

Chapter 24 OFFENSES AND NUISANCES¹

ARTICLE I. IN GENERAL

Secs. 24-1—24-18. Reserved.

ARTICLE II. ADMINISTRATION AND ENFORCEMENT²

Sec. 24-19. Citation method adopted.

Pursuant to Wis. Stats. § 66.0119, the town board hereby elects to use the citation method of enforcement of town ordinances as set forth in this Code or in a separate ordinance, including those for which a statutory counterpart exists, including Wis. Stats. § 66.0119(3) relating to violator's options and procedures on default.

(Ord. No. 1999-03, §§ 1, 5, 5-5-1999)

Sec. 24-20. Non-exclusivity.

Adoption of this article does not preclude the town board from adopting any other ordinance or providing for the enforcement of any other law or ordinance relating to the same or other matter. The issuance of a citation under this article shall not preclude the town board or any other authorized officer from proceedings under any other ordinance or law or by any other enforcement method to enforce any ordinance, regulation or order.

(Ord. No. 1999-03, § 6, 5-5-1999)

Sec. 24-21. Persons authorized to issue citations.

The following officials may issue citations with respect to those specified regulations which are directly related to their official capacities:

¹State law reference(s)—Crimes generally, Wis. Stats. § 938.01 et seq.; municipal authority to prohibit certain criminal conduct, Wis. Stats. § 66.0107; penalties under county and municipal ordinances, Wis. Stats. § 66.0109; local regulation of firearms, Wis. Stats. § 66.0409; local regulation, impoundment, seizure, and forfeiture of sound-producing devices, Wis. Stats. § 66.0411; authority of municipalities to prohibit criminal conduct, Wis. Stats. § 66.0107; gaming, Wis. Stats. § 562.001 et seq.; penalty for violation of ordinances, Wis. Stats. § 66.0109; bail generally, Wis. Stats. § 66.0417; outstanding unpaid forfeitures, Wis. Stats. § 66.0115; actions for violations of municipal ordinances, Wis. Stats. § 66.0114; fines and costs in municipal court, Wis. Stats. § 814.65; state alcohol, drug abuse, developmental disabilities and mental health act, Wis. Stats. § 51.001 et seq.; sale of cigarettes or tobacco products to minors, Wis. Stats. § 254.911 et seq.; Uniform Controlled Substances Act, Wis. Stats. § 961.001 et seq.

²State law reference(s)—Citations for violations of certain ordinances, Wis. Stats. § 66.0113; bond or cash deposition under municipal ordinances, Wis. Stats. § 66.0111.

Regulations	Enforcement Official
Animal Control	Animal Control Officer or Town Board
Building Code	Building Inspector/Zoning Administrator
Cable and Utilities	Town Board
Dumping Junk and Trash	Building Inspector or Town Board
Fire and Burning	County Sheriff, Fire Chief, Building Inspector or Town Board
Fireworks	Fire Chief or Town Board
Liquor License	Town Board
Parking	County Sheriff or Town Board
Town Roads	Town Board
Noise	County Sheriff or Town Board
Twin Springs Park	County Sheriff or Town Board
Subdivisions	Building Inspector or Town Board
Zoning	Building Inspector/Zoning Administrator

(Ord. No. 1999-03, § 4, 5-5-1999)

Sec. 24-22. Form of citation.

The citation shall contain the following:

- (1) The name and address of the alleged violator;
- (2) The factual allegations describing the alleged violation;
- (3) The time and place of the offense;
- (4) The section of the regulation violated;
- (5) A designation of the offense in such manner as can readily be understood by a person making a reasonable effort to do so;
- (6) The time at which the alleged violator may appear in court;
- (7) A statement which in essence informs the alleged violator:
 - a. That a cash deposit based on the schedule established by this article or other town ordinance may be made which shall be delivered or mailed to the clerk of court prior to the time of the scheduled court appearance.
 - b. That, if a deposit is made, no appearance in court is necessary unless the defendant is subsequently summoned.
 - c. That, if a case deposit is made and the alleged violator does not appear in court, he will be deemed to have entered a plea of no contest, and submitted to a forfeiture with applicable penalty assessment, or if the court does not accept the plea of no contest, a summons will be issued commanding him to appear in court to answer the complaint.
 - d. That, if no cash deposit is made and the alleged violator does not appear in court at the time specified, the court may issue a summons or warrant for the defendant's arrest or consider the nonappearance to be a plea of no contest and enter judgment, or an action may be commenced to collect the forfeiture.

(8) A direction that if the alleged violator elects to make a cash deposit, the statement which accompanies the citation shall be signed to indicate that the statement required under this section has been read and that such statement shall be sent or brought with the cash deposit.

(9) Such other information as the town deems necessary.

(Ord. No. 1999-03, § 2, 5-5-1999)

Sec. 24-23. Penalties.

The following schedule is established for use with citations issued under this article:

Regulations	Offense	Penalty (in dollars)
Animal Control	Violation	(See section 24-25)
Building Code	Violation	50.00—1000.00 plus current court costs
Cable and Utilities	Violation	25.00—500.00 plus current court costs
Dumping Junk and Trash	Violation	25.00—500.00 plus current court costs
Fire and Burning	Violation	25.00—500.00 plus current court costs
Fireworks	Violation	50.00—500.00 plus current court costs
Liquor License	Violation	25.00—500.00 plus current court costs
Parking	Violation	50.00—500.00 plus current court costs
Noise	Violation	50.00—250.00 plus current court costs
Town Roads	Violation	25.00—500.00 plus current court costs
Twin Springs Park	Violation	50.00—500.00 plus current court costs
Subdivisions	Violation	100.00—1,000.00 plus current court costs
Zoning	Violation	25.00—500.00 plus current court costs

Sec. 24-24. Cash deposits.

Cash deposit may be made in lieu of court appearance and penalty.

Regulations	Offense	Penalty Costs (in dollars)
Animal Control	Violation	(See section 24-25)
Building Code	Violation	\$ 50.00
Cable and Utilities	Violation	75.00
Dumping Junk and Trash	Violation	50.00
Fire and Burning	Violation	50.00
Fireworks	Violation	50.00
Liquor License	Violation	50.00
Parking	Violation	50.00
Noise	Violation	50.00
Town Roads	Violation	50.00
Twin Springs Park	Violation	50.00
Subdivisions	Violation	100.00
Zoning	Violation	50.00

Sec. 24-25. Animal impoundment and redemption forfeitures.

- (a) The following penalties shall apply to animal impoundments and redemptions:
- (1) First time impoundment forfeiture shall be \$30.00 plus animal control and boarding costs for each animal.
 - (2) Second impoundment within one year shall be \$40.00 plus animal control and boarding costs for each unsprayed or unneutered animal and \$30.00 plus boarding costs for each neutered or spayed animal.
 - (3) Each subsequent time after being impounded twice within one year shall be \$60.00 plus animal control and boarding costs for each unsprayed or unneutered animal and \$40.00 plus animal control and boarding costs for each spayed or neutered animal.
- (b) Cash deposits (forfeitures) shall be made in cash, money order or certified check to the Clerk of Court, St. Croix County, who shall provide a receipt therefor.

(Ord. No. 1999-03, § 3, 5-5-1999)