.

Article V
Sidewalks; Snow and Ice Removal

[Adopted by Ord. No. 185, 1979 (Ch. 23, Art. IV, Divisions 2 and 3, of the 2008 Code)]

§ 413-24 **Conformance to grade; owner.**
It shall be the duty of all property owners owning property abutting upon a street in the Village on which there is an established grade along or in front of which a sidewalk has heretofore or may hereafter be laid, to cause such sidewalk to be laid or placed so that the surface of such walk shall be at the same line with the established grade of such street.

§ 413-25 **Conformance to grade; laying sidewalk.**
It shall be the duty of all persons laying or repairing sidewalks on any street in the Village, on which there has been or may hereafter be an established grade, to cause said sidewalk to be laid so that the upper surface thereof shall be at the established grade for such sidewalk on the same side of the street upon which the sidewalk is laid.

§ 413-26 **Petition to Director of Public Works.**
It shall be unlawful for any person or corporation who shall own property in the Village abutting any street in the Village to build a sidewalk on any street abutting their property without petitioning the Director of Public Works in writing. The Director of Public Works may or may not grant said petitioners the privilege of building a sidewalk, and the building of the sidewalk shall be under the supervision of the Director of Public Works.

§ 413-27 **Property owner's cost.**
All property owners whose property abuts a street on which a sidewalk is to be built must pay the expense of building five feet in width of said sidewalk.

§ 413-28 **Village responsibility for street grade.**
The Village must pay the expense of placing all streets upon which sidewalks are to be built to the grade where the sidewalk is to be laid.

§ 413-29 **Planting spaces.**
A space may be reserved between the sidewalk and the street on all streets in the Village for the purpose of planting shade trees, and when curbstones are laid in any street, the curbstone is to be placed on the line of the street and the reserved space, unless otherwise directed by the Village Board.

§ 413-30 **Sidewalk width.**
All sidewalks that may be built in the Village shall be not less than five feet wide.

§ 413-31 **Repair or rebuilding.**
[Amended by Ord. No. 235, 1994]

A. All sidewalks located within the Village shall be kept in repair by and at the expense of the Village.

B. It shall be within the sole discretion of the Village Board as to whether or not repairs are necessary.

§ 413-32 **Duty to keep clean.**
It shall be the duty of every owner, occupant, agent, or person in charge of any premises, improved or vacant, within the Village that shall abut upon any sidewalk to keep the same free from rubbish, dirt, filth of any kind, and snow and ice. Any owner, occupant, agent or person in charge of any premises, improved or vacant, who shall neglect, for the period of 24 hours after any rubbish, dirt, filth of any kind, or snow or ice has been deposited or formed upon the sidewalk upon which such premises abut to remove the same shall be subject to a penalty as provided in § **1-4**.

§ 413-33 **Snow and ice removal.**
[Amended by Ord. No. 220, 1991; Ord. No. 259, 1998; 7-30-2009 by Ord. No. 316]

A. Responsibility for clearing. It shall be the responsibility of every property owner or occupant within the Village who has sidewalks abutting his property, to remove or cause to be removed accumulated snow and ice within 24 hours after it ceases to fall or freezing occurs. This also includes snow which may have drifted onto the sidewalk during the day and/or night or may have been plowed or splattered off streets. The sidewalks should be kept clean for the entire width of the sidewalk. This also includes handicap ramps and sidewalk approaches to the street, if any are in front of or off the corner of the property. If the ice cannot be removed, it shall be at least sprinkled with a material to help prevent slipping until it is removed so that such sidewalk will not be slippery or dangerous to pedestrians.

B. Removal by Village. Based on complaints and on observation of any such safety hazards. If any such property owner or occupant fails to remove such snow or ice from the sidewalks or at least treat the ice, the Director of Public Works or his designee may do so; and the expense of such removal or treatment shall become a special tax or charge against the property owner.

C. Snow not to be deposited on streets. It is unlawful to place, shovel, plow or blow snow onto any street within the Village. If snow has been placed, shoveled, plowed or blown into the street, the expense of such removal shall become a special tax or charge against the property owner to be collected in the manner specified in Subsection **D** of this section.

D. Assessment of cost. After clearing or treating any such sidewalk or removing snow that was placed on the street by a property owner as provided in this section, the Director of Public Works or his designee shall file with the Village Clerk/treasurer a written report containing a description of such lot or tract charged and the amount of the expenses accumulated in the removal process. The Village Clerk/treasurer shall make out and mail to the owner of such lot or tract at his last known address an itemized statement of cost, and, when paid, the amount so paid shall be credited to the Village general fund. If any such bill remains unpaid on the next following October 1, the Village Clerk/treasurer shall insert such charge in the general tax roll of the Village and the same proceedings shall be had thereafter for the collections of such taxes in cases of other taxes extended upon such roll. The minimum cost of snow removal from any such property will be $25.

E. Exceptions. Sidewalks abutting unimproved property, and which experience little or no pedestrian traffic and are not considered safety issues may be exempted from the snow and ice removal requirements of this section. The Director of Public Works and/or the Chief of Police make a recommendation annually as to the properties where snow and ice removal from sidewalks is not considered necessary for public safety. The majority of the Village Board of trustees shall approve these recommendations on an annual basis, and this waiver shall be applied for one snow season. These waivers will be considered at the October Village Board meeting and shall be in force for only

the following snow season. As needed, properties may be added or deleted from the list by a majority vote of the Board of trustees at any point during the year.

F. Fire hydrants to be kept clear of snow. The owner or occupant of any property which abuts a fire hydrant shall refrain from obstructing the hydrant or access to the hydrant in any way and shall remove all snow from the hydrant to allow emergency access within 24 hours after snow ceases to fall. The snow should be removed at least four feet around the hydrant at least to a level to allow eight inches of clearance from the top of the snow or ice to the center line of the hose connections. Waivers from this requirement can be approved by conscience of the Village Fire Chief, Police Chief and Director of Public Works. Waivers need to be applied for each year by September 1 and will be good from October 1 through September 30. In the absence of a waiver, if any property owner or occupant fails to remove such snow from around the hydrant, the Director of Public Works or his designee may do so; and the expense of such removal shall become a special tax or charge against the property. The minimum cost of snow removal from any such property will be $25. Responsibility for removal of snow from around a fire hydrant which is located on the dividing line between two properties or adjacent to an undivided property housing a duplex shall alternate and shall fall upon the property with the lower Village-assigned house number in the even-numbered years and upon the property with the higher Village-assigned house number in the odd-numbered years.

§ 413-34 **Injury to sidewalk or crossing prohibited.**

A. It shall be unlawful for any person to injure any sidewalk or crossing in any way by the use of any article whatever.

B. Any person violating the provisions of this section shall be subject to a penalty as provided by § **1-4**.

§ 413-35 **Riding or driving upon sidewalks.**

Any person who shall ride any bicycle or motorcycle, or who shall drive or ride any horse, or any wagon, carriage, automobile or any other similar vehicle upon or along the sidewalks within the Village shall be subject to a penalty as provided in § **1-4**.

Article VI
Obstructions

[Adopted by Ord. No. 117, 1956 (Ch. 23, Art. IV, Division 4, of the 2008 Code)]

§ 413-36 **General regulation.**

A. Any person who shall cause impediment or obstruction of any kind upon or over any sidewalk, street or highway within the Village, so as to interfere with the convenient use of the same by the public, shall be subject to a penalty as provided in § **1-4**.

B. In the event that the owner or occupant of any premises within the Village shall violate the provisions of this section, or shall allow any such rubbish, wood, coal, dirt, impediment or obstruction of any kind to accumulate or be deposited upon the sidewalks adjacent to said premises and remain there for more than 48 hours, the Director of Public Works shall forthwith remove the same at the expense of the owner of said premises, keep an accurate account of said work opposite each separately owned tract or parcel of land, certify the same to the Village Clerk/treasurer prior to November 1 next ensuing, and the Village Clerk/treasurer shall immediately extend the amount so certified on the tax roll against the respective parcels of land.

§ 413-37 **Advertising or obstruction between curb and roadway.**

A. It shall be unlawful for any person, firm or corporation to cause or allow the placing of any advertising or obstruction between the curb and traveled roadway of any street.

B. Any person who shall violate any provision of this section shall, on conviction, be subject to a penalty as provided in § **1-4**.

§ 413-38 **Engaging in dangerous sports upon streets.**
Any person who shall engage in any sport or exercise whereby any passenger in or upon the street, alley or public grounds within the limits of the Village shall or may be impeded or endangered or injured shall be subject to a penalty as provided in § **1-4**.

Article VII
Mail Receptacles

[Adopted by Ord. No. 225, 1992 (Ch. 23, Art. VIII, of the 2008 Code)]

§ 413-39 **Type and placement.**
The use of cluster boxes shall be the sole means by which mail is delivered to the residents of the Village, and residents shall not erect or place any individual mail receptacles on Village rights-of-way.

§ 413-40 **Final approval.**
Final approval must be received from Village office and the Diggers' Hotline before placement or erection of cluster boxes is started.

§ 413-41 **Applicability.**
This article does not affect or pertain to the use, by residents, of postal patron boxes at the Village post office.

Effective Date. This Ordinance shall take effect immediately upon its adoption, approval, and publication. Adopted, recorded and approved this ___ day of October 2019.

_____ ATTEST:_____ Campbellsport News Publication Date _____

David Krebs Village President Becky Tellier, Village Clerk

Chapter 458
Vehicles and Traffic

[HISTORY: Adopted by the Village Board of the Village of Campbellsport 11-10-2008 by Ord. No. 313 as Ch. 32 of the 2008 Code. Amendments noted where applicable.]

Article I
In General

§ 458-1 **State laws adopted.**
Except as otherwise specifically provided in this Code, the statutory provisions in Wis. Stats. chs. 340 through 350, and Wis. Stats. § 941.01(1), describing and defining regulations with respect to vehicles and traffic, exclusive of any provisions relating to penalties to be imposed and 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 Code. Any act required to be performed or prohibited by any statute incorporated by reference is required or prohibited by this Code. Any future amendments, revisions or modifications of the statutes are intended to be made part of this Code in order to secure uniform statewide regulation of traffic on the highways, streets and alleys of the state.

§ 458-2 **School bus warning lights.**
As stated in the provisions of Wis. Stats. § 346.48(2)(b)2), as adopted by reference in § **458-1** of the Code of the Village of Campbellsport to the contrary, school bus operators may use flashing red warning lights in residential and business districts when pupils or other authorized passengers are to be loaded or unloaded at locations at which there are not traffic signals and such persons must cross the street or highway before being loaded or after being unloaded.

§ 458-3 **Bicycles, electric personal assistive mobility devices, in-line skates and play vehicles.**

A. Definitions. For the purpose of this section, unless otherwise expressly stated, the following words and phrases shall have the meanings respectively assigned to them as follows:

BICYCLE – any vehicle propelled by feet or hands acting upon pedals or cranks and having wheels any two of which are not less than 14-inches in diameter.

BICYCLE LANE – The portion of the roadway designated by appropriate signs and markings for the exclusive use of bicycles, electric personal assistive mobility devices, or other modes of transportation where permitted under Wis. Stats. §§ 349.23(2)(a).

ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE – A self-balancing, two-nontandem-wheeled device that is designed to transport only one person and has an electric propulsion system that limits the maximum speed of the device to 15 miles per hour or less.

IN-LINE SKATES – A pair of roller skates in which the wheels on each boot are fixed in a single line along its sole.

MOTOR BICYCLE – A bicycle that has fully operative pedals and an electric motor of less than 750 watts and that is capable, when powered solely by the motor, of a maximum speed of less than 20 miles per hour with a one-hundred-seventy pound rider on a dry, level, hard surface with no wind.

PLAY VEHICLE – A coaster, skateboard, roller skates, sled, toboggan, unicycle, or toy vehicle upon which a person may ride, exclusive of in-line skates.

VEHICLE – For the purpose of this section, the term vehicle has the same meaning as defined in Wis. Stats. §§ 340.01(74), excluding "play vehicles" defined under §§340.01(43m).

B. State traffic laws adopted.

a. Except as otherwise specifically provided in this section, the statutory provisions of Ch.

346, Wis. Stats., describing and defining regulations with respect to bicycles, electronic personal assistive mobility devices, in-line skates and play vehicles, excluding penalties to be imposed, are hereby adopted and by reference made part of this section as if fully stated here. Any future amendments, revisions, or modifications of the statutes incorporated here are intended to be made part of this section.

C. Applicability of traffic regulations to persons operating bicycles and electronic personal assistive mobility devices.
   a. Every person operating a bicycle upon a roadway or shoulder of a highway is granted all the rights and is subject to all the duties granted or applied to the operator of a vehicle by Ch. 346, Wis. Stats., and the Village Code, except those provisions of laws and ordinances which by their express terms apply only to motor vehicles or which by their very nature would have no application to bicycles.
   b. Every person operating an electric personal assistive mobility device upon a roadway is granted the rights and is subject to the duties granted or applied to the operator of a vehicle by Ch. 346, Wis. Stats., pursuant to the limitations outlined in §§ 346.02(12), Wis. Stats., and the Village Code.

D. Compliance with section; responsibility of parents.
   a. It is unlawful for any person to perform any act forbidden or fail to perform any act required in this section.
   b. The parent or guardian of any child shall not authorize or knowingly permit any child to violate any of the provisions of this section.

E. Riding bicycles or electric personal assistive mobility devices on sidewalk or bicycle lane.
   a. Persons exercising due care may operate a bicycle or electric personal assistive mobility device upon a sidewalk or bicycle lane.
   b. Every person operating a bicycle or electric personal assistive mobility device on a sidewalk or bicycle lane is granted the same rights and is subject to the same duties granted or applied to pedestrians with respect to roadway intersection crossings and other sidewalk or bicycle lane crossings (alleys, driveways), as outline in §§ 346.23, 346.24, 346.25, 346.37, and 346.38, Wis. Stats.
   c. Every person operating a bicycle or electric personal assistive mobility device upon a sidewalk or bicycle lane shall yield the right-of-way to any pedestrian.
   d. Every person operating a bicycle or electric personal assistive mobility device on a sidewalk or bicycle lane open to two-way traffic shall ride on the right side of the sidewalk or bicycle lane.
   e. Every person operating a bicycle or electric personal assistive mobility device on a sidewalk or bicycle lane shall obey each traffic signal or sign facing a roadway which runs parallel and adjacent to a sidewalk or bicycle way and shall obey each traffic signal or sign specifically intended to regulate traffic on the sidewalk or bicycle lane.
   f. Every person operating a bicycle or electric personal assistive mobility device upon a sidewalk or bicycle lane shall exercise due care, giving audible signal when passing a bicycle, electric personal assistive mobility device, or pedestrian proceeding in the same direction, and wait until it has become evident the person so warned is aware of the approach of such person operating the bicycle or electric personal assistive mobility device.
   g. Children under ten (10) will be allowed to ride bicycles on sidewalks.

F. Lamps and other equipment on bicycles or electric personal assistive mobility devices.
   a. No person may operative a bicycle or electric personal assistive mobility device upon a highway, sidewalk, or bicycle lane during hours of darkness unless the bicycle or electric personal assistive mobility device is equipped with, or the operator is wearing, a lamp emitting a white light visible from a distance of at least 500 feet to the front of the bicycle or electric personal assistive mobility device. A bicycle or electric personal assistive mobility device shall also be equipped with a red reflector that has a diameter of at least two inches of surface area or, with respect to electric personal assistive mobility device, that is a strip of reflective tape that has at least two square inches of surface area, on the rear so mounted and maintained as to be visible from all distances from 50 feet to 500 feet to the rear when directly in front of lawful upper beams of headlamps of a motor vehicle.

A lamp emitting a stead or flashing red light visible from 500 feet to the rear may be used in lieu of the red reflector.

b. No person may operate a bicycle or electric personal assistive mobility device upon a highway or bicycle lane unless it is equipped with a brake in good working condition, adequate to control the movement of and to stop the bicycle or personal assistive mobility device whenever necessary.

G. Joint-use bicycle lane designated. All bicycle lands are for the exclusive use of bicycles, electric personal assistive mobility devices, or other modes of transportation where permitted under §§ 349.23(2)(a), Wis. Stats., and so designated by appropriate signs and markings.

Article II
Forfeitures and Enforcement

§ 458-4 **Violations and penalties.**
The penalty for violation of any provisions of this article shall be a forfeiture, as provided in this article, together with the cost of prosecution imposed as provided in Wis. Stats. §§ 345.20 — 345.53.

§ 458-5 **Conform to state regulations.**
Forfeitures for violation of any provisions of Wis. Stats. chs. 341 — 350 and Wis. Stats. § 941.01(1) shall conform to forfeitures for violation of the comparable state offense including any variations or increases for second offenses.

§ 458-6 **Amounts.**
Any person violating this chapter shall be subject to a penalty as provided in § **1-4** or elsewhere within this chapter.

§ 458-7 **Other forfeitures.**
The forfeiture for violations of any provision of Wis. Stats. §§ 941.01(1) and 346.935 shall be subject to a penalty as provided in § **1-4** or elsewhere within this chapter.

§ 458-8 Enforcement.

The provisions of this chapter shall be enforced in accordance with the provisions of Wis. Stats. §§ 345.20 to 345.53, as follows:

A. The uniform traffic citation promulgated under Wis. Stats. § 345.11 shall be used for all moving traffic violations under this chapter.

B. Citations for all nonmoving traffic violations under this chapter shall conform to Wis. Stats. § 345.28 and shall permit direct mail payment of the applicable minimum forfeiture to the police department. The issuing officer shall specify thereon the amount of applicable forfeiture as provided in § **1-4** or elsewhere within this chapter.

C. The person accepting a forfeited penalty or money deposit under the provisions of this article shall furnish a receipt as provided in Wis. Stats. § 345.26(3)(b). Every officer accepting a stipulation under the provisions of this article shall comply with the provisions of Wis. Stats. §§ 343.28, 345.26(1)(a) and 345.27(2) and shall require the alleged violator to sign a statement of notice in substantially the form contained on the uniform traffic citation and complaint promulgated under Wis. Stats. § 345.11.

Article III
Parking

§ 458-9 **Restricted night parking for semitractors, semitrailers, trucks, trailers and buses.**

A. None of the following shall be parked on any Village street, avenue, boulevard, alley or other public way within the Village limits in a residential zoned district between the hours of 2:30 a.m. and 5:30 a.m.:

(1) No vehicle commercially referred to as a semitractor, semitrailer, or tractor/semitrailer combination as defined in Wis. Stats. § 340.01, or trucks 40 or more feet in total length shall park the same or its attachments alone.

(2) Commercial or freight carrying straight trucks longer than 24 feet.

(3) Mobile homes or motor homes, as defined in Wis. Stats. § 340.01, in excess of 20 feet; provided, however, such mobile homes or motor homes in excess of 20 feet shall be given at least 24 hours' notice or a 24-hours warning by the police department prior to being subject to any penalties.

(4) Motorbuses, school buses or mass transit vehicles as defined in Wis. Stats. § 340.01.

(5) Trailers as defined in Wis. Stats. § 340.01.

B. One semitractor, stake truck, or van, excluding semitrailers, may be parked on the private property (off the street) at the residence of the operator.

C. No motor or engine shall be left idling, including those necessary for air-conditioning and refrigeration units.

§ 458-10 **On streets.**

No person shall park, stop or leave standing any vehicle, whether attended or unattended, upon any street unless parallel to the edge of the street, headed in the direction of traffic, on the right side of the street with the right wheels of the vehicle within 12 inches of the curb or edge of the street and with the left wheels within 12 inches of the curb or edge of the street when parked on the left side. In parallel parking, a vehicle shall be parked with its front end at least two feet from the vehicle in front and with its rear end at least two feet from the vehicle in the rear, unless a different system of parallel parking is clearly indicated by official traffic signs or markers and except, upon those streets which have been marked or signed for angle parking by official markers or signs, vehicles shall be parked at an angle indicated by such markers or signs. No person shall park, stop or leave standing any vehicle with a trailer attached upon those streets which have been marked or signed for angle parking by official markers or signs.

§ 458-11 **Towing vehicles in violation.**

Whenever any traffic officer shall find a vehicle standing upon a street in violation of the provisions of this article, he is authorized to move such vehicle or to require the operator in charge to move such vehicle to a position permitted under this article.

§ 458-12 **Left side of street parking, stopping.**

No vehicle shall be parked or stopped on the left side of the street except upon one-way streets.

§ 458-13 **Prohibitions for vehicles on street.**

A. For sale. It is unlawful for any person to park upon any street any vehicle displayed for sale.

B. Displaying advertising. It is unlawful for any person to operate or to park on any street any vehicle for the primary purpose of displaying advertising.

§ 458-14 **Public garages or auto sales rooms.**

It is unlawful to use any street in front of or near any automobile garage or automobile salesrooms for

their car display or for car repair, except for minor repairs or display purposes that will not exceed the specified parking time.

§ 458-15 **Disabled vehicles on streets.**
The provisions of this article shall not apply to the operator of any vehicle which is disabled while on the street in such a manner or to such an extent that it is impossible to avoid stopping or temporarily leaving such vehicle in such position.

§ 458-16 **Prohibited; specified places.**

A. It is unlawful for the operator of a vehicle to park such vehicle in any of the following places except to comply with the directions of a traffic officer or traffic control signal or sign:

(1) In a loading zone;

(2) In any alley in a business district;

(3) Closer than 15 feet to the near limits of a crosswalk or within painted limits;

(4) Closer than two feet to another vehicle when parking parallel to the edge of the street;

(5) With any part thereof within 10 feet of any fire hydrant, unless a greater distance is indicated by an official traffic sign or painted limits;

(6) Within four feet of the entrance to an alley or a private road or private driveway;

(7) Upon any portion of a highway where and at the time when parking is prohibited, limited or restricted by official traffic signs;

(8) Upon a street adjacent to the entrance of a school, church, theater, hotel, hospital or any other place of public assemblage during the hours designated by an official sign;

(9) Upon any portion of a street when such portion is properly designated by an official "NO PARKING" sign erected pursuant to the authority and direction of the department of public works or the police department; and

(10) It is unlawful for any vehicle not displaying a proper parking permit for the physically disabled to be parked in a space marked for the physically disabled or any zone specifically marked for parking only for the physically disabled.

B. Parking on Fond du Lac Avenue and Sheboygan Street shall be prohibited as follows:

(1) From Martin Street north to Sheboygan Street, no parking on west side;

(2) On Fond du Lac Avenue from Sheboygan Street north to the Village limits, no parking on either side;

(3) From the Fond du Lac Avenue-Sheboygan intersection west to the Village limits, no parking on the south or north sides.

C. Parking at the Campbellsport Firemen's Park shall be restricted as follows:

(1) No trucks over five tons, including semitrailers, shall park in the parking lot;

(2) No overnight parking shall be allowed in the parking lot;

(3) No vehicle shall be parked outside of the designated parking areas;

(4) Parking in the ball diamond area shall be restricted to handicapped parking only.

D. No parking shall be allowed adjacent to the lift station on East Main Street except for authorized vehicles only.

§ 458-17 **Restricted parking.**

A. Forty-eight-hour parking. No vehicle shall be parked on any street or alley within the Village for longer than 48 consecutive hours.

B. Moving vehicles. Moving a vehicle to another place in the same city block, except on Main Street from Poplar Street to Railroad Street, shall not be held to break the continuity of the parking for such time limitations.

§ 458-18 **Stopping prohibited.**
[Amended 8-6-2012 by Ord. No. 331; 12-11-2017

It is unlawful for the operator of a vehicle to stop, stand or park such vehicle in any of the following places, except when necessary to avoid conflict with other traffic or to comply with the directions of a traffic officer or traffic control sign or signal:

A. On a crosswalk;

B. Within an intersection of streets;

C. On a sidewalk or sidewalk area, except as provided in this article or except when parking on the sidewalk or sidewalk area is clearly indicated by official traffic signs or markers or parking meters;

D. Alongside or opposite any street excavation or obstruction when such stopping, standing or parking could obstruct traffic or when pedestrian traffic would be required to travel in the roadway;

E. Between a safety zone and the adjacent curb or within 15 feet of a point on the curb immediately opposite the end of a safety zone unless a different distance is clearly indicated by an official traffic sign or marker or parking meter;

F. On the roadway side of any other parked vehicle unless such double parking is clearly indicated by markers or official traffic signs;

G. Within 15 feet of the driveway entrance to a fire station or directly across the highway from a fire station entrance;

H. 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; and

I. In any designated fire lane, whether on public property or private property.

§ 458-19 **Motor power to be shut off when vehicle is parked.**
All motor power shall be stopped on any automobile or other similar motor vehicle when the same is parked on any public highway.

§ 458-20 **Peddling or selling prohibited on Main Street.**
It is unlawful for the operator of any vehicle to stop, stand or park any such vehicle upon Main Street in the Village for the purpose of peddling, selling or hawking any goods, vegetables, fruits, produce, wares or merchandise from said vehicle upon Main Street. Exceptions to this section are a farmers' market or any other Village-authorized events.

§ 458-21 **Parking ban.**
[Amended 12-11-2017

Parking on all Village streets is prohibited, from November 15 to April 15, between the hours of 2:30a.m. and 5:30 a.m., except for emergency calls.

§ 458-22 **Violations and penalties.**

A. Any person violating §§ **458-9** through **458-21** shall be required to forfeit $20 if paid within 10 days of the issuance of the parking citation; $30 if paid after 10 days but before 25 days. After 25 days, the amount owed is $45 and a notice will be sent to the motor vehicle department to suspend any and all registrations held by the owner and refuse renewals of the same until the citation is satisfied. After three violations of § **458-21** during the same season, the individual shall be required to forfeit $30 if paid within 10 days of issuance of the parking citation; $60 if paid after 10 days but before 25 days. After 25 days, the amount owed is $90 and a notice will be sent to the motor vehicle department to suspend any and all registrations held by the owner and refuse renewals of the same until the citation is satisfied. **[Amended 12-11-2017**

B. Exception for § **458-16A(10).** Any person violating § **458-16A(10)** shall be required to forfeit for violation as follows: **[Amended 12-11-2017**

(1) If paid within seven days of the issuance of the parking citation: $70.

(2) If paid after seven days but before 25 days: $80.

(3) After 25 days, the amount owed is $80 and a notice will be sent to the motor vehicle department to suspend any and all registrations held by the owner and refuse renewals of the same until the citation is satisfied.

C. An important fact is the owner of the vehicle is responsible for the payment of the citation whether he was the operator. In addition to the parking penalty, if it is necessary to remove an illegally parked vehicle, the owner or operator of a vehicle so removed shall pay the cost of the towing and storage.

Article IV
Traffic Control Devices

§ 458-28 **Authorization.**

A. The Police Chief is authorized to procure, erect and maintain appropriate standard traffic signs, signals and markings conforming to the rules of the state highway commission which shall give notice of the provisions of this chapter and as required by state law.

B. Signs shall also be erected in such locations and manner as authorized by the Village Board to give adequate warning to users of any street, alley or highway in question.

Article V
Vehicle Equipment

§ 458-29 **Purpose and scope.**

A. The purpose of this article is to prescribe minimum equipment requirements for vehicles and standards for the equipment used on vehicles.

B. This article includes equipment requirements for manufactured, homemade, street modified, replica and reconstructed vehicles and motor vehicles, including automobiles, light trucks, heavy trucks, motorcycles, motor homes, trailers and semitrailers.

§ 458-30 **Violations and penalties.**
Unless a different penalty is provided by statute, any violation of Wis. Adm. Code Ch. Trans 305 shall be punishable as prescribed in Wis. Stats. § 110.075(7).

Article VI
Resolution Designations

§ 458-31 **Resolutions.**
It shall be the right of the Village Board to designate by resolution the locations of stop signs, one-way streets, school zones, alleys, and school zones. A list of stop signs and streets will be kept in the Village Clerk-Treasurer's office for public viewing.

Effective Date. This Ordinance shall take effect immediately upon its adoption, approval, and publication. Adopted, recorded and approved this ___ day of _____ 2019.

_____ ATTEST:_____ Campbellsport News Publication Date _____

David Krebs Village President Becky Tellier, Village Clerk

Chapter 481
Weapons

[HISTORY: Adopted by the Village Board of the Village of Campbellsport by Ord. No. 117, 1956 (Ch. 20, Art. X, of the 2008 Code). Amendments noted where applicable.]

§ 481-1 **Discharge of weapons.**

A. No person shall, within the limits of the Village of Campbellsport, commit any of the following offenses, namely: discharge any pistol, gun, air rifle, air pistol, fireman or other weapon for the discharge of bullets, projectiles or pellets, whether the bullets, projectiles or pellets be propelled by an explosion of a gun powder or other explosion or by a spring, air pressure, or other mechanical device or whether the bullets, projectiles or pellets be propelled in any other manner within the Village limits unless granted a permit to do so by the police department. Permits shall be granted only to discharge any such weapons on land owned or leased by the applicant or some members of his/her family and then only when the circumstances are such that the discharge of such weapons on such land may be accomplished with safety. Permits may also be granted to persons 16 years of age or over to hunt on lands within the Village limits if such persons have the consent of the owner or tenants on the property on which such hunting will be done. It is provided, however, that nothing in this section shall be construed to prevent shooting on duly supervised rifle or pistol ranges, duly supervised shooting galleries and shooting of bows of less than 15 pounds pull, which activities are specifically hereby exempted from the restrictions of this section.

B. Throwing or shooting of arrows, stones and other missiles prohibited. It shall be unlawful for any persons to discharge or throw by any means any dangerous missile, object, arrow, stone, snowball or other missile within the Village of Campbellsport; provided, however, upon written application to the Chief of Police and Village Board, a person may be granted permission by the Village Board to construct and maintain supervised archery ranges if, in the opinion of the Village Board, the construction or maintenance of such ranges will not endanger the public health and safety.

C. Any person, firm or corporation violating any of the provisions of this section shall, upon conviction thereof, be subject to a penalty as provided in § **1-4**.

§ 481-2 **Concealment.**

A. Every person, except a sheriff, law enforcement officer, or conservation warden, who shall carry or wear concealed about his person, any slingshot, cross knuckle of lead, brass, or other metal, bowie knife, dirk or dagger, or any other similar dangerous weapon or deadly weapon, within the limits of the Village, shall be punished, on conviction, by a penalty as provided in § **1-4**.

Tom to review

B. It shall be unlawful for any person other than law enforcement officers in the performance of their official duties, to use or shoot a slingshot, cross knuckle of lead, brass, or other metal, bowie knife, dirk or dagger, or any other similar dangerous weapon or deadly weapon within the corporate limits of the Village, and any person violating this subsection shall, upon conviction, be punished by a penalty as provided in § **1-4**.

Effective Date. This Ordinance shall take effect immediately upon its adoption, approval, and publication. Adopted, recorded and approved this ___ day of _____ 2019.

_____ ATTEST:_____ Campbellsport News Publication Date _____

David Krebs Village President Becky Tellier, Village Clerk

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Chapter 14
Boards, Commissions and Committees

[HISTORY: Adopted by the Village Board of the Village of Campbellsport as indicated in article histories. Amendments noted where applicable.]

Article I
Village Plan Commission

[Adopted by Ord. No. 51, 1945; amended in its entirety by Ord. No. 277, 2004 (Ch. 2, Art. IV, Division 2, of the 2008 Code)]

§ 14-1 **Created.**
There is created a Village plan commission in accordance with the provisions of Wis. Stats. § 62.23(1).

§ 14-2 **Title.**
This article is entitled the "Village of Campbellsport Plan Commission Ordinance."

§ 14-3 **Purpose.**
The purpose of this article is to establish a Village plan commission and set forth its organization, powers and duties, to further the health, safety, and welfare and wise use of resources for the benefit of current and future residents of the Village and affected neighboring jurisdictions, through the adoption and implementation of comprehensive planning with significant citizen involvement.

§ 14-4 **Establishment.**
The Village Board hereby establishes a seven member plan commission under Wis. Stats. §§ 61.35 and 62.23.

§ 14-5 **Membership.**
The plan commission shall consist of seven members, which may include Village elected or appointed officials, except that at least three must be citizen members who are not otherwise Village officials, and who shall be persons of recognized experience and qualifications.

§ 14-6 **Appointments.**
The Village President shall appoint the members of the plan commission and designate a plan commission chairperson during the month of April to fill any expiring term. The Village President may appoint himself or another Village Board member to the plan commission, and may designate himself, the other Village Board member, or a citizen member as chairperson of the plan commission. In a year in which any Village Board member is elected at the spring election, any appointment or designation by the Village President shall be made after the election and qualification of the Village Board members elected. Any citizen appointed to the plan commission shall take and file the oath of office within five days of notice of appointment, as provided under Wis. Stats. §§ 19.01 and 61.21.

§ 14-7 **Terms of office.**
The term of office for the plan commission chairperson and each commission member shall be for a period of three years, ending on April 30, or until a successor is appointed and qualified, except:

A. Initial terms. The citizen members initially appointed to the plan commission shall be appointed for staggered terms.

B. Village Board member or President. The plan commission member who is a Village Board member

or the Village President, including a person designated the plan commission chairperson, shall serve for a period of two years, as allowed under Wis. Stats. § 66.0501(2), concurrent with his term on the Village Board, except an initial appointment made after April 30, shall be for a term that expires two years from the previous April 30.

§ 14-8 **Vacancies.**
A person who is appointed to fill a vacancy on the plan commission shall serve the remainder of the term.

§ 14-9 **Compensation; expenses.**
The Village Board sets a per diem allowance per meeting, in an amount on file with the Village Clerk/Treasurer, for the citizen and Village Board members of the plan commission, as allowed under Wis. Stats. § 66.0501(2).

§ 14-10 **Experts and staff.**
The plan commission may, under Wis. Stats., § 62.23(1), recommend to the Village Board the employment of experts and staff, and may review and recommend to the approval authority proposed payments under any contract with an expert.

§ 14-11 **Rules; records.**
The plan commission, under Wis. Stats. § 62.23(2), may adopt rules for the transaction of its business, subject to Village ordinances, and shall keep a record of its resolutions, transactions, findings and determinations, which shall be a public record under Wis. Stats. §§ 19.21 through 19.39.

§ 14-12 **Chair and officers.**

A. Chairperson. The plan commission chairperson shall be appointed and serve a term as provided in §§ **14-6** and **14-7**. The chairperson shall, subject to Village ordinances and commission rules:

(1) Provide leadership to the commission;

(2) Set commission meeting and hearing dates;

(3) Provide notice of commission meetings and hearings and set their agendas, personally or by his designee;

(4) Preside at commission meetings and hearings; and

(5) Ensure that the laws are followed.

B. Vice-chairperson. The plan commission may elect, by open vote or secret ballot under Wis. Stats. 19.88(1), a vice-chairperson to act in the place of the chairperson when the chairperson is absent or incapacitated for any cause.

C. Secretary. The plan commission shall elect, by open vote or secret ballot under Wis. Stats. § 19.88(1), one of its members to serve as secretary, or, with the approval of the Village Board, designate the Village Clerk/treasurer or other Village officer or employee as secretary.

§ 14-13 **General and miscellaneous powers.**
The plan commission, under Wis. Stats. § 62.23(4), shall have the power:

A. Necessary to enable it to perform its functions and promote Village planning.

B. To make reports and recommendations relating to the plan and development of the Village to the Village Board, other public bodies, citizens, public utilities and organizations.

C. To recommend to the Village Board programs for public improvements and the financing of such improvements.

D. To receive from public officials, within a reasonable time, requested available information required for the commission to do its work.

E. For itself, its members and employees, in the performance of their duties, to enter upon land, make examinations and surveys, and place and maintain necessary monuments and marks thereon. However, entry shall not be made upon private land, except to the extent that the private land is held open to the general public, without the permission of the landowner or tenant. If such permission has been refused, entry shall be made under the authority of an inspection warrant issued for cause under Wis. Stats. § 66.0119, or other court-issued warrant.

§ 14-14 **Referrals to plan commission.**

A. Required under Wis. Stats. § 62.23(5). The following shall be referred to the plan commission for report:

(1) The location and architectural design of any public building;

(2) The location of any statute or other memorial;

(3) The location, acceptance, extension, alteration, vacation, abandonment, change of use, sale, acquisition of land for or lease of land for any:

(a) Street, alley or other public way;

(b) Park or playground;

(c) Airport;

(d) Area for parking vehicles; or

(e) Other memorial or public grounds;

(4) The location, extension, abandonment or authorization for any publicly or privately owned public utility;

(5) All plats under the Village's jurisdiction under Wis. Stats. Ch. 236, including divisions under a Village subdivision or other land division ordinance adopted under Wis. Stats. § 236.45;

(6) The location, character and extent or acquisition, leasing or sale of lands for:

(a) Public or semipublic housing;

(b) Slum clearance;

(c) Relief of congestion; or

(d) Vacation camps for children;

(7) The amendment or repeal of any ordinance adopted under Wis. Stats. § 62.23, including ordinances relating to: the Village plan commission; the Village Comprehensive Plan under Wis. Stats. § 66.1001, a Village Official Map; and Village zoning.

B. Required under Wisconsin Statutes other than Wis. Stats. § 62.23(5). The following shall be referred to the plan commission for report:

(1) An application for initial licensure of a child welfare agency or group home under Wis. Stats. § 48.68(3);

(2) An application for initial licensure of a community-based residential facility under Wis. Stats. § 50.03(4);

(3) Proposed designation of a street, road or public way, or any part thereof, wholly within the jurisdiction of the Village, as a pedestrian mall under Wis. Stats. § 66.0905;

(4) Matters relating to the establishment or termination of an architectural conservancy district under Wis. Stats. § 66.1007;

(5) Matters relating to the establishment of a reinvestment neighborhood required to be referred under Wis. Stats. § 66.1107;

(6) Matters relating to the establishment or termination of a business improvement district required to be referred under Wis. Stats. § 66.1109;

(7) A proposed housing project under Wis. Stats. § 66.1211(3);

(8) Matters relating to urban redevelopment and renewal in the Village required to be referred under Wis. Stats, ch. 66, subch. XIII;

(9) The adoption or amendment of a Village subdivision or other land division ordinance under Wis. Stats. § 236.45(4); and

(10) Any other matter required by state statutes to be referred to the plan commission.

C. Required under this article. In addition to referrals required by state statutes, the following matters shall be referred to the plan commission for report:

(1) A proposed driveway access ordinance or amendment;

(2) A proposed Village Official Map ordinance under Wis. Stats. § 62.23(6), or any other proposed Village ordinance under Wis. Stats. § 62.23, not specifically required by state statutes to be referred to the commission;

(3) A proposed Village zoning ordinance or amendment adopted under authority separate from or supplemental to Wis. Stats. § 62.23, including a Village construction site erosion control and stormwater management zoning ordinance under Wis. Stats. § 60.627(6);

(4) An application for a special exception;

(5) A proposed site plan;

(6) A proposed extraterritorial zoning ordinance or a proposed amendment to an existing ordinance under Wis. Stats. § 62.23(7a);

(7) A proposed boundary change pursuant to an approved cooperative plan agreement under Wis. Stats. § 66.0307, or a proposed boundary agreement under Wis. Stats. § 66.0225, or other authority;

(8) A proposed zoning ordinance or amendment pursuant to an agreement in an approved cooperative plan under Wis. Stats. § 66.0307(7m);

(9) Any proposed plan, element of a plan or amendment to such plan or element developed by the regional plan commission and sent to the Village for review or adoption;

(10) Any proposed contract, for the provision of information, or the preparation of a Comprehensive Plan, an element of a plan or an implementation measure, between the Village and the regional plan

commission, under Wis. Stats. § 66.0309, another unit of government, a consultant or any other person or organization;

(11) A proposed ordinance, regulation or plan, or amendment to the foregoing, relating to a mobile home park under Wis. Stats. § 66.0435;

(12) A proposed agreement, or proposed modification to such agreement, to establish an airport affected area, under Wis. Stats. § 66.1009;

(13) A proposed Village airport zoning ordinance under Wis. Stats. § 114.136(2);

(14) A proposal to create environmental remediation tax incremental financing in the Village under Wis. Stats. § 66.1106;

(15) A proposed county agricultural preservation plan or amendment, under Wis. Stats. ch. 91, subch. IV, referred by the county to the Village, or proposed Village agricultural preservation plan or amendment; and

(16) Any other matter required by any Village ordinance or Village Board resolution or motion to be referred to the plan commission.

D. Discretionary referrals. The Village Board, or other Village officer or body with final approval authority or referral authorization under the Village ordinances, may refer any of the following to the plan commission for report:

(1) A proposed intergovernmental cooperation agreement, under Wis. Stats. § 66.0301, or other statute, affecting land use, or a municipal revenue sharing agreement under Wis. Stats. § 66.0305; and

(2) Any other matter deemed advisable for referral to the plan commission for report.

E. Referral period. No final action may be taken by the Village Board or any other officer or body with final authority on a matter referred to the plan commission until the commission has made its report, or 30 days, or such longer period as stipulated by the Village Board, has passed since referral. The thirty-day period for referrals required by state statutes may be shortened only if so authorized by statute. The thirty-day referral period, for matters subject to required or discretionary referral under the Village's ordinances, but not required to be referred under state statutes, may be made subject by the Village Board to a referral period shorter or longer than the thirty-day referral period if deemed advisable.

Article II
Firemen's Park Board

[Adopted by Ord. No. 71, 1948 (Ch. 2, Art. IV, Division 3, of the 2008 Code)]

§ 14-15 **Created.**
In accordance with the provisions of § 27.08, Wis. Stats., there is created the "Firemen's Park Board," hereinafter referred to as the "park board."

§ 14-16 **Membership.**
The members of the park board shall consist of a President, who shall be the Fire Chief of the Village fire department and who shall continue to be President of the park board during his tenure of office as Fire Chief; and two members of the fire department who shall be elected for staggered two-year terms and whose election shall be confirmed by approval of the Village Board. The election of the members of the fire department shall be by the members of the fire department in good standing at the annual election at the annual meeting of the fire department.

§ 14-17 **Powers.**
The park board shall oversee the maintenance of the Firemen's Park grounds and facilities. Any group, organization, or Village entity adding a temporary fixture to the Firemans Park grounds or facilities will be responsible for the care taking of said fixture.

Article III
Board of Review

[Adopted by Ord. No. 66, 1947 (Ch. 2, Art. IV, Division 4, of the 2008 Code)]

§ 14-18 **Membership.**
The Board of Review shall consist of the Village President, the Village Clerk-Treasurer and/or Deputy Clerk-Treasurer and a Trustee of the Village Board. A resident may be asked to serve as an alternate member of the Board of Review.

§ 14-19 **Selection of trustee member.**
The trustee member of the Board of Review shall be appointed by the President and confirmed by a two-thirds vote of the Board and shall be selected annually in April.

§ 14-20 **Confidentiality of Income and Expense**. Whenever the Assessor, in the performance of the Assessor's duties, requests or obtains income and expense information that is provided to the Assessor shall be held by the Assessor on a confidentiality basis, except, however, that the information may be revealed to and used by persons: in the discharging of duties imposed by law; in the discharge of duties imposed by office (including, but not limited to, use by the Assessor in performance of official duties of the Assessor's office and use by the Board of Review in performance of its official duties); or pursuant to order of a court. Income and expense information provided to the Assessor under Section 70.47(7)(af), unless a court determines that it is inaccurate, is, per Section 70.47(7)(af), not subject to the right of inspection and copying under Section 19.35(1), Wis. Stats.

Article IV – REPEALED 2/6/2018
Police and Fire Commission

Article V

Other Commissions and Committees

The Village Board has the right to add commissions or committees as needed with duties and responsibilities explained by a resolution adoption.

Effective Date. This Ordinance shall take effect immediately upon its adoption, approval, and publication. Adopted, recorded and approved this ___ day of September 2019.

_____ ATTEST:_____ Campbellsport News Publication Date _____

David Krebs Village President Becky Tellier, Village Clerk

Chapter 347
Pawnbrokers and Secondhand Dealers

[HISTORY: Adopted by the Village Board of the Village of Campbellsport by Ord. No. 117, 1956 (Ch. 11, Art. IV, of the 2008 Code). Amendments noted where applicable.]

§ 347-1 **Pawnbrokers and secondhand dealers.**
The provisions of Wis. State Statute §§134.71 – Pawnbrokers and Secondhand Article and Jewelry Dealers and §§138.10 - Pawnbrokers are adopted and by reference made a part of this Code, along with all future statute updates. A license application form can be obtained from the Wisconsin Department of Agriculture, Trade and Consumer Protection.

347-2 **Recordkeeping requirements.**
Every dealer in used or secondhand guns, watches and electric motors, whether licensed as a junk dealer or not, shall keep a record of all guns, watches and electric motors, with the name and address of the party from whom purchased, the kind and quantity purchased, and the date of the transaction, and such record shall be kept current and accurate which shall be open to inspection by the law enforcement officer at any time. No such dealer shall purchase any of such articles from any person under the age of 18 years without the consent in writing of the parent or guardian of such person.

§ 347-2 **Violations and penalties.**
Any person violating any of the provisions of this section shall, upon conviction, be subject to a penalty as provided in § **1-4**.

Effective Date. This Ordinance shall take effect immediately upon its adoption, approval, and publication. Adopted, recorded and approved this ___ day of February 2019.

_____ ATTEST:_____ Campbellsport News Publication Date _____

David Krebs Village President Becky Tellier, Village Clerk