

Citation Ordinance
Ordinance No. #4-2013

STATE OF WISCONSIN
Town of Wilson
Eau Claire County

SECTION I – TITLE/PURPOSE

The title of this Ordinance is the Town of Wilson Citation Ordinance. The purpose of this ordinance is to authorize the Town Board of the Town of Wilson, or its designees, to issue citations for violations of Town of Wilson ordinances, including ordinances with statutory counterparts.

SECTION II – AUTHORITY

The Town Board of the Town of Wilson has the specific authority under § 66.0113, Wis. Stats. to adopt this ordinance.

SECTION III – ADOPTION OF ORDINANCE

The Town Board of the Town of Wilson, by this Ordinance, adopted on proper notice with a quorum and by a roll call vote by a majority of the town board present and voting, provides the authority for the Town of Wilson to issue citations for violations of Town of Wilson ordinances, including ordinances with statutory counterparts.

SECTION IV – COVERAGE

A. The Town Board prescribes the form for citations to be issued in the Town of Wilson by the Town Board, or its designees, for violations of Town of Wilson ordinances shall be as provided in this subsection and shall include all of the following:

1. The name and address of the alleged violator.
2. The factual allegations describing the alleged violation.
3. The time and place of the offense.
4. The section of the ordinance violated.
5. A designation of the offense in a manner that can be readily understood by a person making a reasonable effort to do so.
6. The time at which the alleged violator may appear in court.

7. A statement that in essence informs the alleged violator of all of the following:

a. That the alleged violator may make a cash deposit of a specified amount to be mailed to a specified official within a specified time.

b. That if the alleged violator makes a cash deposit he or she need not appear in court unless subsequently summoned.

c. That if the alleged violator makes a cash deposit and does not appear in court, he or she either will be deemed to have tendered a plea of no contest and submitted to a forfeiture, plus costs, fees, and surcharges imposed under ch. 814, Wis. stats., not to exceed the amount of the deposit, or will be summoned into court to answer the complaint if the court does not accept the plea of no contest.

d. That if the alleged violator does not make a cash deposit and does not appear in court at the time specified, the court may issue a summons or a warrant for the defendant's arrest or consider the nonappearance to be a plea of no contest and enter judgment under s. 66.0113 (3) (d), Wis. stats., or the municipality may commence an action against the alleged violator to collect the forfeiture, plus costs, fees, and surcharges imposed under ch. 814, Wis. stats.

e. That if the court finds that the violation involves an ordinance that prohibits conduct that is the same as or similar to conduct prohibited by state statute punishable by fine or imprisonment or both, and that the violation resulted in damage to the property of or physical injury to a person other than the alleged violator, the court may summon the alleged violator into court to determine if restitution shall be ordered under s. 800.093, Wis. stats.

8. A direction that if the alleged violator elects to make a cash deposit, the alleged violator shall sign an appropriate statement that accompanies the citation to indicate that he or she read the statement required under s. 66.0113 (1) (b) 7., Wis. stats., and shall send the signed statement with the cash deposit.

9. Any other information as may be deemed necessary.

B. The Town Board adopts the attached schedule of cash deposits that are required for the various Town of Wilson ordinance violations, which includes for each listed violation costs, fees, and surcharges imposed under ch. 814, Wis. Stats: All cash deposits shall be in accordance with the most current Civil Forfeitures Table published by the Wisconsin Circuit Courts.

C. The Town Board names the following court, clerk of court, or other official to whom cash deposits are to be made and require that receipts be given for cash deposits: State of Wisconsin, Eau Claire County Clerk of Court or person acting in that capacity.

D. The Town Board requires that in traffic regulation violation actions, except for parking regulation violations, the uniform traffic citation specified in s. 345.11, Wis. stats., shall be used by the Town of Wilson in lieu of the citation form noted above in subsection C.

E. The Town Board requires that in actions for violations of Town of Wilson ordinances enacted in accordance with s. 23.33 (11) (am) or s. 30.77, Wis. stats., the citation form specified in s. 23.54, Wis. stats., shall be used in lieu of the citation form noted above in subsection C.

SECTION V – ISSUANCE AND SERVICE OF CITATION

A. The Town Board may issue Town of Wilson citations or the Town Board may designate certain Town of Wilson, County or other municipal officials, with their written approval, to issue such citations.

B. The Town of Wilson's appointed law enforcement officer and Eau Claire County Sheriff's Department deputies are authorized to issue the Town of Wilson citations. These officials may also designate a person to issue such Ordinances for the Town of Wilson and this official may revoke this authority to issue anytime.

C. The Town of Wilson Town Board has designated the Town Chair or any person approved by the Town Board to serve any citations for the Town of Wilson upon issuance. Any person specifically authorized by the Town Board to issue citations by the Town Board of the Town of Wilson may also serve such citations.

SECTION VI – RELATIONSHIP TO OTHER LAWS

The adoption and authorization for use of a citation under this Ordinance does not preclude the Town Board of the Town of Wilson from adopting any other ordinance or providing for the enforcement of any other law or ordinance or providing for the enforcement of any other law or ordinance relating to the same or any other matter. The issuance of a citation under this Ordinance does not preclude proceeding under any other ordinance or law relating to the same of any other matter. Proceeding under any other ordinance or law relating to the same or any other matter does not preclude the issuance of a citation under this Ordinance.

SECTION VII – SEVERABILITY

If any provision of this ordinance of its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision of application, and to this end, the provisions of this ordinance are severable.

SECTION VIII – EFFECTIVE DATE

This Ordinance is effective on publication or posting.

The town clerk shall properly post or publish this ordinance as required under s. 60.80, Wis. stats.

Adopted this 8th day of May, 2013.

Signed:

D. M. Meyer
, Town Chairperson

Cristi Hoag
, Town Clerk

TOWN OF WILSON

LIST OF VIOLATIONS - DEPOSITS

ATV/Motor Bike/Motorcycle Ordinance #6-2000 - Violations

Not less than \$150.50

Animal Control Ordinance #7-2000 - Violations

Not less than \$150.00

Dog Licensing Ordinance #8-2000 - Violations

Not less than \$150.00

ATV/UTV Route Ordinance #2-2011 - Violations

As per the penalties set forth under Wis. Stats. 23.33(13)(a)

Nonmetallic Mine Operator's Licenses Ordinance #1-2013 - Violations

Not less than \$100.00 and no more than \$5,000.00

Blasting Ordinance #2-2013 Violations

Not less than \$100 and no more than \$1,000.00

Town Park Camping Ordinance #4-2012 Violations

Not less than \$30 per unit per day

Street 54703	Boondock's Bar and Campground, LLC, by agent Nancy J. Longdo, has applied for a Class B Combination license, d/b/a Boondock's Bar & Grill, E26935 County Road G, Boyd, WI 54726. The Town Board will act on this application at its meeting on tuesday, June 11, at 7 p.m. at the town hall. Cindi Haag, Clerk	PARCEL NO. 08-0210	P V P I C 3 E B 3 E B 4 E L 2 C S 2 E S 3 E T C 1 E D 3 E V T 3 E T 3 E
XLP 31, BIN RY ALE 5639 eisen Br. 4 . N.A., aintiff,	(Ldr.-Tele., May 31, 2013) NOTICE TOWN OF WILSON EAU CLAIRE COUNTY NOTICE IS HEREBY GIVEN, pursuant to Wisconsin Statutes 60.80(5), that at a Town of Wilson Board meeting, held on May 8, 2013, the Town Board passed the following Ordinance: ORDINANCE #4-2013 , titled Citation Ordinance, which authorizes the town Board of the Town of Wilson, or its designees, to issue citations for violations of Town of Wilson ordinances, including ordinances with statutory counterparts. The full text of this Ordinance may be obtained or viewed by contacting the Town of Clerk at N1470 County Road H, Stanley, WI 54768, 715-644-2619. Cindi Haag, Clerk	14-0713 14-0718 15-0218 15-0219 15-0220 15-2470 15-2471 15-2665	
RIAL ndant. TICE, Judg- 3 et- above- 1 De- n the 7, the e will miss s fol- 13, at aps (of County Dord 3, WI of 4, sses- wn of Claire EX- 5 feet CEPT public 0934- SS: Eau 1 pay- 1 time in the cash, hier's check Eau	(Ldr.-Tele., May 24, 31, 2013) CITY OF EAU CLAIRE, WISCONSIN NOTICE OF INVITATION FOR BIDS Sealed bids, submitted in accordance with the Invitation for Bids for Procurement No. 2013-22 City Wide Pulverizing, Milling, and Asphalt Paving , must be received in the Office of the City Purchasing Manager at 203 S. Farwell Street by 2:00 p.m. Local Time on Tuesday, June 18, 2013. The work for which bids are requested includes the following major work items: Bituminous pavement removal, milling asphalt pavement, pulverize asphalt pavement, transfer pulverized base, removal of curb and gutter, removal of concrete driveway approaches, water main, storm sewer, grading, graveling, concrete curb and gut-	15-2666 15-4732	
			The report of the City and schedule of proposed on any business. You are further notified matters contained
			All objectives will be c

http://www.eeUsers/nmum/library/Common/Model.php on line