

WAUPACA COUNTY CODE OF ORDINANCES
Chapter 8
Parking Regulations

8.01 DEFINITIONS

Words and phrases defined in Sec. 340.01 Wis. Stats. are used in the same sense in this ordinance unless a different definition is specifically provided.

8.02 RESTRICTIONS ON PARKING; POSTED LIMITATIONS

A. Seventy-Two (72) Hour Limitations

No person, firm or corporation shall park or leave standing any automobile, truck, tractor, trailer or vehicle of any description on any public roadway or public parking lot in the County of Waupaca for a period of seventy-two (72) or more consecutive hours in the same location at any time, except that where more restrictive parking limits have been established the more restrictive limits shall apply. When any law enforcement officer shall find a vehicle standing upon a public roadway or parking lot in violation of the provisions of this section, he is authorized to move such a vehicle or to require the operator in charge thereof to move such vehicle to a position permitted under this Chapter. The law enforcement officer may cause said vehicle to be removed to a proper impound and/or storage area within the County of Waupaca where storage space is available and in such case the owner shall pay the costs of removing said vehicle and the storage fees on said vehicle before he may recover the possession thereof.

B. Posted Limitations

1. The County Board may designate certain roadways or portions of roadways as no parking or no stopping or standing zones or as zones for parking by physically handicapped persons and may limit the hours in which the restrictions apply. The County shall mark, by appropriate signs, each zone so designated in accordance with the provisions of Sec. 349.13, Wis. Stats.
2. Except when necessary to avoid conflict with other traffic or in compliance with the directions of a law enforcement officer or traffic control device, no person shall stop or park a vehicle in an established no stopping or standing zone when stopping or standing is prohibited. No vehicle shall be parked in a no parking zone during hours when parking is prohibited except physicians on emergency calls or as permitted by state law or elsewhere by this Code of Ordinances.

3. The Sheriff is hereby granted the authority, within the reasonable exercise of police power to prohibit, limit the time or otherwise restrict the stopping, standing or parking of vehicles beyond the provisions of Chapter 346, Wis. Stats.
4. The Waupaca County Highway Commissioner and/or Waupaca County Highway Department shall have the authority to restrict the turning or movement of heavy traffic and to impose special weight limitations on any roadway or portions thereof which, because of the weakness of the roadbed due to deterioration or climate conditions or other special or temporary conditions, would likely be seriously damaged or destroyed in the absence of any restrictions on heavy traffic movement or special weight limitations.
5. No prohibition, restriction or limitation on parking or restriction on movement or turning of heavy traffic and imposition of special weight limit is effective unless official traffic control devices have been placed or erected indicating the particular prohibition, restriction or limitation.
6. After the parking limitations on any given roadway or portion thereof have expired, any change of location of not more than one (1) stall following expiration of the parking period allowed shall be and constitute a violation of this Chapter.
7. The Waupaca County Board of Supervisors gives the Waupaca County Highway Commission authority to prohibit at their discretion the parking of any and all vehicles along both sides of CTH "Q" from Round Lake Road to CTH "QQ", Town of Farmington. (Adopted July 18, 2000, Published August 24, 2000)
8. The Waupaca County Board of Supervisors gives the Waupaca County Highway Commission authority to prohibit at their discretion the parking of any and all vehicles on the east side of CTH "T" from its intersection with Church Road north 250 feet. (Adopted October 31, 2000)
9. The Waupaca County Board of Supervisors gives the Waupaca County Highway Commission authority to prohibit at their discretion the parking of any and all vehicles on the north side of CTH "H" from the Winnebago County line westerly 620 feet. (Adopted April 19, 2006)
10. The Waupaca County Board of Supervisors prohibit vehicle parking on the west side of CTH "K" from Parfreyville Road south 1,855 feet to Ashley Court. (Adopted September 16, 2008).

11. The Waupaca County Board of Supervisors prohibit vehicle parking on both sides of CTH “W” from Bean City Road to 0.6 miles west. (Adopted September 16, 2008).
12. The Waupaca County Board of Supervisors prohibit vehicle parking on the east and west sides of CTH “H” from a point 943 feet north of Welch Road traveling in a northwesterly direction 1,472 feet. (Adopted May 19, 2009).
13. The Waupaca County Board of Supervisors prohibit vehicle parking on CTH “C” .081 miles west of the Palmer Road intersection of Palmer Road and .717 miles east of the Palmer Road intersection on both sides of the road. (Adopted May 18, 2010).

8.03 PARKING RESTRICTIONS DURING TEMPORARY ROADWAY MAINTENANCE

A. Road Maintenance

When it is necessary to clear or repair a County roadway or any part thereof, the Waupaca County Highway Commissioner and/or Waupaca County Highway Department shall post such highways or parts thereof with signs bearing the words “No Parking - Road Maintenance Work.” Such signs shall be erected at least two (2) hours prior to the time road maintenance work is to be commenced. No person shall park a motor vehicle in violation of such signs.

B. Temporary Parking Restrictions for Special Events

Pursuant to the provisions of Subsection 349.13, Wis. Stats., the Sheriff is authorized to direct that temporary “No Parking” signs be erected by the Waupaca County Highway Shops during parades, festivals and other authorized events that require the regulating of vehicle stopping, standing or parking on County roadways. The temporary regulations shall be limited to the time the event exists or is likely to exist.

8.04 STOPPING OR PARKING PROHIBITED IN CERTAIN SPECIFIED PLACES

A. Parking Prohibited at All Times. Except temporarily for the purpose of and while actually engaged in loading or unloading or in receiving or discharging passengers or property and while the vehicle is attended by a licensed operator so that it may be moved promptly in case of an emergency or to avoid obstruction of traffic, no person shall at any time park or leave standing any vehicle:

1. Within an intersection.

2. On a crosswalk.
3. On a sidewalk or terrace area, except when parking in such place is clearly indicated by official traffic signs or markers or parking meters.
4. Alongside or opposite any highway excavation or obstruction when such stopping or standing would obstruct traffic or when pedestrian traffic would be required to travel in the roadway.
5. On the roadway side of any parked vehicle unless double parking is clearly indicated by official traffic signs or markers.
6. Within (20) feet of the driveway entrance to a fire station.
7. Upon any portion of a highway where and at the time when stopping or standing is prohibited by official traffic signs indicating the prohibition of any stopping or standing.
8. In any manner so as to obstruct, block or impede traffic.
9. Within (10) feet of a fire hydrant, unless a greater distance is indicated by an official traffic sign.
10. Upon any portion of a highway where and at the time when parking is prohibited, limited or restricted by official traffic signs.
11. Upon any bridge.
12. Upon any roadway within the County jurisdiction any vehicle which faces a direction different from the direction of normal traffic flow for the lane of traffic in which said vehicle is stopped or standing.
13. Upon any terrace or sidewalk in the County at any time.
14. In a loading zone.
15. Within (4) feet of the entrance to an alley, private road or driveway.
16. In any County park when said park is closed to the public.

B. Parking in Driveways

No person shall park or leave standing any motor vehicle in any private driveway without permission of the owner or lessee of the property which such driveway is located, whether or not such driveway is posted to limit or restrict parking.

C. Vehicle not to Block Private, Alley or Fire Lane

No vehicle shall, at any time, be parked so as to unreasonably restrict the normal access to any private drive, alley or fire lane. Said access shall be deemed to be unreasonably restricted if any vehicle is parked within four (4) feet of either side of said access. Upon discovery by a law enforcement officer or upon complaint by the owner of any such blocked drive, alley or fire lane, the Sheriff may order said vehicle towed from such position at the risk and expense of the owner of said vehicle.

D. Parking Vehicle for Repair or to Display for Sale Prohibited

No person shall stand or park a vehicle on any roadway, alley, public right-of-way or municipal parking lot in the County of Waupaca for the purpose of repairing said vehicle or to display such vehicle for sale. No person shall park on any roadway any vehicles for the primary purpose of advertising.

E. Vending From Parked Vehicles Restricted

There shall be no parking on any roadway or portion thereof by any vehicle from which the operator or owner is engaged in vending goods, wares or merchandise, unless licensed to do so by the County and/or the Village, City or township in which the vending is taking place.

8.05 PARKING RESERVED FOR VEHICLES OF THE DISABLED

When official traffic signs indicating such restriction have been erected in accordance with Article I of this chapter, no person shall park or leave standing any vehicle upon any portion of a roadway or public or private parking facility reserved for vehicles displaying special registration plates or identification cards or emblems issued by the Wisconsin Department of Transportation or, for vehicles registered in another jurisdiction, by such other jurisdiction designating the vehicle as one used by a physically disabled person.

8.06 LEAVING KEYS IN VEHICLE PROHIBITED; PARKING VEHICLES WITH MOTOR RUNNING

A. Leaving Keys in Vehicle

No person shall permit any motor vehicle to stand or remain unattended on any roadway, alley or other public area, except an unattended parking area, unless either the starting lever, throttle, steering apparatus, gear shift or ignition of the vehicle is locked and the key for such lock is removed from the vehicle. With the exception of any County or municipal owned vehicle, a law enforcement officer finding a vehicle standing with the key in the ignition in violation of this Section,

shall remove such key from the vehicle and deliver the key to the Waupaca County Sheriff's Office for safe custody.

B. Parking Vehicles With Motor Running

No person, with the exception of any County or Municipal owned vehicle, shall park or leave standing any motor vehicle with the motor or refrigerator unit running for more than thirty (30) minutes within three hundred (300) feet of residence within the County between the hours of 10:00 p.m. and 7:00 a.m., excluding all state wayside and rest areas within Waupaca County.

8.07 UNATTENDED MOTORIZED MACHINERY

It shall be unlawful for any person, firm or corporation, except the Waupaca County Highway Commissioner, Waupaca County Highway Shops, the Waupaca County Sheriff's Office or any municipality within Waupaca County, to permit any construction, compaction or earth-grading equipment which is self-propelled and moves upon the surface of the earth and which is owned or controlled by him/her to stand for any period of time unattended without locking the ignition system or otherwise rendering said machinery inoperable so as to prevent any person unauthorized by the owner or individual in control thereof from starting the machinery.

8.08 PARKING PROHIBITED DURING CERTAIN HOURS

- A. There shall be no parking of any vehicle on any roadway or alley in the County of Waupaca jurisdiction limits from 3:00 a.m. to 7:00 a.m. during the following seasonal period of November 1st to April 1st, except temporary for the purpose of and while actually engaged in receiving or discharging passengers on the following roadways:
- B. Motor vehicles parked in these restricted areas in violation of this Section shall be removed or towed at the owner's expense.

8.09 PARKING OF VEHICLES OVER 10,000 POUNDS OR 16 FEET RESTRICTED

- A. No person owning or having control of any truck, trailer, truck power unit, tractor, bus or recreation vehicle in excess of ten thousand (10,000) pounds gross weight, or over sixteen (16) feet in length, or having an enclosed area of a height of more than eight (8) feet from the roadway, shall park the same upon any roadway or public way in the County zoned residential between the hours of 6:00 p.m. and 7:00 a.m. One (1) hour parking will be allowed in residential areas between 7:00 a.m. and 6:00 p.m. The provisions of this Subsection shall not be deemed to prohibit the lawful parking of such equipment upon any roadway or public way in the County for actual loading or unloading of goods, ware or merchandise, providing, however, the "loading" and "unloading," as used in this Section, shall

be limited to the actual time consumed in such operation. The County Board may, however, designate specific truck parking zones.

- B.** Any vehicle unlawfully parked under Subsection (a) above may be removed from the roadway by order of the Sheriff, and the expense of so moving and storing such vehicle shall be paid by the operator or owner of said vehicle as a forfeiture in addition to the penalties hereafter prescribed.

8.10 UNLAWFUL REMOVAL OF PARKING CITATIONS

No person other than the owner or operator shall remove a County parking ticket from a motor vehicle.

8.11 OPERATION OF MOTOR VEHICLES IN PUBLIC PARKING LOTS AND RAMPS

A. Unlicensed Operators Prohibited

No person without a valid operator's license shall operate a vehicle in any public parking lot or ramp or in any private parking lot or ramp held out for the use of parking for the general public.

B. Traffic Regulations Applicable

All provisions of this Chapter and of the Wisconsin Statutes and laws incorporated herein by reference shall be applicable on any public parking lot or ramp and on any private parking lot, roadway or ramp held out for the general public for parking or vehicular traffic.

8.12 REMOVAL OF ILLEGALLY PARKED VEHICLES

A. Hazard to Public Safety

Any vehicle parked, stopped or standing upon a roadway or public parking lot or ramp in violation of any of the provisions of this Chapter is declared to be a hazard to traffic and public safety.

B. Removal by Operator

Such vehicle shall be removed by the operator in charge, upon request of any law enforcement officer, to a position where parking is permitted or to a private or public parking or storage premises.

C. Removal by Traffic Officer

Any traffic officer after issuing a citation for illegal parking, stopping or standing of an unattended vehicle in violation of this Chapter, is authorized to remove such vehicle to a position where parking is permitted.

D. Removal by Private Service

The officer may order a motor carrier holding a dealer permit to perform vehicle towing services, a licensed motor vehicle salvage dealer or a licensed motor vehicle dealer who performs vehicle towing services to remove and store such vehicle in any public storage garage or rental parking grounds or any facility of the person providing the towing services.

E. Towing and Storage Charges

In addition to other penalties provided in this Chapter, the owner or operator of a vehicle so removed shall pay the actual cost of moving, towing and storage. If the vehicle is towed or stored by a private motor carrier, motor vehicle salvage dealer or licensed motor vehicle dealer, actual charges regularly paid for such services shall be paid. If the vehicle is stored in a public storage garage or rental facility, customary charges for such storage shall be paid. Upon payment a receipt shall be issued to the owner of the vehicle for the towing or storage charge.

8.13 INOPERABLE, WRECKED OR DISCARDED VEHICLES

A. Storage Prohibited

No person owning or having custody of any partially dismantled, nonoperable, wrecked, junked or discarded motor vehicle shall allow such vehicle to remain on any public roadway, parking lot or ramp longer than twenty-four (24) hours after notification thereof by the Waupaca County Sheriff's Office. Notification shall be accomplished by placing in a conspicuous place on the vehicle and by mailing or serving upon the owner or occupant in charge of the premises a written notice setting forth briefly the applicable provisions of this Section and the date of the notice. Any vehicle so tagged which is not removed within seventy-two (72) hours after notice is declared to be a public nuisance and may be removed as provided.

B. Exemptions

This Section shall not apply to a motor vehicle in an appropriate storage place or depository maintained in a lawful place and manner authorized by the County.

8.14 PROCEDURE FOR PARKING CITATIONS ISSUED TO RENTAL AND LEASING COMPANIES

The procedure for parking citations issued to rental and leasing companies shall be the procedure set forth in, APPENDIX “B”, of this ordinance.

8.15 PENALTIES

8.15(a)	Overtime	\$10.00
8.15(b)	Fire hydrant	\$30.00
8.15(c)	Double parking	\$20.00
8.15(d)	Yellow line	\$20.00
8.15(e)	Blocking driveway	\$20.00
8.15(f)	Handicap space	\$75.00
8.15(g)	Blocking alley	\$20.00
8.15(h)	On sidewalk	\$30.00
8.15(I)	Illegal parking	\$20.00
8.15(j)	No park zone	\$20.00
8.15(k)	Wrong side	\$20.00
8.15(l)	Posted/private prop	\$20.00
8.15(m)	Keys left in vehicle	\$10.00
8.15(n)	Motor left running	\$20.00
8.15(o)	Vehicle over 10,000/16feet	\$20.00
8.15(p)	Removal of citation	\$50.00

8.16 FAILURE TO PAY

- A. Failure to pay any of the above forfeitures within five (5) days of issuance will result in the penalty increasing by ten dollars (\$10.00) and by another ten dollars (\$10.00) after thirty (30) days from issuance, except the forfeiture for handicap space violations will increase to one hundred dollars (\$100.00) after (5) days and then to one hundred and twenty five dollars (\$125.00) after thirty (30) days of issuance.
- B. Failure to pay the forfeiture within thirty (30) days of issuance will also result in the suspension of vehicle registration(s).

8.17 PROCEDURE FOR CONTESTING CITATION

If a subject wishes to contest a parking citation, he/she must make arrangements with the Waupaca County Clerk of Courts, Courthouse, 811 Harding Street, Waupaca, WI, 54981 for a hearing by the court.