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CHAPTER 3

TRAFFIC AND VEHICLES

Section

- 3.01 Provisions of State and County Traffic Laws Adopted by Reference
- 3.02 Accident Reports
- 3.03 Abandoned or Junked Vehicles on Private or Public Property
- 3.04 Official Traffic Signs and Signals
- 3.05 Parking in Municipal Parking Lots
- 3.06 Bicycle Regulations
- 3.07 Speed Limits (3/2024)
- 3.08 Parking Limitations
- 3.085 Parking Limitations or Heavy Vehicles
- 3.09 Stop Intersections (3/2024)
- 3.10 Yield Right of Way
- 3.11 All Night Parking Prohibition
- 3.115 Weight Limits and Heavy Truck and Traffic Routes
- 3.12 Snowmobile Regulations
- 3.125 Motorized ATV/UTV All Terrain Vehicles (5/2020) (11/2021)
- 3.13 Penalty
- 3.14 Enforcement
- 3.15 References to Statutes
- 3.16 Repeal of Conflicting Ordinances
- 3.17 Severability

3.01 PROVISIONS OF STATE AND COUNTY TRAFFIC LAWS ADOPTED BY REFERENCE.

Except as specifically provided in this ordinance, all provisions of Chapters 340 to 348 and 350 of the Wisconsin Statutes, and all rules promulgated by the Wisconsin Department of Transportation under Chapters 110, 347, and 348 of the Wisconsin Statutes, and all provisions of Portage County Ordinance, Chapter 2.16 are hereby adopted and by reference made a part of this ordinance as if fully set forth herein. Any act required to be performed or prohibited by any statute or rule incorporated by reference herein are respectively required or prohibited by this ordinance. The Portage County Sheriff's Department is specifically authorized to enforce all Village Ordinances or corresponding Portage County Ordinances within the Village of Junction City. Any future amendments, revisions, or modifications of the statutes incorporated herein are intended to be made part of this code in order to secure uniform statewide regulations of traffic on the highways, streets, and alleys of the State of Wisconsin.

3.02 ACCIDENT REPORTS.**3.03 ABANDONED OR JUNKED VEHICLES ON PRIVATE OR PUBLIC PROPERTY.**

(1) Abandoned or Junked Vehicles. No disassembled, dismantled, junked, wrecked, or inoperable and/or unlicensed motor vehicle, machinery, or trailer, shall be stored or allowed to remain in the open upon private property within the Village of Junction City for a period in excess of three (3) days unless it is in connection with an automotive sales and repair business enterprise located in a properly zoned area.

(2) Ordinance Officers Action. Whenever the Ordinance Officer of the Village of Junction City shall find any such vehicle placed or stored in the open upon private property within the corporate limits of Junction City, they shall notify orally or by written warning the owner of the property upon which said vehicle is placed or stored of the intention of the Village of Junction City to remove such vehicle. If any such vehicle is not removed the Ordinance Officer shall issue a written citation to remove such vehicle and shall cause such vehicle to be removed. The cost of such removal to be charged to the property owner pursuant to the special tax provision of section 66.60 of the Wisconsin Statutes.

(3) Police Action. Whenever the Ordinance officer shall find any vehicle placed or stored in the open upon public property within the corporate limits of the Village of Junction City, he shall cause such vehicle to be removed or stored in a junk or salvage yard or other suitable place for a period of thirty (30) days. The Ordinance officer shall notify the owner thereof of their actions if the name and whereabouts of the owner of the vehicle can be readily ascertained. At the end of such time such vehicle shall be disposed of unless previously claimed by the owner.

3.04 OFFICIAL TRAFFIC SIGNS AND SIGNALS.

(1) Persons Authorized to Procure and Erect Signs and Signals. The Village President or his/her designee is hereby authorized and directed to procure, erect, and maintain appropriate standard traffic signs, signals, and markings conforming to the rules of the State Highway Commission giving such notice of the provisions of this ordinance as required by state law. Signs shall be erected in such locations and manner as the Village Board shall determine will best effect the purpose of this ordinance and give adequate warning to users of the street or highway.

(2) Removal of Unofficial Signs and Signals. The Village President or his/her designee shall have the authority granted by section 349.09 of the Wisconsin Statutes and is hereby directed to order the removal of a sign, signal, marking, or device placed, maintained, or displayed in violation of this ordinance or section 346.41 of the Wisconsin statutes. Any charge imposed on a premise for removal of such an illegal sign, signal, or device shall be reported to the Village Board at its next regular meeting for review and certification.

3.05 PARKING IN MUNICIPAL LOTS.

(1) It shall be unlawful for the operator of any vehicle with a gross loaded weight in excess of 5,000 pounds to operate, stand, or park such vehicle within a parking lot designated as a "Municipal parking lot", except in the area where such operation, standing, or parking is permitted as designated by official municipal parking signs erected and maintained on said municipal parking lots.

(2) Signs shall be erected and maintained in each municipal parking lot designating the provisions of this ordinance.

3.06 BICYCLE REGULATIONS

(1) No person shall operate any bicycle upon any part of any public highway or sidewalk in such manner as to interfere with the rights of other persons using such highway or sidewalk.

(2) No person operating a bicycle shall ride other than upon or astride a permanent and regular seat attached thereto. No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped. However, one child's seat may be fastened securely to the bicycle, which seat shall be so designed and manufactured for this specific purpose.

(3) No person shall operate a bicycle upon any public highway or sidewalk except in a careful and prudent manner, or at a speed greater than is reasonable and prudent under traffic conditions existing at the time, and every bicycle shall be operated with due regard to the safety of the operator and other persons upon the highway and sidewalk.

(4) Persons operating bicycles shall observe all traffic signs and signals as required by such

signs and signals. No person operating a bicycle shall turn without giving an arm signal such as required by State Law for the operation of motor vehicles. No person shall operate a bicycle

upon any public highway or sidewalk abreast of another person operating a bicycle except while passing such vehicle.

(5) No bicycle shall be operated on any highway or sidewalk during any period of time from one-half hour after sunset to one-half hour before sunrise without a headlight visible from the front of such bicycle, for not less than 500 feet, and properly lighted, nor without an adequate lighted red tail light, or in lieu thereof, an adequate red reflector attached to and visible from the rear of such bicycle for a distance from 50 to 500 feet to the rear.

(6) Every bicycle when operated upon any highway or sidewalk shall be equipped with a brake adequate to control the movement of and to stop such vehicle whenever necessary. Such brake shall be maintained in good working order at all times.

(7) Unless preparing to make a left turn, every person operating a bicycle upon a highway carrying two-way traffic shall ride within 3 feet of the right side of the unobstructed traveled roadway. On one-way streets, the operator of the bicycle shall ride within 3 feet of the right or left side of the un-obstructed traveled roadway. Every person operating a bicycle upon a roadway shall exercise due care when passing a standing vehicle or one proceeding in the same direction, allowing a minimum of 3 feet between his bicycle and the vehicle. It shall be unlawful to do any trick riding on any highway or sidewalk or to operate a bicycle without hands on the handlebars.

(8) Bicyclists exercising due care may operate a bicycle upon any sidewalk when such operating will not jeopardize the safety of pedestrians thereon.

(9a) Any person sixteen years of age and older who shall violate any provision of this ordinance shall be orally informed of such violation.

(9b) For the second offense, the violator will be fined a forfeiture not to exceed \$25.00 plus costs.

(10) No owner or operator of any bicycle shall park the same on any sidewalk area or highway in such manner as to interfere with free passage by the public.

3.07 SPEED LIMITS.

The Village Board of the Village of Junction City hereby determines that the statutory speed limits on the following streets or portions thereof are unreasonable, unsafe or improved and modified such speed limits under authority as granted by Section 349.11, Wisconsin Statutes as follows:

(1) **Speed limits decreased:** The speed limits are decreased as hereinafter set forth upon the following streets or portions thereof to 15 miles per hour. (15MPH)

- a) Park Avenue between Main Street and East Third Street.
- b) Case Avenue between Main Street and East Third Street.
- c) East First Street between Park Avenue and Case Avenue.
- d) East Third Street between Park Avenue and Chapley Ave.
- e) Morgan Avenue between Main Street and West Third Street.
- f) West Second Street between County "G" and Morgan Avenue.
- g) All signed school zones.
- h) That portion of Gingle Street so designated.
- i) Chapley Avenue between Main Street and North Limit Road. (3-11-2024)
- j) Brock Avenue between E First Street and E Third Street (3-11-2024)
- k) East First Street between Brock Avenue and Tyler Avenue (3-11-2024)

(2) **Speed limits increased:** Speeds on the hereinafter set forth upon the following street shall be increased to a speed of thirty-five miles per hour (35MPH):

- (a.) West Main Street from South County "G" to Church Avenue.

3.08 PARKING LIMITATIONS.

When signs are erected in any block giving notice thereof, no person shall stop or leave any vehicle standing in any of the following places except temporarily for the purpose of and while actually engaged in loading or unloading or in receiving or discharging passengers and while the vehicle is attended by a licensed operator so that it may be promptly moved in case of emergency or to avoid obstruction to traffic.

- (1) On both sides of Main Street.
- (2) On the West side of Morgan Avenue between its intersection with Main Street and West First Street.
- (3) Both sides of Dairy Avenue between Main and Martens Street.
- (4) Both sides of Brown Avenue between Main Street and West First Street.
- (5) The east side of Case Avenue from East First Street to East Third Street.

3.085 PARKING LIMITATIONS ON HEAVY VEHICLES.

No person shall stop or leave any vehicle with a gross weight in excess of 10,000 pounds on any street except temporarily for the purpose of, and while actually engaged in

loading or unloading or in receiving or discharging passengers and while the vehicle is attended by a licensed operator so that it may be promptly moved in case of emergency or to avoid

obstruction of traffic.

3.09 STOP INTERSECTIONS.

All vehicles shall stop behind the cross-walk before entering or crossing upon streets, intersections, and crossings as follows:

- 1) Vehicles operated on South County "G" before entering the intersection with Main Street.
- 2) Vehicles operated on Kramer Avenue before entering the intersection thereof with Main Street.
- 3) Vehicles operated on Gingle Street before entering the intersection thereof with South County "G."
- 4) Vehicles operated southbound on Kramer Avenue before entering the intersection thereof with West Second Street.
- 5) Vehicles operated on Church Avenue before entering the intersection thereof with Main Street.
- 6) Vehicles operated southbound on Church Avenue before entering the intersection thereof with West First Street.
- 7) Vehicles operated on Court Avenue before entering the intersection thereof with Main Street.
- 8) Vehicles operated on North County "G" before entering the intersection thereof with Main Street.
- 9) Vehicles operated east and westbound on West First Street before entering the intersection thereof with North County "G."
- 10) All vehicles operated on West Second Street before entering the intersection thereof with North County "G."
- 11) All vehicles operated on Brown Avenue before entering the intersection thereof with Main Street.
- 12) All vehicles operated on Brown Avenue before entering the intersection thereof with West First Street.
- 13) All vehicles operated on Morgan Avenue before entering the intersection thereof with Main Street.
- 14) All vehicles operated on West First Street before entering the intersection thereof with Morgan Avenue.
- 15) All vehicles operated east and westbound on North Limit Road before entering the intersection thereof with North County "G."
- 16) All vehicles operated on Center Avenue before entering the intersection thereof with Main Street.
- 17) All vehicles operated on Dairy Avenue before entering the intersection thereof with Main Street.
- 18) All vehicles operated on Business Street before entering the intersection thereof with

Dairy Avenue.

- 19) All vehicles operated on Tanker Avenue before entering the intersection thereof with Main Street.
- 20) All vehicles operated on Park Avenue before entering the intersection thereof with Main Street.
- 21) All vehicles operated on Case Avenue before entering the intersection thereof with Main Street.
- 22) All vehicles operated westbound on East First Street before entering the intersection thereof with Case Avenue.
- 23) All vehicles operated on Chapley Avenue before entering the intersection thereof with Main Street.
- 24) All vehicles operated on Chapley Avenue before entering the intersection thereof with North Limit Road.
- 25) All vehicles operated eastbound on East First Street before entering the intersection thereof with Park Avenue.
- 26) All vehicles operated on West Third Street before entering the intersection thereof with North County "G."
- 27) All Vehicles operated on Case Avenue before entering the intersection thereof with East Third Street.
- 28) All vehicles operated on East Third Street before entering the intersection thereof with Chapley Avenue.
- 29) All vehicles operated eastbound on East First Street before entering the intersection thereof with Case Avenue.
- 30) All vehicles operated westbound on East First Street before entering the intersection thereof with Park Avenue.
- 31) All vehicles operated southbound on Park Avenue before entering East First Street.
- 32) All vehicles operated southbound on Morgan Avenue before entering the intersection thereof with West Second Street.
- 33) All vehicles operated westbound on Business Street before entering the intersection thereof with Center Avenue.
- 34) All vehicles northbound on Center Avenue at its intersections with the railroad tracks.
- 35) All vehicles southbound on Center Avenue at its intersections with the railroad tracks.
- 36) All vehicles northbound on Court Avenue at its intersections with the railroad tracks.
- 37) All vehicles southbound on Court Avenue at its intersections with the railroad tracks.
- 38) All vehicles operated northbound on Brock Avenue before entering the intersection thereof with E Third Street. (3-11-2024)
- 39) All vehicles southbound on Morgan Avenue at its intersection with West Third Street.

3.10 YIELD RIGHT OF WAY.

Yield right of way signs shall be installed upon the following street:

- (1) Court Avenue before entering the intersection thereof with Gingle Avenue.

3.11 ALL NIGHT PARKING PROHIBITION.

No driver of any vehicle shall park any vehicle on any street any longer than 30 minutes between the hours of 2 A.M. and 6 A.M. on any day.

3.115 WEIGHT LIMITS AND HEAVY TRAFFIC AND TRUCK ROUTES.

(1) Weight Limits. No person shall operate any vehicle with a gross weight in excess of 10,000 pounds on streets or portions of streets, or alley, except those streets designated as heavy traffic and truck routes, other than for the following purposes.

1. Operating while actually engaged in deliveries or pick-ups to business or residence from the nearest designated heavy traffic and truck route.

2. Governmental owned vehicles for the purpose of maintaining streets and alleys.

3. Operating to and from garage of owner or operator, or for the purpose of having the truck serviced, repaired or while being tested.

(2) Heavy traffic and truck routes:

NONE DESIGNATED AT THIS TIME.

3.12 SNOWMOBILE REGULATIONS:

(1) STATE STATUTES ADOPTED BY REFERENCE.

Provisions of Chapter 350, Wisconsin Statutes, including sections 350.1 to 350.19 are hereby adopted by reference, EXCEPT the penalties provided by Section 350.11.

(2) STREETS TO BE USED FOR ACCESS.

Except as provided herein, snowmobiles may be operated on Village streets only for the purpose of reaching established snowmobile routes. No snowmobile, at any time, may be operated on Village sidewalks.

(3) STREETS DESIGNATED SNOWMOBILE ROUTES.

The following described route in the Village of Junction City shall be designated as the Snowmobile Route: The following streets and alleys within the Village of Junction City: from the West starting at County Trunk G along private land South of the Railroad right-of-way to the

former #1 Pump House Site, then South. From Center Avenue parking lot east on Business Street to Dairy Avenue, around the corner continuing on Martens Street. South East at Martens Trucking near Railroad tracks right-of-way then East.

Also, from intersection of Railroad tracks and North Limit Road Southeast across the Village Park to the intersection of Chapley Avenue and East Third Street. Also from park land south to

Park Avenue thence South to gas station. Enforced 15 M.P.H. speed limit to be observed on Park Avenue.

(4) PRIVATE PROPERTY MUST BE RESPECTED.

Snowmobiles may not be operated on any public or private property without owner's permission.

(5) LIGHTS MUST BE USED AT ALL TIMES.

Snowmobile must have lights turned on whenever they are being operated.

(6) RIGHT-OF-WAY MUST BE SURRENDERED.

Snowmobilers will yield the right-of-way to all pedestrians and other vehicular traffic.

(7) USE BY UNAUTHORIZED PERSONS PROHIBITED.

No owner or person having control of a snowmobile shall knowingly authorize or permit any person to operate such snowmobile who is incapable of safe operation because of age, physical or mental disability or who is under the influence of intoxicating liquor, fermented malt beverage or drugs.

(8) SPEED RESTRICTED IN RESIDENTIAL AREAS.

Snowmobilers will not travel at a speed in excess of ten (10) miles per hour within Five Hundred (500) feet of any dwelling.

(9) TRAVEL SEPARATED FROM OTHER VEHICLES ON VILLAGE STREETS.

Snowmobilers will travel single file and on the extreme right hand side of the road, with the flow of traffic.

(10) TOWING OF PERSONS OR VEHICLES RESTRICTED.

No snowmobiles will be permitted to pull any person on skis, sled, toboggan, saucer or similar device, except that a sleigh or cutter with a rigid hitch may be towed.

(11) TRAFFIC SIGNS MUST BE OBEYED.

All arterial stop signs and other traffic control signs or devices must be obeyed.

(12) AGE RESTRICTION.

No person under the age of Twelve (12) years may operate a snowmobile unless he is accompanied by a person over Eighteen (18) years of age, or by a person over Fourteen (14) years of age who holds a snowmobile safety certificate issued by the Department of Natural Resources under Section 350.055.

(13) SNOWMOBILE SAFETY PERMIT OR OPERATOR'S LICENSE REQUIRED.

No person over the age of Twelve (12) years but under the age of Sixteen (16) years may operate a snowmobile unless he holds a valid snowmobile safety certificate or is accompanied by a person over Eighteen (18) years of age, or by a person over Fourteen (14) years of age having a snowmobile safety certificate issued by the Department of Natural Resources. Persons enrolled in a safety certification program approved by the Department of Natural Resources may operate a snowmobile in the area designated by the instructor.

(14) INSURANCE REQUIRED.

Every owner of any snowmobile operated in the Village of Junction City must carry public liability insurance on such vehicle in an amount of \$20,000.00 minimum combined single limit per accident for bodily or property damage.

(15) PENALTIES FOR VIOLATIONS.

Violations of the above sections will result in penalties as stated in the uniform fine schedule of the Village of Junction City.

SNOWMOBILE ROUTE MAP, LAST PAGE OF CHAPTER 3**3.125 ALL-TERRAIN VEHICLE ROUTE/ORDINANCE (APPROVED 5/14/2020)**

(1) The Village of Junction City adopts the following all-terrain vehicle ordinance/route for the operation of all-terrain vehicles upon the roadways listed in Section 3. Following due consideration of the recreational value to connect trail opportunities and weighted against possible dangers, public health, liability aspects, terrain involved, traffic density and history of automobile traffic, this ordinance has been created.

(2) STATUTORY AUTHORITY

This route is created pursuant to village authority under section 1.1.01 as authorized by 23.33 (8) (b), Wis. Stats. Optional - the provisions of 23.33 are adopted.

The applicable provisions of 23.33 regulating ATV operation pursuant to routes are adopted.

(3) ROUTES

The following roads are designated as routes: all village streets unless prohibited.

(4) CONDITIONS

As a condition for the use of this route, the following conditions shall apply to all operators (and passengers where applicable;

- 1) All ATV and UTV operators shall observe posted roadway speed limits.
- 2) All ATV and UTV operators shall ride single file
- 3) All ATV and UTV operators shall slow the vehicle to 10-mph or less when operating within 150 feet of a dwelling or within 100 feet of a pedestrian.
- 4) Routes must be signed in accordance with NR 64.12, NR 64.12(7) c.
- 5) ATV's and UTV's shall be operated on the extreme right side of the roadway on the paved surface.
- 6) ATV's and UTV's are authorized to operate on village streets ~~only during daylight hours. Daylight hours means ½ hour before sunrise to ½ hour after sunset. between 5:00 a.m. and 10:00 p.m.~~ **(amended 11-8-2021)**
- 7) Operators are required to have headlamps (white light) and tail lamps (red lights) turned on at all times.
- 8) No person under twelve (12) years of age shall operate an ATV or UTV under any circumstance.
- 9) All operators under the age of eighteen (18) years of age and born after January 1, 1988 and not in possession of a valid driver's license shall have a valid ATV/UTV safety certificate in their possession and be accompanied by a parent or legal guardian.
- 10) All operators and passengers under the age of 18 shall wear a helmet approved by the Wisconsin Department of Transportation.

11) No operator shall damage any part of a roadway or right of way while operating an ATV or UTV.

12) All ATV and UTV owners/operators shall maintain motor vehicle liability insurance providing coverage that satisfies the requirements of Section 344.62, notwithstanding the exclusion of ATV/UTV in Wis. Stat. Section 344.61 (1).

13) No person may operate or ride a motorized scooter, go cart, motorized skateboard, motorized play vehicle, or all-terrain vehicles (ATVs) in any of the following places;

- (a) on any public sidewalk, (street or roadway allowed for ATV/UTVs except as prohibited),
- (b) On any public park property, including tennis courts, floors or slabs, and parking lots.
- (c) On any public property where signs prohibit it;
- (d) On any private property unless permission has been received from the owner, lessee or person in charge of that property.
- (e) On private or public property, in a manner where undue, repetitive noise creates a disturbance to neighboring residents or businesses.

14) An exception to this policy allows the use of an all-terrain vehicle (ATV/UTVs) for snow removal or general hauling or maintenance when operated by a qualified driver over sixteen (16) years of age or any electronic device required by a certified handicapped individual.

3.13 PENALTY.

The penalty for violation of any provision of this ordinance shall be a forfeiture as hereinafter provided together with the cost of prosecution imposed as provided in sections 345.20 to 345.53 of the Wisconsin Statutes or the Village's Deposit Schedule as appropriate.

State of Wisconsin All-Terrain Vehicle penalties as found in s. 23.33 (13) (a) Wis. Stats., are adopted by reference.

(1) Uniform Offenses. Forfeitures for violation of any provision of chapter 341 to 350 adopted by reference in section 1 of this ordinance shall conform to forfeitures for violation of the comparable state offense, including any variations or increases for second offenses.

(2) Miscellaneous. Any forfeiture not covered by State Statutes shall be not less than \$50.00 nor more than \$500.00 plus costs..

3.14 ENFORCEMENT.

This ordinance shall be enforced by any law enforcement officer authorized to enforce the laws of the state of Wisconsin. This ordinance shall be enforced in accordance with the provisions of sections 345.20 to 345.53, chapter 299 and section 66.12 of the Wisconsin Statutes.

(1) Stipulation of Guilt or No Contest. Stipulations of guilt or no contest may be made by persons arrested for violations of this ordinance in accordance with section 66.12 (1) (b), Wisconsin Statutes, whenever the provisions of section 345.27 are inapplicable to such

violations. Stipulations shall conform to the form contained on the uniform traffic citations and complaint under section 345.11, Wisconsin Statutes, and may be accepted within five (5) days of the date of the alleged violation. Stipulations may be accepted by the Portage County Clerk of Courts.

(2) Deposits. Any person stipulating guilt or no contest under subsection (1) of this section must make the deposit required under section 345.26, Wisconsin Statutes, or if the deposit is not established under such statute, shall deposit a forfeited penalty as provided in the schedule approved by the Village Board. Deposits may be brought or mailed to the office of the Portage County Clerk of Courts as directed by the arresting officer.

3.15 REFERENCE TO STATUTES.

Reference to specific statutory sections whenever used in this ordinance shall mean the most current Wisconsin Statutes.

3.16 REPEAL OF CONFLICTING ORDINANCES.

All ordinances regulating traffic upon the streets, alleys, and highways of the Village of Junction City, Wisconsin, and all ordinances or parts of ordinances heretofore enacted by the Village Board of said Village are hereby repealed.

3.17 SEVERABILITY.

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Village Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid and if any provisions of this ordinance or the application thereof to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be affected thereby.