

CHAPTER 3

TRAFFIC AND SNOWMOBILE REGULATIONS

VILLAGE OF LAC LA BELLE

WAUKESHA COUNTY

WISCONSIN

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3.01 Traffic Regulation

(1) State Traffic Laws Adopted

Except as otherwise provided in this code, the statutory provisions in Chapters 340 to 348 of the Wisconsin Statutes, describing and defining regulations with respect to vehicles and traffic, exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment, are hereby adopted and by reference made a part of this code as if fully set forth herein. Any act required to be performed or prohibited by any regulations incorporated herein by reference is required or prohibited by this code. Any future amendments, revisions, or modifications of the statutory regulations in Chapters 340 to 348 incorporated herein are intended to be made part of this code in order to secure to the extent legally practicable uniform statewide regulation of vehicles and traffic on highways, streets, and alleys of the State of Wisconsin.

(2) 15 MPH Speed Limit District.

From the eastern boundary of the Village for the entire distance that Lac La Belle Drive runs adjacent to the lake (terminating at 637 Lac La Belle Drive), the maximum speed limit on Lac La Belle Drive shall be 15 mph.

(3) Loud Noise and Excessive Acceleration

No operator of a motor vehicle shall cause by excessive and/or unnecessary acceleration, the tires of such motor vehicle to squeal and emit unnecessary road noises or to throw stones, gravel or debris, nor shall such operator cause to be made, by excessive and unnecessary acceleration, any road or engine noise such as would unreasonably disturb the public peace.

(4) Disorderly Conduct With a Motor Vehicle.

- a. Conduct Prohibited. No person shall, with the Village of Lac La Belle, by or through the use of any motor vehicle, including, but not limited to, an automobile, truck, motorcycle, minibike or snowmobile, cause or provoke disorderly conduct with a motor vehicle, cause a disturbance or annoy one or more persons, or disturb or endanger the property or the safety of another's person or property.
- b. Definition. "Disorderly conduct with a motor vehicle" means the engaging in violent, abusive, unreasonably loud conduct, or disturbing or endangering the property or the safety of another's person or property, or deliberate or intentional spinning of wheels, squealing of tires, revving of engine, blowing the horn, causing the engine to backfire or causing the vehicle, while commencing to move or in motion, to raise one or more wheels off the ground.

(5) Special/Seasonal Weight Limits.

- a. Pursuant to Wis. Stat. § 349.16, the Village President or Road Commissioner may direct the imposition of special or seasonal weight limits on Village roads and highways or portion thereof which, because of weakness of the roadbed due to deterioration or climatic conditions or other special or temporary condition, would likely be seriously damaged or destroyed in the absence of such special limitations.
- b. The Village Board hereby authorizes the Village Clerk, with the advice and consent of the Village President to grant exemptions for vehicles carrying medical supplies or that are used to perform services necessary to preserve or protect persons or property from the special weight limitations that are imposed under sub. (a), or set different weight limitations than those imposed under sub. (a) for vehicles carrying those commodities or that are used to perform those services, if such exemption or limitation is reasonable and necessary to promote the public health, safety, and welfare.

(6) Parking Prohibited.

- a. “No Parking” Areas. The Village Board may establish “No Parking” areas or limit parking in certain areas and blocks in the Village. Upon the positing of signs giving notice of such parking limitations, such limitations shall be in full force and effect.
- b. The prohibitions of this section shall not apply when a vehicle is stopped temporarily for the purpose of and while actually engaged in loading or unloading, or while making repairs to a disabled vehicle.

3.02 Snowmobile Regulation

(1) State Regulations Adopted.

Except as otherwise provided in the ordinance, the statutory provisions describing and defining regulations with respect to snowmobiles in the following enumerated sections of the Wisconsin Statutes are hereby adopted by reference and made part of this ordinance as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required or prohibited by this ordinance.

350.01	Definitions
350.02	Operation of Snowmobiles on or in the Vicinity of Highways
350.03	Right-of-Way
350.04	Snowmobile Races, Derbies, and Routes
350.045	Public Utility Exemption
350.047	Local Ordinance to be Filed
350.05	Operation by Youthful Operators Restricted
350.55	Safety Certification Program Established
350.07	Driving Animals
350.08	Owner Permitting Operation
350.09	Head Lamps, Tail Lamps, and Brakes
350.10	Miscellaneous Provisions for Snowmobile Operation
350.101	Intoxicated Snowmobiling
350.102	Preliminary Breath Screening Test
350.1025	Application of Intoxicated Snowmobiling Law
350.103	Implied Consent
350.104	Chemical Tests
350.106	Report Arrest to Department

- 350.107 Officer's Actions After Arrest for Operating a Snowmobile While Under the Influence of Intoxicant
- 350.11 Penalties
- 350.12 Registration of Snowmobiles
- 350.13 Uniform Trail Signs and Standards
- 350.135 Interference With Uniform Trail Signs and Standards Prohibited
- 350.15 Accidents and Accident Reports
- 350.155 Coroners and Medical Examiners to Report; Require Blood Specimen
- 350.17 Enforcement
- 350.19 Liability of Landowners
- 350.99 Parties to a Violation
- 346.02 (10) Applicability of Rules of the Road to Snowmobiles

The adoption of § 346.01(10) of the Wisconsin Statutes by reference is intended to include the rules of the road therein enumerated which are as follows: 346.04, 346.06, 346.11, 346.14(1), 346.18 to 346.21, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40, 346.44, 346.92(1), and 346.94(1), and (9).

(2) Snowmobile Operation on Public Property or Golf Courses.

Except as provided in § 350.02 and § 350.045 of the Wisconsin Statutes, or for snowmobile events authorized in accordance with § 350.04, Wis. Stats., no person shall operate a snowmobile on any of the following property:

- a. Any public sidewalk or parkway roads, except for the purpose of crossing to obtain immediate access to an authorized area of operation.
- b. Any land within a public park.
- c. Any public parking lot.
- d. Any public property.
- e. Any golf course.

(3) Nighttime Speed Limit

No person shall operate a snowmobile upon or across any public highway within the Village of Lac La Belle at speeds in excess of 10 miles per hour between the hours of 10:30 p.m. and 7:00 a.m.

(4) Daytime Speed Limit

No person shall operate a snowmobile in areas designated in § 3.06 of this Code in excess of the posted limit or 25 miles per hour, whichever is lower, between the hours of 7:00 a.m. and 10:30 p.m.

(5) Hours of Operation

No person shall operate a snowmobile within the Village of Lac La Belle between the hours of 10:30 p.m. and 7:00 a.m., except upon a designated trail that crosses Village roadways as authorized by the Wisconsin Statutes and this ordinance or for the purpose of gaining access to or leaving Lake Lac La Belle.

(6) Unattended Snowmobiles

No person shall leave or allow a snowmobile to remain unattended on any Village highway or public property while the motor is running or with the starting key in the ignition.

(7) Operation on Icebound Waters

No person shall operate or ride upon a snowmobile on Lake Lac La Belle at any time or place when such operation has been declared unsafe by the Village Police Chief. The Chief of Police is authorized and directed to procure, erect, and maintain signs and markers giving notice that such restriction are in effect at designated access points on such lake.

3.03 All-Terrain Vehicle Operation.

(1) State Regulations Adopted.

Except as otherwise provided in the ordinance, the statutory provisions describing and defining regulations with respect to all-terrain vehicles in the following enumerated sections of the Wisconsin Statutes are hereby adopted by reference and made part of this ordinance as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required to be performed or prohibited by such statutes are required or prohibited by this ordinance.

23.33(1)	Definitions
23.33(2)	Registration
23.33(3)	Rules of Operation
23.33(3g)	Use of Headgear
23.33(4)	Operation on or Near Highways

23.33(4c)	Intoxicated Operation of an All-Terrain Vehicle
23.33(4g)	Preliminary Breath Screening Test
23.33(4j)	Applicability of the Intoxicated Operation of an All-Terrain Vehicle
23.33(4L)	Implied Consent
23.33(4p)	Chemical Tests
23.33(4t)	Report Arrest to Department
23.33(4x)	Officer's Action after Arrest for Operating an All-Terrain Vehicle While Under Influence of Intoxicant
23.33(5) (a) through (c)	Age Restrictions
23.33(6)	Equipment Requirements
23.33(7)	Accidents
23.33(9)	Administration; Enforcement; Aids.
23.33(12)	Enforcement
23.33(13)	Penalties
346.02(11)	Applicability to All-Terrain Vehicles

The adoption of § 346.02(11) of the Wisconsin Statutes by reference is intended to include the rules of the road therein enumerated which are as follows: s. 346.04, 346.06, 346.11, 346.14(1), 346.18, 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40, 346.44, 346.46, 346.47, 346.48, 346.50(1)(b), 346.51, 346.52, 346.53, 346.54, 346.55, 346.71, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92(1) and 346.94(1) and (9).

3.04 – 3.19 RESERVED.

3.20 Enforcement.

- (1) This chapter shall be enforced in accordance with the provisions of §§ 66.12 and 345.20 to 345.53 and Chapter 299, Wis. Stats.
- (2) Stipulation of Guilt or No Contest. Any person charged with a violation of this chapter, may at the time of the alleged violation, or within 5 days thereafter make a stipulation of no contest, pursuant to § 66.12(1)(b), Wis. Stats., whenever the provisions of § 345.27 are inapplicable to such violations. Such person shall at the time of entering into such stipulation make the deposit as required under sub. (3) of this section. A person who has mailed or filed a stipulation under this subsection may, however, appear in Court on the appearance date.

- (3) Deposits. Any person stipulating guilt or no contest under subsection (2) of this section must make the deposit required under § 345.26, Wis. Stats., or if the deposit is not established under such statute, shall deposit a forfeited penalty as provided in the Deposit Schedule of this Code. Deposits may be brought or mailed to the office of the Clerk of Court as directed by the arresting officer.
- (4) Notice and Receipt. Every officer or person receiving a deposit under this chapter shall receipt therefore in triplicate as provided in § 345.26(3)(b), Wis. Stats. Every officer or person receiving a deposit under this chapter shall comply with the provisions of §§ 343.27, 343.28, 345.26(1)(a) and 345.27(2)., Wis. Stats., 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 § 345.11, Wis. Stats.

3.21 Penalties

- (1) Penalties for Snowmobile Violations.
 - a. Any person convicted of violating the provisions of § 3.02 of this Code shall be subject to penalties as set forth in § 350.11, Wis. Stats., as amended from time to time.
 - b. The Village Clerk shall file a copy of this ordinance upon its initial enactment and publication with the Wisconsin Department of Natural Resources.
- (2) Penalties for Traffic Violations

The penalty for violation of any provision of Section 3.01, shall be as hereinafter provided together with the cost of prosecution imposed as provided in §§ 345.20 to 345.53, Wis. Stats.

- a. Uniform Offenses. Penalties for violation of any provision of Chapters 340 to 348, Wis. Stats., adopted by reference in § 3.01 of this chapter shall conform to the penalties for violation of the comparable state offenses, including any variations or increases for second (or subsequent) offenses.
- b. Local Regulations. The penalty for violations of § 3.01(3) and (4) of this chapter shall be provided in §15.04 of this Code.
- c. Parking. The penalty for violations of § 3.01(6) of this chapter shall be \$25.00, if paid within 10 days of issuance, otherwise court costs will be added, except where a statutory counterpart is provided in subsection (a).