VILLAGE OF WESTON, MARATHON COUNTY, WISCONSIN

ORDINANCE NO. 15-016

AN ORDINANCE REPEALING CHAPTER 82 "TRAFFIC AND VEHICLES" AND AMENDING AND RECREATING THE SAME.

WHEREAS, Chapter 82 of the Weston Municipal Code provides for regulations and enforcement procedures for traffic and vehicular operation within the Village; and

WHEREAS, from time to time, Municipal Ordinances should be reviewed and amended to ensure the ordinances are still relevant and up to date; and

WHEREAS, recent changes in State Statutes has warranted the statute references be updated within the Chapter; and

WHEREAS, Village staff was approached by a resident to draft language to regulate truck idling issues near our commercial areas; and

WHEREAS, this language has been drafted and added to this ordinance in Sec. 82.112; and

WHEREAS, while adding this new section, it was decided to renumber the ordinance to clean it up and allow future amendments to be made cleaner and easier;

NOW, THEREFORE, the Village Board of Weston, Marathon County, Wisconsin, do ordain as follows:

SECTION 1: Chapter 82 Traffic and Vehicles of the Village Of Weston Ordinances is hereby repealed, amended and recreated to read as follows:

ARTICLE I. IN GENERAL

Sec. 82.100. Provisions of state law adopted by reference.

(a) Except as otherwise specifically provided in this chapter, all provisions of Wis. Stats. Chapters 340 through 348 describing and defining regulations with respect to vehicles and traffic for which the penalty is a forfeiture only, including penalties to be imposed and procedures for prosecution, are adopted and by reference made a part of this section as if fully set forth. Any act required to be performed or prohibited by any statute incorporated in this section by reference is required or prohibited by this section.

(b) Sections of Wis. Stats. Chapters 340 through 348 adopted by reference shall include but not be limited to the following:

Wis. Stat. § 340.01	(Words and phrases defined)
Wis. Stat. § 341.04(1) and (2)	(Operating unregistered or improperly registered vehicle)
Wis. Stat. § 341.08(6)	(Registration by minor)
Wis. Stat. § 341.11(4)	(Display of registration plates)
Wis. Stat. § 341.15	(Display of registration plates)
Wis. Stat. § 341.16(4)	(Issuance of duplicate plates)
Wis. Stat. § 341.55	(Penalty for misuse of plates)
Wis. Stat. § 341.57(3)	(Registration of finance companies and banks)
Wis. Stat. § 341.61	(Improper use of registration)
Wis. Stat. § 341.615	(Reproducing evidence of registration prohibited)
Wis. Stat. § 341.62	(False evidence of registration)
Wis. Stat. § 341.625	(Special registration plates)
Wis. Stat. § 341.63	(When registration is to be suspended)
Wis. Stat. § 341.65	(Unregistered; motor vehicles prohibited; immobilization; removal; disposal)
Wis. Stat. § 342.05(4)	(Certificate of title required)
Wis. Stat. § 342.06(3)	(Failure to furnish information)
Wis. Stat. § 342.15	(Motor vehicle salvage pools and auction companies to maintain records)
Wis. Stats. § 342.15(5), (6), (7)	(Transfer of interest in vehicle)
Wis. Stats. § 342.155(2), (3)	(False statement; mileage discloser)
Wis. Stats. § 342.156(1), (2)	(Transfer of leased motor vehicles)
Wis. Stat. § 342.16	(Transfer to or from dealer)
Wis. Stat. § 342.30	(Identification numbers)

Wis. Stat. § 342.31	(Report of stolen or abandoned vehicles)
Wis. Stat. § 342.33	(Sale of vehicle used as taxicab)
Wis. Stat. § 342.34	(Department notified of destruction or junking of vehicles)
Wis. Stat. § 342.40	(Vehicle abandonment prohibited; removal)
Wis. Stat. § 343.01	(Words and phrases defined)
Wis. Stats. § 343.10(8)	(Violation of restriction of occupational license)
Wis. Stat. § 343.12(1)	(School bus driver's operators permit required)
Wis. Stat. § 343.19(2)	(False statement in application for duplicate license or identification card)
Wis. Stat. § 343.305	(Implied consent)
Wis. Stat. § 343.35	(Surrender of licenses upon cancellations, revocation or suspension)
Wis. Stat. § 343.43	(Unlawful use of license)
Wis. Stat. § 343.435	(License not to be used as security)
Wis. Stat. § 343.44	(Driving while disqualified or ordered out-of-service or after license revoked or suspended)
Wis. Stat. § 343.45	(Permitting unauthorized person to drive)
Wis. Stat. § 343.46	(Duty of persons renting vehicles to another)
Wis. Stat. § 343.50(11)	(Failure to surrender canceled identification card)
Wis. Stat. § 343.50(12)	(Unlawful use of identification card)
Wis. Stat. § 343.52	(Unlawful use of special identification cards)
Wis. Stats. §§ 343.60 through 343.72	(Licensing of driver schools and instructors)
Wis. Stat. § 343.73	(Penalty)
Wis. Stat. § 344.01	(Words and phrases defined)
Wis. Stats. §§ 344.45 through 344.47	(Penalties for violation of chapter)

Wis. Stat. § 344.51	(Financial responsibility for domestic rented vehicles)
Wis. Stat. § 345.01	(Words and phrases defined)
Wis. Stats. §§ 345.20 through 345.53	(General provisions in traffic forfeiture actions)
Wis. Stat. § 345.55	(Traffic officers not to profit from arrests)
Wis. Stat. § 346.01	(Words and phrases defined)
Wis. Stat. § 346.02	(Applicability of chapter)
Wis. Stat. § 346.03	(Applicability of rules of the road to authorized emergency vehicles)
Wis. Stat. § 346.04	(Obedience to traffic officers, signs and signals)
Wis. Stats. §§ 346.05 through 346.16	(Driving, meeting, overtaking and passing)
Wis. Stat. § 346.075	(Overtaking and passing bicycles)
Wis. Stat. § 346.17	(Penalty for violating Wis. Stats. §§ 346.04--346.16)
Wis. Stats. §§ 346.18 through 346.21	(Right-of-way)
Wis. Stat. § 346.22	(Penalty for violating Wis. Stats. §§ 346.18--346.21)
Wis. Stats. §§ 346.23 through 346.29	(Drivers and pedestrians)
Wis. Stat. § 346.30	(Penalty for violating Wis. Stats. §§ 346.23--346.29)
Wis. Stats. §§ 346.31 through 346.35	(Turning and stopping and required signals)
Wis. Stat. § 346.36	(Penalty for violating Wis. Stats. §§ 346.31--346.35)
Wis. Stats. §§ 346.37 through 346.42	(Traffic signs, signals and markings)
Wis. Stat. § 346.43	(Penalty for violating Wis. Stats. §§ 346.37--346.42)
Wis. Stats. §§ 346.44 through 346.485	(Required stops)
Wis. Stat. § 346.49	(Penalty for violating Wis. Stats. §§ 346.44--346.48)
Wis. Stats. §§ 346.50 through 346.55	(Restrictions on stopping and parking)

Wis. Stat. § 346.56	(Penalty for violating Wis. Stats. §§ 346.50--346.55)
Wis. Stats. §§ 346.57 through 346.595	(Speed restrictions)
Wis. Stat. § 346.60	(Penalty for violating Wis. Stats. §§ 346.57--346.595)
Wis. Stat. § 346.61	(Reckless and drunken driving)
Wis. Stat. § 346.62	(Reckless driving)
Wis. Stat. § 346.63	(Operating under influence of intoxicant)--first offense in five years
Wis. Stat. § 346.64	(Employment of drunk operators)--first offense in six months
Wis. Stat. § 346.65	(Penalty for violating Wis. Stats. §§ 346.62--346.64)
Wis. Stat. § 346.66	(Applicability of sections relating to accident and accident reporting)
Wis. Stats. §§ 346.67 through 346.73	(Accidents and accident reports)
Wis. Stat. § 346.74	(Penalty for violating Wis. Stats. §§ 346.67--346.73)
Wis. Stats. §§ 346.77 through 346.804	(Bicycles and play vehicles)
Wis. Stat. § 346.82	(Penalty for violating Wis. Stats. §§ 346.77--346.804)
Wis. Stats. §§ 346.87 through 346.945	(Miscellaneous rules)
Wis. Stat. § 346.95	(Penalty for violating Wis. Stats. §§ 346.87--346.94)
Wis. Stats. §§ 347.01 through 347.05	(General provisions)
Wis. Stats. §§ 347.06 through 347.29	(Lighting equipment)
Wis. Stat. § 347.30	(Penalty for violating lighting equipment requirements)
Wis. Stats. §§ 347.35 Through 347.49	(Other equipment)
Wis. Stat. § 347.48(2m)	(Safety belts and child safety restraint systems)
Wis. Stat. § 347.50	(Penalty for violating Wis. Stats. §§ 347.35--347.49)
Wis. Stats. §§ 348.01, and 348.02	(Size, weight, load--General provisions)

Wis. Stat. §§ 348.05 through 348.10	(Size and load)
Wis. Stat. § 348.11	(Penalty for violating size and load limitations)
Wis. Stats. §§ 348.15 through 348.20	(Weight)
Wis. Stat. § 348.21	(Penalty for violating weight limitations)
Wis. Stats. §§ 348.25 through 348.27	(Permits)
Wis. Stat. § 348.28	(Permits to be carried--Penalty)

(Ord. of 1-18-1988(2), § 1; Ord. of 6-10-1985(3), § 1)

Sec. 82.101. Other laws adopted.

There is adopted by reference the following section of the Wisconsin Statutes, but the prosecution of such offenses under this article shall be as provided in Wis. Stats. Chapters 340 through 348; and the penalty for violation shall be limited to a forfeiture as provided in section 82.102:

Wis. Stat. § 941.01(1)	(Negligent operation of vehicle off highway)

(Code 1982, § 7.02)

Sec. 82.102. Penalty.

(a) ***Forfeiture***. The penalty for violation of any provision of this article shall be a forfeiture.

(b) ***Uniform offenses***. Forfeitures for violation of any provision of Wis. Stats. Chapters 341 through 348, adopted by reference, shall conform to forfeitures for violation of the comparable state offenses, including any variations or increases for second offenses.

(c) ***Special local regulations***. The forfeiture for violation of local village regulations shall not be less than $5.00 nor more than $200.00 for the first offense and not less than $10.00 nor more than $500.00 for the second offense within two years.

(d) ***Miscellaneous***. The forfeiture for violation of any provision of this chapter not otherwise specified shall be not less than $50.00 nor more than $500.00.

(Code 1982, § 7.12)

Sec. 82.103. Traffic violation and registration program.

(a) ***Purpose***. In order to discourage nonmoving traffic violations and to encourage the payment of forfeitures imposed for such violations, the board deems it advisable to participate in the state traffic violation and registration program.

(b) ***Nonmoving violations and registration program***. Pursuant to the provisions of Wis. Stat. § 345.28(4) and Wis. Admin. Code Trans. Chapter. 128, the village elects to participate in the nonmoving traffic violation registration program of the department of transportation and pay the costs established by the department under Wis. Stat. § 85.13; such costs shall, in turn, be assessed against persons charged with nonmoving traffic violations. The Everest Metro Police Department shall be responsible for complying with the requirements set forth in Wis. Stat. § 345.28(4).

(c) ***Forfeiture for certain stipulated nonmoving traffic violations***. The forfeiture upon stipulation for the violations of Wis. Stats. §§ 346.503 through 346.55, incorporated into this article by reference, and for violations of section 82.107 shall be in the sum of $10.00.

(d) ***Payment and increased forfeiture***. If a stipulation is not entered into within five days commencing at 6:00 p.m. on the day the citation is issued, the forfeiture shall be increased to conform to the forfeitures for a violation of the comparable state offenses, including any variations or increases for second offenses.

(e) ***Stipulation deposit***.

(1) The amount of the forfeiture for such violations shall be paid in cash, money order, bank check or by other means acceptable to the police department. It shall be made payable to the village. Such payment may be made by mail as provided on the citation.

If the person receiving the citation transmits the citation by messenger or mail to the police station, the police department may require such person to print his name, post office address, his operator's license number and date of birth on the citation as appropriate.

(2) No officer or village authority shall be personally or officially responsible for payment of any dishonored check in payment of any forfeiture.

(f) ***Failure to pay forfeiture***. The provisions of Wis. Stat. § 345.28 are specifically incorporated in this section by reference. If the alleged violator fails to pay the amount of the forfeiture or to appear in court within 28 days after the issuance of a nonmoving traffic citation, the village may take any of the actions authorized under Wis. Stat. § 345.28 with respect to the violation.

(Ord. of 6-10-1985(1), § 1; Ord. of 10-23-1989, § 1; Ord. of 1-2-1990, § 1)

Sec. 82.104. Enforcement.

(a) ***Authority***. This article shall be enforced in accordance with the provisions of Wis. Stats. §§ 345.20 through 345.53, Wis. Stat. Chapter 799, and Wis. Stat. § 66.12.

(b) ***Stipulation of guilt or no contest***. Stipulations of guilt or no contest may be made by persons arrested for violations of this article in accordance with Wis. Stat. § 66.12(1)(b) whenever the provisions of Wis. Stat. § 345.27 are inapplicable to such violations. Stipulations shall conform to the form contained on the uniform traffic citation and complaint under Wis. Stat. § 345.11 and may be accepted within five days of the date of the alleged violation. Stipulations may be accepted by the police department.

(c) ***Deposits***. Any person stipulating guilt or no contest under subsection (b) of this section must make the deposit required under Wis. Stat. § 345.26 or if the deposit is not established under such statute, shall deposit a forfeited penalty as provided in the schedule established by the chief of police and approved by the board. Deposits may be brought or mailed to the office of the police department or as directed by the arresting officer. Deposits for parking or nonmoving violations shall be mailed or brought to the village clerk/treasurer or to the police department.

(d) ***Notice of demerit points and receipt***. Every officer accepting a forfeited penalty or money deposit under this section shall receipt in triplicate as provided in Wis. Stat. § 345.26(3)(b). Every officer accepting a stipulation under the provisions of this section shall comply with the provisions of Wis. Stats. §§ 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. Stat. § 345.11.

(Code 1982, § 7.13)

Sec. 82.105. Traffic devices ratified.

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

Sec. 82.106 Official traffic signs and signals.

(a) ***Erection of official traffic signs and signals***. The operations manager is authorized and directed to procure, erect and maintain appropriate standard traffic signs, signals and markings conforming to the rules of the state highway division, giving such notice of the provisions of this section as required by law. Signs shall be erected in such locations and manner as the board shall determine will best effect the purposes of this section and give adequate warning to users of the street or highway.

(b) ***Removal of official signs and signals***. The operations manager shall have the authority granted by Wis. Stat. § 349.09 and is directed to order the removal of a sign, signal, marking or device placed, maintained or displayed in violation of Wis. Stat. § 346.41. Any charge imposed on a premises for removal of such illegal sign, signal or device shall be reported to the board at its next regular meeting for review and certification.

(c) ***Yield right-of-way***. The village board may, by ordinance or resolution, provide for the installation of yield signs at any intersection over which it has exclusive jurisdiction, but if the intersection is part of a thru highway, such yield signs can be installed at such intersections only as provided in Wis. Stat. § 349.07(6)(a). The design, installation and use of such signs shall be in accordance with the rules of the state highway commission.

(d) ***Speed limits***. The village board, by resolution, shall from time to time set speed limits on village streets. Such limits shall be listed in the manual of traffic speed zoning.

(Code 1982, § 7.10)

Sec. 82.107. Parking regulations.

(a) ***All-night parking regulated***. When signs have been erected at or reasonably near the village limits as provided in Wis. Stat. § 349.13, no person shall park any vehicle for a period of time longer than 30 minutes between the hours of 2:00 a.m. and 6:00 a.m. of any day, from October 31 to May 1, except physicians or surgeons, when parking is reasonably necessary on emergency calls.

(b) ***Official signs***. No person shall park, stop or leave standing any vehicle on any public street or alley in the village when or where official signs have been erected or displayed prohibiting or limiting parking at such place, except in conformity with such official signs.

(c) ***Snow removal emergency***. When circumstances warrant, the village may declare a snow removal emergency and specify its duration, during which emergency the street shall be cleared for the purpose of permitting the official removal of snow and ice; provided that:

(1) Notice of such declaration shall be given by either the president or the director of public works and the police chief or by broadcast or telecast over a radio or television station located in the Wausau, Wisconsin, area.

(2) After notice is given, during the period of such snow removal emergency as so declared, no vehicle shall be parked, stopped or left standing on any public street or alley within the village.

(3) If any vehicle shall be found standing, stopped or parked upon any public street or alley within the village during the period of a snow removal emergency, the chief of police may cause such vehicle to be towed away. The owner of such vehicle shall not be entitled to recover possession of such vehicle until an expense and tow charge as set by board resolution is paid to the village clerk/treasurer or chief of police and his receipt exhibited. All charges for towing and storage shall be in addition to all other penalties imposed by law or ordinance.

(Ord. of 11-11-1985, § 1)

Sec. 82.108. Accident reports.

The operator of any vehicle involved in an accident shall within 24 hours after such accident file with the police department a copy of the report required by Wis. Stat. § 346.70. If the operator is unable to make such report, any occupant of the vehicle at the time of the accident, capable of making such report, shall have the duty to comply with this section. Such reports shall be subject to the provisions and limitations in Wis. Stats. §§ 346.70(4)(f) and 346.73.

(Code 1982, § 7.09)

State Law References--Authority, Wis. Stat. § 349.19.

Sec. 82.109. Traffic and parking regulations on school grounds.

(a) ***Authority***. Pursuant to Wis. Stat. § 118.105, the provisions of this section shall apply on all school property, public and parochial located in the village.

(b) ***Parking***. No person shall park any vehicle in any vehicular traveling area or parking areas of the D.C. Everest School District or parochial school district, except in conformity with the posted parking regulations set forth for such vehicular travel and parking areas.

(c) ***Speed limits***. No person shall, at any time, operate a motor vehicle upon any D.C. Everest School District or parochial school district grounds at a speed in excess of any posted speed limit, or lacking any specific speed limit posting at a speed greater than ten miles per hour.

(d) ***Vehicles prohibited at specified times***. No person shall, at any time, operate a motor vehicle other than a school bus or emergency vehicle, in or upon any drive designated for buses only, during the hours indicated by posted signs on weekdays during the months when school is in session.

(e) ***Parking lot dividers and islands***. No person shall operate a motor vehicle on such premises across parking lot islands or parking lot dividers.

(f) ***Applicability of other sections***. Sections 82.100, 82.101, 82.106, 82.107, 82.108, 82.112, 82.200, 82.400, 82.402, and 82.403 shall also apply to this section.

(g) ***Section references in subsection (f) of this section to apply on public and parochial school property***. All sections referred to in subsection (f) of this section are amended in accordance with Wis. Stat. § 118.105 and apply on all school property, public and parochial located in the village.

(h) ***Applicability of state law***. Any changes, additions or deletions in Wis. Stat. § 118.105 and Wis. Stats. Chapters 23, 28, 343 through 348 and 350 shall be applied to this section.

(Ord. of 5-19-1997, §§ 1, 2)

Sec. 82.110. Railroad grade crossing stops.

Pursuant to the authority granted in Wis. Stat. § 349.085, operators of vehicles shall be required to stop at all railroad grade crossings within the village at which there has been installed an official stop sign of the size and type prescribed in Wis. Stat. § 349.065.

(Code 1982, § 7.07)

Sec. 82.111. Regulation of nondealership motor vehicle sales.

(a) ***Sale of motor vehicles on unowned property prohibited.*** No person shall sell, advertise or display a motor vehicle for sale on any property unless the person owns the property on which the motor vehicle is sold, displayed or advertised.

(b) ***Exceptions.*** This section shall not apply to a person licensed by the state as a motor vehicle dealer at the property's address and who occupies the property pursuant to a written lease.

(c) ***Abandoned vehicles.*** Any motor vehicle left unattended without permission of the property owner for more than 48 hours, which is not titled in the owner of the property as shown by public records or as may be determined by other reasonable means, shall be deemed abandoned and dealt with as provided in Wis. Stat. § 342.40.

(d) ***Penalty.*** Any person who shall violate any provision of this section shall upon conviction be subject to section 1.111.

(Ord. of 9-27-1989, § 1)

Sec. 82.112. Truck idling near a school or residence.

(a) Purpose and authority.

(1) The purpose of this ordinance is to protect the public health of the citizens of the Village of Weston and the environment by reducing emissions from diesel powered motor vehicles. This section is enacted under the authority of Wis. Stat. § 66.0101.

(b) Definitions. The following definitions shall apply unless the context clearly indicates or requires a different meaning.

(1) "Commercial motor vehicle" means any vehicle or combination of vehicles as defined in Wis. Stat. Chapter 340 and any other motor truck with a gross vehicle weight rating of ten thousand one pounds or more, except for either a zero-emission vehicle or a pickup truck as defined in Wis. Stat. Chapter 340.

(2) "Driver" means any person who drives, operates, or is in actual physical control of a vehicle.

(3) "Emergency" means sudden, urgent, usually unforeseen occurrence.

(4) "Gross vehicle weight rating" means the weight specified by the manufacturer as the maximum loaded weight of a single vehicle.

(5) "Idling" means the engine is running while the vehicle is stationary.

(6) "Official traffic control device" means any sign, signal, marking or device, consistent with Wis. Stat. Chapter 340, placed or erected by authority of a public body or official having jurisdiction, for the purpose of regulating, warning, or guiding traffic, but does not include islands, curbs, traffic barriers, speed humps, speed bumps or other roadway design features.

(7) "Official traffic control signal" means any device, whether manually, electrically, or mechanically operated, by which traffic is alternately directed to stop and proceed and which is erected by authority of a public body or official having jurisdiction.

(8) "Vehicle" means any on-road, self-propelled vehicle that is required to be registered and have a license plate by the Department of Motor Vehicles.

(9) "Vehicle/equipment owner" means the registered owner, lessee, licensee or bailee of any heavy- or medium-duty vehicle who operates or directs the operation of any such vehicle on either a for hire or not for hire basis.

(c) Applicability. This chapter applies to the operation of diesel powered commercial motor vehicles as defined by Wis. Stat. § 340.01(8).

(d) Excessive idling prohibited. No person responsible for the operation of a diesel powered commercial vehicle shall allow or cause the vehicle to idle with the motor running in the Village for more than five (5) minutes in a sixty (60) minute period.

(e) Exceptions.

(1) This Chapter does not apply to a vehicle for the period or periods during which:

a. Idling is necessary while stopped:

1. For an official traffic control device,

2. For an official traffic control signal,

3. For traffic conditions over which the driver has no control, including, but not limited to, stopped in a line of traffic, stopped at a railroad crossing, or stopped at a construction zone, or

4. At the direction of a peace officer;

b. Idling is necessary to ascertain that the vehicle is in safe operating condition, equipped as required by all provisions of law, and all equipment is in good working order, either as part of the daily vehicle inspection or as otherwise needed, provided that such engine idling is mandatory for such verification;

c. Idling is necessary for testing, servicing, repairing or diagnostic purposes;

d. Idling is necessary for a period not to exceed three to five minutes (as per the recommendation of the manufacturer) to cool down a turbo charged heavy-duty vehicle before turning the engine off;

e. Idling is necessary to accomplish work for which the vehicle/equipment was designed, other than transporting goods, such as operating a lift, crane, pump, drill, hoist, mixer or other auxiliary equipment other than a heater or air conditioner;

f. Idling is necessary to operate a lift or other piece of equipment designed to ensure safe loading and unloading of goods and people;

g. Idling is necessary to operate defrosters, heaters, air conditioners, or other equipment to prevent a safety or health emergency, but not solely for the comfort of the driver or passengers.

    1. The only exception for driver comfort would be a vehicle driver that is required to have rest time by law. In this case, the driver may only idle at a designated rest area or truck stop and will not idle within five hundred (500) feet of a residential area or school,

    2. The only specific exception for passenger comfort would be vehicles with a passenger onboard with a disability or health condition that would be critically aggravated if the vehicle were not maintained at an adequate temperature,

    3. In the event idling is necessary to operate defrosters, heaters, air conditioners, or other equipment to prevent a safety or health emergency, but not solely for the comfort of the driver or passengers, such idling shall not occur within one hundred feet of a residence or a school;

h. Idling is necessary solely to recharge a battery or other energy storage unit of a hybrid electric vehicle/equipment;

i. Idling is necessary to operate equipment that runs intermittently;

j. A passenger bus idles a maximum of 15 minutes in any 60-minute period to maintain passenger comfort while non-driver passengers are on board;

k. Off-road equipment or transit buses are in immediate stand-by mode for passenger loading/unloading, project and/or worker safety, for readiness of an upcoming phase of a specific project element, or is needed for a stop-and-go project element.

1. An armored vehicle idles when a person remains inside the vehicle to guard the contents or the vehicle is being loaded or unloaded.

(2) Nothing in this chapter allows idling in excess of other applicable laws, including but not limited to:

a. Wis. Stat. Chapter 342 - Requirements for leaving a motor vehicle unattended.

b. Any local provision of this code or requirement as stringent as, or more stringent than, this Chapter.

(f) Penalties. Any person who violates this section shall be subject to the penalty provision of Section 1.111.

ARTICLE II SNOWMOBILES

Sec. 82.200. Provisions of state law relating to snowmobiles adopted by reference.

(a) Except as otherwise specifically provided in this section, all provisions of Wis. Stat. Chapter 350 describing and defining regulations with respect to snowmobiles for which the penalty is a forfeiture only, including penalties to be imposed and procedure for prosecution, are adopted and by reference made a part of this section as if fully set forth. Any act required to be performed or prohibited by any statute incorporated by reference is required or prohibited by this section.

(b) Sections of Wis. Stat. Chapter 350 adopted by reference shall include but not be limited to the following:

Wis. Stat. § 350.01	(Definitions)
Wis. Stat. § 350.02	(Operation of snowmobiles on or in the vicinity of highways)
Wis. Stat. § 350.03	(Right-of-way)
Wis. Stat. § 350.05	(Operation of youthful operators restricted)
Wis. Stat. § 350.07	(Driving animals)
Wis. Stat. § 350.08	(Owner permitting operation)
Wis. Stat. § 350.09	(Headlamps, taillamps and brakes, etc.)
Wis. Stat. § 350.10	(Miscellaneous provisions for snowmobile operation)

Wis. Stat. § 350.101	(Intoxicated snowmobiling)
Wis. Stat. § 350.102	(Preliminary breath screening test)
Wis. Stat. § 350.1025	(Application of intoxicated snowmobiling law)
Wis. Stat. § 350.103	(Implied consent)
Wis. Stat. § 350.104	(Chemical tests)
Wis. Stat. § 350.106	(Report arrest to department)
Wis. Stat. § 350.107	(Officer's action after arrest for operating a snowmobile while under influence of intoxicant)
Wis. Stats. § 350.11(1, 3(a)(1), (4))	(Penalties)
Wis. Stat. § 350.12	(Registration of snowmobiles)
Wis. Stat. § 350.15	(Accidents and accident reports)
Wis. Stat. § 350.17(2)	(Refusing to stop after being requested or signaled to do so by law enforcement officer)
Wis. Stat. § 350.19	(Liability of landowners)

(Code 1982, § 7.17)

Sec. 82.201. Snowmobile routes.

(1) ***General regulations***. Except as provided in Wis. Stats. §§ 350.02 and 350.045, or for snowmobile events authorized in accordance with Wis. Stat. § 350.04, no person shall operate a snowmobile upon any public right-of-way, in any public park or on any other property in the Village of Weston except upon snowmobile routes, trails and areas designated by the village board.

(2) Designated snowmobile trails, roads and/or highways.

(a) ***Snowmobile trails***. Snowmobile operation within the Village of Weston is permitted upon routes and trails designated as "snowmobile trails" on a map entitled "Snowmobile Access Corridor--10 mph Village and Town of Weston, Marathon County, Wisconsin" dated October 12, 2001, or its successors, prepared by the Village of Weston Tech. Services Department, a copy of which is on file in the office of the village clerk.

(b) ***Village street and highway access routes***. There is hereby established by the village board a snowmobile "access buffer zone" as shown and depicted on the map described in subsection 2(a) of this section. Except for the non-access roadways shown on the said map, snowmobile operation at speeds not exceeding ten miles per hour shall be permitted upon those village streets and roadways, and shoulders thereof, which are located within the "access buffer zone" solely as a means of providing access for persons traveling by snowmobile from a residence within the limits of the buffer zone to the nearest snowmobile trail or route closest to that residence. Any operation of a snowmobile on any road or street other than for immediate access to a snowmobile trail or route within the access buffer zone is prohibited.

(3) ***Penalty***. Any person who violates any provision of this section shall upon conviction thereof, be subject to the following forfeitures and costs.

(a) For a first or second violation, a forfeiture of not more than $250.00 for each offense.

(b) For any person who violates any provision of this section who, within the last three years prior to the conviction for the current violation, was two or more times previously convicted for violating the same provision of this ordinance, a forfeiture of not more than $500.00.

(c) In addition to the foregoing forfeitures a person convicted shall be subject to costs of prosecution and in default of payment of said forfeitures and/or costs of prosecution, imprisonment in the Marathon County Jail for a period not to exceed 90 days or until such forfeiture and costs are paid.

(Ord. of 11-20-2000, § 1; Ord. of 11-5-2001, § 1)

ARTICLE III BICYCLES

Sec. 82.300. Penalty.

The penalty provisions of section 1.111 shall apply to any violation of this article.

(Ord. of 2-21-1983, § 6)

Sec. 82.301. Registration required.

(a) No person shall operate a bicycle upon any street, alley, public highway, sidewalk, bicycle lane, bicycle route, bicycle way or other public right-of-way in the village unless the bicycle is registered and has affixed a registration plate as provided in this article.

(b) This article shall apply to all permanent and temporary residents of the village and to such nonresidents who operate bicycles upon the streets of the village habitually or frequently, either in going to or from school, or to and from work, or for other purposes, but shall not apply to casual travelers or tourists passing through the village on their bicycles, nor to those residents of cities, villages and townships adjacent to the village who are validly and currently registered within their respective jurisdictions.

(Ord. of 2-21-1983, § 2)

Sec. 82.302. Registration; fee; inspection.

(a) Registration shall be made with the police department, who shall provide the appropriate forms. Upon payment of a registration fee provided in the village fee schedule, the police department shall issue a registration plate for the bicycle, which shall permit the bicycle to be operated within the village as provided in this article.

(b) The registration shall be permanent from the date of issuance provided the bicycle remains with the registered owner and at the registered address. In the event of a sale or other transfer of the bicycle to a new owner, a transfer of registration must be completed in conformity with the provisions of section 82.304.

(c) No person shall be entitled to register a bicycle when that person is believed by the Everest Metro Police Department to have no claim to, or evidence of, ownership of the bicycle or have no right to possession of such bicycle.

(d) The Everest Metro Police Department may inspect each bicycle before registering it, and the department may refuse to register any bicycle that the registering officer believes to be in an unsafe mechanical condition.

(Ord. of 2-21-1983, § 2)

Sec. 82.303. Display of registration plate.

(a) No bicycle shall be considered registered until a registration plate, which shall remain legible at all times is affixed to the bicycle, which shall remain so affixed until the bicycle is either dismantled, destroyed or removed by the Everest Metro Police Department for cause. Such license shall be attached securely to the rear of the operator's seat or to the rear fender of the bicycle.

(b) No person shall intentionally destroy, mutilate or alter the identification plate affixed to any bicycle or remove, without the permission of the owner, any identification plate from any bicycle. If a replacement plate must be issued, the fee shall be as provided in the village fee schedule.

(Ord. of 2-21-1983, § 3)

Sec. 82.304. Transfer and cancellation of registration.

Within ten days after any bicycle registered under this article changes ownership, is transferred or dismantled and/or taken out of operation, the person in whose name the bicycle has been registered shall report such information to the Everest Metro Police Department. In the event of a change of ownership or other transfer of the bicycle wherein the bicycle remains in use in the village, the license plate will remain with the bicycle. Every such person who transfers the title of any bicycle shall endorse upon the bottom of the registration card the name and address of the transferee, the date of the transfer and the name of the transferor. The transferee shall re-register the bicycle and shall pay a transfer fee as provided in the village fee schedule. If a bicycle is dismantled and/or taken out of operation, the license plate will not remain with the bicycle but shall be immediately destroyed by the person disposing of or dismantling the bicycle.

(Ord. of 2-21-1983, § 4)

Sec. 82.305. Buying or selling bicycles.

Every person engaged in the business of buying, selling or exchanging bicycles in the village shall maintain for three years from the date of the transaction a record containing the brand name, color, type and serial number of each bicycle bought, sold or exchanged and shall record the name and address of each person buying, selling or exchanging a bicycle. This record shall be open to inspection by a representative of the Everest Metro Police Department during reasonable business hours.

(Ord. of 2-21-1983, § 5)

ARTICLE IV. MINIBIKES AND SELF PROPELLED DEVICES

Sec. 82.400. Definitions.

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

Highway, means all public ways and thoroughfares and bridges on such ways and thoroughfares. It includes the entire width between the boundary lines of every way open to the use of the public as a matter of right for the purposes of vehicular travel. It includes not only the actual traveled portion of the roadway, but also the shoulders, ditches and other adjacent areas that are owned by or reserved for the use of the public.

Minibike, means any self-propelled device primarily used for transportation or sport, including but not limited to motorcycles, go-carts, motorized bicycles, off-the-road trail bikes, and all-terrain vehicles.

Self-propelled device, means any device designed primarily for off-the-road use which is internal combustion engine driven or electric motor driven, and in, upon or by which any person or property is or may be transported or drawn. It includes without limitation for lack of enumeration, such devices commonly known as minibikes, go-carts and motor bicycles.

(Code 1982, § 7.26(1))

Cross References--Definitions generally, § 1.101.

Sec. 82.401. Penalty.

The violation of any of the provisions of this article relating to the operation of minibikes or self-propelled devices shall subject the violator to section 1.111.

(Code 1982, § 7.26(4))

Sec. 82.402. Operation.

No person shall operate a minibike or self-propelled device in the village in the following manner:

(1) At a rate of speed that is unreasonable or imprudent under the circumstances.

(2) In any careless way so as to endanger the person or property of another.

(3) While under the influence of intoxicating liquor, fermented malt beverages, narcotics or other controlled substances.

(4) In such a way that the exhaust of the motor makes an excessive or unusual noise.

(5) Without a functioning muffler.

(6) Upon any public highway, street or alley, or upon any sidewalk or parkway in the village unless such vehicle is registered as required by Wis. Stat. Chapter 341 and its operation and operator are specifically permitted to operate the vehicle by statute.

(7) Upon any slide, ski or skating area, except for the purpose of serving the area or crossing the places where marked.

(8) On any lands operated or leased by the village.

(9) Upon the private property of another without the consent of the owner or lessee. Failure to post private property does not imply consent for use. Any motor-driven craft, minibike or self-propelled device shall, at all times, have the consent of the owner before operation of such craft or vehicle on private lands.

(10) On or across a cemetery, burial ground, school or church property, without the express consent of the owner.

(Code 1982, § 7.26(2))

Sec. 82.403. Liability of parent or guardian.

No parent or guardian of any child under the age of 18 years shall authorize or permit such child to violate any of the provisions of this article. Any child under the age of 18 years who shall operate a minibike or self-propelled device shall be presumed to be operating the vehicle under the authority of a parent or guardian.

(Code 1982, § 7.26(3))

ARTICLE V. SPEED LIMITS

Sec. 82.500. Speed Limits

(a) A traffic and engineering investigation having been made on the following described, highways, roads and streets, the maximum permissible speed at which vehicles may be operated on said highway, road or street is herewith established as reasonable and safe pursuant to Wis. Stats. §§ 346.57 and 349.11, shall be as set forth herein, subject to erection of standard signs giving notice thereof.

(1) The maximum permissible speed for all vehicles on the following described village highway, road or street in the Village of Weston shall be 25 miles per hour:

ABITZ LANE	North from Ross Avenue to its terminus
ABRAHAM STREET	North from Callon Avenue to it terminus
ACRE AVENUE	East from Zadra Street to South Timber Street
ALAN LANE	East from Sandy Lane to Schoonover Road
ALDERSON STREET	North from State Highway 29 to Mallard Court
ALEX STREET	East from River Meadow Drive to Caleb Drive
ALTA VERDE STREET	North from Highland Avenue to Neupert Avenue
AMANDA DRIVE	South from Flambeau Street to Isaiah Street
AMIR DRIVE	South from Schofield Avenue to its terminus
ANDREA STREET	East from Brehm Street to Brianna Street
ANNABELLE COURT	East from Von Kanel Street to its terminus
ANTELOPE DRIVE	South from Decoy Street to Canoe Street
NORTH APACHE LANE	North from River Bend Road to River Bend Road
APACHE LANE	North from Trotzer Lane to River Bend Road
ARROW STREET	North from Sternberg Avenue to its terminus
ASPEN STREET	North from Sternberg Avenue to Bernard Avenue
AUGUSTINE AVENUE	East from Zadra Street to Von Kanel Street
BABL LANE	East from Ross Avenue to Morning View Lane
BARBICAN AVENUE	East from East Everest Avenue to its terminus
BAYBERRY STREET	North from Ross Avenue to Concord Avenue
BAYINGTON AVENUE	South from Schmutzler Avenue to Knaack Avenue
BECKY BOULEVARD	South from Lora Lee Lane to Feith Avenue

BERNARD AVENUE	East from Birch Street to Aspen Street
EAST BERNARD AVE.	East from Crestwood Drive to Camp Phillips Road (County Highway X)
BEVERLY LANE	East from Random Street to Wendy Lane
BIRCH STREET	South from Concord Avenue to Weston Avenue
BIRCHWOOD LANE	North from Terrier Lane to its terminus
NORTH BIRCH LANE	North from Neupert Avenue to Oak Avenue
SOUTH BIRCH LANE	South from Neupert Avenue to Business U.S. Highway 51
BLOEDEL AVENUE	East from Pine Park Street to Alderson Street
BOXER LANE	East from Setter Road to Labrador Road
BREHM STREET	South from Christie Lane to Andrea Street
BRIANNA STREET	South from Christie Lane to Andrea Street
BROLTA LANE	South from Sandhill Drive to Howland Avenue
BROOK COURT	East from Babl Lane to its terminus
BRUCE DRIVE	South from Northwestern Avenue to Cecil Street
BURNS STREET	North from Jelinek Avenue to its terminus
BUSKA STREET	North from Parkway Lane to Harwood Avenue
CALEB DRIVE	South from Decoy Street to Heath Street
CAMP PHILLIPS ROAD	South from Ross Avenue to Schofield Avenue (County Highway JJ)
CANOE STREET	East from Sandy Lane to its East terminus
CARIBOU LANE	North from River Pointe Road to its terminus
CARTER AVENUE	East from Birch Street to Gordon Street
CASEYRAE COURT	South from Kelly Place to Teagan Lane
CASTLEBERRY CIRCLE	South from Warwick Drive to Windsor Drive

CATHY DRIVE	North from Hewitt Avenue to its terminus
CECIL STREET	South from Northwestern Avenue to its terminus
CEDAR AVENUE	East from Zadra Street to Rae James Street
CHADWICK STREET	South from Colleen Avenue to its terminus
CHEROKEE STREET	North from Trotzer Lane to Kiowa Lane
CHERRY STREET	South from Schofield Avenue (County Highway JJ) to Bloedel Avenue
CHERYL DRIVE	East from Cathy Drive to Sandy Lane
CHRISTIANSEN AVENUE	West from Kramer Lane to its terminus
CHRISTIE LANE	West from County Highway J to its terminus
COLLEEN AVENUE	East from Mesker Street to Chadwick Street
COMMUNITY CENTER DRIVE	East from Birch Street to East Everest Avenue
CONCORD AVENUE	East from Bayberry Street to Camp Phillips Road (County Highway X)
CONNIE LANE	West from Kyle Road to Mary Lane
CORONADO STREET	North from Jelinek Avenue to Cortez Lane
COROZALLA DRIVE	East from Ross Avenue to Mesker Street
CORTEZ LANE	East from Lawndale Street to Coronado Street
COUNTRY CREEK LANE	East from Alderson Street to Meadow Creek Lane
CRANBERRY BOULEVARD	East from Birch Street to Ministry Parkway
CREEL DRIVE	East from Musky Drive to Quentin Street
CRESTWOOD DRIVE	South from East Bernard Avenue to Ross Avenue
CROSSTRAIL LANE	North from Standing Oak Drive to its terminus
CUTOFF ROAD	South from Ross Avenue to Schofield Avenue (County Highway JJ)

DALEY AVENUE	East from Machmueller Street to Alta Verde Street
DANIELLE DRIVE	South from Lora Lee Lane to Feith Avenue
DAWN STREET	South from Callon Avenue to Solar Avenue
DECKER STREET	North from Callon Avenue to Scenic Drive
DECOY STREET	East from Antelope Drive to Caleb Drive
DEER STREET	North from Eau Claire Avenue to its terminus
DELIKOWSKI STREET	South from Joseph Avenue to Jelinek Avenue
DELONAY STREET	West from Normandy Street to its terminus
D.J. LANE	East from Le Duc Street to J.M. Place
DOMINIKA STREET	South from Connie Lane to its terminus
DOUGLAS LANE	East from Camp Phillips Road (County Highway X) to Kirk Street
DUSK STREET	South from Callon Avenue to Solar Avenue
EAU CLAIRE AVENUE	East from Alderson Street to Camp Phillips Road (County Highway X)
EDWARD STREET	South from Schofield Avenue (County Highway JJ) to its terminus
ELM STREET	South from Ross Avenue to Sternberg Avenue
EL SEGUNDO AVENUE	East from Normandy Street to Alta Verde Street
ERIC STREET	South from Jason Avenue to Jelinek Avenue
EVEREST AVENUE	East from Volkman Street to Alta Verde Street
EAST EVEREST AVENUE	West from its East terminus to its West terminus
FEITH AVENUE	East from Teagan Lane to its terminus
FELCH DRIVE	North from Ross Avenue to its terminus
FERGE STREET	South from Post Avenue to Jelinek Avenue
FLAMBEAU STREET	East from Amanda Drive to Caleb Drive

FLORLANA LANE	West from West Raybelle Drive to its terminus
FOOTHILL AVENUE	West from Alta Verde Street to its terminus
FOX RUN LANE	North from Eau Claire Avenue to its terminus
FOX STREET	South from Sternberg Avenue to Schofield Avenue (County Highway JJ)
FRANCISCAN WAY	South from Ministry Parkway to Cross Point Boulevard
FULLER STREET	South from Ross Avenue to Schofield Avenue (County Highway JJ)
GLAD STREET	South from Mount View Avenue to Schofield Avenue (County Highway JJ)
GORDON STREET	South from Sternberg Avenue to Schofield Avenue (County Highway JJ)
SOUTH GORDON STREET	South from North Krueger Avenue to its terminus
HAMPTON AVENUE	East from Meuret Avenue to Northwestern Avenue
HARWOOD AVENUE	East from Alderson Street to Buska Street
HEATH STREET	East from Shawn Drive to Caleb Drive
HEATHER STREET	South from Thomas Avenue to Rogan Lane
HEUSS AVENUE	East from Volkman Street to Alta Verde Street
HEWITT AVENUE	West from Sandy Lane to Pine Ridge Lane
HICKORY STREET	South from Cedar Avenue to Acre Avenue
HIDDEN RIVER CIRCLE	East from Fuller Street to Babl Lane
HIDDEN RIVER COURT	East from Hidden River Circle to its terminus
HIGHLAND AVENUE	East from its West terminus to its East terminus
HIGH RIDGE CIRCLE	South from Hidden River Circle to Hidden River Circle
HILGEMANN STREET	South from Westfair Avenue to East Jelinek Avenue
HOLLY AVENUE	West from Von Kanel Street to its terminus
HORIZON COURT	East from Birch Street to its terminus

HOWLAND AVENUE	East from County Road X to Woodland Drive
HUBERT AVENUE	East from James Lee Street to Pat Street
HUNT STREET	South from Callon Avenue to Feith Avenue
ISAIAH STREET	East from River Meadow Drive to Walleye Drive
JACOB STREET	West from Sandy Lane to Roxann Drive
JAEQUELYN ROAD	South from Lora Lee Lane to Feith Avenue
JAMAR STREET	South from Sternberg Avenue to Schofield Avenue (County Highway JJ)
JALEN CIRCLE	West from Teagan Lane to its terminus
JAMES LEE STREET	South from Hubert Avenue to Ross Avenue
JANELLE STREET	South from Christie Lane to Andrea Street
JANICE AVENUE	West from Fuller Street to its terminus
JASON STREET	East from Eric Street to Jessica Street
JEAN ELLEN STREET	South from Sternberg Avenue to Lee Avenue
JELINEK AVENUE	East from BR US 51 to Birch Street
EAST JELINEK AVENUE	East from Camp Phillips Road (County Highway X) to Municipal Street
JESSICA STREET	South from Jason Street to Jelinek Avenue
J.M. PLACE	South from D.J. Lane to Ross Avenue
JOAN DRIVE	South from Northwestern Avenue to its terminus
JONES STREET	South from Weston Avenue to its terminus
JOSEPH AVENUE	East from Alderson Street to Delikowski Street
KATHLEEN STREET	South from East Monterey Avenue to East Everest Avenue
KAYAK DRIVE	East from Tappe Drive to Canoe Street
KECK AVENUE	East from BR US 51 to Burns Street

KELLY PLACE	East from CaseyRae Court to Teagan Lane
KELLYLAND STREET	South from D.J. Lane to Moyer Avenue
KENNEDY AVENUE	East from South Timber Lane to Von Kanel Street
KIOWA LANE	East from Apache Lane to Cherokee Street
KIRK STREET	South from East Jelinek Avenue to East Everest Avenue
KNAACK AVENUE	East from Bayington Street to Camp Phillips Road
NORTH KRUEGER AVENUE	East from South Gordon Street to Edward Street
SOUTH KRUEGER AVENUE	East from South Gordon Street to Edward Street
KYLE ROAD	South from Connie Lane to Mary Lane
LABRADOR ROAD	South from Jelinek Avenue to Setter Road
LAGUNA AVENUE	East from Normandy Street to Alta Verde Street
LANG LANE	West from Ryan Street to its terminus
LAWNDALE STREET	South from Cortez Lane to Highland Avenue
LE DUC STREET	South from D.J. Lane to Ross Avenue
LEE AVENUE	East from Linda Street to Mesker Street
LEEDS COURT	North from Leyburn Drive to its terminus
LEYBURN DRIVE	East from Windsor Drive to Birch Street
LINDA STREET	South from Corozalla Drive to Lee Avenue
LORA LEE LANE	East from Shawana Street to Jaequelyn Road
LOUANN DRIVE	West from Michael Drive to River Meadow Drive
MACHMUELLER STREET	South from Jelinek Avenue to Foothill Avenue
MAKENZIE DRIVE	South from Quentin Street to Creel Drive
MAPLE STREET	South from Ross Avenue to Sternberg Avenue

MARY LANE	East from Connie Lane to Kyle Street
MC INTYRE AVENUE	East from Volkman Street to Machmueller Street
MEADOW CREEK LANE	South from Parkway Lane to Country Creek Lane
MEMORIAL COURT	North from Schofield Avenue to its terminus
MERIDIAN AVENUE	East from Fuller Street to Regent Street
MESKER STREET	South from Ross Avenue to East Jelinek Avenue
MEURET LANE	North from Northwestern Avenue to its terminus
MICHAEL DRIVE	North from Cheryl Drive to Alex Street
MINISTRY PARKWAY	East from Birch Street to Cranberry Boulevard
MONTEREY AVENUE	East from Lawndale Street to Alta Verde Street
EAST MONTEREY AVENUE	East from Kathleen Street to Camp Phillips Road (County Highway X)
MOOSE DRIVE	South from Creel Drive to its terminus
MORNING VIEW LANE	East from Fuller Street to its terminus
MOUNT VIEW AVENUE	East from Fox Street to Schofield Avenue
MOYER AVENUE	West from Fuller Street to Kellyland Street
MUNICIPAL STREET	South from Sternberg Avenue to Stella Avenue
MUSKIE DRIVE	South from Isaiah Street to its terminus
NEUPERT AVENUE	East from Volkman Street to Alderson Street
EAST NEUPERT AVENUE	East from Alderson Street to its terminus
NORMA AVENUE	East from Fox Street to Birch Street
NORMANDY STREET	South from Schofield Avenue (County Highway JJ) to Highland Avenue
NORTHLAND STREET	South from Everest Avenue to Foothill Avenue
OAK AVENUE	East from North Birch Lane to its terminus

OAK TERRACE	South from Pine Terrace to River Pines Court
OLD COSTA LANE	South from Schofield Avenue (County Highway JJ) to Mary Lane
ORION LANE	South from Howland Avenue to Crosstrail Lane
PARK RIDGE DRIVE	East from Alderson Street to Labrador Road
PARKWAY LANE	West from Meadow Creek Lane to its terminus
PAT STREET	South from Hubert Avenue to Powers Street
PENINSULA LANE	From north terminus to south terminus
PHEASANT RUN COURT	South from Howland Avenue to its terminus
PINE PARK STREET	South from Schofield Avenue (County Highway JJ) to Jelinek Avenue
PINE RIDGE LANE	South from Hewitt Avenue to Riverfront Place
PINE STREET	South from village limits to Schofield Avenue (County Highway JJ)
PINE TERRACE	From its west terminus to Oak Terrace
PLEASANT VIEW DRIVE	East from Alderson Street to Eau Claire Avenue
POINTE ROAD	East from Alderson Street to its terminus
PORTAGE STREET	South from Canoe Street to Quentin Street
POST AVENUE	East from Volkman Street to Normandy Street
POWERS STREET	South from Richards Avenue to Ross Avenue
PRAIRIE STREET	South from Westfair Avenue to East Jelinek Avenue
PRIEBE AVENUE	East from Volkman Street to BR US 51
PROGRESS WAY	North from Weston Avenue to Weston Avenue
PUFFER STREET	South from Beverly Lane to Mallard Court
QUENTIN STREET	(east segment) East from Tappe Drive to its terminus
QUENTIN STREET	East from Amanda Drive to Caleb Drive

RADTKE AVENUE	West from Elm Street to its terminus
RAE JAMES STREET	South from Cedar Avenue to Holly Avenue
RANDOM STREET	South from Vern Lane to Mallard Court
RANDY JAY STREET	South from East Jelinek Avenue to Douglas Lane
RANDYLYN STREET	South from Feith Avenue to Ryan Amy Drive
EAST RAYBELLE DRIVE	East from West Raybelle Drive to Eau Claire Avenue
WEST RAYBELLE DRIVE	South from East Raybelle Drive to Eau Claire Avenue
RED OAK COURT	East from River Bend Road to its terminus
REGENT STREET	South from Saxon Avenue to Meridian Avenue
RICHARDS AVENUE	East from James Lee Street to Pat Street
RICHFLEX STREET	South from Mount View Avenue to its terminus
RICKYVAL STREET	South from Ryan Amy Drive to its terminus
RIPPLING CREEK DRIVE	East from its terminus to Antelope Drive
RIVER BEND ROAD	South from Ross Avenue to Trotzer Lane
RIVERFRONT PLACE	East from west terminus to east terminus
RIVER MEADOW DRIVE	North from Louann Drive to Winding Creek Road
RIVER PINES COURT	South from Ross Avenue to its terminus
RIVER POINTE LANE	East from Caribou Lane to Peninsula Lane
ROBIN STREET	South from Douglas Lane to East Everest Avenue
ROCK RAPIDS ROAD	South from Hewitt Avenue to Wenonah Drive
RODNEY STREET	South from East Jelinek Avenue to Douglas Lane
RODS WAY	East from County Highway J to Caribou Lane
ROGAN LANE	East from Fuller Street to Heather Street

ROSE STREET	South from Mount View Avenue to its terminus
ROSSENBACH AVENUE	West from Pine Street to its terminus
ROXANN DRIVE	West from Michael Drive to Jacob Street
RUDOLPH DRIVE	North from Eau Claire Avenue to Deer Street
RYAN AMY DRIVE	East from Randylyn Street to Rickyval Street
RYAN STREET	South from Lang Lane to Schofield Avenue (County Highway JJ)
SANDGATE COURT	West from Windsor Drive to its terminus
SANDHILL DRIVE	East from Alderson Street to Brolta Lane
SANDY LANE	North from Ross Avenue to its terminus
SARUS LANE	East from Alderson Street to Siberian Drive
SAXON AVENUE	East from Fuller Street to Regent Street
SCENIC DRIVE	East from its west terminus to its east terminus
SCHMUTZLER STREET	East from Bayington Street to Camp Phillips Road
SCHOONOVER ROAD	South from Alan Lane to Ross Avenue
SCOTT STREET	South from Corozalla Drive to Lee Avenue
SERVICE LANE	West from Zinser Street to its terminus
SETTER ROAD	South from Boxer Lane to Labrador Road
SHAWN DRIVE	South from Alex Street to Heath Street
SHAWNA STREET	South from Lora Lee Lane to Feith Avenue
SHEPHERD LANE	South from Park Ridge Drive to Park Ridge Drive
SHIRLEY AVENUE	East from Von Kanel Street to Heeren Street
SHOREY AVENUE	East from Alderson Street to Camp Phillips Road (County Highway X)
SIBERIAN DRIVE	West from Brolta Lane to its terminus

SILVER HAWK WAY	South from its terminus to Rippling Creek Drive
SKI LANE	South from Kostuck Lane to its terminus
SOLAR AVENUE	East from Dusk Street to Dawn Street
STANDING OAK DRIVE	South from Howland Avenue to its terminus
STELLA AVENUE	East from Municipal Street to Old Costa Lane
STERNBERG AVENUE	East from Alderson Street to Fox Street
STERNBERG AVENUE	East from Fox Street to Municipal Street
STONE RIDGE DRIVE	North from Weston Avenue to its terminus
SUNSET STREET	North from Holly Avenue to its terminus
SYNERGY COURT	South from Venture Circle to its terminus
TANYA STREET	South from Tricia Avenue to Heather Street
TAPPE DRIVE	North from Isaiah Street to Quentin Street
TAPPE DRIVE	South from its terminus to Quentin Street
TEAGAN LANE	South from Schofield Avenue (County Highway JJ) to Feith Avenue
TERRIER LANE	East from Birchwood Lane to Birch Street
THOMAS AVENUE	East from Chadwick Street to Heather Street
SOUTH TIMBER STREET	South from Ross Avenue to Holly Avenue
TRANSPORT WAY	East from Camp Phillips Road to its terminus
TRICIA AVENUE	East from Fuller Street to its terminus
TROTZER LANE	West from Kramer Lane to Apache Lane
TWIN PINES LANE	South from Babl Lane to Morning View Lane
VERN LANE	East from Random Lane to Wendy Lane
VOLKMAN STREET	North from Mc Intyre Avenue to BR US 51

VON KANEL STREET	South from Corozalla Drive to Schofield Avenue (County Highway JJ)
WALLEYE DRIVE	North from Creel Drive to Isaiah Street
WALNUT STREET	South from Cedar Avenue to Acre Avenue
WARWICK DRIVE	West from Windsor Drive to its terminus
WENDY LANE	South from Vern Lane to Beverly Lane
WENONAH DRIVE	South from Hewitt Avenue to Rock Rapids Road
WESTFAIR AVENUE	East from Prairie Street to Hilgemann Street
WESTON PINES LANE	West from Camp Phillips Road (County Highway X) to its terminus
WESTVIEW BOULEVARD	West from Camp Phillips Road to Stone Ridge Drive
WINDING RIDGE WAY	West from Camp Phillips Road (County Highway X) to its terminus
WILLOW STREET	South from Schofield Avenue (County Highway JJ) to Bloedel Avenue
WINDEMERE PLACE	North from Shorey Avenue to its terminus
WINDING CREEK DRIVE	East from River Meadow Drive to Sandy Lane
WINDSOR DRIVE	South from Warick Drive to Birch Street
WOODLAND DRIVE	South from Shorey Avenue to Howland Avenue
ZADRA STREET	South from Sternberg Avenue to Acre Avenue
ZINSER STREET	South from Callon Avenue to Schofield Avenue (County Highway JJ)

(2) The maximum permissible speed for all vehicles on the following described village highway, road or street in the Village of Weston shall be 30 miles per hour:

CAMP PHILLIPS ROAD	South from Schofield Avenue (County Highway JJ) to State Highway 29

(3) The maximum permissible speed for all vehicles on the following described village highway, road or street in the Village of Weston shall be 35 miles per hour:

ADVENTURE WAY	East from County Highway J to its terminus

ALDERSON STREET	South from Weston Avenue to Howland Avenue
BIRCH STREET	South from Weston Avenue to Shorey Avenue
BR US 51	South from north village limits to 100' north of Volkman Street
CALLON AVENUE	East from Schofield Avenue (County Highway JJ) to County Highway J
CAMP PHILLIPS ROAD	North from Ross Avenue to North Village limits
CAMP PHILLIPS ROAD	South from State Highway 29 to Weston Avenue
COMMERCE DRIVE	East from Ryan Street to its terminus
COUNTY HIGHWAY J	North from Schofield Avenue to North Village limits
ENTERPRISE WAY	South from Schofield Avenue to its terminus
HARNEY AVENUE	East from Heeren Street to its terminus
HOWLAND AVENUE	East from Alderson Street to County Road X
KRAMER LANE	South from Ross Avneue to Trotzer Lane
KOSTUCK LANE	East from Willard Lane to its terminus
MALLARD COURT	East from Alderson Street to Puffer Street
NORTHWESTERN AVENUE	West from Camp Phillips Road to west village limits
ROSS AVENUE	East from Metro Drive to Powers Street
RYAN STREET	South from Schofield Avenue (County Highway JJ) to Feith Avenue
SCHOFIELD AVENUE	East from BR US 51 to .1 mile east of Von Kanel Street
TECHNOLOGY DRIVE	West from Enterprise Way to its terminus
VENTURE CIRCLE	South from Enterprise Way to Enterprise Way
VOLKMAN STREET	North from south village limits to Mc Intyre Avenue
WESENECK STREET	West from County Highway J to its terminus
WESTON AVENUE	East from Alderson Street to Camp Phillips Road

WILLARD LANE	North from Callon Avenue to Kostuck Lane
ZINSER STREET	South from Schofield Avenue to STH 29

(4) The maximum permissible speed for all vehicles on the following described village highway, road or street in the Village of Weston shall be 40 miles per hour:

SCHOFIELD AVENUE	East from .1 mile west of Von Kanel Street to County Highway J

(5) The maximum permissible speed for all vehicles on the following described village highway, road or street in the Village of Weston shall be 45 miles per hour:

CAMP PHILLIPS ROAD	South from Weston Avenue to South Village limits
COUNTY HIGHWAY J	North from 200 feet south of State Highway 29 to Schofield Avenue
HEEREN STREET	South from Weston Avenue to Nick Avenue
ROSS AVENUE	East from Powers Street to Kramer Lane
RYAN STREET	South from Feith Avenue to Shorey Avenue
SHOREY AVENUE	East from Camp Phillips Road (County Highway X) to Zinser Street
WESTON AVENUE	East from Camp Phillips Road to County Highway J

(6) The maximum permissible speed for all vehicles on the following described village highway, road or street in the Village of Weston shall be 55 miles per hour:

COUNTY HIGHWAY J	South from 200' south of State Highway 29 to south village limits
KELLNER ROAD	West from County Highway J to its terminus
KEMIECIK STREET	South from Shorey Avenue to its terminus
NICK AVENUE	West from Heeren Street to its terminus
SCHOFIELD AVENUE	East from County Highway J to east village limits
VON KANEL STREET	South from Schofield Avenue to its terminus (State Highway 29)
VON KANEL STREET	South from its north terminus (State Highway 29) to Weston Avenue
WESTON AVENUE	East from County Highway J to east village limits
ZINSER STREET	South from State Highway 29 to Shorey Avenue

(7) The maximum permissible speed for all vehicles on the following described village highway, road or street in the Village of Weston shall be 65 miles per hour:

STATE HIGHWAY 29 East from west village limits to east village limits

(b) In the absence of a specific speed limit for newly constructed highways, roads or streets in essentially residential and commercial subdivisions, the speed limit shall be 25 miles per hour. A traffic survey shall be conducted in order to determine the appropriateness of that limit when the subdivision is completed. In light of that traffic survey the speed limit may be adjusted by ordinance for specific highways, roads or streets.

(Ord. Of 4-19-04, Ord. Of 9-20-04, Ord. Of 4-9-05, Ord. of 6-6-05, Ord. of 11-11-05, Ord. Of 8-25-06, Ord. of 3-5-10, Ord. of 6-10-10; Ord. of 12-23-11, Wis. Stat. §§ 346.57 and 349.11)

SECTION 2: SEVERABILITY. If any section, clause, provision, or portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby. If an application of this Ordinance to a particular structure, land, or water is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not be applicable to any other structure, land, or water not specifically included in said judgment. If any requirement or limitation attached to an authorization given under this Ordinance is found invalid, it shall be presumed that the authorization would not have been granted without the requirement or limitation and, therefore, said authorization shall also be invalid. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 3: EFFECTIVE DATE. This ordinance shall take effect upon approval and publication.

Dated the 8th day of September, 2015

WESTON VILLAGE BOARD

By: Barbara J Ermeling
Barbara Ermeling, its President

Attest:
Sherry Weinkauf
Sherry Weinkauf, its Clerk

APPROVED: 9-8-15

PUBLISHED: 9-10-15

Notice of Newly Enacted Ordinance

Please take notice that the Village Board of Weston, Wisconsin enacted on September 8, 2015, Ordinance No. 15-016: An Ordinance Repealing Chapter 82 "Traffic and Vehicles" and Amending and Recreating the Same.

The full text of Ordinance No. 15-016 may be obtained at the office of the Village Clerk, 5500 Schofield Avenue, Weston, Wisconsin or through the Village's website at http://www.westonwi.gov.

Published: 9-10-15

DAILY HERALD media
A GANNETT COMPANY

STATE OF WISCONSIN
BROWN COUNTY

WESTON VILLAGE OF

5500 SCHOFIELD AVE
WESTON WI 544764333

I, being duly sworn, doth depose and say I am an authorized representative of The Wausau Daily Herald, a newspaper at Wausau Wisconsin and that an advertisment of which the annexed is a true copy, taken from said paper, which published therein on:

Account Number:	GWM-WES425
Order Number:	0000714313
No. of Affidavits:	1
Total Ad Cost:	$10.57
Published Dates:	09/10/15

(Signed) Bradley Zeitler **(Date)** 9-11-15
Legal Clerk

ALEXANDRA ZAKOWSKI NOTARY PUBLIC STATE OF WISCONSIN

Signed and sworn before me
Alexandra Zakowski

My commission expires 3/3/19

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Published: Sept. 10, 2015 WNAXLP

WESTON VILLAGE OF
Re: Ordinance 15-016

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Village of Weston, Wisconsin
AGENDA ITEM COVERSHEET
Requested for Official Consideration and Review

REQUEST FROM:	**JENNIFER HIGGINS; DIRECTOR OF PLANNING AND DEVELOPMENT**
ITEM DESCRIPTION:	**ORDINANCE NO 15-016: AN ORDINANCE REPEALING CHAPTER 82 "TRAFFIC AND VEHICLES" AND AMENDING AND RECREATING THE SAME.**
DATE/MTG:	**COMMUNITY LIFE AND PUBLIC SAFETY (CLPS) COMMITEE; MONDAY, AUGUST 24, 2015**
POLICY QUESTION:	Should the Village adopt a new Chapter 82 Traffic and Vehicles and in doing so create an ordinance to restrict truck idling near a school or residence?
RECOMMENDATION TO:	I make a motion to adopt the ordinance as proposed and request staff to publish the ordinance in the next available edition of the Wausau Daily Herald.

LEGISLATIVE ACTION:

☐ Acknowledge/Approve	☒ Ordinance	☐ Proclamation
☐ Administrative Order	☐ Policy	☐ Reports
☐ Expenditure	☐ Procedure	☐ Resolution

FISCAL IMPACT ANALYSIS:

☐ Budget Line Item:	
☐ Budget Line Item:	
☐ Budgeted Expenditure:	
☐ Budgeted Revenue:	

STATUTORY / RULEMAKING / POLICY REFERENCES:

☒ WI Statue:	§340
☐ WI Administrative Code:	
☐ Case Law / Legal:	
☒ Municipal Code:	Chapter 82
☐ Municipal Rules:	

PRIOR REVIEW:	Community Life and Public Safety (CLPS) Committee, 8/24/15 EMPD Chief Sparks, 9/2/15

BACKGROUND: Over the last year, Village and EMPD staff have been receiving complaints from a homeowner on E. Neupert Avenue concerning truck idling overnight behind the Target store. It appears that a few times a week, a Target delivery truck driver is arriving onsite early and sleeping in his truck overnight prior to delivering goods to Target. This activity is creating a disturbance in the neighboring residential area. The local Target manager has been notified by Hodell of the issues and they are actively trying to work with corporate to notify the drivers of the issue and cease the activity. Currently, the Village has no ordinance to restrict this type of activity, therefore, Administrator Guild asked me to put together an idling ordinance for CLPS and the Board to review. The resulting ordinance is attached for your review and consideration.

☒ Supplemental Briefer? ☒ Attachments?

Village of Weston, Wisconsin
AGENDA ITEM LEGISLATIVE ANALYSIS
Supplemental Briefer for Agenda Items under Consideration

From: Jennifer Higgins, Director of Planning and Development
Date/Mtg: Monday, September 8, 2015/Board of Trustees
Re: An Ordinance Repealing Chapter 82 "Traffic and Vehicles" and Amending and Recreating the Same

1. Policy Question:

Should the Village adopt a new Chapter 82 Traffic and Vehicles and in doing so create an ordinance to restrict truck idling near a school or residence?

2. Purpose:

The purpose of asking this question is to receive guidance and feedback from Village policymakers regarding the changes proposed in the amendment and recreation of Chapter 82 Traffic and Vehicles.

3. Background:

Over the last year, Village and EMPD staff have been receiving complaints from a homeowner on E. Neupert Avenue concerning truck idling overnight behind the Target store. It appears that a few times a week, a Target delivery truck driver is arriving onsite early and sleeping in his truck overnight prior to delivering goods to Target. This activity is creating a disturbance in the neighboring residential area. The local Target manager has been notified by Hodell of the issues and they are actively trying to work with corporate to notify the drivers of the issue and cease the activity. Currently, the Village has no ordinance to restrict this type of activity, therefore, Administrator Guild asked me to put together an idling ordinance.

4. Issue Analysis:

Currently, the Village has no ordinance to restrict this type of activity, therefore, Administrator Guild asked me to put together an idling ordinance. It had been quite some time since this ordinance had been looked at so I did a review of the ordinance to see if there were any updates that needed to be made. The Chapter was renumbered as it was quite messy with the .1 designations. Instead, we treated it similar to other ordinances that we updated and changed Article 2 to be in the 200's for section numbers, Article 3 to be in the 300's and so on. The document also includes State Statute reference changes that Trustee White has been working on over the last year. All these changes would require the entire Chapter to be rescinded and readopted at this time.

The draft of this ordinance was reviewed by the Personnel Committee at their meeting on 8/24/15. The vote to recommend approval to the Board, died due to a lack of a second. One Committee member questioned if it could be enforced, but Chief Sparks stated it could be. Another Committee questioned the need to create an ordinance based on one complaint. Chief Sparks and Trustees White and Schuster told the other committee members that we have had this issue in other residential areas of the Village over the years, it just had not been brought to this committee.

Even though there is no positive recommendation from the CLPS committee, both Trustees White and Schuster requested this be forwarded on to the Board for your review and consideration. EMPD Chief Sparks has done a review of the ordinance and did not see anything additional to change/add at this time.

5. Fiscal Impact:

Cost of enforcement.

6. Statutory References:

7. Prior Review:

Community Life and Public Safety (CLPS) Committee, 8/24/15
EMPD Chief Sparks, 9/2/15

8. Policy Choices:

1. Approve as presented.
2. Approve with changes.
3. Refer back to CLPS and Staff for additional review and amendments with direction.
4. Deny.

9. Recommendation:

I recommend that the Board of Trustees adopt the ordinance as proposed and request staff to publish the ordinance in the next available edition of the Wausau Daily Herald.

10. Legislative Action:

I move that the Board of Trustees adopt the ordinance as proposed and request staff to publish the ordinance in the next available edition of the Wausau Daily Herald.

11. Attachments:

1. Ordinance No. 15-016: An Ordinance Repealing Chapter 82 “Traffic and Vehicles” and Amending and Recreating the Same.
2. Chapter 82 Traffic and Vehicles with markup shown.