

WAUPACA COUNTY CODE OF ORDINANCES

Chapter 7 Traffic Code

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7.01 STATE TRAFFIC LAWS ADOPTED.

The statutory provisions following the prefix "7" describing and defining regulations with respect to vehicles and traffic in the following enumerated sections of the Wisconsin Statutes, exclusive of any provisions therein relating to the penalties to be imposed or the punishment for violation of such statutes, 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 any statute incorporated herein by reference is required or prohibited by this chapter:

Sections:

7.340.01, 7.341.01, 7.342.01, 7.343.01, 7.344.01, 7.346.01, 7.347.01 & 7.348.01	Words and Phrases Defined
7.341.04	Operating Unregistered or Improperly Registered Vehicle
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7.341.63(3)	Surrender of Plates Upon Suspension
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7.342.34	Destruction of Vehicles
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7.343.125	Chauffeurs to obtain Special License
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7.347.44	Painting Requirements
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7.348.185	Empty Weight To Be Indicated On Side Of Certain Vehicles; Rules
7.348.19	Traffic Officers May Weigh Vehicles And Require Removal Of Excess Load
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7.348.25	General Provisions Relating To Permits For Vehicles And Loads Of Excessive Size And Weight
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7.941.01	Reckless Driving Off Highways
7.941.03	Highway Obstruction
7.015	Disorderly Conduct With A Vehicle

7.02 SNOWMOBILES

A. STATE SNOWMOBILE LAWS ADOPTED

Except as otherwise specifically provided in this chapter, 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 section as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required or prohibited by this section.

350.01	Definitions
350.02	Operation of Snowmobiles on or in Vicinity of Highway
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 Operations Restricted
350.055	Safety Certification Program Established
350.06	Firearms and Bows
350.07	Driving Animals
350.08	Owner Permitting Operation
350.09	Head Lamps, Tail Lamps and Brakes
350.10	Miscellaneous Provisions for Snowmobiles Operation
350.12	Registration of Snowmobiles
350.13	Uniform Trail Signs and Standards
350.15	Accidents and Accident Reports

350.17	Enforcement
350.18	Local Ordinances
350.19	Liability of Land Owners
350.101(1)(a-b)	Intoxicated operation of a snowmobile - 1st offense
350.101(1)(c)	Absolute sobriety violations by persons under 19 years of age
350.104(5)	Refusal to take test for Intoxicated operation of snowmobile
350.135(1)	Interference with signs

B. APPLICABILITY OF RULES OF THE ROAD TO SNOWMOBILES

The operator of a snowmobile upon a roadway shall, in addition to the provisions of a snowmobile upon a roadway shall, in addition to the provisions of Ch. 350, be subject to Wisconsin Statutes, Sec. 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, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92(1), (6), (6m) and (9).

7.04 COUNTY SPEED RESTRICTION

A. STATE LAWS ADOPTED

The provision of Sec. 346.57, 346.58 and 346.59, Wisconsin Statutes are adopted as set forth in Highway speed limit restrictions Chapter 7.

B. TEMPORARY SPEED RESTRICTION WHEN HIGHWAY IS BEING CONSTRUCTED, RECONSTRUCTED OR REPAIRED (Adopted June 19, 2001)

- a. Section 349.11 (10), Wisconsin Statutes, empowers local authorities with respect to highways under their jurisdiction, and any county highway committee performing maintenance on state trunk highway system, to post a temporary speed limit less than the limit imposed by ss 349.11 or 346.57, Stats. if a highway is being constructed, reconstructed, or repaired: and,
- b. It is the opinion of this body that authorizing such temporary speed limits will promote the safety of highway construction and maintenance workers, pedestrians and highway users.
- c. The County Highway Commissioner is authorized, at his or her discretion, to impose mandatory temporary speed limits under the continuing authority of this resolution and without need of further action by this body.

- d. Such temporary speed limits shall be in accord with this resolution and shall be imposed by the posting of either portable or fixed temporary regulatory speed limit signs of the same face size and design as permanent regulatory speed limit signs, type R2-1, as described in the Manual on Uniform Traffic Control Devices as adopted by the Wisconsin Department of Transportation.
- e. Such signs may be posted on any highway under the jurisdiction of this authority (and any state trunk highway upon which this county performs maintenance under s. 84.07, Stats) when such highway is being constructed, reconstructed, maintained or repaired, but only in the immediate area of such work and of those persons engaged in performing such work.
- f. Any temporary speed limit imposed in an area where construction, reconstruction, maintenance or repair is being performed on the shoulders or what is normally the traveled portion of the roadway, or where the highway construction or maintenance workers performing such work are necessarily on the shoulders or what is normally the traveled portion of the roadway, shall be 45 miles per hour or 10 miles per hour less than the speed limit normally in effect for that portion of highway, whichever is the lower temporary speed limit (i.e. temporarily 35 MPH in a normally 45 MPH zone or temporarily 45 MPH in a normally 65 MPH zone).
- g. No temporary speed limit shall be imposed when construction, reconstruction, or maintenance or repair work is being performed inside the highway right of way but not on the shoulders or the traveled portion of highway.
- h. Any speed limits imposed under the authority of this resolution are temporary, and the signs imposing such limits shall be removed, covered, or otherwise obscured when the highway construction or maintenance workers performing construction, reconstruction, maintenance or repairs and their equipment are not present on the shoulders or traveled portion of the highway.
- i. The area in which any temporary speed limit imposed shall be terminated by posting a regulatory speed limit sign informing the public of the specific limit outside of the area where construction, reconstruction, maintenance or repair work is being performed.
- j. Nothing herein shall prohibit the County Highway Commissioner from posting advisory speed limit signs of the type W13-1 as described in the Manual of Uniform Traffic Control Devices, in areas of highway construction, reconstruction, maintenance or

repairs suggesting such speed as he or she deems appropriate to promote the safety of highway construction and maintenance workers, pedestrians and highway users and that such advisory signs may also be posted in conjunction with the temporary mandatory speed limit signs, as described and authorized above.

COUNTY HIGHWAY	PORTION OF COUNTY HIGHWAY	SPEED	DATE ADOPTED
A	From USH 10/CTH "A" interchange to 0.693 miles south	40	1/20/04
B	West corporate limits of the Village of Ogdensburg southeasterly 0.326 miles to its intersection with Humbolt Street in the Village	35	9/26/06
B	Intersection with Humbolt Street in the Village of Ogdensburg easterly 0.494 miles to its intersection with Frankfort Street in the Village	25	9/26/06
B	Intersection with Frankfort Street easterly 0.270 miles	35	9/26/06
B	Intersection with STH's 22 and 110 south to a point 0.06 miles south of its intersection with Euclid Avenue, City of Manawa	25	11/21/95
B	0.06 miles south of its intersection with Euclid Avenue south and east to a point 0.02 miles south of its intersection with East Howard Street, City of Manawa	35	11/21/95
B	0.02 miles east of its intersection with East Howard Street east and south to a pint 0.02 miles south of its intersection with Butternut Road, Town of Little Wolf	45	11/21/95
B	0.02 miles east of its intersection with Cemetery Road east to its intersection with STH's 22 and 110	40	11/30/95
B	From STH 54 to a point 0.28 miles north	25	
B	West corporate limits in the Village of Ogdensburg, southeasterly .326 miles to its intersection with Humbolt Street	35	07/20/10
B	Intersection with Humbolt Street in the Village of Ogdensburg easterly .264 miles to intersection with CTH E (Water Street) and south .123 miles to intersection with Fulton Street in the Village of Ogdensburg	25	07/20/10
B	From CTH E (Water Street) in the Village of Ogdensburg, easterly .095 miles to intersection with Frankfort Street	35	07/20/10
B	From STH 54 to a point 0.291 miles northeast	35	09/17/13
B	From STH 22 in the City of Manawa south to a point 206' east of the new Howard Street intersection	25	03/18/14
B	206' east of the new Howard Street intersection to a point 3,064' east and south	35	03/18/14
B	From STH 22 in the City of Manawa south to a point 640' (0.121 mile) east of the new Howard Street intersection.	25	12/16/14
B	From a point 640' feat of the new Howard Street intersection to a point 2,630' (0.498) east and south (200' south of the center of the Canadian National Railroad).	35	12/16/14

C	Intersection of STH 110 and CTH "C" westerly 1300 feet	35	10/27/09
C	Intersection of County Road C, E and G to the west 0.034 miles of the north side of County Road C	25	01/18/18
C	Intersection of County Road C, E and G to the west 0.255 miles on the north side of County Road C	35	01/18/18
C	Intersection of County Road C, E and G to the west 0.526 miles on the north side of County Road C	55	01/18/18
C	Intersection of County Road C, E and G to the west 0.255 miles on the south side of County Road C	25	01/18/18
C	Intersection of County Road C, E and G to the west 0.526 miles on the south side of County Road C	35	01/18/18
C	Reduce from 55 miles per hour to 35 miles per hour from the intersection of County Road C, E and G to the west 0.728 miles on the south side of County Road C	35	01/18/18
C	Intersection of County Road C, E and G and Oak Street 0.178 miles on the east side of County Road C, E and G	25	01/18/18
C	Intersection of County Road C, E and G and Oak Street 0.178 miles on the west side of County Road C, E and G	35	01/18/18
C	Intersection of County Road C, E and G and Oak Street 0.554 miles on the south side of County Road E and C	55	01/18/18
C	Intersection of County Road C, E and G and Oak Street 0.554 miles on the north side of County Road E and C	35	01/18/18
C	Intersection of County Road C, E and G and Oak Street 0.674 miles on the north side of County Road E and C	35	01/18/18
D	City of Clintonville north corporate limits to a point 0.25 miles north of its intersection with Golf Club Road	45	1/17/89
D	1.541 miles north of the CTH D intersection with USH 45	35	10/26/04
D	1.818 miles north of the CTH D intersection with USH 45	25	10/26/04
D	3.906 miles north of the CTH D intersection with USH 45	35	10/26/04
D	4.965 miles north of the CTH D intersection with USH 45	45	10/26/04
D	5.198 miles north of the CTH D intersection with USH 45	55	10/26/04
D	City of Clintonville north corporate limits to a point 0.10 of a mile north from the City of Clintonville north corporate limits	45	11/8/16
E	North intersection with Spencer Lake Road south to a point 0.10 miles south of its south	35	12/20/93

	intersection with Spencer Lake Road		
E	.126 miles north from its intersection with Spring Street in the Village of Ogdensburg, northerly 0.286 miles	35	11/21/06
E	.412 miles north from its intersection with Spring Street in the Village of Ogdensburg, northerly 0.271 miles	25	11/21/06
E	.683 miles north from its intersection with Spring Street in the Village of Ogdensburg, northerly 0.317 miles	35	11/21/06
E	Intersection with Bunker Road northerly 0.69 miles to the USH 10 overpass	45	06/15/10
E	USH 10 overpass into the City of Waupaca	25	06/15/10
E	415 feet north of Spencer Lake Road to a point 528 feet south of CTH EE	35	09/17/13
E	Intersection of County Road C, E and G and Oak Street 0.178 miles on the east side of County Road C, E and G	25	01/18/18
E	Intersection of County Road C, E and G and Oak Street 0.178 miles on the west side of County Road C, E and G	35	01/18/18
E	Intersection of County Road E and G on the east side of County Road E	55	01/18/18
E	Intersection of County Road C, E and G and Oak Street 0.554 miles on the south side of County Road E and C	55	01/18/18
E	Intersection of County Road C, E and G and Oak Street 0.554 miles on the north side of County Road E and C	35	01/18/18
E	Intersection of County Road C, E and G and Oak Street 0.674 miles on the north side of County Road E and C	35	01/18/18
EE	CTH E to a point 0.30 miles east	45	09/17/13
EE	510 feet north of Spencer Lake Road to a point 675 feet south of CTH EE	35	09/15/15
F	East corporate limits of the city of Weyauwega, easterly to Gill's Landing, a distance of 2.28 miles, in the Town of Weyauwega	45	1/17/89
F	End of County Trunk Highway F westerly to a point 0.02 miles west of the river at Gill's Landing	25	1/17/89
F	City of Weyauwega east corporate limits easterly to "Gill's Landing," a distance of 2.28 miles	45	11/8/61
F	0.02 miles west of the river	25	11/8/61
G	200 feet northeast of the northeasterly intersection of Hatch Lake Road, southwesterly, to its intersection with CTH J	35	6/20/00
G	.186 miles north of the intersections of CTH G/CTH C and CTH E northeasterly .838 miles	25	02/20/07
G	Intersection of County Road C, E and G to the east 0.024 miles on the south side of County Road G	25	01/18/18

G	Intersection of County Road C, E and G top the east 0.287 miles on the south side of County Road G	35	01/18/18
G	Intersection of County Road C, E and G to the east 0.471 miles on the south side of County Road G	55	01/18/18
G	Intersection of County Road C, E and G to the east 0.283 miles on the north side of County Road G	25	01/18/18
G	Intersection of County Road C, E and G to the east 0.471 miles on the north side of County Road G	25	01/18/18
G	Intersection of County Road C, E and G to the east 0.664 miles on the north side of County Road G	35	01/18/18
G	Intersection of County Road C, E and G and Oak Street 0.178 miles on the east side of County Road C, E and G	25	01/18/18
G	Intersection of County Road C, E and G and Oak Street 0.178 miles on the west side of County Road C, E and G	35	01/18/18
H	South corporate limits of the Village of Fremont to a point 0.25 miles south of the corporate limits until the Brown Road to STH 110 construction is completed	25	9/21/99
H	South corporate limits of the Village of Fremont to the Waupaca County/Winnebago County lane, in the Town of Fremont	45	1/17/89
H	0.52 miles north of its intersection with Red Banks Road in the Town of Fremont, northerly and easterly for a distance of 0.45 miles	35	1/17/89
H	From the Village of Fremont south corporate limits to the Winnebago County Line	45	11/8/61
H	Winnebago County line north 0.7 miles	35	6/19/01
H	0.7 miles north of Winnebago County line to STH 110	25	6/19/01
H	Intersection with CTH W westerly 1,175 feet in unincorporated Readfield	35	5/18/10
I	Beginning at a point 200 feet east of Ginger Trace and continuing approximately .35 miles to the intersection of USH 45 (North Main Street), City of Clintonville	45	12/21/99
J	Intersection with STH 161 southeasterly to a point 0.01 miles south of its southerly intersection with Pine Tree Lane	35	8/20/96
J	0.01 miles south of its southerly intersection with Pine Tree Lane southeasterly to a point 0.10 miles south of its intersection with Oak Ridge Road	45	8/20/96
J	250 feet south of Thoe Road to include the area of the church parking and continuing north to the northerly limit of the existing 35 mile per hour zone at North Lake Road, Town of Iola	35	8/15/00
J	Iola Village limits north .400 miles to the CTH "G" intersection	45	10/28/03

K	Intersection with STH 22 south and westerly to a point 0.20 miles southwest of its intersection with Lake Spencer Road in the Town of Dayton	45	1/17/89
K	0.25 miles south of STH 22 to the STH 22 intersection in the Town of Farmington	35	1/17/89
K	Intersection with Western Avenue, thence southerly and westerly to a point 0.2 miles southwest of its intersection with Lake Spencer Road, a distance of 2.6 miles	45	10/4/78
K	.177 miles north of the CTH F intersection with USH 10 where the concrete and blacktop joint meet northerly .367 miles	45	10/31/06
K	.544 miles north of the CTH F intersection with USH 10 where the concrete and blacktop joint meet northerly .220 miles	35	10/31/06
K	.764 miles north of the CTH F intersection with USH 10 where the concrete and blacktop joint meet northerly .192 miles to the intersection of Pine Street and Alfred Street in the City of Weyauwega and continuing easterly on Alfred Street .845 miles	25	10/31/06
K	.845 miles east of the intersection of Pine Street and Alfred Street easterly 1.981 miles	45	10/31/06
K	2.286 miles east of the intersection of Pine Street and Alfred Street .128 miles to the island at the entrance of Gill's Landing Park	25	10/31/06
K	From its intersection with CTH E easterly for a distance of 0.200 miles	25	11/21/06
K	0.200 miles from its intersection with CTH E easterly and northerly for a distance of .234 miles	35	11/21/06
K	0.521 miles north of Sanders Road northerly 1.216 miles to East Road	45	02/20/07
K	East Road northeasterly 0.511 miles to Old Mill Run Road	35	02/20/07
K	Old Mill Run Road northerly 0.730 miles to a point 0.250 miles south of STH 22	45	02/20/07
K	0.250 miles south of STH 22 northerly 0.250 miles to STH 22	35	02/20/07
N	Intersection with STH 's 22 and 110, east to a point of 0.02 miles east of its intersection with Clark Street, City of Manawa	25	1/23/96
N	0.02 miles east of its intersection with Clark Street east to a point 0.40 miles east of its intersection with Clark Street, City of Manawa	35	1/23/96
N	0.04 miles east of its intersection with Clark Street east to its intersection with Pine Oak Drive, Town of Little Wolf	45	1/23/96
P	2.48 miles north of the STH 49 intersection northerly .50 miles	45	10/26/04
Q	From Round Lake Road to a point 4,600 feet south of STH 54	35	12/15/15
Q	From a point 4,600 feet south of STH 54 to STH 54	55	12/15/15
Q	Intersection with Golke Road, easterly to its intersection with Whispering Pines Road, all in the Town of Farmington	35	1/17/89
Q	Intersection with Whispering Pines Road in the Town of Farmington to a point 0.60 miles west	25	1/17/89

	from its intersection with County Trunk Highway QQ.		
Q	0.60 miles west of its intersection with County Trunk Highway QQ easterly to its intersection with County Trunk QQ	45	1/17/89
Q	CTH "QQ" to Hulbert Road in the Town of Farmington	35	8/15/00
Q	Hulbert Road to Round Lake Road in the Town of Farmington	25	8/15/00
Q	Junction with County Trunk Highway QQ to Whispering Pines Road, Town of Farmington	35	11/8/61
QQ	Intersection with STH 22, Town of Dayton, northeasterly to a point 0.23 miles northeast of its intersection with County Trunk Q, Town of Farmington	35	12/17/91
QQ	0.23 miles northeast of its intersection with County Trunk Q, Town of Farmington, northerly to a point 0.88 miles northeast of said intersection.	25	12/17/91
QQ	0.88 miles northeast of its intersection with County Trunk Q northerly to its intersection with County Trunk Q northerly to its intersection with Otter Drive, Town of Farmington	35	12/17/91
QQ	Intersection with Otter Drive, northeasterly to its intersection with STH 54, Town of Farmington	45	12/17/91
QQ	0.23 miles northeast of its intersection with Country Trunk Q in the Town of Farmington, northerly to a point 0.74 miles northeast of said intersection.	25	1/17/89
QQ	0.74 miles northeast of its intersection with County Trunk Q northerly to its intersection with Otter Drive, all in the Town of Farmington	35	1/17/89
QQ	.88 miles northeast of its intersection with County Trunk Q northerly to its intersection with State Highway 54	35	12/20/05
S	Intersection with STH 110 (Main Street) in the City of Marion east to a point 0.14 miles east of its intersection with North Parkview Avenue, City of Marion	25	12/17/91
S	0.14 miles east of its intersection with North Parkview Avenue east to a point 0.55 miles east of its intersection with North Parkview Avenue, City of Marion	35	12/17/91
S	0.55 miles east of its intersection with North Parkview Avenue in the City of Marion east and southeasterly to its intersection with USH 45, Town of Dupont	45	12/17/91
U	0.93 miles, east of the westerly intersection of USH 10 to 1.09 miles, east of the westerly intersection with USH 10, during those times when school is in session	15	4/19/00
U	Westerly intersection with USH 10 east 0.65 miles	35	4/19/00
U	0.65 miles, east of the westerly intersection with USH 10, to the easterly intersection with USH 10	25	4/19/00
W	Between Klatt Road and 380' East of Pamela Lane	25	9/19/17
W	Between Dey and Klatt Roads, during those times "When Children Present"	25	2/15/00
W	USH 10 to a point .30 miles north	35	

W	USH 10 to a point .20 miles south	35	
W	Intersection with Pamela Lane, northerly and easterly to its intersection with Beckert Road, all in the Town of Mukwa	35	1/17/89
W	0.17 of a mile north of its intersection with Lyons Road, northerly and easterly to its intersection with Pamela Lane, Town of Mukwa	45	1/17/89
W	1,250 feet south from its intersection with STH 96 northerly 1,750 feet from its intersection with STH 96 in unincorporated Readfield	35	5/18/10
W	1,750 feet north of its intersection with State Highway 96 in Readfield north to Gruetzmacher Road	50	0915/15
X	West corporate limits of the City of New London westerly for a distance of 0.6 miles	35	8/15/89
X	Weyauwega city limits southwesterly 0.40 miles	45	8/15/89
X	From the bridge crossing the Wolf River in the unincorporated Village of Northport, westerly to a point 0.30 miles west of the Wolf River in the unincorporated Village of Northport.	45	1/17/89
X	.127 miles south of STH 110/CTH X intersection .183 miles	35	10/31/06
X	.310 miles south of STH 110/CTH X intersection south .875 miles	25	10/31/06
X	1.185 miles south of the STH 110/CTH X intersection south .421 miles	45	10/31/06
Y	.03 miles southwesterly of its intersection with Palmer Road, northeasterly to the Waupaca-Shawano County line	45	5/19/98
Y	Thirty-five (35) miles per hour from CTH "C" north approximately 0.2 miles to the existing twenty-five (25) miles per hour speed zone.	35	1/15/02
Y	Intersection with STH 22 in the Village of Embarrass northeasterly to a point 0.15 miles southwesterly of its intersection with Palmer Road, Village of Embarrass	25	12/17/91
Y	0.15 miles southwesterly of its intersection with Palmer Road, northeasterly to a point 0.03 miles southwesterly of its intersection with Palmer Road, Village of Embarrass	35	12/17/91
Y	Intersection with North Riverview Lane northerly 0.244 miles	35	06/15/10
Y	0.244 miles north of its intersection with North Riverview Lane northerly to the Shawano County Line	45	06/15/10

7.05 OFFICIAL TRAFFIC SIGNS AND SIGNALS

A. HIGHWAY COMMISSION RESPONSIBLE

The Highway Commission shall procure, erect and maintain appropriate standard traffic signs, signals and markings conforming to the rules of the State Department of Transportation giving notice of the provisions of this chapter as required by State law. Signs shall be erected in such locations and in such manner as the County Board determines will best effect the purposes of this chapter and give adequate warning to users of the streets, alleys and highways.

B. REMOVAL OF UNOFFICIAL SIGNS AND SIGNALS

The Highway Commission shall have the authority granted by Sec. 349.09, Wisconsin Statutes, and shall order the removal of a sign, signal, marking or device placed, maintained or displayed in violation of this chapter or Sec. 346.41, Wisconsin Statutes. Any charge imposed on any premises for removal of an illegal sign, signal or device shall be reported to the Sheriff's Department and Highway Commissioner.

C. COUNTY ROAD NAME CHANGES

Previous Name	New Name	Township	Location	Effective Date
CTY SS	CTY S	Dupont	Northwesterly 2.33 miles to the Shawano Co. Line	9/18/07

7.06 STOP SIGNS

- A.** Two (2) stop signs will be placed on that part of C.T.H. QQ and King Road in the Town of Farmington, located in the Southwest quarter (SW 1/4) of the Northwest Quarter (NW 1/4) and the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of Section Thirty-Five (35), Township Twenty-Two North (22N), Range Eleven East (11E). (Adopted June 18, 1991)
- B.** This Ordinance is passed in the interest of the public safety and is pursuant to Section 349.07(8) of Wisconsin Statutes. Erection of these signs will in effect create a three-way stop at the intersection of C.T.H. QQ and King Road in the Town of Farmington.
- C.** These signs shall be official stop signs and no operator of a vehicle shall disobey these signs unless otherwise directed by a traffic officer.

- D. The Waupaca County Sheriff's Department shall enforce this Ordinance. The Waupaca County District Attorney's Office shall prosecute cases under this Ordinance.
- E. Any person violating the provision of this Ordinance shall forfeit in accordance to the established violation bond in the Circuit Court for a stop sign violation.
- F. The Waupaca County Court which hears traffic cases may establish a bond schedule providing that the alleged violator may post a bond in lieu of a Court appearance and forfeit the bond as penalty if the alleged violator fails to appear in Court.
- G. All forfeitures and bonds shall be paid to the Waupaca County Clerk of Courts. All monies shall be transferred to the Waupaca County Treasurer who shall deposit said forfeitures in the Waupaca County General Fund.
- H. A copy of this Ordinance shall be forwarded to the WIS-DOT, District 4 and the Waupaca County Sheriff's Department.

7.07 WEIGHT RESTRICTIONS Created May 17, 2005

No person, whether operating under a permit or otherwise, shall operate a vehicle in violation of special weight limitations imposed by local authorities on the highway designated herein when signs have been erected as required by Wisconsin Statutes 349.16(3). The compliance with regard to the modification, designation, and signing of the county trunk highway will be in accordance with applicable Wisconsin Statutes.

Portion of County Highway	Date Enacted
CTY U from USH 10 to the Waushara County Line	5/17/05
CTY F (Pine Street) from USH 10 north to Alfred Street, Weyauwega	7/19/05
CTY G from CTY B to State Highway 49	11/15/05
CTY D from USH 45 to Beckert Road	11/15/05
CTY J from CTY B to State Highway 161	11/15/05
CTY QQ from State Highway 22 to State Highway 54	2/21/06
CTY I from US Highway 45 to the Shawano County Line	5/16/06
CTY W from US Highway 45 to State Highway 96	5/15/07
CTY J from CTH G to CTH C	12/18/07
CTY W from STH 96 to Beckert Road	04/16/08
CTY K from Tower Road to CTY KK	05/19/09
CTY N from CTY K to State Road 22	09/22/09
CTY O from CTY B to State Road 22	09/22/09
CTY OO from STH 110 to CTY O	05/18/10
CTY OO from CTY E to STH 110	05/18/10

7.08 COUNTY HIGHWAY BRIDGE WEIGHT RESTRICTIONS Created March 20, 2007,
Amended 2/22/18

- A.** Wisconsin Act 167 allows the trucking of forest products up to a maximum weight of 98,000 pounds as long as the number of axles on the trucks are increased from five to six and no single axle carries more than 18,000 pounds. The Wisconsin Department of Transportation has identified ten (10) Waupaca County Trunk Highway Bridges that may not be able to handle the increased weight and recommends that the following bridges be posted with a 45 ton weight limit:

Co. Highway BB Bridge #B68-0018 over Little Wolf River -Town of Little Wolf
Co. Highway B Bridge #B68-0015 over Little Wolf River – Village of Scandinavia

B. CONDITIONS

No person, whether operating under a permit or otherwise, shall operate a vehicle in violation of special weight limitations imposed by local authorities on the bridge designated herein when signs have been erected as required by Wisconsin Statutes 349.16(2). The compliance with regard to the modification, designation, and signing of the county trunk highway bridge will be in accordance with applicable Wisconsin Statutes.

7.10 PENALTY

The penalty for violation of any provision of this chapter shall be a forfeiture as hereafter provided together with costs and a penalty assessment, where applicable, as required under Sec. 165.87(2), Wisconsin Statutes. Only those violations of ordinances adopted under the sections of the Wisconsin Statutes listed below are exempt from the penalty assessment.

- 346.50 Exception to Stopping and Parking Restrictions.
346.51 Stopping, standing or parking outside of business or residence districts.
346.52 Stopping Prohibited in Certain Specified Places.
346.53 Parking Prohibited in Certain Specified Places.
346.54 How to Park and Stop on Streets.
346.55 Other Restrictions on Parking and Stopping.
349.13 Authority to Regulate the Stopping, Standing or Parking of Vehicles.
349.14 Authority to Use Parking Meters.

A. STATE FORFEITURE STATUTES

Except as otherwise provided in this chapter, any forfeiture for violation of Sec. 7.01 and 7.02 shall conform to the forfeiture permitted to be imposed for violation of the statutes adopted by reference, including any variations or increases for subsequent offenses.

B. LOCAL REGULATIONS – SPEEDING

Except as otherwise provided in this chapter, the penalty for violation of Sec. 7.04 of this chapter shall be a forfeiture of not less than \$40 nor more than \$300, together with costs and penalty assessment.

C. PARKING VIOLATIONS

Any person violating Sec. 7.03 shall forfeit \$5 plus court costs for the first violation and \$10 plus court costs for each subsequent violation in that calendar year. Each year of violation shall constitute a separate violation.

D. DISORDERLY CONDUCT WITH A VEHICLE

Any person violating Sec. 7.015 may be required to forfeit not less than \$25 nor more than \$300 together with court costs and a penalty assessment.

E. COURTHOUSE PARKING REGULATIONS

Any person violating Sec.7.03 shall forfeit \$5 plus court costs for the first violation and \$10 plus court costs for each subsequent violation in a calendar year. Each hour of such violation shall constitute a separate violation.

F. OTHER VIOLATIONS

Any person violating any other provisions of this chapter for which a penalty is not establishing in subs. (1) through (5) shall be subject to a forfeiture of not more than \$200, together with court costs and penalty assessment if applicable.

7.11 ENFORCEMENT

A. ENFORCEMENT PROCEDURE – UNIFORM TRAFFIC LAWS Sec. 7.07 & 7.04

1. Sections 7.01 and 7.04 shall be enforced according to Sec. 66.12, Chapter 288 and Sec. 345.20 and 345.53, Wisconsin Statutes.

B. DEPOSIT

1. Any person arrested for violation of Sec. 7.01 or 7.04 may make a deposit of money as directed by the arresting officer at the Sheriff's Department or at the office of the Clerk of Court or by mailing the deposit to such places. The arresting officer or the person receiving the deposit shall comply with Sec. 343.27, Wisconsin Statutes of, if the deposit is mailed, the signed statement required under Sec. 343.27 shall be mailed with the deposit. The arresting officer or the person receiving the deposit shall notify the arrested person, orally or in writing, that:
 - a. If he/she fails to appear in court at the time fixed in the citation, he/she will be deemed to have tendered a pleas of no contest and submitted to a forfeiture plus costs and penalty assessment, if applicable, not to exceed the amount of the deposit; or
 - b. If he fails to appear in court at the time fixed in the citation, and if the court does not accept the deposit as a forfeiture, he will be summoned into court to answer the compliant.
2. The amount of the deposit shall be determined in accordance with the deposit schedule established by the Wisconsin Judicial Conference pursuant to Sec. 345.26(2), Wisconsin Statutes, and shall include the penalty assessment established under Sec. 165.87, Wisconsin Statutes, and costs. If a deposit schedule has not been established the arresting officer shall require the alleged offender to deposit the forfeiture established by the sheriff, which shall include the 12% penalty assessment established under Sec. 165.87, Wisconsin Statutes. Deposits for nonmoving violations shall not include the penalty assessment.
3. The arresting officer or the person receiving the deposit shall issue the arrested person a receipt therefor as required by Sec. 345.26(3)(b), Wisconsin Statutes.
 - a. Stipulation of No Contest. Any person charged with a violation of Sec. 7.01 or Sec. 7.04 (except Sec. 7.01 adopting Sec. 346.62(1) and Sec. 346.63(1)) may make a stipulation of no contest pursuant to Sec. 345.27, Wisconsin Statutes, which shall be received at the Sheriff's Department or the office of the Clerk of Court within 10 days of the date of the alleged violation. Such person shall, at the time of entering into the stipulation, make the deposit required

under sub. (2) if he has not already done so. A person who has mailed or filed a stipulation under this subsection may, however, appear in court on the appearance date and may be relieved from the stipulation for cause shown as required in Sec. 345.37, Wisconsin Statutes.

C. ENFORCEMENT PROCEDURES FOR SECTIONS 7.015, 7.02 AND 7.03

1. Section 7.02 This sections shall be enforced according to Sec. 23.50, Wisconsin Statutes.
2. Section 7.015 and 7.03. These sections shall be enforced according to Sec. 25.04 of this code.

D. ALTERNATIVE PROCEDURES FOR NON-MOVING TRAFFIC VIOLATIONS

The nonmoving traffic violations contained in Sec. 7.10(3) may be enforced by use of a uniform traffic citation, in which case the procedure in sub (1) shall apply. The deposit or forfeiture shall be determined in accordance with the uniform state traffic deposit schedule established pursuant to Sec. 345.26(2)(a), Wisconsin Statutes. The nonmoving traffic violations obtained in Sec. 7.10(3) may be enforced by use of the citation procedure established in Sec. 25.04 of this code, in which case the procedure in Sec. 25.04 and the forfeitures in Sec. 7.10(3) shall apply.

7.12 ESTABLISHMENT

The County Board of Supervisors of the County of Waupaca does hereby adopt by reference Section 343.44, Wisconsin Statutes which makes it unlawful for any person to, as a first offense, operate a motor vehicle after his operating privileges have been revoked unless said revocation is based upon a conviction based upon the following statutes: Sections 346.04(3), 346.63(1)(2), 346.67, 940.06, 940.08, 940.09 or 940.25 or a local ordinance in conformity with Sec. 346.63(1) or for any felony in the commission of which a motor vehicle was used. The first offenses may be prosecuted by the County as a forfeiture action. The penalty is a forfeiture of not less than \$150.00 nor more than \$600.00 and a loss of operating privileges for a period of six months.

7.13 REGULATE SNOWMOBILE VEHICLES

Adopted as Ordinance 19.02 on March 18, 1986, page 179. Published: April 3, 1986.

Whereas, it is desirable to regulate motor vehicles and the use of approved snowmobile trails on the grounds of safety.

A. SECTION 19.02 OF THE GENERAL CODE OF WAUPACA COUNTY, STATE OF WISCONSIN, IS HEREBY CREATED TO READ AS FOLLOW:

B. SECTION II: MOTOR VEHICLE TRESPASS TO COUNTY SNOWMOBILE TRAILS.

1. It is unlawful for any person to operate a motor vehicle upon any snowmobile trail.
2. Definitions:
 - a. “Motor Vehicle” means any mechanical device routinely used for surface travel powered by an internal combustion engine and operating upon two or more wheels, to include but not be limited to trail bikes, all-terrain vehicles, motorcycles, mini-bikes, and air cushioned vehicles or golf carts.
 - b. “Snowmobile Trails” include all snowmobile trails or routes that have been designated by the Waupaca County Snowmobile Coordinator or the Waupaca County Parks and Recreation Committee.
3. Exception:
 - a. This ordinance shall not apply to landowners operating a motor vehicle on snowmobile routes laid out on his or her land nor to any person so operating with the permission of such landowner.
 - b. At the discretion of the Snowmobile Coordinator or the Waupaca County Parks and Recreation Committee.
4. This section shall be enforced by any law enforcement officer within the County, including the police of any municipality or any fish and game warden.
5. Severability. Should any section of this ordinance be declared unconstitutional or invalid, the constitutionality or validity of the remainder shall not be affected thereby.

7.14 ALL-TERRAIN VEHICLES AND UTILITY TERRAIN VEHICLES

(Created 6/19/18)

A. INTENT

1. The County of Waupaca, Wisconsin hereby adopts the following ordinance permitting all-terrain vehicle (ATV) and utility terrain vehicle (UTV) traffic upon roadways listed in Section C. This ordinance is enacted in due consideration of the recreational and economic value to connect trail opportunities and weighed against protecting the safety of motorists by maintaining the road edge and surface; the integrity of the right-of-way; public safety; liability aspects; terrain involved; and traffic density and patterns.
2. Municipality is defined as any Village, City or Township that is in the territorial jurisdiction of Waupaca County.
3. The County of Waupaca adopts a “blanket” approach and permits all local municipalities that create an ATV/UTV route or trail within their territorial jurisdiction by local ordinance the authority to utilize any bridge, county trunk highway or state highway located within the municipality as part of a dedicated ATV/UTV route or trail.

B. STATUTORY AUTHORITY AND STATE LAWS ADOPTED

1. The ATV/UTV route or trail designation is created pursuant to town, village, city, or county authority as set forth in sec. 23.33 (8) (b), Wis. Stats.
2. The applicable provisions of sec. 23.33, Wis. Stats., regulating ATV/UTV operations pursuant to routes and trails are adopted.
3. Except as otherwise provided in this Chapter, the statutory provisions in Wisconsin Statutes Chapters 23, 340 to 348, and 350 establishing definitions and regulations with respect to ATVs and UTVs, and Wisconsin Administrative Code Ch. NR 64, All-Terrain Vehicles, exclusive of any provisions therein relating to penalties to be imposed and 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 chapter as if fully set forth herein.
4. Unless otherwise provided in this chapter, any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this ordinance. Any future amendments, revisions or modifications of the statutes incorporated herein are made part of this chapter in order to secure uniform statewide regulation of ATVs and UTVs.

C. ROUTES AND TRAILS

1. The County of Waupaca designates to the Waupaca County Highway Committee with consideration of the Highway Commissioner the authority to temporarily close, terminate, or modify routes and trails at anytime. Any restrictions of trails and routes placed by the Highway Commissioner shall be considered by the Waupaca County Highway Committee at the

next regular Highway Committee meeting and properly noticed on its agenda. The Highway Commissioner will communicate the restrictions to the local municipality. The local municipality or its designee shall immediately mark the ATV/UTV trail or route with the restriction.

2. The local municipality or its designee shall maintain all ATV/UTV routes and trail signs within its jurisdiction, including on county trunk highways, which are adopted by the municipality.
3. All ATV/UTV routes and trails shall be signed in accordance with Wis. Admin. Code NR 64.12 and NR 64.12(7)(c).
4. Local municipalities that adopt ordinances authorizing ATV/UTV routes and trails within their jurisdiction utilizing county trunk highways, roads, streets, sidewalks, alleyways and transportation-marked corridors shall be designated as ATV/UTV routes. Private lands subject to public easement or authorized leases are designated ATV/UTV trails. Waupaca County grants permission and mutual authority for use of county trunk highway system within local municipalities upon adoption of a local ordinance of an ATV/UTV designated route or trail.
5. The local municipality shall maintain a route and trail map and provide current routes to Waupaca County Highway Commissioner.

D. CONDITIONS

1. All ATV/UTV operators on routes shall observe posted roadway speed limits; at no time shall speed exceed 35 miles per hour.
2. All ATV/UTV operators shall ride single file.
3. All ATV/UTV operators shall observe all state laws pertaining to the use of an ATV/UTV; said state laws are further adopted by reference in this County ordinance.

E. ENFORCEMENT

This ordinance shall be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin.

F. PENALTIES

ATV/UTV penalties as found in § 23.33(13)(a), Wis. Stats., and as may be subsequently amended are adopted by reference.

G. SEVERABILITY

If any section, provision or portion of this ordinance or the application to any person or circumstances is held invalid by a Court of competent jurisdiction, the remainder of the ordinance shall not for that reason be rendered ineffective, but rather shall be enforced, to whatever degree possible, as if the provision which was declared invalid had not been enacted.

H. EFFECTIVE DATE

This ordinance becomes effective upon passage and publication.