

## CHAPTER 3 – TRAFFIC AND SNOWMOBILE REGULATIONS

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### 3.1 TRAFFIC REGULATION.

#### (1) STATE TRAFFIC LAWS ADOPTED.

- (a) 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 this statutory regulations in Chapters 340 to 348 incorporated herein are intended to be made part of this code in order to secure to the extend legally practicable uniform statewide regulation of vehicles and traffic on highways, streets and alleys of the State of Wisconsin.
- (b) State Administrative Code Chapter TRANS 305 adopted. Except as otherwise specifically provided in this chapter, all provisions of Chapter TRANS 305 of the Wisconsin Administrative Code describing and defining standards for motor vehicle equipment, including penalties to be imposed, are hereby adopted and by reference made a part of this chapter as if fully set forth herein. Any act required to be performed or prohibited by Chapter TRANS 305 incorporated herein by reference is required or prohibited by this chapter. Any motor vehicle equipment prohibited or required by Chapter TRANS 305 incorporated herein by reference is prohibited or required by this chapter.

#### (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 fifteen (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, or by 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. Stats. § 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, 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) 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 posting 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.

(7) LEFT TURNS PROHIBITED EXCEPT BY LOCAL TRAFFIC.

- (a) There shall be placed at or near the Lac La Belle Golf Club Driveway on Pennsylvania Avenue a sign which reads “No Left Turn Except Local Traffic.” Such sign shall be placed within the public right-of-way in a location sufficient to give adequate notice of the regulation to those exiting the Lac La Belle Golf Club driveway.
- (b) For the purpose of this subsection, the term “Local Traffic” shall mean that traffic which exists the Lac La Belle Golf Course driveway and ends at a property located on Lac La Belle Drive, Monastery Hill Lane, or Monastery Hill Drive.

3.2 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 area 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	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 Wis. § 346.01(10) by reference is intended to include the rules of the road therein enumerated which are as follows: Wis. § 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 Wis. Stats. § 350.02 and § 350.045, or for snowmobile events authorized in accordance with Wis. Stats. § 350.04, 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 ten (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 sec. 3.06 of this Code in excess of the posted limit or twenty-five (25) miles per hour (mph), 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.

3.3 ALL-TERRAIN VEHICLE OPERATION.

(1) STATE REGULATION 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 as 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 the Influence of Intoxicant
23.33(5)(a)-(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 Wis. § 346.02(11) by reference is intended to include the rules of the road herein enumerated which are as follows: Wis. § 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).

3.4– 3.19 [RESERVED]

### 3.20 ENFORCEMENT.

- (1) This chapter shall be enforced in accordance with the provisions of Wis. Stats. § 66.12 and Wis. § 345.20 to 345.53 and Chapter 299 of the Wisconsin Statutes.
- (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 Wis. Stats. § 66.12(1)(b), whenever the provisions of Wis. Stats. § 345.2 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 Wis. Stats. § 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 Wis. Stats. §345.26(3)(b), Wis. Stats., Every officer or person receiving a deposit under this chapter shall comply with the provisions of Wis. Stats. § 343.27, 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.

### 3.5 PENALTIES

#### (1) PENALTIES FOR SNOWMOBILE VIOLATIONS

- (a) Any person convicted of violating the provisions of sec. 3.02 of this Code shall be subject to penalties as set forth in Wis. Stats. § 350.11, 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 Wis. Stats. § 345.20 to 345.53.

- (a) Uniform Offenses. Penalties for violation of any provision of Chapters 340 to 348, Wis. Stats., adopted by reference in sec. 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 sec. 3.01(3) and (4) of his chapter shall be provided in sec. 15.04 of this Code.

- (c) Parking. The penalty for violations of sec. 3.01(6) of this chapter shall be twenty-five dollars (\$25.00), if paid within ten (10) days of issuance, otherwise court costs will be added, except where a statutory counterpart is provided in subsection (a).