

**TOWN OF SCHLESWIG
MANITOWOC COUNTY, WISCONSIN**

ORDINANCE NO. 2004 - 01

**AN ORDINANCE TO REGULATE AND PROHIBIT PARKING OF VEHICLES
WITHIN THE TOWN OF SCHLESWIG
AND TO ESTABLISH ADDITIONAL JURISDICTION OF CONSTABLE**

The Town Board of the Town of Schleswig, pursuant to its village powers and pursuant to Section 349.13, Wis. Stat., in order to provide for the welfare and safety of the residents of the Town of Schleswig, do ordain as follows:

SECTION 1. DEFINITIONS. For the purposes of this Ordinance:

(a) "Operator" shall mean and include any individual who shall operate a vehicle as the owner thereof, or as the agent, employee, or permittee of the owner, or is in the actual physical control of a vehicle.

(b) "Park" or "parking" shall mean the standing of a vehicle, whether occupied or not, upon a parking area otherwise than temporarily for the purpose of, and while actually engaged in, receiving or discharging passengers or loading or unloading merchandise or any involuntary stopping of the vehicle by reason of causes beyond the control of the operator of the vehicle.

(c) "Person" shall mean and include any individual, firm, co-partnership, association, corporation, or other entity.

(d) "Vehicle" shall mean any device in, upon or by which any person or property is or may be transported upon a highway, except a device which is operated upon rails or tracks.

SECTION 2. PARKING PROHIBITED. It shall be unlawful for any person to park a vehicle within the following described areas in the Town of Schleswig, Manitowoc County, Wisconsin:

- (a) Steinthal Road – from Main Street north to Ruh Road, east and west sides of road.
- (b) Lax Chapel Road – starting 600 feet south of Shoe Lake Road, then south 425 feet, both sides of road.
- (c) Louis Corners Road – north of XX for 200 feet, east side of road.
- (d) Cedar Lake Road – starting 375 feet north of dead end (at the lake), then 450 feet north on Cedar Lake Road, west side.
- (e) Split Rail Lane - From intersection of Rockville Road and S. Cedar Lake Road – east 970 feet, north and south sides of road.
- (f) South Cedar Lake Road - From intersection of Rockville Road and S. Cedar Lake Road – south 1000 feet, east and west sides of road.
- (g) Rockville Road - From intersection of S. Cedar Lake Road and Rockville Road – west 740 feet, north and south sides of road.

SECTION 3. REMOVAL. Any vehicle in violation of this Ordinance may be removed by the Town Constable or his designee with the cost of such removal being paid by the operator, owner, or person who claims said vehicle.

SECTION 4. PENALTIES. The penalty for violating any provision of this Ordinance shall be \$20.00 if paid within 72 hours of the offense and said penalty shall be increased to \$40.00 if paid later than 72 hours after the offense. The penalty for the second and any subsequent offense in violation of this Ordinance shall be \$80.00. The Town Constable or his designee is hereby vested with authority to receive payment of those penalties and issue a receipt therefor, and all such payments shall be deposited with the Town of Schleswig Treasurer.

SECTION 5. ENFORCEMENT. The Town of Schleswig Town Constable and the Manitowoc County Sheriff's Department are each separately empowered to enforce the provisions of this Ordinance and to issue citations for violations hereof.

SECTION 6. TRAFFIC CONTROL SIGNS. The prohibitions contained herein shall be effective upon adoption of this Ordinance and upon official traffic control signs being placed or erected indicating the prohibition and limitations set forth herein.

SECTION 7. TOWN CONSTABLE AUTHORITY. Pursuant to Section 60.22(4), Wis. Stat., the Town Constable is authorized to enforce the regulations adopted herein, and, further, to enforce any restrictions or prohibitions of parking adopted by Manitowoc County pertaining to the Cedar Lake Road Landing area, owned by Manitowoc County. Said restrictions and prohibitions of parking adopted by Manitowoc County are incorporated herein by reference. This authority is in addition to all other authority of the Constable.

SECTION 8. SEVERABILITY. The provisions of this Ordinance are severable. In the event any portion thereof is found to be void or unenforceable by a court of competent jurisdiction, the remaining portions thereof shall remain in full force and effect.

Adopted FEB. 12, 2004.

TOWN OF SCHLESWIG TOWN BOARD

By: Melvin Waack
Melvin Waack, Chairperson

ATTEST:

By: JoEllen Gramling
JoEllen Gramling, Clerk