CHAPTER 105
PUBLIC SAFETY

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105-1. Riots; Unlawful Assemblies.

1. PURPOSE AND FINDINGS. This section is enacted to protect the health, safety and welfare of the public, to preserve order and to prevent harm or injury to persons and property. The city finds that police officers have a duty to suppress unlawful assemblies within their jurisdiction. For that reason they may order all persons who are part of an assembly to disperse. It is further found that unlawful assemblies

involving motor vehicles increase the risk of harm or injury to persons or property, obstruct or impede lawful travel and commerce, are more difficult to disperse than other assemblies, and significantly increase the costs of enforcement.

2. DEFINITIONS. a. "Unlawful assembly" means an assembly which consists of 3 or more persons and which causes such a disturbance of public order that it is reasonable to believe that the assembly will cause injury to persons or damage to property unless it is immediately dispersed. An "unlawful assembly" includes an assembly of persons who assemble for the purpose of blocking or obstructing the lawful use by another person, or persons of any private or public thoroughfares, property or positions of access or exit to or from any private or public building, or dwelling place, or any portion thereof and which assembly does in fact so block or obstruct the lawful use by any other person, or persons of any such private or public thoroughfares, property or any position of access or exit to or from any private or public building, or dwelling place, or any portion thereof.

b. "Person participating in an unlawful assembly involving motor vehicles" includes any person who acts in a manner contributing to or promoting the disturbance of public order in an unlawful assembly involving 3 or more motor vehicles.

3. FAILURE OR REFUSAL TO WITHDRAW; PENALTIES. a. It is unlawful for any person to fail or refuse to withdraw from an unlawful assembly, which the person knows has been ordered to disperse.

b. Any person convicted of a violation of sub. a shall forfeit not more than $500 or, upon default of payment of forfeiture and costs, be imprisoned in the county jail or house of correction not more than 20 days.

c. Any person convicted of a violation of sub. a., who intentionally fails or refuses to withdraw from an unlawful assembly involving 3 or more motor vehicles, shall forfeit not less than $250 nor more than $1,000 or, upon default of payment of forfeiture and costs, be imprisoned in the county jail or house of correction not more than 40 days.

4. VEHICLES CONSTITUTING A PUBLIC NUISANCE; ABATEMENT. a. A motor vehicle operated 2 or more times in an unlawful assembly is declared to constitute a public nuisance.

b. The city attorney is authorized to initiate proceedings in abatement of a nuisance vehicle used 2 or more times by any operator or operators convicted of a violation of sub. 3-a, and to seek appropriate relief including, but not limited to, removal and sale of the vehicle.

105-1.5. Hiring of Professional Strikebreakers Prohibited. 1. FINDINGS. It is declared that the employment of those individuals, commonly known as professional strikebreakers within the community during the course of a labor dispute, substantially contribute to prolonged industrial strife and to the danger of violent activity endangering the lives and property of the residents of this city, thereby necessitating the prohibitions established by this section, which shall be deemed an exercise of the police powers for the protection of the peace, dignity, health and welfare of the people of the city of Milwaukee.

2. DEFINITIONS. When used in these sections:

a. The term "person" shall include one or more individuals, partnerships, corporations, associations, or firms, and shall include any officer, employe or agent thereof.

b. The term "labor dispute" shall mean a controversy between an employer and his employes which results in a strike or lockout.

c. The term "professional strikebreaker" shall mean any person who customarily and repeatedly secures or seeks to secure gainful occupation by offering to take the place or replacing any employe absent from his position of employment because of a labor dispute.

3. GENERAL PROVISIONS. a. No person shall recruit, procure, supply or refer for purposes of employment any professional strikebreaker in place of any employe involved in a labor dispute in which such person is not directly involved.

b. No person involved in a labor dispute shall either, directly or indirectly:

b-1. Employ in the place of any employe involved in such labor dispute any professional strikebreaker during the course of the labor dispute.

b-2. Contract or arrange with any other person to recruit, procure, supply or refer for purposes of employment any professional strikebreaker in place of employes involved in such a labor dispute.

c. No professional strikebreaker shall take or offer to take the place of any employe involved in a labor dispute during the course of that dispute.

4. EXCEPTIONS. Nothing in this section, other than the employment of any professional strikebreaker, shall be construed to prevent or prohibit a person involved in a labor dispute from conducting business operations during the course of such labor disputes.

5. PENALTIES. Any person who shall violate the provisions of this section shall, upon conviction thereof, be subject to a forfeiture of not less than $50 nor more than $500, together with the costs and disbursements of the prosecution, and, in default of payment thereof, shall be imprisoned in the county jail or house of correction of Milwaukee county until such forfeiture, costs and disbursements are paid, such imprisonment not to exceed 30 days.

105-2. Assault and Battery. Any person who shall commit an assault and battery upon another shall be punished by a fine of not more than $500, and for offenses occurring between the hours of 8:00 p.m. and 5:00 a.m. and upon a street designated as a cruising area under s. 101-20.5, including the land within the street lines whether or not improved by a fine of not less than $250 nor more than $500, and in default of payment thereof by imprisonment in the house of correction of Milwaukee county not less than 10 days nor more than 20 days.

105-8. Veteran Grave Markers. 1. USE RESTRICTED. No person, firm, or corporation shall sell, buy, exchange, handle or have in his or its possession any veteran's grave marker unless under and through a duly recognized veterans' post, order or organization.

2. PENALTY. Any person violating this section shall be fined not less than $25 nor more than $100 for each and every offense, or in default of payment thereof shall be punished by imprisonment in the house of correction of Milwaukee county for not more than 30 days.

105-16. Icicles on Buildings. 1. NOT TO CREATE DANGEROUS HAZARD. No person shall suffer, permit or allow icicles to remain upon any building in the city in such a manner as to be dangerous to any persons using public streets, alleys or highways. It shall be the duty of every person, firm or corporation owning any such buildings, and where such buildings are occupied by not more than 2 tenants, it shall be the duty of such tenants as well as of the owners to comply with the provisions of this section. It shall also be the duty of every such person, firm or corporation when notified by any city officer or inspector to forthwith comply with such notice. Failures so to do shall be a violation of this section.

2. PENALTY. Any person, firm or corporation who shall violate the provisions of this section shall be subject to a penalty of not less than $5 nor more than $25 for each offense together with the costs of prosecution, and in default of payment of such fine and costs shall be imprisoned in the county jail or house of correction of Milwaukee county for a period not to exceed 60 days or until such fine and costs shall be paid.

105-19. Roller Skates, In-line Roller Skates and Skateboards Restricted. 1. RESTRICTIONS. No person may ride or otherwise use roller skates, in-line roller skates or skateboards upon public sidewalks in the following areas:

a. The area generally bounded on the north by State Street, south by Polk Street, east by the west side of North Harbor Drive and the west side of Lincoln Memorial Drive and west by Interstate 43, including all of the O'Donnell Park facility.

b. The area generally bounded by Downer Avenue between East Park Place on the north and East Webster Place on the south.

c. The area generally bounded by West Mitchell Street between South 5 Street on the east and South 16 Street on the west, including the green market.

d. Those public sidewalks adjacent to Milwaukee public library facilities and upon any Milwaukee public library parking lot.

e. The area generally bounded by East Brady Street between North Van Buren Street on the west and North Prospect Avenue on the east.

f. The area generally bounded by North Oakland Avenue between East Newberry Boulevard on the south and East Linnwood Avenue on the north.

g. The area generally bounded on the north by East Greenwich Avenue, south by East Kenilworth Place, east by North Prospect Avenue and west by North Oakland Avenue.

h. The area designated as North and South RiverWalk Way.

2. PENALTIES. Any person violating this section shall be subject to a forfeiture of not more than $25.

105-20.5. Baseball Regulations, etc., in Certain Areas. 1. HARDBALL PERMITTED. a. The playing of baseball shall be permitted on baseball diamonds on the following premises:

Adams playfield, 495 E. Morgan avenue
Auer Avenue playfield, 2221 W. Auer avenue
Bryant playfield, 5726 N. 89th street
Burnham playfield, 1755 S. 32nd street
Dyer playfield, 151 N. 80th street
Garden Homes playfield, 4456 N. Teutonia avenue
Hampton playfield, 5130 N. 53rd street
Hawthorne Glen, 1130 N. 60th street
Kinnickinnic playfield, 2821 S. Kinnickinnic avenue
Merrill Park playfield, 463 N. 35th street
Riverside Pumping Station, N. Humboldt avenue and E. Chambers street
Rogers playfield, S. 35th and W. Rogers streets
S. 78th street playfield, 7900 W. Tripoli avenue
Whitman playfield, 4200 S. 54th street
Wick playfield, 4929 W. Vliet street

b. Baseball may be permitted on other turf areas when written permission has been given by the recreation division.

2. SOFTBALL ON TURF DIAMONDS.

a. The playing of softball on turf softball diamonds under the jurisdiction of the board of school directors shall allow for the use of a regulation 12 inch softball or larger on the following premises:

Adams playfield, 495 E. Morgan avenue
Auer Avenue playfield, 2221 W. Auer avenue
Barton playground, 5700 W. Green Tree road
Browning playground, 5575 N. 76th street
Bruce playground, 6453 N. 89th street
Bryant playfield, 5726 N. 89th street
Burbank playfield, 6225 W. Adler street
Burroughs playground, 6700 N. 80th street
Burnham playfield, 1755 S. 32nd street
Carmen playfield, 7320 W. Carmen avenue
Custer playfield, 4001 W. Custer avenue
Dyer playfield, 151 N. 80th street
S. 88th street playground, 3575 S. 88th street
N. 82nd street playground, 3778 N. 82nd street
Enderis playfield, 2938 N. 72nd street
Fairview playfield, 6311 W. Stack drive
N. 53rd street playground, 3618 N. 53rd street
Garden Homes playfield, 4456 N. Teutonia avenue
Hampton playfield, 5130 N. 53rd street
Hawthorn Glen, 1130 N. 60th street
Jefferson playground, 1029 N. Jefferson street
Jewell playfield, 1810 W. Wood avenue
Juneau playfield, 6500 W. Mt. Vernon avenue
Kilmer playground, 3120 W. Green avenue
Kinnickinnic playfield, 2821 S. Kinnickinnic avenue
Lancaster playground, 4931 N. 68th street
Lewis playfield, 1424 E. Pryor avenue
Lincoln playfield, 300 W. Lincoln avenue
Lowell playground, 4360 S. 20th street
Merrill Park playfield, 461 N. 35th street
Parklawn playfield, 4434 W. Marion street
Parkview playground, 10825 W. Villard avenue
Riverside Pumping Station, N. Humboldt avenue and E. Chambers street
Rogers playfield, S. 35th and W. Rogers streets
S. 78th street playfield, 7900 W. Tripoli avenue
N. 65th street playground, 6600 W. Melvina street
Stark playfield, 4951 N. 40th street
N. 24th street playground, 4950 N. 24th street

Warnimont playground, 3500 S. First street
Whitman playfield, 4200 S. 54th street
Wick playfield, 4929 W. Vliet street

b. The listing playing of softball on the following turf softball diamonds shall be restricted to the use of a 12 inch, rubber-covered restricted-flight softball or a 14 inch softball or larger:

N. 95th street playground, 707 N. 94th street
Victory playground, 2222 W. Henry avenue

3. SOFTBALL ON SURFACED DIAMONDS. The playing of softball shall be restricted to the use of a 12 inch rubber-covered restricted-flight softball or a 14 inch softball or larger on all surfaced softball diamonds on public school grounds, playgrounds, playfields, and other premises under the jurisdiction of the board of school directors, with the exceptions as listed in subs. 4 and 5.

4. BALL PLAYING RESTRICTIONS.

a. Softball Restricted. Ball playing shall be restricted to the use of a 14 inch leather-covered outseam softball or larger on the following premises, excepting only as the respective pupils at such schools may play such games during school hours on school days, but only under the direction of a teacher or some other person designated by the principals of the respective schools:

Doerfler, 3014 W. Scott street
Fourth Street, 1542 N. 4th street
Garfield, 2215 N. Fourth street
Grant, 2920 W. Grant street
Liberty, 4824 S. 27th street
Wisconsin Avenue, 2708 W. Wisconsin avenue

b. Ball Playing Prohibited. Ball playing shall be prohibited on the play areas and practice fields of the following premises, excepting only as the respective pupils at such schools may play such games during school hours, on school days, but only under the direction of a teacher or some other person designated by the principal of the respective schools.

Elementary School Exceptions:
Bartlett, 2964 N. Bartlett avenue
Berger, 3275 N. 3rd street
Browning, 5575 N. 76th street
Douglas Road, 3919 W. Douglas road
Emerson, 9025 W. Lawrence avenue
Engleburg, 5100 N. 91st street
Eugene Field, 1226 S. Seventh street
Greenfield, 1711 S. 35th street
Hayes, 2431 S. 10th street
MacArthur, 3151 S. 60th street
Meinecke, 1369 W. Meinecke
Mound, 2148 S. Mound street
New Road, 4707 S. 13th street
Silver Spring, 5073 N. Green Bay avenue
N. 35th Street, 517 W. Courtland avenue
N. 36th, at 3620 W. Rohr avenue
N. 37th, at 1715 N. 37th street
N. 38th, at 2623 N. 38th street
Tippecanoe, 357 E. Howard avenue
Trowbridge, 1943 E. Trowbridge street
Walnut, 2318 W. Walnut street
Whittier, 4382 S. 3rd street

c. Ball Playing Prohibited. Ball playing shall be prohibited at all times on the following playgrounds:

Hillside, 636 W. Plymouth
Wright, 2461 N. 55th street

5. BALL PLAYING ON SECONDARY SCHOOL GROUNDS. a. Prohibited. Ball playing shall be prohibited on the play areas and practice fields of the following premises, excepting only as the respective pupils at such schools may play such games during school hours on school days, but only under the direction of a teacher or some other person designated by the principal of the respective schools.

Exceptions:
Bay View, 2751 S. Lenox street
Boys Tech, 319 W. Virginia street
Edison, 5372 N. 37th street
Juneau, 6415 W. Mt. Vernon avenue
King, 1801 W. Olive street
Lincoln, 816 E. Knapp street
North, 1121 W. Center street
Pulaski, 2500 W. Oklahoma avenue
Riverside, 1615 E. Locust street
South, 1321 W. Lapham street
Washington, 2525 N. Sherman boulevard
Washington Annex, 6720 W. Moltke avenue
Wells, 830 N. 19th street
West, 2300 W. Highland avenue

b. Softball Allowed. The playing of softball with a 12 inch regulation softball or larger may be allowed on the following secondary school grounds:

Audubon, 3300 S. 39th street
Bell, 6506 W. Warnimont avenue
Custer, 5075 N. Sherman boulevard
Fritsche, 2969 S. Howell avenue
Hamilton, 6215 W. Warnimont avenue
Kosciuszko, 971 W. Windlake avenue
Madison, 8135 W. Florist avenue
Marshall, 4141 N. 64th street
Morse, 4601 N. 84th street
Muir, 5496 N. 72nd street
Parkman, 3620 N. 18th street
Peckham, 3245 N. 37th street
Sholes, 4965 S. 20th street
Steuben, 2360 N. 52nd street
Walker, 1712 S. 32nd street
Wright, 8400 W. Burleigh street

6. OTHER REGULATIONS. The batting of balls is permissible only from the home plate areas of the painted diamonds. The board of school directors shall prescribe the regulations applicable to the play of hard baseball and softball on all premises under its jurisdiction, and said board shall place one or more signs at least 2 feet square on all public school grounds, playgrounds, and playfields, informing the public as to which kind of ball playing is thereon permitted or prohibited. In the batting of softballs, the use of bats more than 34 inches in length or more than 2-1/8 inches in diameter at the thickest portion of the bat is prohibited. In the batting of hard baseballs, the use of bats more than 42 inches in length or more than 2-3/4 inches in diameter at the thickest portion of the bat is prohibited.

7. PLAY LOTS AND TOT LOTS. The municipally owned play areas (play lots and tot lots) are under the exclusive control and management of the commissioner of public works who shall make all rules and regulations pertaining to the use thereof and post signs prominently in the play areas governing use of the areas. Violation of any of the rules and regulations of the commissioner of public works shall be punishable as prescribed in s. 105-20.52.

105-20.52. Penalty, General. Any person of the age of 18 years or more violating any of the provisions of s. 105-20.5 shall, upon conviction thereof, be punished by a fine of not less than $5 nor more than $50 together with the costs of prosecution, and in default of payment thereof by imprisonment in the house of correction of Milwaukee county not less than 10 days nor more than 30 days; and any person under 18 years of age violating any of the provisions of said s. 105-20.5 shall be deemed to be a delinquent child as defined in s. 48.01, Wis. Stats.

105-21. Basketball, Baseball and Softball: Regulations. 1. a. Any activity, including the playing of basketball, baseball and softball, and the use of recreational equipment including basketballs, baseballs and softballs on play areas, playgrounds and play fields in the city is prohibited between the hours of 10 p.m. and 8 a.m., where appropriate signs have been posted, except as provided in par. b. In the event that a softball or baseball game which is part of an official league authorized by the Milwaukee public schools department of municipal recreation requires an extension of time to finish the game, the game can be completed.

b. Activities regulated in par. a on city play areas, playgrounds and playfields are prohibited between the hours of 8 p.m. and 8 a.m., where appropriate signs have been posted. In the event that a softball or baseball game which is part of an official league authorized by the Milwaukee public schools department of municipal recreation requires an extension of time to finish the game, the game can be completed.

2. The commissioner of public works, in conjunction with the superintendent of Milwaukee public schools or his or her designee, is authorized to create rules and regulations pertaining to the use of municipally owned playfields and playgrounds and Milwaukee public school playgrounds and shall post signs prominently governing the use of these areas.

3. Any person violating this section shall upon conviction be fined not less than $5 nor more than $50 together with the costs of prosecution and in default of payment thereof be imprisoned in the house of correction in Milwaukee county not less than one day nor more than 2 days.

105-25. Railroad Quiet Zone.

1. DEFINITION. In this section, "quiet zone" refers to the area along the Canadian Pacific Railroad's mainline tracks between West Layton Avenue (Milepost 0079.71) and West Holt Avenue/South 6th Street (Milepost 0081.36), within which the blowing of train horns for non-emergency purposed is prohibited.

2. PROHIBITION. No railroad company or any of its agents or employes shall blow any horn or whistle within the quiet zone.

3. EXCEPTION. Nothing in this section shall be construed as forbidding or prohibiting the blowing of whistles or horns as signals of warning in case of peril or fire, collision, or other imminent danger.

105-34. Carrying Dangerous Weapons.

1. PROHIBITED. a. It shall be unlawful for any person except a peace officer to go armed with a concealed and dangerous weapon within the city of Milwaukee.

b. Except as provided in par. c, it shall be unlawful for any person to go armed with any firearm on or about their person within the city, unless the firearm is both unloaded and enclosed within a carrying case.

c. Paragraph b does not apply to:

c-1. Any officer, agent or employe of this or any other state or the United States, the organized militia of this or any other state, or law enforcement officers as defined in s. 165.85(2), Wis. Stats., to the extent that any such person possesses a firearm which said person is authorized to acquire or possess while acting within the scope of his or her official duties.

c-2. A private detective or private security person while going armed in accordance with rules promulgated by the state department of regulation and licensing.

c-3. Members of bona fide veterans organizations which receive firearms directly from the armed forces of the United States, while using such firearms for ceremonial purposes without ammunition or with blank ammunition.

c-4. Guards or messengers of common carriers, express companies, armored car carriers, mail carriers, banks and other financial institutions while actually employed in the shipment, transportation or delivery of any money, bullion, bonds or any other thing of value within the city. Such individuals while in the performance of their duties shall be completely attired in the uniform of their employer.

c-5. Live theatrical performances wherein firearms without ammunition or with blank ammunition are used as props.

c-6. Individuals engaged in historical reenactments of battles, etc., while using firearms without ammunition or with blank ammunition.

c-7. The owner or any employe authorized by the owner of a business while on the business premises.

c-8. Individuals in possession of firearms within their own home.

c-9. Individuals in possession of firearms on the premises of a shooting gallery under s. 105-39.

c-10. Individuals engaged in the display or sale of firearms in conjunction with a gun show or exhibition while on the premises of the gun show or exhibition.

c-11. Individuals in possession of a valid federal firearms dealer license issued by the United States department of treasury, while engaged in business transactions on the business premises.

c-12. Individuals in possession of firearms on a premises for purposes of conducting or participating in hunter safety training courses on that premises.

2. DEFINITIONS. For the purposes of this section:

a. "Dangerous Weapon" means any device designed as a weapon and capable of producing death or great bodily harm, any electric weapon as defined in s. 941.295(4), Wis. Stats., or any other device or instrumentality which, in the manner it is used or intended to be used, is calculated or likely to produce death or great

bodily harm. The following are dangerous per se: blackjack, billy, standclub, sandbag, bludgeon, nunchaku sticks, throwing stars, sling shot, slung shot, any instrument which impels a missile by compressed air, spring or other means, any weapon in which loaded or blank cartridges are used, crossknuckles, knuckles of any metal, barbed or blade type arrowhead, bowie knife, dirk knife, dirk, dagger, switch blade knife or any knife which has a blade that may be drawn without the necessity of contact with the blade itself or is automatically opened by pressure on the handle or some other part of the knife and is commonly known as a switch blade knife, straight-edge razor or any other knife having a blade 3 inches or longer. Instruments not herein specifically enumerated are none the less considered weapons when they fall within the terms of this definition.

b. "Firearm" means a handgun, rifle or shotgun which acts by force of gunpowder or explosive to expel a projectile through a smooth or rifled bore, excluding airguns, ammunition, antique firearms or any device which is neither designed nor redesigned for use as a weapon including signaling, pyrotechnic, line throwing, safety or fastening devices.

c. "Peace Officer" means any person employed by the state of Wisconsin or any political subdivision of the state, for the purpose of detecting and preventing crime and enforcing laws or ordinances and who is authorized to make arrests for violations of the laws or ordinances he or she is employed to enforce.

3. PENALTY. Any person violating this section shall, upon conviction thereof:

a. Forfeit not less than $200 nor more than $500, and the costs and disbursements of the prosecution, with respect to going armed with a concealed and dangerous weapon other than a firearm pursuant to sub. 1-a, and in default thereof, shall be imprisoned in the county jail or house of correction for not less than 8 days nor more than 20 days, until such forfeiture costs are paid.

b. Forfeit not less than $500 nor more than $1,000, and the costs and disbursements of the prosecution, with respect to going armed with a concealed firearm pursuant to sub. 1-a or going armed with a firearm on or about their person pursuant to sub. 1-b, and in default thereof, shall be imprisoned in the county jail or house of correction for not less than 20 days nor more than 40 days, until such forfeiture costs are paid.

c. For offenses occurring between the hours of 8:00 p.m. and 5:00 a.m. and upon a street designated as a cruising area under s. 101-20.5 including the land within the street lines whether or not improved, forfeit not less than $300 nor more than $500, and the costs and disbursements of prosecution, with respect to going armed with a concealed and dangerous weapon other than a firearm pursuant to sub. 1-a, and in default thereof, shall be imprisoned in the county jail or house of correction for not less than 12 days nor more than 20 days.

d. For offenses occurring between the hours of 8:00 p.m. and 5:00 a.m. and upon a street designated as a cruising area under s. 101-20.5 including the land within the street lines whether or not improved, forfeit not less than $750 nor more than $1,000, and the costs and disbursements of prosecution, with respect to going armed with a concealed firearm pursuant to sub. 1-a or going armed with a firearm on or about their person pursuant to sub. 1-b, and in default thereof, shall be imprisoned in the county jail or house of correction for not less than 30 days nor more than 40 days.

105-34.4. Use of Fire Bombs. 1. PROHIBITED. No person shall make, carry, possess, sell, give, or use any type of "Molotov cocktail," which is defined to mean a flammable-liquid filled bottle or container with a fuse, wick or any other type of ignition or detonating device, flammable liquid fire bomb, or any other device or missile which can be ignited and cause ignition of any premises or material or which can cause damage by explosion.

2. PENALTY. A violation of this section shall be punishable upon conviction by a fine of not less than $500 nor more than

$1,000 or in lieu of nonpayment or default of such fine, costs and disbursements, by imprisonment in the Milwaukee county jail or house of correction for a period of not less than 90 days nor more than 180 days.

105-35. Discharge of Firearms. 1. POLICE PERMIT. No person shall fire or discharge any cannon, gun, fowling piece, pistol, firearm, air rifle, air gun of any description, or any instrument which impels a missile or pellet by compressed air, spring or other means, within the limits of the city; provided, however, that the chief of police may from time to time issue to an authorized person or authority a permit for a specified purpose and period of time to use, fire and discharge any of the aforesaid weapons or instruments within the limits of said city.

2. REVOCATION. Any such permit may be revoked by said chief of police at any time. No such permit shall be transferred.

105-36. Archery Ranges (Bow and Arrow).

1. DESIGNATED AREAS ONLY. No person shall shoot with or discharge in or upon any street, alley, public grounds or parks within the city any bow, spring gun or other similar device which is calculated or intended to propel or project an arrow or other projectile, nor in or upon any private grounds or building where the projectile propelled or discharged by the use of such bow or similar device may endanger the life, limb or property of another, or will traverse any part of any street, alley, public grounds or parks; provided, however, that nothing in this section shall prevent the shooting with or discharging of bows or implements used in the practice of archery or implements for propelling arrows in or upon such properly supervised public areas as may be set aside and designated for that purpose by proper authority having jurisdiction and control over such public areas, or in or upon properly supervised private archery ranges constructed and maintained in such a manner as not to endanger life, limb or property, or to any shooting galleries using air rifles, when such shooting galleries are constructed and maintained as required by the commissioner of neighborhood services so as not to endanger life, limb or property.

2. PENALTY. It shall be mandatory that any person violating this section shall have the bow and arrow confiscated by the police department regardless of whether or not a fine is imposed. Any person violating this section shall be punished by a fine of not less than $1 nor more than $10 or by imprisonment in the house of correction of Milwaukee county for not less than 5 days nor more than 30 days, or by both such fine and imprisonment for each offense.

105-39. Regulations for Shooting Galleries (Firearms). 1. LICENSE REQUIRED. No premises shall be used or permitted to be used, leased or hired as a shooting gallery or place to practice target shooting, wherein firearms shall be discharged without being duly licensed therefor.

2. AUTHORIZING AGENT. No corporation, firm, association or club shall be granted a license to conduct in any manner a shooting gallery or place to practice target shooting within the limits of the city except to an agent thereof first duly appointed by it, who is, at the time of filing an application, an officer, manager or member thereof, and who shall have vested in him or her by properly authorized and executed written delegation full authority and control of the premises described in the license and of the conduct of all business and acts therein in any way relating to firearms and the use thereof or the shooting gallery or target shooting and who shall, with respect to his or her qualification, be satisfactory to the chief of police and the common council. Such agent shall be personally responsible for compliance with all the terms and provisions of this section.

4. FEE. See ch. 81 for the regular required license fee.

105-40. Application for License.

2. TO BE FILED WITH CITY CLERK.

a. Application for a license for any specific premises sought to be used as a shooting gallery or place to practice target shooting shall be made on forms provided by the city clerk and accompanied by the entire license fee. Said application shall contain the following information:

a-1. Name and age of applicant, whether a firm, association, corporation or club.

a-2. Address of applicant.

a-3. Location and description of premises sought to be licensed.

a-4. Qualifications of licensee.

a-5. Name of agent.

a-6. Qualifications of agent.

b. No application shall be submitted to the common council unless said application shall have been approved by the chief of police and commissioner of neighborhood services. No premises shall be licensed unless constructed in accordance with the specifications set forth in s. 105-41.

105-41. Specifications. 1. USE AND CONSTRUCTION. The room, place or enclosure wherein the firing of firearms is to take place shall not be used for any other purpose whatsoever during the progress of firing. The rear wall and side walls in front of the firing line shall be made bullet proof and shall be of at least the following construction:

a. 8 inch solid masonry or concrete.

b. 10 inch hollow concrete block.

c. Wood stud and plaster walls or equivalent construction covered with 1/4 inch steel plate and faced with wood one inch thick.

2. BULLET PROTECTING PLATES.

a. When the floor construction is other than reinforced concrete and there is a room below, such floor in front of the firing line for a distance of at least 10 feet shall be covered with a steel plate not less than 1/4 inch in thickness. When there is no room below such floor, the thickness of such steel plate may be 1/16 inch in order to provide fire protection for unburned powder.

b. When the ceiling construction is of other than reinforced concrete and there is a room above, such ceiling in front of the firing line for a distance of at least 10 feet shall be covered with a steel plate not less than 1/4 inch in thickness.

c. Exposed pipes, conduits, beams, pilasters, columns, lights or any other projecting surface in front of the firing line shall be provided with protecting steel plates not less than 1/4 inch in thickness faced with wood 2 inches in thickness to prevent damage by stray bullets and to prevent injury to persons by ricocheting bullets. These plates shall be set at such an angle that no bullet can possibly return towards the firing point.

3. DOOR AND WINDOW OPENINGS.

a. All door, window or other openings in the range, in front of the firing line, shall be protected with 1/4 inch steel plate faced with wood one inch thick.

b. All doors opening into the range, except those behind the firing line, shall be bolted from the inside.

4. BULLET STOPS. a. The bullet stop shall consist of a steel plate placed at an angle of 45E and running the width of the range. When only .22 caliber ammunition is used, the plate shall be 3/8 inch thick if of structural steel or 1/4 inch thick if of armor plate. The thickness shall be increased to 1/2 inch structural steel or 3/8 inch armor plate if .38 caliber or .45 caliber ammunition is used.

b. The plates of the bullet stop shall be butted tightly together and bolted to an angle or tee at the joints using countersunk heads on the face. Shiplap joints or welded joints can be used also. Targets should not be mounted in front of any joints.

c. The side walls at the bullet stop shall be covered by 1/4 inch steel plate, not less than 2 feet wide, and slanting with the bullet stop to protect the walls from the splatter of lead.

d. At the base of the inclined bullet stop there shall be provided a box, not less than 5 feet wide and running the width of the range, with not less than 6 inches of clean sand or sawdust to catch the deflected bullets.

5. TARGETS. a. Targets shall be stationary bull's-eye type. All moving targets are prohibited.

b. There shall be provided a target carrier system or device for running the targets back and forth between the firing line and the bullet stop which will eliminate the necessity of anyone going in front of the firing line during the progress of firing for the purpose of changing targets.

6. FIRING LINE. At the firing line a bench, shelf or other separation, not less than

3 feet high and running the width of the range, shall be provided. The lower part of such bench, shelf or other separation shall be open to permit shooting under it in the kneeling, sitting, or prone position. No person, except the person in charge, shall be permitted in front of the firing line during the progress of firing.

7. SOUND QUIETING TREATMENT. Shooting premises, located adjacent to premises used in whole or in part for residence purposes, shall not be offensive by reason of the emission of noise to the outdoors. In such cases, where the noise of firing is conveyed to the outdoors, the walls and ceiling of the shooting premises or range shall be covered with sufficient sound absorbing material to eliminate the nuisance, or sound absorbing boxes, in which the muzzle of the gun is inserted before firing, shall be used.

8. HIGH-POWERED RIFLES. The firing of high-powered rifles shall not be permitted on any shooting premises.

105-42. Penalty. Any person, corporation, firm, association or club violating the provisions of ss. 105-39 to 105-41 shall be punished by a fine of not more than $100 for each offense together with the cost of prosecution, and in default of payment thereof shall be imprisoned in the county jail or house of correction of Milwaukee county until such fine and costs are paid, such imprisonment not to exceed 60 days; and in addition thereto a licensee shall forfeit any license issued hereunder without further notice and no license shall thereafter be granted such person, corporation, firm, association or club for a period of one year from the date of such revocation.

105-43. Sale of Dangerous Weapons.

1. LICENSE REQUIRED. It shall be unlawful for any person, firm or corporation to engage in the business of buying or selling, or to sell or give away to any person, or to buy or receive of any person within the city, any weapon listed or defined as dangerous in s. 105-34, except rifles or shotguns used for hunting purposes, air rifles, weapons used solely for target practice purposes, straight-edge razors, household purpose knives, any knife having a blade less than 3 inches, or instruments necessary to certain trades, crafts, professions or sports, without securing a license so to do as provided in subs. 1 and 3 of this section and no person, firm or corporation having such license shall sell or give away any such weapon to any person within the city who has not secured a permit from the chief of police to purchase such weapon in the manner provided in sub. 5. It is the intent of this section that no permit to purchase or no license to sell shall be required for the purchase or sale of sporting goods, which are defined as any of those items that further interest in the commonly accepted fields of sport.

2. UNLAWFUL TO SELL WEAPONS TO MINORS. It shall be unlawful for any person, firm or corporation to engage in the business of buying or selling, or to sell or give away to any minor under the age of 18, any weapon listed or defined as dangerous in s. 105-34; or to any person under the age of 21 in the case of handguns, except household purpose knives or knives having blades less than 3 inches.

3. APPLICATION FOR LICENSE.

a. Any person, firm or corporation desiring a license authorizing the sale of any weapon listed or defined as dangerous in s. 105-34, except rifles or shotguns used for hunting purposes, target practice weapons or any sporting goods items as defined in sub. 1 above, straight-edge razors, household purpose knives, any knife having a blade less than 3 inches, or instruments necessary to certain trades, crafts, professions or sports, shall make application to the common council in writing, setting out in such application the full name and residence of the applicant if an individual; and if a firm or corporation, the name and residence of each of its members or officers. Such applicant shall also set out the location at which it is intended or desired to conduct such business.

b. Upon referral of the application to the chief of police, the chief of police shall investigate or cause to be investigated each applicant for a dangerous weapon dealer and shall furnish in writing the information derived from such investigation to the common council.

c. Each applicant for a dangerous weapon dealer license shall be fingerprinted by the police department. If the applicant is a corporation, the agent, and all officers and directors as well as stockholders owning 20% or more of the stock of the corporation shall be

fingerprinted. If the applicant is a partnership, each partner shall be fingerprinted.

d. The requirement that an applicant be fingerprinted shall not apply to a person already licensed by the city when that person is renewing the license.

e. If a set of fingerprints is on file with the police department, an additional set shall not be required unless expressly requested by the police department.

f. The common council shall grant a license to the applicant if the requirements of this section have been complied with and upon payment to the city treasurer of the required license fee as provided for in ch. 81.

4. FIREARMS BACKGROUND INFORMATION. Every dangerous weapon dealer shall, prior to the transfer of a firearm to a person other than a dealer, contact the Wisconsin department of justice pursuant to s. 175.35, Wis. Stats., and determine if the person seeking to purchase a firearm is eligible to possess a firearm under s. 941.29, Wis. Stats.

5. DAILY REPORT ON SALES REQUIRED. Every person, firm or corporation who is licensed to deal in the sale of dangerous weapons pursuant to the requirements of subs. 1 and 3 shall make out and deliver to the chief of police every day before the hour of 12 o'clock noon a legible and correct report of every sale or gift made under authority of said license during the preceding 24 hours, which report shall contain the date of such sale or gift, the name of the purchaser or donee, with his or her address and age, the number, the kind, description and price of such weapon, the number of the purchaser's permit and the purpose for the purchase of such weapon; provided, however, that it shall not be necessary for any person, firm or corporation engaged in the buying and selling of such dangerous weapons, in wholesale or job-lots, to make the above mentioned report, but it shall be the duty of such person, firm or corporation to permit the chief of police to examine the books of such person, firm or corporation at any and all times he may deem it advisable. Said report shall not be required on the sale of the following: rifles or shotguns used for hunting purposes: air rifles, weapons used for target practice purposes; straight-edge razors, household purpose knives, any knife having a blade less than 3 inches or instruments necessary to certain trades, crafts, professions or sports.

6. PERMIT REQUIRED TO PURCHASE. a. From Chief of Police. It shall be unlawful for any person to purchase or obtain by gift or any method, scheme or device by which possession is obtained, without first securing from the chief of police a permit so to do, any weapons listed or defined as dangerous in s. 105-34, except rifles or shotguns used for hunting purposes, air rifles, weapons used solely for target practice purposes, sporting goods, as defined in sub. 1, straight-edge razors, household purpose knives, any knife having a blade less than 3 inches, or instruments necessary to certain trades, crafts, professions or sports. Before any such permit is granted, an application in writing shall be made therefor, setting forth in such application the name, address, age, height, weight, complexion, nationality and other elements of identification of any person desiring such permit.

b. Permit to be Filed. Such application shall also contain a recommendation from 2 persons who shall appear to be taxpayers residing within the city, that the permit should be issued. No such permit shall be granted to persons having been convicted of crime or to minors under the age of 18. Said permit or permits shall be delivered to the person, firm or corporation or agent thereof from whom such instrument or weapon is purchased and shall be preserved by said person, firm or corporation, or agent thereof, and the same shall be filed by him or them in the office of the city clerk within 3 months from the date of the issuance of the same. No person shall mutilate a shotgun or rifle or destroy the identification marks on any firearm. No shotgun or rifle shall be shortened to barrel length of less than 18 inches nor shall anyone remove the serial number from any weapon.

7. EXHIBIT OF WEAPONS PROHIBITED. It shall be unlawful for any person, firm or corporation to exhibit for sale in show windows in a public manner, or to exhibit in show cases or counters in the inside which can be seen from

the public street, any weapons listed or defined as dangerous in s. 105-34; or to display any signs, posters, cartoons or display cards suggesting the sale of any weapons so defined or listed in said section; provided, however, that this section shall not apply to the exhibition or display of rifles or shotguns used for hunting purposes, air rifles, weapons used solely for target practice purposes, sporting goods, as defined in sub. 1, straight-edge razors, household purpose knives, any knife having a blade less than 3 inches, or instruments necessary to certain trades, crafts, professions or sports. The exhibit for sale in show windows in a public manner, or the exhibit in show cases or counters in the inside which can be seen from the public street, of all pistols and revolvers, target practice purpose or otherwise, is expressly prohibited. However, the display of any signs, posters, cartoons, or display cards suggesting the sale of all pistols and revolvers, target practice purpose or otherwise, is permitted.

8. PENALTY. Any person, firm or corporation violating this section shall be fined not less than $10 nor more than $200 for each offense, or in lieu thereof imprisonment in the house of correction of Milwaukee county for not less than 10 days nor more than 90 days; and every purchase, sale or gift of any weapon mentioned in this section shall be deemed a separate offense.

105-43.2. Waiting Period Required for Transfer of Handguns. No dangerous weapon dealer shall transfer possession of any handgun to any person other than a dealer for 7 days following application for sale or transfer of such handgun.

105-45. Sale, Possession and Use of Laser Pointers. 1. DEFINITIONS. In this section:

a. "Laser pointer" means any hand-held device that emits light amplified by the stimulated emission of radiation which is visible to the human eye.

b. "Person" means an individual, firm, partnership, corporation or association.

2. PROHIBITED USE. No person may intentionally, and without good cause, direct a beam from a laser pointer at any part of the body of another individual.

3. SALES TO MINORS. No person, except a parent or legal guardian, employer, teacher or other person authorized to supervise minors, may sell or give away or in any way furnish a laser pointer to any person under the age of 18.

4. POSSESSION BY MINORS. No person under the age of 18 may possess a laser pointer in a public or private place, without the express permission of the owner or operator of the property.

5. RETAIL SALES REGULATIONS. Each person that owns, conducts, operates or manages a retail commercial establishment selling laser pointers shall:

a. Place a sign in the direct view of persons responsible for accepting customer payment for laser pointers stating:

SELLING LASER POINTERS TO PERSONS UNDER 18 YEARS OF AGE IS AGAINST THE LAW. VIOLATORS CAN BE FINED UP TO $5,000 OR IMPRISONED UP TO 90 DAYS.

b. Display laser pointers in one of the following ways:

b-1. Display laser pointers in such a manner as to make them inaccessible to a customer present in the area allocated for customer use without assistance from an employe of the establishment.

b-2. Display laser pointers in such a manner that cameras or personnel can readily observe customers during all times the establishment is open to the public. Observation by personnel may be facilitated by mirrors.

6. PENALTIES. a. Any person convicted of violating sub. 4 shall forfeit $200 per violation.

b. Any person convicted of violating any provision of this section except sub. 4 shall forfeit not less than $500 nor more than $5,000 per violation or, upon default of payment, be imprisoned for not more than 90 days.

105-46. Sale of Motorized Scooters.

1. DEFINITION. In this section, "motorized scooter" means a vehicle which is designed and built to be stood or sat upon by the operator and that has 2 small-diameter wheels in tandem, upright t-shaped handlebars, and is powered by an internal combustion engine or

electric motor that is capable of propelling the device with or without human propulsion. For the purposes of this section, an electric personal assistive mobility device, a moped, a motor bicycle or a motorcycle, as defined under s. 340.01, Wis. Stats., is not a motorized scooter.

2. POSTING OF NOTICES TO BUYERS REQUIRED. Every retail commercial establishment selling motorized scooters shall have posted on the premises in a prominent and conspicuous manner at or near the display of such item a placard stating as follows: "IMPORTANT NOTICE TO POTENTIAL MOTORIZED SCOOTER BUYERS: The operation of motorized scooters upon public roadways, bicycle ways and sidewalks is against the law. Motorized scooters may only be operated with permission on private property, and on private roads and driveways."

3. SIGNED STATEMENT REQUIRED. Every retail commercial establishment selling motorized scooters shall obtain from every person buying a motorized scooter a signed statement on forms provided by the city clerk stating that the buyer is aware that motorized scooters cannot be operated within the city on public roadways, bicycle ways and sidewalks, as set forth in chs. 341 and 346, Wis. Stats., as amended. The seller must retain the statement for a period of not less than one year from the date of sale.

4. PENALTY. Any person convicted of violating any provision of this section, shall forfeit not less than $500 nor more than $5,000 per violation, or upon default of payment be imprisoned in the house of correction or the county jail for not more than 90 days or until such forfeiture costs are paid.

105-47. Fireworks. 1. SALES, DISCHARGE AND USE PROHIBITED. No person may sell, expose or offer for sale, use, keep or discharge, or explode in this city any firecracker, bottle rocket, cherry bomb, colored smoke bomb, toy cap, blank cartridge, toy pistol or cannon in which explosives are used, contrivances using explosive caps or cartridges, sparklers, display wheels, the type of balloon which requires fire underneath to propel it, torpedoes, sky rockets, Roman candles, aerial salutes, American or Chinese bombs or other fireworks of like construction, or any other fireworks containing any explosives of like construction, or any fireworks containing any explosives of flammable compound, or any tablets or other device commonly used and sold as fireworks containing nitrates, chlorates, oxylates, sulphides of lead, barium, antimony, arsenic, mercury, nitroglycerine, phosphorous, or any compound containing any of the same or other explosives.

2. STORAGE AND WHOLESALING. This section does not prohibit any resident, wholesaler, dealer or jobber firm from selling fireworks at wholesale, provided they are shipped or delivered directly outside the city limits.

3. PENALTY. a. Any person violating this section shall upon conviction forfeit not less that $500 nor more than $1000, and upon default thereof shall be imprisoned in the county jail or house of correction for a period not to exceed 40 days, or until the forfeiture costs are paid.

b. A parent or legal guardian of a minor who consents to the use of fireworks by the minor shall forfeit not more than $1000, and upon default thereof shall be imprisoned in the county jail or house of correction for a period not to exceed 40 days, or until the forfeiture costs are paid.

105-48. Smoking in City Buildings. 1. DEFINITION. In this section, “city building” means any building or portion thereof owned or leased by the city, including any enclosed walkway connecting such structures.

2. SMOKING PROHIBITED. No person may carry a lighted cigar, cigarette, pipe or any other lighted smoking equipment in any enclosed, indoor area of a city building, including any hallway, waiting area, rest room, cafeteria, meeting room, lobby or reception area or private, enclosed office of any employe or elected official or in any city-owned or leased vehicle.

3. POSTING OF SIGNS. Persons in charge of city buildings or areas where smoking is prohibited shall post or cause to be posted in a clear and conspicuous manner in all entrances and areas of city buildings “no smoking” signs or international “no smoking” symbols consisting of a

pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it.

4. ENFORCEMENT. The police department shall enforce this section.

5. PENALTY. Any person who willfully violates sub. 2 after being advised by a city employe that smoking is prohibited in the area shall be punished by:

a. A forfeiture not less than $25 nor more than $100 for a first violation.

b. A forfeiture not less than $100 nor more than $200 for a second violation within 1 year.

c. A forfeiture not less than $200 nor more than $500 for each additional violation within 1 year.

105-49. Smoking in Theaters. 1. CERTAIN AREAS ONLY. It shall be unlawful to light a match or other flame producing device or to smoke, carry a lighted cigar, cigarette or pipe in any theater or motion picture theater except in areas approved by the commissioner of neighborhood services, provided such areas are free from all inflammable or combustible floors, walls, furniture, fixtures and decorations. It shall be the duty of the operator of such theater or motion picture theater before the beginning of each performance to announce from the stage or by projection on the screen that smoking is prohibited by ordinance except in the approved area, if any there be, and further to erect approved signs as directed by the commissioner of neighborhood services stating smoking is prohibited by ordinance except in approved areas. Whenever a patron is observed smoking in violation of this section, the operator or employe shall notify such person of the violation. This section shall not be construed to prohibit the use of a cigar, cigarette or pipe upon the stage of any such theater when used in connection with any performance.

2. PENALTY. Any person violating this section upon conviction thereof, shall be punished by a fine not to exceed $10 for each and every offense and in default of payment thereof by imprisonment in the house of correction of Milwaukee county for not less than 30 days in the discretion of the court.

105-50. Smoking, Drinking and Music Playing on Buses. 1. UNLAWFUL. It shall be unlawful for any person in a public bus operated in the city to:

a. Smoke or hold a lighted cigar, pipe, cigarette or other lighted material.

b. Play radios or tape players, except if a device such as an earphone is used by the listener.

c. Drink any beverages. Operators shall be exempt from this provision.

d. Dispose of any refuse.

2. PENALTY. Any person who shall violate this section shall be fined not less than $10 nor more than $50 and in default of payment thereof by imprisonment in the house of correction or county jail for not more than 10 days.

105-51. Hate Literature. 1. DEFINITIONS. The word "person" when used in this section shall mean any person, individual, firm, partnership, corporation, organization or any officer, employe or agent thereof.

2. ANONYMOUS PUBLICATIONS PROHIBITED. It shall be unlawful for any person to print, post, publish, distribute, exhibit or cause to be printed, posted, published, distributed or exhibited, by any means or in any manner whatsoever, any handbill, dodger, circular, booklet, pamphlet, leaflet, card, sticker, periodical, pictorial print, picture, painting, literature or paper which tends to expose any individual or any racial or religious group to hatred, contempt, ridicule or obloquy, or tends to incite religious or racial hatred, unless the same has clearly printed or written thereon:

a. The true name and post office address of the person, individual, firm, partnership, corporation, or organization causing the same to be printed, posted, published, distributed or exhibited; and

b. If such name is that of a firm, corporation, or organization, the name and post office address of any individual acting in its behalf in causing such printing, posting, publication, distribution or exhibition.

3. PENALTY. Any person who shall violate, or cause to be violated, any provisions of this section shall upon conviction thereof be fined not less than $10 nor more than $500 together

with the costs of prosecution, and, in default of payment of either such fine or costs, shall be confined in the house of correction of Milwaukee county for not less than 10 days and not more than 6 months.

105-53. Entrance to Government Pier.

1. WARNING SIGNS. It shall be unlawful for any person to enter upon or remain on the government breakwater, known as government pier, located in the McKinley beach area at the point where E. Brady Street extended east intersects the shore of Lake Michigan, at such times as warning signals or signs are displayed at or near the entrances indicating admission onto the breakwater as closed to all persons. Such warning devices shall consist of a red light, the sounding of a siren, or the posting of a sign at or near the entrances to the government breakwater. Nothing contained in this section shall be construed as to interfere with interstate commerce or with the federal government's paramount right to the use of said government breakwater.

2. PENALTY. Any person who violates the provisions of this section shall be punished by a fine of not less than $10 nor more than $50 or by imprisonment in the house of correction of Milwaukee county for not more than 30 days.

105-55. Soliciting of Magazines on Public Streets. 1. UNLAWFUL. It shall be unlawful to engage in the business of soliciting or taking subscriptions for any magazines or periodicals for future delivery in or upon any public street or alley, or sidewalk, or in any area or doorway or entranceway immediately abutting thereon.

2. PENALTY. Any person who shall violate any of the provisions of this section shall, upon conviction thereof, be punished by a fine not to exceed $100, or, in default of payment thereof, be committed to the county jail or house of correction of Milwaukee county not to exceed 30 days or until such fine and costs shall have been paid.

105-55.5. Special Event Permits.

1. DEFINITIONS. In this section:

a. "Class A event" means a special event requiring 100 or more hours of service as determined by the police department, based on the size, nature and location of the event.

b. "Class B event" means a special event requiring a minimum of 25 and a maximum of 99 hours of service as determined by the police department, based on the size, nature and location of the event.

c. "Class C event" means a special event requiring less than 25 hours of service as determined by the police department, based on the size, nature and location of the event.

d. "Class D event" means a special event requiring no hours of service as determined by the police department, based on the size, nature and location of the event, or:

d-1. Special events sponsored by the city or veterans groups.

d-2. Elementary and secondary school events under the direction and supervision of school authorities.

d-3. Demonstrations conducted for the purpose of indicating approval or disapproval of governmental policies or practices, expressing a view on public issues, or bringing into public notice any issue or other matter.

e. "Special event" means any planned extraordinary, temporary use of the public right of way or public premises of 25 people or more including but not limited to parades, processions, demonstrations, bicycle or foot races, festivals and block parties.

2. APPLICATION. a. Filing of Application. Any person, group, organization or association, other than a city official for city business, desiring to hold a special event on the public right-of-way or public premises shall make written application and file same in duplicate with the commissioner of public works at least one week prior to Class D events, except at least 2 working days prior to demonstrations as specified in sub. 1-d-3; at least one month prior to Class A, B, and C events; and at least 3 months prior to Class A, B and C events classified as “downtown events”. For purposes of this section, “downtown events” are those special events to be held on the public right-of-way or public premises in the area bounded by St. Paul Avenue on the south and Juneau Avenue on the north, Prospect Avenue on the east and north 10th Street on the west, and shall also include the Civic Center Plaza, bounded

by west Wells Street on the south and west State Street on the north, north 7th Street on the east and north 9th Street on the west.

b. Contents of Application. The application shall contain the following information:

b-1. The name, address, home and business telephone numbers of the applicant, or if the applicant is an organization, the name, address, home and business telephone numbers of the authorized representative of the organization who will be responsible for the conduct of the special event.

b-2. The date on which the special event is to be conducted and the hours when such special event is expected to start and terminate.

b-3. A detailed map of the proposed route.

b-4. The approximate number of persons, animals and vehicles which will be used in the special event and a brief description of the animals and vehicles.

b-5. A description of the portion of the width of the streets proposed to be traversed, and the location by street address of any assembly areas.

b-6. If an applicant for a permit will be conducting a street festival as defined in s. 95-1-2-j, the applicant shall provide a list of all persons and their respective permanent addresses, including peddlers and solicitors, who have obtained permission from the respective festival organization to sell goods or take orders for the later delivery of goods within the barricaded area of the street festival, no later than 2 working days prior to each event for all non-food vendors and 7 working days for food vendors.

c. Approval or Denial of Permit. Upon receipt of a completed application, the commissioner shall submit the application for review to the chief of police and the common council members in whose districts the event is to occur. The police department shall determine the classification of each special event. The commissioner shall have the authority to modify the route, time and place of a special event to facilitate crowd control in the interest of relieving congestion and promoting public safety, provided that the applicant's right of free speech is not denied thereby. The commissioner shall issue a permit unless:

c-1. The special event is of such a size or nature requiring the diversion of so great a number of police officers, ambulances or other emergency services as to deny reasonable emergency services to the city as a whole.

c-2. The time, route, size and nature of the special event will unreasonably disrupt the safe and orderly use of any street or any public place, or material portion thereof, which is ordinarily subject to great congestion or traffic at the proposed time, or substantially interrupt the safe and orderly movement of other traffic.

c-3. The vehicles, equipment or other materials used in the special event do not comply with or meet all applicable health, fire and safety requirements.

c-4. The special event will interfere or conflict with another special event for which a permit has already been issued, or with a construction or public works project.

c-5. The conduct of the special event will be contrary to law, including noise regulations.

c-6. The application for the permit, including any required attachments and submissions, is not fully completed and executed.

c-7. The applicant has not tendered the required application fee with the application or has not tendered the required user fee, indemnification agreement, insurance certificate, or security deposit within the times prescribed by the commissioner of public works.

c-8. The application for permit contains a material falsehood or misrepresentation.

c-9. The applicant is legally incompetent to contract or to sue or be sued.

c-10. The applicant or the person on whose behalf the application for permit was made has on prior occasions damaged city property and has not paid in fullfor such damage.

c-11. The common council member in whose district the event is to occur, opposes the issuance of the permit based on guidelines specified in subds. 1 to 10.

d. Appeal of Permit Denials. The commissioner of public works shall grant or deny the application for a special event permit and

notify the applicant of a denial within 3 working days after the filing of an application for a Class D event, except as soon as possible but not more than one working day for demonstrations as specified in sub. 1-d-3; within 10 working days after the filing of an application for a Class A, B or C event; and within 10 working days after the filing of an application for a Class A, B or C downtown event. Any applicant who has been denied a special event may upon written request to the city clerk, have the denial reviewed by the common council licensing committee which shall either affirm or reverse the initial action on the application. Such determination by the committee shall constitute final action. If the committee is unable to convene prior to the proposed date, of the special event, the applicant may seek judicial review of the denial.

e. Fees. The applicant for a special event permit shall pay the appropriate fee for the city services set forth in s. 81-114.6, no later than 3 days prior to the date of the special event. The commissioner of public works may establish fees for provision of additional city services requested by the applicant not set forth in s. 81-114-6. Permits shall be issued upon payment of appropriate fees.

f. Exemptions. A permit fee is not required for Class D events. The commissioner of public works may establish fees for provision of additional city services requested by the applicant not set forth in s. 81-114-6.

g. Refunds. Permit fee payments may be refunded, except for a $50 permit processing fee, if an application for a special event permit is denied by the commissioner of public works or if notification of cancellation of a permitted special event is received by the department of public works is at least 10 working days prior to the scheduled event.

3. CONTENTS OF PERMIT. Each special permit shall state the following information:

a. The name, address, home and business telephone numbers of the person or organization named on the permit.

b. A description of activity for which the permit has been issued.

c. The date, hour and location for the special event.

d. The expiration time and date.

e. When possible, the estimated attendance for the special event.

f. Where applicable, the minimum and maximum speeds, and maximum intervals of space to be maintained by units of a parade.

g. Portions of the streets that may be occupied by the special event.

h. Such other information as the commissioner of public works shall find necessary to the enforcement of this section.

4. PERMIT REGULATIONS. a. City Not Liable. The special event permit application shall contain a statement that: "The applicant agrees to indemnify and save harmless the city from and against all liabilities, claims, demands, judgments, losses and all suits at law or in equity, costs and expenses including reasonable attorney fees, for injury or death of any person or loss or damage to the property of any person, firm, organization or corporation, including both parties thereto and their employes, arising as a consequence of granting of the permit for such special event." No permit may be issued unless the applicant has agreed to the terms of this statement on the written application.

b. Insurance. b-1. Each applicant for a Class A, B or C event shall furnish with the application fee submitted to the department of public works a certificate of insurance written by a company licensed in the state of Wisconsin, approved by the city and covering any and all liability or obligations which may result from the operations by the applicants' employes, agents, contractors or subcontractors, and including worker's compensation coverage in accordance with ch. 101, Wis. Stats. The certificate shall provide that the company will furnish the city with a 10-day written notice of cancellation, non-renewal or material change. The insurance shall be written in comprehensive form and shall protect the applicant and city against all claims arising from injuries to members of the public or damage to property of others arising out of any act or omission of the applicant, its employes, agents, contractors and subcontractors.

b-2. The policy of insurance shall provide minimum combined single limits for

bodily injury and property damage of $1,000,000, or such other insurance as deemed to be adequate by the city attorney.

c. No Discrimination. The special event permit application shall contain a statement that: "The applicant agrees that the sponsoring organization will not exclude any person from the public area described in the permit because of race, color, national origin or handicap." No permit may be issued unless the applicant has agreed to the terms of this statement on the written application.

5. PENALTY. Any person violating the provision of this section, upon conviction, shall forfeit a maximum of $500 and the costs and disbursements of such action, and in default of payment thereof be confined in the county jail or house of correction for not more than 20 days, or until such forfeiture costs are paid.

105-56. Sales on Public Premises.

1. PURPOSE. It is determined and declared that the use of certain public premises for the specific public purposes to which such premises are intended is preeminent. It is further determined and declared that sales on the designated public premises interfere with their use for their intended purposes. It is further determined and declared that the use of the public sidewalk and streets outside of the entrance to the Midwest Express Center, the Auditorium, the Arena, the Milwaukee public museum, the Bradley Center, the Performing Arts Center, the Eagles Auditorium, the Riverside Theater, Summerfest and Miller Park parking facilities, for sales interferes with the orderly ingress and egress to and from those premises and therefore with their use for their intended purposes.

2. REGULATIONS. a. It shall be unlawful for any person to sell or offer for sale any goods, merchandise, foodstuffs, tickets or any other articles of any kind on public premises reserved for specific public purposes
and posted as such without the express written consent of the custodian of such premises.

b. It shall be unlawful for any person to sell, or offer to sell, any goods, merchandise, foodstuffs, tickets or any other article of any kind on any public street or public sidewalk within 500 feet of the premises of the Midwest Express Center, the Auditorium, the Arena, the Milwaukee public museum, the Bradley Center, the Performing Arts Center, the Eagles Auditorium, the Riverside Theater, Summerfest or Miller Park parking facilities, for the period of time beginning 2 hours immediately before the commencement of any scheduled event therein and ending one hour immediately after the conclusion of the event. This paragraph does not apply to any sales or offers to sell on the premises listed.

3. EXCEPTIONS. Nothing in this section shall be construed to prohibit the resale of tickets to entertainment or sporting events at or below face value.

4. PENALTY. Any person convicted of violating any provisions of this section shall be fined not less than $20 nor more than $200 for each violation plus costs of prosecution. Each day's violation shall constitute a separate offense.

105-57. Sales on Public Right of Way (Special Events). 1. PURPOSE. It is determined and declared that the use of certain public right of way on the days on which certain special events listed in sub. 2 are scheduled for the specific public purposes to which the right of way is intended is preeminent. It is further determined and declared that sales on the designated public right of way in sub. 2 interferes with their use for their intended purposes. It is further determined and declared that the use of the public sidewalk and streets outside of the designated right of way for events listed in sub. 2 interferes with the orderly ingress and egress to and from those special events and therefore with their use for their intended purposes.

2. SPECIAL EVENTS; DESIGNATED RIGHT OF WAY. The right of way for Jazz in the Park, River Rhythms, Riversplash, the Westown Farmer's Market, and certain special events designated by the commissioner of public works shall be as described in the application for the special event permit issued by the department of public works.

3. REGULATIONS. a. It shall be unlawful for any person to sell, or offer to sell, any goods, merchandise, foodstuffs, tickets or any other article of any kind on any public street or public sidewalk within 500 feet of the right of way for special events designated in sub. 2, for the period of time beginning 2 hours immediately before the commencement of any scheduled event therein and ending one hour immediately after the conclusion of the event. This paragraph does not apply to any sales or offers to sell within the designated right of way of the special events listed in sub. 2.

b. An organization sponsoring a special event specified in sub. 2 shall assign locations to vendors for the event. All vendor vehicles or tents must be located at least 15 feet apart from each other.

4. EXCEPTIONS. Nothing in this section shall be construed to prohibit the resale of tickets to entertainment or sporting events at or below face value.

5. PENALTY. Any person convicted of violating this section shall be fined $300 plus costs of prosecution, or in default of payment the violator shall be imprisoned for not more that 10 days.

105-59.5. Police Escorts. All requests for police escorts for funerals and other special events shall be made to the police department. Escorts shall be authorized at the discretion of the chief of police.

105-60. Abandoned Iceboxes or Refrigerators.

1. DECLARED A PUBLIC HAZARD. The abandonment or dangerous exposure of any icebox or refrigerator with its door, or doors, in normal latching or locking condition is declared to be a public nuisance and a serious menace to life because of the danger to children entering such iceboxes or refrigerators and becoming locked therein and suffocating.

2. REMOVAL OF LOCKS AND DOORS REQUIRED. It shall be unlawful for any person, firm or corporation to leave outside of any building or dwelling in a place accessible to children, any abandoned, unattended or discarded icebox, refrigerator, or any other container of any kind which has an airtight snap lock or other device therein without first removing the said snap lock or doors from said icebox, refrigerator or container.

3. PENALTY. Any person, firm or corporation violating any provisions of this section shall upon conviction thereof be punished by a fine not to exceed $100, and in default of payment, by imprisonment in the county jail or house of correction of Milwaukee county for a period not to exceed 90 days. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.

105-64. Vehicle Parking on Private Property.

1. Except as provided in sub. 2, no motor vehicle shall be left or parked within the front yard or the front, rear street, side street or side setback of the principal building of any residential property, including single family, 2-family and multi-family dwellings.

2. For single and 2-family dwellings, access drives may be used for parking, including access drives on setbacks. For multi-family dwellings, access drives within a front, side street or rear street setback shall not be used for parking.

3. A vehicle owner whose vehicle is parked in violation of this section shall be subject to a forfeiture of not less than $50 nor more than $500, together with the costs of prosecution, for each violation.

4. CITATIONS. In addition to other applicable enforcement procedures and pursuant to ch. 800, Wis. Stats., the commissioner of public works and the commissioners designees may issue citations pursuant to the citation procedure in s. 50-25 to any person violating this section.

105-65. Control of Abandoned Motor Vehicles and Trailers. 1. ABANDONMENT PROHIBITED. No person shall abandon any motor vehicle or trailer on any highway or public or private property within the city, and no person shall leave any motor vehicle or trailer unattended on such highway or property within the city for such time nd under such circumstances as to cause such motor vehicle or trailer reasonably to appear to have been abandoned. Motor vehicles or trailers which are in a condition of disrepair and lack valid registration plates shall be deemed to have been abandoned within the meaning of this section. Whenever any other motor vehicle or trailer has been allowed to remain standing on such highway or public property in the city for more than 72 hours after a police officer, or the commissioner of public works or the commissioners designee placards the motor vehicle or trailer and 48 hours after mailing of a notice to the last known address of the owner, the same shall be deemed to have been abandoned within the meaning of this section. The notice shall inform the owner of the manner of avoiding a declaration of abandonment, of the means of reclaiming the motor vehicle or trailer should it be deemed abandoned, and of the availability of a review before the city attorney.

2. ABANDONED VEHICLES ON PRIVATE PROPERTY. Whenever any motor vehicle or trailer has been allowed to remain on any private property in ordinary public view without the consent of the property owner, or agent, and for longer than 72 hours after a police officer, or the commissioner of public works or the commissioners designee placards the vehicle, said vehicle or trailer shall be deemed abandoned.

3. REMOVING AND IMPOUNDING. The chief of police or the commissioner of public works or any person acting on their behalf is authorized to remove or cause to be removed any motor vehicle or trailer which reasonably appears to be in violation of subs. 1 or 2, except that the removal of a motor vehicle or trailer in violation of sub. 1 may only be performed by or under the direction of a traffic officer or towing contractor under contract to the city. Whenever the vehicle reclamation charges as provided in s. 101-25-1 are paid, the vehicle shall as released to its owner. Whenever the citation upon which removal and storage is authorized is released by the chief of police, or by the city attorney after a review, or whenever the charge for which the citation upon which removal and storage is authorized is dismissed by the court, the commissioner of public works shall release the vehicle without payment of vehicle reclamation charges and shall refund any vehicle reclamation charges for such vehicle which shall have been previously paid.

4. DISPOSAL OF UNCLAIMED VEHICLES AND TRAILERS. a. As soon as practical after the removal, the duly authorized representative of the commissioner of public works shall appraise the value of such motor vehicle or trailer based on the prevailing salvage market. If the commissioner of public works or his or her authorized representative determines that the value of such motor vehicle or trailer, based on the prevailing salvage market, is $200 or less, such vehicle or trailer shall be retained in storage for a period of not less than 15 days after notice has been sent to the last known address of the owner of record to permit reclamation of the vehicle or trailer. Such notice shall inform the owner of any rights to reclaim personal property, the amount of storage charges which are accruing, and any right to reclaim the vehicle within the appropriate period. The commissioner or the commissioner's duly authorized representative may perform a salvage value appraisal of a vehicle or trailer. If the commissioner of public works or his or her

authorized representative determines that the value of a motor vehicle or trailer, based on the prevailing salvage market, exceeds $200, or that the vehicle is substantially complete and in excess of 19 model years of age, such vehicle or trailer shall be retained in storage for a period of not less than 30 days after certified mail notice has been sent to the owners and lienholders of record to permit reclamation of the vehicle or trailer. Such notice shall inform the owner or lienholder of record of any rights to reclaim personal property, the amount of storage charges which are accruing, and any right to reclaim the vehicle within the appropriate period. Such notice shall set forth the year, make, model and serial number of the abandoned motor vehicle or trailer, the place where the vehicle or trailer is being held, and that the failure of the owner or lienholders to exercise their rights to reclaim the vehicle or trailer under this section shall be deemed a waiver of all right, title and interest in the vehicle or trailer and a consent to the sale of the vehicle or trailer. Each retained vehicle or trailer not reclaimed by its owner or lienholder may be sold.

b. After such motor vehicle or trailer shall have been stored and notice given as provided for in par. a, and such vehicle or trailer shall not have been reclaimed, the commissioner of public works or a person authorized by the commissioner may sell the same. Notice of such sale shall be published in a daily newspaper having a general circulation in the city of Milwaukee for 3 consecutive days, but the same notice may include one or more motor vehicles or trailers. At such sale the highest bid for any such motor vehicle or trailer shall be accepted; unless the same is, in the judgment of the commissioner inadequate, in which event all bids may be rejected. In case all bids are rejected or no bid received, the commissioner may, in his or her discretion, either readvertise the sale or adjourn the same from time to time to a definite date each time, or sell such motor vehicle or trailer without further public notice. In lieu of a sale, after such motor vehicle or trailer shall have been stored and notice given as provided for in par. a, the commissioner is authorized to make any such motor vehicle or trailer remaining unclaimed available for use for municipal purposes, when deemed by the central board of purchases to be in the best interests of the city. No city department may use or remove from storage any unclaimed motor vehicle or trailer, for any purpose, without first obtaining approval from the central board of purchases. An inventory shall be maintained pursuant to s. 66.0139, Wis. Stats.

c. At any time prior to the removal of impounded motor vehicles or trailers which have been sold as herein provided, any person establishing his ownership or right of possession to such vehicle or trailer may reclaim and obtain possession of the same by satisfying the statutory lien for accrued storage, towing and other expenses incident to the care of the same. Whenever a vehicle or trailer is reclaimed under this paragraph, the commissioner shall refund any payment made by a purchaser for the reclaimed vehicle or trailer.

d. Following the city's sale of an abandoned motor vehicle or trailer as provided in par. b, the purchaser shall have 10 days to remove the vehicle or trailer from the storage area, but shall pay a reasonable storage fee established by the city for each day the vehicle remains in storage after the second business day subsequent to the sales date. Ten days after the sale, the purchaser shall forfeit all interest in the vehicle or trailer and the vehicle or trailer shall be deemed to be abandoned and may be sold again.

6. PENALTY. Any person violating sub. 1 or 2 shall be fined not less than $10 nor more than $200 and costs of prosecution, and in default of payment thereof, shall be imprisoned in the county jail or house of correction of Milwaukee county until such fine and costs are paid, such imprisonment not to exceed 90 days.

7. CITATIONS. In addition to other applicable enforcement procedures and pursuant to ch. 800, Wis. Stats., the commissioner of public works and the commissioners designees may issue citations pursuant to the citation procedure in s. 50-25 to any person violating this section.

105-66. On-Street Motor Vehicle Repair.

1. PROHIBITED. No person shall use any street within the city as a site or place to repair, grease or lubricate any motor vehicle while said motor vehicle is parked, stopped or left standing, attended or unattended.

2. DEFINITIONS. For the purposes of this section "motor vehicle" shall mean a vehicle as defined in s. 340.01(35), Wis. Stats., and "street" shall mean a street as defined in s. 340.01(64), Wis. Stats.

3. DISABLED VEHICLES. This section shall not apply to emergency or temporary repairs as may be necessary to move such vehicle when such vehicle becomes disabled while on the street in such a manner or such an extent that it is impossible to avoid stopping or temporarily leaving the vehicle on the street.

4. PENALTY. Any person violating this section shall, upon conviction thereof, be subject to a forfeiture of not less than $10, nor more than $100, and in default of payment thereof, shall be imprisoned in the county jail or house of correction until such forfeiture be paid, such imprisonment not to exceed 15 days.

105-69. Harmful Substances. 1. DEFINITION. Harmful substances shall mean any substance, other than toxic glues as defined in s. 105-70, having the property of releasing toxic vapors or which vaporizes to produce a vapor, gas or fume which when inhaled produces intoxication, stupefaction, irrational behavior, paralysis, or changing, distorting or disturbing his or her eyesight, thinking process, judgment, balance or muscular coordination.

2. SMELLING OR INHALATION PROHIBITED. No person shall within the limits of the city smell gases or inhale the fumes or vapors of any harmful substance with the intent of being intoxicated, stupified, irrational, paralyzed or of changing or distorting or disturbing his or her eyesight, thinking process, judgment, balance or muscular coordination.

3. SALE OR TRANSFER. No person shall, within the limits of the city, for the purpose of violating or aiding another to violate this section, possess, buy, sell, transfer possession, or receive possession of any harmful substance. No person shall sell or transfer possession of any aerosol spray paint containing a harmful substance having the property of releasing toxic vapors to any person under 18 years of age.

4. PENALTY. Any person, firm or corporation violating this section shall upon conviction thereof be punished by a fine of not less than $100 nor more than $500 together with the costs and disbursements of the prosecution and in default of payment thereof prosecution and in default of payment thereof shall be imprisoned in the county jail or house of correction for a period of time not to exceed 60 days. Each day that each violation continues shall be considered a separate offense.

105-70. Toxic Glues. 1. DEFINITION. Toxic glue shall mean any glue, adhesive cement, mucilage, plastic cement, or any similar substance containing one or more of the following volatile substances: Acetone, benzene, butyl alcohol, cyclohexanone, ethyl acetate, ethyl alcohol, ethylene dichloride, hexane, isopropyl alcohol, methyl alcohol, methyl cellosolve, acetate, methyl ethyl ketone, methyl isobutyl ketone, pentachlorophenol, petroleum ether, trichlorethylene, tricresyl phosphate, toluene, toluol or any other chemical capable of producing intoxication when inhaled.

2. INHALATION PROHIBITED. No person shall inhale or otherwise introduce into his respiratory tract any toxic glue or any vapors or fumes which may be released from any toxic glue with the intent of becoming intoxicated, elated, excited, stupified, irrational, paralyzed or of changing, distorting, or disturbing his eyesight, thinking process, judgment, balance or muscular coordination.

3. SALE OR TRANSFER. No person shall, for the purpose of violating or aiding another to violate this section, possess, buy, sell, transfer possession or receive possession of any toxic glue. No person shall sell or transfer possession of any toxic glue to any person under 18 years of age, provided, however, that one tube or container of toxic glue may be sold or transferred to a child under 18 years of age immediately in conjunction with the sale or transfer of a model kit, if the kit requires approximately such quantity of the glue for assembly of the model, and provided, further, that nothing herein contained shall be applicable to the transfer of a tube or other container of such glue from a parent to his child or from a legal guardian to his ward.

4. PENALTY. Any person, firm or corporation violating this section shall upon conviction thereof be punished by a fine of not less than $100 nor more than $500 together with the costs and disbursements of the prosecution, and in default of payment thereof shall be imprisoned in the county jail or house of correction for a period of time not to exceed 60 days. Each day that each violation continues shall be considered a separate offense.

105-71. Vision Triangles.

1. STANDARDS. a. Vision Triangles Established. Vision triangles at grade intersections of streets, streets and alleys and streets and access drives shall be as established in s. 295-405-3.

b. Objects Within Vision Triangle. Opaque fences and other opaque objects, such as but not limited to coniferous trees and shrubs and utility boxes, located in the vision triangle shall not exceed 3 feet in height. Semi-opaque and open fences and other semi-opaque objects, such as but not limited to deciduous trees and shrubs, sign and utility poles, traffic standards, and masonry fence piers not exceeding 16 inches in width shall be permitted if they are sufficiently transparent to ensure vehicular and pedestrian safety. Any bushes, hedges, fences, trees or other obstructions, except those permitted as stated in this paragraph, located within the vision triangle are declared to be public nuisances.

d. Within the area established by the vision setback line and the highway lot lines, there shall be no bushes, hedges, fences, trees or other obstructions, except natural lot grade and legally parked vehicles, with a height of more than 3 feet

above the elevation of the center of the street, alley or street and alley intersection, excepting necessary highway and traffic signs, public utility lines and open fences through which there is clear vision, and excepting that tall trees shall be permitted in such areas, provided that the lowest branches shall not be lower than 5 feet above the elevation of the center of the intersections, and excepting further that the provisions of this section shall not apply where the building and zoning code permits a principal use building to occupy the area described above. Any bushes, hedges, fences, trees or other obstructions, except those permitted as stated above, located within the area established by the vision setback line and the highway lot lines are hereby declared to be public nuisances.

2. DEFINITIONS. The definitions contained in s. 340.01, Wis. Stats., shall apply to this section.

3. INVESTIGATION. Investigation of violations of this section shall be conducted by the police department.

4. VIOLATIONS. Whenever the safety commission shall find that any bushes, hedges, fences, trees or other obstructions growing or located upon private premises are a public nuisance as defined in this section, or endanger the life, health, safety or property of the public, the commission shall notify the owner or agent in writing or by publication in a newspaper of general circulation in the city that the nuisance must be removed or otherwise abated as directed in the notice within the time specified, which shall not be less than 10 days, unless the commission shall determine that immediate correction or removal is necessary for the public safety. With respect to fences, the commission shall inform the commissioner of neighborhood services and he or she shall proceed according to the provisions of subch. 3, ch. 200.

5. APPEALS. Appeals relating to violations of sub. 1 and subsequent notification to remove or abate nuisances pursuant to sub. 4 may be made to the administrative review appeals board, pursuant to s. 320-11.

6. COMPLIANCE. If the owner of such premises or his agent shall refuse or neglect to comply with the notice within the time specified, the commissioner of public works, with respect to bushes, hedges and trees, shall cause the nuisance to be removed or otherwise abated at the expense of the owner of the land whereon the same is located.

7. COST ASSESSMENTS. The commissioner of public works shall keep a strict account of the labor expended upon such work and the cost thereof and make a report to the comptroller monthly on the first of each month for each district in the city, stating and certifying the description of the lots, parts of lots, or parcels of land, in front or rear of, or upon which such work shall have been done, and the comptroller shall at the time of making his annual report to the common council of lots or parcels of land subject to a special tax or assessment include therein the said lots or parcels so reported to him by said commissioner of public works with the aggregate amount chargeable thereto according to such report and such amounts shall be levied on the lots or parcels of land respectively to which they are so chargeable in like manner as other special taxes are levied in said city.

8. INTERFERENCE. No person, corporation or association shall prevent, delay or interfere with the employes of the department of public works in the investigation of alleged violations of this section and in the removal of any nuisances as defined in this section herein.

9. PENALTY. Any person, firm or corporation, or any agent or employe thereof, who violates this section shall, upon being found guilty thereof, be subject to a forfeiture of not less than $20 nor more than $100, together with the costs and disbursements of prosecution, and in default of payment thereof, be imprisoned in the county jail or house of correction of Milwaukee county until such fine, costs and disbursements are paid, such imprisonment not to exceed more than 30 days.

10. APPLICABILITY. The provisions of this section shall apply to all presently existing uses of property.

105-73. Municipal Silent Alarm Service. Direct fire or burglary alarm service between any private firm or government agency with any agency of the city may be authorized upon adoption of a resolution authorizing the service between the private firm or government agency with a city agency. See s. 81-2.5 for the required service fee.

105-75. Private Alarm Systems and Regulations. 1. PURPOSE. The purpose of this section is to regulate alarm systems and to minimize false alarms from these systems. Alarm businesses shall be licensed by the city under this section. A direct alarm connection to any agency of the city shall comply with s. 105-73.

2. DEFINITIONS. In this section:

a. "Alarm agent" means any person employed by an alarm business or central station whose duties include the altering, installing, maintaining, repairing, servicing or responding to an alarm system.

b. "Alarm business" means any person engaged in selling, leasing, renting, installing, monitoring, servicing, altering, moving or causing any alarm system to be sold, leased, rented, installed, monitored, serviced or altered in or on any building, place of business, structure, residence or other facility. Included in this definition are holders in due course of alarm system contracts. Excluded from this definition are sellers of alarm systems from a fixed location who do not visit the site where the alarm system is to be installed and any person engaged solely in the business of designing the system for the location. Also excluded from this definition is any person engaged solely in the business of confirming that attempted or actual crimes have occurred at the locations of activated burglary alarms.

c. "Alarm monitoring service" means an alarm business which provides service to alarm users, answering recorded signaling from alarm systems that indicate an activation of a fire, burglary or robbery alarm and relaying of the alarm message by voice contact with the fire or police department. An alarm monitoring service may be located within the state of Wisconsin or at locations outside this state.

d. "Alarm system" means any mechanical or electrical equipment arranged to signal the occurrence of a fire, burglary or robbery alarm requiring immediate fire or police department notification, including local alarms which are audible or visible upon the exterior of a structure.

e. "Alarm user" means the person in control of any building, structure or facility or portion thereof in which an alarm system is in operation.

f. "Central station" means an alarm business having the receiving, recording and transmitting equipment to which remote alarm devices and electrical protection circuits are connected, and where operators supervise an alarm panel and upon receipt of emergency signals indicating fires, burglaries or robberies, may relay a message to the fire or police department and may notify an alarm agent for the purpose of responding to the alarm signal.

g. "False alarm" means an alarm notification summoning the fire or police department to the location of an alarm activation, when the responding officer finds no evidence of the crimes of burglary, attempted burglary, robbery, attempted robbery or fire. "False alarm" does not include an alarm activation signal caused by extraordinary extremes of weather such as high winds, thunder and lightning storms or other systemic electric disturbances.

h. "Local alarm system" means any equipment arranged to signal the occurrence of a robbery or burglary by signaling such occurrence with alarms from the premises in the immediate area of the structure.

i. "Person" means an individual, firm, partnership, association, corporation or any other business entity.

j. “Private first responder service” means a service provided by an alarm business, either through an alarm agent or through a private security company under contract with the business, that determines, by means of on-site inspection, whether an attempted or actual crime has occurred at the site of an activated burglary alarm.

k. "Prompt dispatch" of an alarm agent means that arrival of the person at the location of the alarm is expected within 30 minutes under ordinary circumstances.

3. LICENSE REQUIRED. a. No alarm business shall engage in business without first applying for and receiving an alarm business license.

b. Application for an alarm business license shall be filed with the city clerk on a form provided therefore. The application shall be signed by the applicant, if an individual, or by a duly authorized agent or officer of a corporation or limited liability company, and sworn to by the applicant. The application shall require:

b-1. The name and home address of the applicant.

b-2. The name of the alarm business.

b-3. If the applicant is a corporation, the name of the corporation shall be set forth exactly as it is set forth in its articles of incorporation, together with the names and home address of each of its officers, directors and designated managers, if any. The application shall be verified by an officer of the corporation. If one or more of the officers is a corporation, the provisions of this section pertaining to a corporate applicant shall apply to the corporate officers.

b-4. If the applicant is a partnership, the application shall set forth the name and home address of each of the partners, including limited partners, and the application shall be verified by each partner. If one or more of the partners is a corporation, the provisions of this section pertaining to a corporate applicant shall apply to the corporate partners.

b-5. If the applicant is a club, association or other organization which is neither a corporation or partnership, the application shall set forth the exact name of the entity together with the names and home addresses of all officers and be verified by an officer of the club, association or organization.

b-6. All convictions, including ordinance violations exclusive of traffic violations, with a brief statement of the nature of the convictions and the jurisdiction in which the conviction occurred.

b-7. The date of birth of the applicant.

b-8. A list of services offered by the alarm business. In the event the alarm business provides to alarm users alarm monitoring services for the receiving of burglary alarm messages, the list of services shall include, but not be limited to, providing a private first responder service that verifies, in the case of an activated burglary alarm, that an attempted or actual crime has occurred at the alarm site before the alarm signal is transmitted to the police department.

b-9. Such other reasonable and pertinent information the common council or the proper licensing committee may from time to time require.

b-10. All applicants not maintaining a place of business in the state of Wisconsin shall continuously maintain in this state a registered office and a registered agent for service of process, notice or demand required and permitted by law to be served on foreign corporations, the address of such office and the name and address of such agent to be filed with the city clerk.

c. Post office box numbers shall not be acceptable for addresses required on applications.

d. All applicants shall be fingerprinted. If the applicant is a corporation, the agent shall be fingerprinted. If the applicant is a partnership, each partner shall be fingerprinted. This requirement shall not apply to a person already licensed by the city when that person is renewing the license. The fingerprinting requirement shall also not apply to the officers and directors of nonprofit corporations which apply for a license, except that the fingerprinting requirement shall apply to the agent of such corporations. If a set of fingerprints is on file with the police department, an additional set shall not be required unless expressly requested by the police department for purposes of verification.

4. CHANGES TO BE REPORTED.

a. A licensee shall notify the city clerk whenever there is a change in any information that is reported in the application form or renewal application form. The licensee shall make this notification in writing within 5 days after the change occurs.

b. Whenever an alarm business changes any of its corporate officers, directors or agents, the corporation shall file the appropriate application and pay the fee required by ch. 81. This application shall in all respects be treated as a new application subject to all the requirements of this section.

c. If there is a change of agent by the licensee, the new agent shall be fingerprinted within 10 days of such change.

5. FEE. All applications shall be accompanied by the fee specified in ch. 81.

6. ISSUANCE. a. Applications shall be referred to the chief of police who shall cause an investigation to be made and report their findings to the licensing committee. If no objection is filed to an application, the license shall be forwarded to the common council for approval. If an objection is filed to an application, the license shall be forwarded to the licensing committee for its recommendation as to whether or not a license should be issued.

b. If there is a possibility of denial, no hearing shall be heard unless the city clerk's office has provided written notice to the applicant. The notice shall be served upon the applicant so that the applicant has at least 3 days' notice of the hearing. The notice shall contain:

b-1. The date, time and place of the hearing.

b-2. A statement to the effect that the possibility of denial of the license application exists and the reasons for possible denial.

b-3. A statement that an opportunity will be given to the applicant to respond to and challenge any reason for denial and to present witnesses under oath and to confront and cross-examine opposing witnesses under oath.

b-4. A statement that the applicant may be represented by an attorney of the applicant's choice at the applicant's expense, if the applicant so wishes.

c. If there is a possibility of denial, at the hearing the committee chair shall open the meeting by stating that a notice was sent and read the notice into the record unless the applicant admits notice. The chair shall advise the applicant that the applicant has an option to proceed with a due process hearing, represented by an attorney, with all testimony both direct and

cross-examination under oath, or that the applicant may simply make a statement to the committee.

d. A due process hearing shall be conducted in the following manner:

d-1. All witnesses will be sworn in.

d-2. The chair shall ask those opposed to the granting of the license to proceed first.

d-3. The applicant shall be permitted an opportunity to cross- examine.

d-4. After the conclusion of the opponent's testimony, the applicant shall be permitted to present the applicant's own witnesses, subject to cross-examination.

d-5. Committee members may ask questions of witnesses.

d-6. Both proponents and opponents shall be permitted a brief summary statement.

e. The recommendations of the committee regarding the applicant must be based on evidence presented at the hearing. Probative evidence concerning whether or not the license should be granted may be presented on the following subjects:

e-1. Whether or not the applicant meets the municipal requirements.

e-2. Whether or not the applicant has been charged with or convicted of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the licensed activity.

e-3. Any other factors which reasonably relate to the public health, safety and welfare.

f. The committee may make a recommendation immediately following the hearing or at a later date. Written notice of the committee's decision will be provided if the decision is made at a later date or if the applicant was not present or represented. The committee shall forward its recommendation in writing to the common council for vote at the next meeting at which such matter will be considered.

7. RENEWAL AND NON-RENEWAL.

a. Procedure for Renewal. Applications for renewal shall be made to the city clerk. The clerk shall refer the application for renewal to the chief of police for review. For any application for renewal of an alarm business license for an alarm business which provides to alarm users alarm monitoring services for the receiving of burglary alarm messages, the application shall state that among the services offered by the alarm business to alarm users is a private first responder service that verifies, in the case of an activated burglary alarm, that an attempted or actual crime has occurred at the alarm site before the alarm signal is transmitted to the police department. If the chief of police files no information with the city clerk that could form the basis of an objection, the license shall be referred to the common council for approval unless a written objection has been filed with the city clerk at least 45 days prior to the date on which the license expires. This objection may be filed by any interested person. If a written objection is filed, or if a determination is made that the applicant no longer meets the licensing qualifications, the application shall be forwarded to the licensing committee of the common council for its recommendation.

b. Non-Renewal. If there is a possibility that the committee will not recommend renewal of a permit, the procedures for notice, hearing and review by the common council provided in sub. 8 shall govern.

7.5. DISQUALIFICATION. Whenever any application is denied, or license not renewed, revoked or surrendered, the procedures for disqualification for license and change of circumstances provided in ss. 85-13 and 85-15 shall apply.

8. PROCEDURES FOR NON-RENEWAL, SUSPENSION OR REVOCATION.

a. Any license issued under this section may be non-renewed, suspended or revoked for cause by the common council after notice to the licensee and a hearing.

b. Non-renewal, suspension or revocation proceedings may be instituted by the licensing committee upon its own motion, or upon sworn written charges made and filed with the city clerk by the chief of police or upon a sworn written complaint filed with the city clerk by any interested party.

c. Due Process Hearing and Review by the Common Council. If there is a possibility that the licensing committee will not recommend renewal of the license, or when revocation or suspension proceedings are initiated, the procedures for notice and committee hearing and for the committee report, recommendations and common council consideration provided in ss. 85-3 to 85-5 shall govern.

d. Grounds for Non-renewal or Revocation. The recommendation of the committee regarding the licensee shall be based on evidence presented at the hearing. Probative evidence concerning non-renewal or revocation may include evidence of:

d-1. Failure of the licensee to meet the municipal qualifications.

d-2. Pending charges against or the conviction of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the circumstances of the licensed activity, by the licensee or by any employe of the licensee.

d-3. Failure of the alarm company to keep adequate records as to the locations where alarm systems are installed as well as the name, home or billing address, and telephone numbers of the purchaser or subscriber or alarm systems or service.

d-4. Relaying excess false alarms from customers premises to the fire or police department.

d-5. Failure of the licensee to obtain, in the case of a burglary alarm, a verified response that an attempted or actual crime has occurred at the alarm site before the alarm signal is transmitted to the police department.

d-6. Failure to provide a private first responder service, as required by sub. 14-f.

d-7. Any other factor which reasonably relates to the public health, safety and welfare.

10. REQUEST TO SURRENDER A LICENSE. a. If a licensee wishes to surrender his or her license after receiving a notice for a hearing on non-renewal or revocation, the licensee must request, in writing, permission from the licensing committee to do so prior to the commencement of the hearing. The committee may approve the request, or deny the request and proceed with the hearing.

[Pages 610a and 610b are blank]

b. In the event a licensee who has surrendered his or her license wishes to have the surrendered license returned, regardless of whether the license was surrendered pursuant to par. a, the licensee must request, in writing, permission from the licensing committee to do so and appear before the committee at the date, time and place specified in written notice provided to the licensee by the city clerk. The committee may approve the request and return the license without further action by the common council, or make a recommendation to the common council to deny the request based on the same grounds set forth in this section for non-renewal or revocation. If the committee makes a recommendation to deny the request for the return of the license, all committee recommendations shall be prepared and common council actions conducted in the same manner set forth in this section for non-renewal or revocation.

11. PROHIBITED SYSTEMS. a. No person may use or operate, attempt to use or operate, or cause to be used or operated, or arrange, adjust, program or otherwise provide or install any alarm system that will upon activation either mechanically, electronically or by any other automatic means initiate a call and deliver a recorded message to any telephone number of any city of Milwaukee agency.

b. No alarm system may be operated or programmed to initiate, transmit, or deliver by automatic means, to any city agency, an alarm notification described as "panic", "disturbance", "police alert", medical emergency, or other miscellaneous incidents distinguished from the specific burglary, robbery or fire alarms.

12. CENTRAL STATION ALARM SYSTEMS. a. A central station shall promptly relay messages to the police or fire department. When the alarm signal has been generated by a nonemergency situation, such as the testing or repairing of alarm equipment, the central station shall not send an emergency message to the department. In the case of an activated burglary alarm, the central station shall relay the message to the police department only after the central station's private first responder service has verified that an attempted or actual crime has occurred at the alarm site.

b. Any person owning, leasing or operating a private alarm system programmed to a central station with keys to the alarmed premises shall promptly dispatch an alarm agent to the location of any alarm transmitted to the fire or police department.

c. Those alarm businesses which do not maintain keys to the premises shall operate in the following manner:

c-1. Notification to the fire or police department shall include notice that the alarm business does not maintain keys to the premises and will not arrive at the scene while the department is present.

c-2. Those alarm businesses shall file a report with the responding department within 72 hours of the occurrence which shall include:

c-2-a. Company name and address.

c-2-b. User name and address, and telephone numbers.

c-2-c. Time of occurrence reported to the alarm company and time relayed to the department.

c-2-d. Cause of alarm, if known.

c-2-e. Action taken by alarm business.

c-3. An alarm business which does not maintain keys to the premises shall not be exempt from the requirement of par. a to obtain, in the case of a burglary alarm, a verified response that an attempted or actual crime has occurred before relaying the message to the police department.

13. ALARM MONITORING SERVICE.

a. Any alarm monitoring service providing the service of receiving burglary, robbery or fire alarm messages from alarm systems and relaying alarm information to the fire or police department shall have trained employes on duty at all times. In the case of an activated burglary alarm, the alarm monitoring service shall relay the message to the police department only after the monitoring service's private first responder service has verified that an attempted or actual crime has occurred at the alarm site. An alarm monitoring service shall provide pertinent information to the department at the time of telephone notification of the activation of any alarm, which shall include:

a-1. The alarm user name, address location of the activated alarm, identification of the type of alarm signal and telephone number of the alarm user.

a-2. The name and address of the alarm business or agent which has the responsibility for the alarm system activation.

b. Any alarm monitoring service shall provide the prompt notification of an alarm user representative to the location of each alarm transmitted to the fire or police department, upon request of the responding department.

c. Those alarm businesses which do not maintain keys to the premises shall operate in the following manner:

c-1. Notification to the fire or police department shall include notice that the alarm business does not maintain keys to the premises and will not arrive at the scene while the department is present.

c-2. Those alarm businesses shall file a report with the responding department within 72 hours of the occurrence which shall include:

c-2-a. Company name and address.

c-2-b. User name and address, and telephone numbers.

c-2-c. Time of occurrence reported to the alarm business and time relayed to the department.

c-2-d. Cause of alarm, if known.

c-2-e. Action taken by alarm business.

c-3. An alarm business which does not maintain keys to the premises shall not be exempt from the requirement of par. a to obtain, in the case of a burglary alarm, a verified response that an attempted or actual crime has occurred before relaying the message to the police department.

14. ALARM BUSINESSES REQUIREMENTS. Alarm businesses shall:

a. Have a written contract with each alarm user whose alarm system they monitor which identifies the services to be provided by the alarm monitoring service. The contract must also state that if either the city's police or fire department is notified of 2 false alarms within a calendar year, the alarm user will be required to pay the city a forfeiture of $50 for each false alarm received thereafter.

b. The provisions of par. a shall be included in those contracts between alarm users and alarm businesses entered into after the effective date of this section. All contracts in existence between alarm users and alarm businesses prior to the effective date of this section shall, at the time of renewal, include the provisions of par. a. All alarm businesses shall notify, in writing, all alarm users with which they presently have contracts of this renewal provision.

c. Be responsible for the proper installation of alarm systems in accordance with manufacturer specifications.

d. Be responsible for insuring that private alarm systems under maintenance contracts are maintained in good working order and that defects which could cause false alarms are promptly repaired.

e. Instruct appropriate personnel as to the operation of private alarm systems, including the setting, activation or resetting of the alarm equipment.

f. Provide a private first responder service that shall verify, in the case of an activated burglary alarm, that an attempted or actual crime has occurred at the alarm site before the alarm signal is transmitted to the police department.

g. In the case of an activated burglary alarm, relay the message to the police department only after the business's private first responder service has verified that an attempted or actual crime has occurred at the alarm site.

15. PENALTIES. a. No alarm user shall cause or permit the city's police or fire department to be notified of a false alarm. If either the fire or police department is notified of 2 false alarms within a calendar year, the alarm user shall be subject to a forfeiture of $50 for each false alarm received thereafter and in default of payment shall be imprisoned in the county jail or house of correction not to exceed 2 days or until such forfeiture costs are paid.

b. Except as provided in par. a, any person violating any provision of this section shall upon conviction forfeit not more than $500, together with the costs of prosecution, and in

default of payment shall be imprisoned in the county jail or house of correction not to exceed 20 days or until such forfeiture costs are paid.

105-77. Misuse of Emergency Telephone Numbers. 1. PROHIBITED ACTS. No person shall:

a. Intentionally dial the emergency telephone number "911" or the secondary emergency phone numbers "347-2323" and "765-2323" to report an emergency to city departments knowing that the fact situation which he or she reports does not exist.

b. Intentionally dial the emergency telephone number "911" or the secondary emergency phone numbers "347-2323" and "765-2323" for purposes of communication not relating to the reporting of an actual emergency.

2. RESPONSIBILITY OF PARENTS. No parent, guardian or other adult person having the care and custody of a person under the age of 18 years shall suffer or permit or by inefficient control to allow such persons to violate sub. 1.

3. PENALTY. Any person violating the provisions of this section shall, upon conviction, be subject to a forfeiture of not less than $50 nor more than $300, together with the costs of prosecution, and upon default of payment be imprisoned in the county jail or house of correction not less than 2 days nor more than 12 days.

105-79. Legal Occupant Lists for Residential Rental Properties. 1. LIST REQUIRED. The owner of any residential rental property shall maintain a current list of all tenants and sublessees authorized to occupy the building or buildings on such property. Upon written request to the owner, this list shall be made available to public safety personnel within 24 hours.

2. PENALTIES. The penalties provided in s. 200-19, including the minimum penalties, shall apply to any person found to be in violation of this section.

105-81. Ultimate or Extreme Fighting Events Prohibited. 1. In this section, "ultimate or extreme fighting event" means a fighting bout or tournament that meets the following criteria:

a. A state license under ch. 444, Wis. Stats. has not been issued for the event.

b. Participants use any combination of boxing, kicking, wrestling, hitting, punching or other combative contact techniques, which combination of techniques is not specifically authorized by and conducted pursuant to ch. 444, Wis. Stats.

2. No person shall advertise, operate, maintain, attend, participate in, promote or assist in advertising, operating, maintaining, attending, participating in or promoting an ultimate or extreme fighting event held within Milwaukee.

3. A person who violates this section shall upon conviction be subject to a forfeiture of not less than $500 nor more than $5,000 together with the costs and disbursements of the prosecution, and in default of payment thereof, shall be imprisoned in the county jail or house of correction for not less than 20 nor more than 90 days.

105-91. Retail Establishment Security Measures. 1. FINDINGS. The common council finds that any retail establishment, that has generated 3 or more calls for police service for criminal activities within a one-year period, may be required to install a security camera to help insure the safety and welfare of the people of the city of Milwaukee.

2. DEFINITION. For the purposes of this section, “retail establishment” means an establishment providing retail sale of new products to the public and rendering services incidental to the sale of such products, including, but not limited to, sale of: art supplies and picture frames, art works, auto parts, baked goods, bicycles, books, newspapers and magazines, collectibles, dry goods, notions and novelties, flowers and plants, food and beverages, furniture and floor coverings, hardware, hobbies, toys and games, household goods, jewelry, luggage, major appliances, music, records, compact discs and tapes, paint and

wallpaper, pets, pharmaceutical products, photo equipment and processing, sewing apparatus, sporting goods, stationery, tobacco products and wearing apparel. This term includes, but is not limited to, a grocery store, specialty food store, antique store, licensed alcohol beverage establishment, butcher shop, delicatessen, portrait studio, furniture or appliance rental establishment or video rental or sales business, adult book store, lumber yard, building supply or home improvement center, garden center or secondhand store.

3. PROCEDURE. Whenever the chief of police determines 3 or more crimes, as defined in s. 939.12, Wis. Stats., have occurred at a retail establishment on separate days within a one-year period, the chief of police may notify the premises owner in writing that the owner is required to install a security camera and comply with all regulations set forth in s. 68-4.3. In addition, cameras installed in a Class "B" tavern shall be installed so as to provide a clear image of the entire premises as described on the license as well as the public right-of-way abutting the premises and any off-street parking lot used expressly for patron parking. The premises owner shall have 60 days from the date of notification to install a security camera. This notice shall be deemed to be properly delivered if sent either by first class mail to the premises owner's last known address or if delivered in person to the premises owner. If the premises owner cannot be located, the notice shall be deemed to be properly delivered if a copy of it is left at the premises owner's usual place of abode in the presence of some competent member of the family at least 14 years of age or a competent adult currently residing there and who shall be informed of the contents of the notice. If a current address cannot be located, it shall be deemed sufficient if a copy of the notice is sent by first class mail to the last known address of the owner as identified by records of the commissioner of assessments. This notice shall contain:

a. The street address or legal description sufficient for identification of the premises.

b. A description of the crimes that have occurred at the premises.

c. A statement that the premises owner may within 10 days of the date of the service of the notice appeal to the chief of police.

d. A notice of the premises owner's further right to appeal pursuant to sub. 4.

4. APPEAL. Appeal of the determination of the chief of police pursuant to sub. 3 may be submitted to the administrative review appeals board as provided by s. 320-11. The administrative review appeals board may extend the installation period beyond 60 days in the case of a financial hardship.

5. PENALITIES. Any premises owner who violates any of the provisions of s. 105-91, shall upon conviction, forfeit not less than $500 nor more than $1,000 and in default of payment thereof, be imprisoned in the county jail or house of correction for a period of not less than 20 days nor more than 40 days.

105-122. Seized Firearms or Ammunition, etc.

1. ABANDONED OR UNCLAIMED PROPERTY. a. Dangerous Materials. The chief of police may, by any lawful means, safely dispose of abandoned or unclaimed flammable, explosive or incendiary substances, materials or devices in his custody posing a danger to life or property in their storage, transportation or use immediately after taking possession of such substances, materials or devices.

b. In Custody of Chief of Police. The chief of police may dispose of firearms or ammunition in the custody of the chief of police which have been abandoned or remain unclaimed for a period of 12 months after the taking of possession of such property by the chief of police, by return to the rightful owner, destruction or transfer to the state crime laboratory under s. 165.75, Wis. Stats., the division of law enforcement services of the Department of Justice, the Federal Bureau of Investigation or the Alcohol, Tobacco and Firearms Bureau of the U.S. Department of the Treasury.

c. Other Personal Property. Except for abandoned motor vehicles and trailers, the chief of police may dispose of all other personal property in the chief's custody which has been abandoned or remains unclaimed for a period of 30 days after acquisition by the chief by using

an Internet auction service contracting with the department of administration. The proceeds of such sales shall be paid to the city treasurer. The chief of police may dispose of abandoned or unclaimed property by other means set forth in s. 310-29 only with prior authorization of the department of administration and in accordance with the requirements of s. 310-29-2 to 4. Property delivered to the department of administration for disposition shall be disposed of by the department of administration in accordance with s. 310-29. Abandoned motor vehicles and trailers shall be disposed of in accordance with s. 105-65.

2. DISPOSITION OF SEIZED FIREARMS OR AMMUNITION. a. Seized Firearms or Ammunition Posing a Danger to Life or Property or Constituting Contraband. If firearms or ammunition seized by the chief of police are not required for evidence or further investigation but pose a danger to life or property in their storage, transportation or use or constitute contraband, the chief of police may safely dispose of such firearms or ammunition by any lawful means.

b. Seized Firearms or Ammunition Which Do Not Pose a Danger to Life or Property or Constitute Contraband. If firearms or ammunition seized by the chief of police are not required for evidence or further investigation or do not appear to be or are not reported stolen, and have not been disposed of pursuant to court order at the completion of a criminal action or proceeding or in accordance with par. a, and the rightful owner has not requested their return within 12 months after the taking of possession of such firearms or ammunition by the chief of police, such firearms or ammunition may be shipped by the chief of police to the state crime laboratory for disposition under s. 968.20(3)(a), Wis. Stats.

c. Seized Firearms or Ammunition Which Appear to be or are Reported Stolen. If firearms or ammunition seized by the chief of police appear to be or are reported stolen but are not required for evidence or further investigation and have not been disposed of pursuant to court order at the completion of a criminal action or proceeding or in accordance with par. a, and the rightful owner has not requested their return within 12 months after the taking of possession of such firearms or ammunition by the chief of police, the chief of police may ship such firearms or ammunition to the state crime laboratory for disposition under s. 968.20(3)(a), Wis. Stats., after the chief of police shall have made a reasonable effort to notify the rightful owner, and the rightful owner shall not have requested their return within 30 days following receipt of such notification. If after a reasonable effort the chief of police is unable to notify the rightful owner, the chief of police may ship such firearms or ammunition to the state crime laboratory for disposition under s. 968.20(3)(a), Wis. Stats., provided not less than 15 months shall have elapsed since the taking of possession of such firearms or ammunition by the chief of police.

3. OTHER SEIZED PROPERTY. If property other than firearms or ammunition is seized by the chief of police and is not requested for evidence or investigation, and such property poses a danger to life or property in its storage, transportation or use or constitutes contraband, the chief of police may safely dispose of such property by any lawful means.

105-123. Disposition of Property Found on City Streets. 1. RECEIPT ISSUED. If any person shall find any money or property and if the owner thereof be unknown, such person shall within 5 days after finding such money or property deliver the same to the chief of police. The chief of police may for the purpose of this section designate members of his department to perform the duties herein referred to. The chief of police, upon receipt of such found money, shall within 60 days separate such money from its container, if there be one, and deposit such found money with the city treasurer for safekeeping; provided, however, that the chief of police may, in his discretion, hold such money without depositing the same with the city treasurer. A copy of such deposit

memorandum by the chief of police shall be forwarded to the city comptroller. All property except money delivered to the chief of police pursuant to the terms of this section shall be disposed of pursuant to ss. 105-122 and 310-29.

2. SPECIAL TRUST FUND. a. The city treasurer shall immediately, upon receipt of such found money, deposit such found money in a trust account to be known as the police department trust fund; and he shall not disburse such money to any person or persons unless he shall first have received from the chief of police a payment certification approved by the city comptroller stating the amount to be disbursed and that either the payee on such payment certification is the lawful owner of such money, or that the payee is the finder of such money; and, in the latter case, the payment certificate shall also state that such money was delivered to the police department at least 6 months prior to the date of such payment certification.

b. If such found money is not claimed within one year of the date of delivery to the police department, said money shall be deposited in the city general fund and be credited to miscellaneous general revenue.

3. RETURN TO OWNER, ETC. The chief of police or persons designated by him, upon receipt of found money or property, shall investigate and attempt to ascertain the true owner thereof. The chief of police shall issue a receipt to the finder which shall, in the case of money, show the amount and denomination and contain a description of the container in which such money was found; and in the case of other property, the receipt shall describe the property. If the chief of police shall discover the owner of such money, he shall issue a payment certification to such owner which shall meet the requirement of sub. 2. In the case of other property, the chief of police may turn such property over to the true owner. If the chief of police shall ascertain the true owner, but find it impossible to locate and notify said true owner or fail to receive response from said true owner, he shall, upon request, issue payment certification to the finder thereof which shall also comply with the provisions of sub. 2 with the exception of the provision which relates to the finder's 6 month's waiting period. In case of a known true owner, the finder's waiting period shall be 12 months. If the true owner cannot be ascertained after an investigation by the chief of police, he shall upon request issue a payment certification to the finder thereof which shall also comply with the provisions of sub. 2. If the chief of police cannot after an investigation determine who is entitled to the money or the property, he shall withhold the issuance of a payment certification until such time as he is directed by written order from a judge or a court of record directing him to issue such payment certification or directing him to turn over such property.

4. PENALTY. If any person shall find money or property and shall fail to deliver up such money or property within 5 days to the chief of police, or otherwise fail to comply with the provisions of this section, such person shall be guilty of a violation of this section and shall, upon conviction thereof, be fined not to exceed $5 or upon default of the payment thereof be imprisoned in the house of correction not to exceed 10 days.

105-124. Police May Enter Buildings to Make Arrests, Right of Entry. The chief of police and the policemen are respectively authorized and empowered, in a peaceable manner, or, if refused admittance after demand is made, with force and arms, to enter any house, store, shop, grocery or other place or building, whatever or

whatsoever in said city, in which any person or persons may reasonably be suspected to be for unlawful purposes, and if any person or persons shall be found therein guilty of any crime or misdemeanor, or violation of any law or ordinance for the preservation of the peace and good order of the city, or who may reasonably be suspected thereof, or who shall be aiding and abetting such person or persons so found, said officer or policeman shall apprehend and keep in custody such person or persons as in case of other arrests made by police officers, until they be discharged by due course of law.

105-125. Power of Arrest. The chief of police and policemen respectively shall have full power and authority, and it shall be their duty to arrest all persons in the city found in the act of violating any law or ordinance of the city, or aiding or abetting in any such violation, and shall arrest all persons found under suspicious circumstances, and shall take all such persons in charge and confine them until a reasonable time to bring such persons before the county court in and for the county of Milwaukee, to be dealt with according to law.

105-126. General Duties of Policemen. The members of the police force shall obey the orders of the chief of police and shall report to the chief of police all violations of the city ordinances, and all suspicious persons, bawdy houses, pawn-brokers' shops, gambling houses, and all places where idlers, tipplers, gamblers and other disorderly and suspicious persons congregate. And it shall also be their duty to caution strangers and others against going into such places, and against pickpockets, watch stuffers, droppers, mock auctioneers and all other suspicious persons, to render assistance to officers of justice, to direct strangers to the nearest way to their places of destination, and when necessary to cause them to be accompanied by one of the police.

105-127. When to Arrest. Each policeman shall carefully watch all disorderly houses. He shall arrest all and every person who shall be seen by him violating any ordinance of the city, or who shall be found in the street drunk, noisy or using boisterous and threatening or insulting language tending to produce a quarrel or breach of the peace; all persons who shall be guilty of indecent conduct or of any indecent exposure of the person; all persons who shall be in the act of committing a felony or misdemeanor, or who shall be reasonably suspected of having committed any felony. He may lawfully make an arrest without a warrant for a misdemeanor whenever the officer has reasonable grounds to believe that the person to be arrested has committed a misdemeanor and will not be apprehended unless immediately arrested or that further personal and property damage may likely be done unless immediately arrested. He may lawfully make an arrest acting under a warrant even though the officer does not have the warrant in his possession at the time of the arrest, but, if the person arrested so requests, the warrant shall be shown to him as soon as practicable. He may lawfully arrest when advised by any other peace officer in the state that a warrant has been issued for the individual.

105-128. Police to Report Defective Sidewalks, etc. The patrolmen in their respective beats shall immediately report all defective and dangerous streets, walks and places which shall come to their notice; and in the performance of their duties they shall particularly examine such streets, walks and places and make such report as aforesaid. They shall make their reports to the chief of police at the central station, and it shall be his duty to forthwith enter the same in a register kept by him for that purpose and at once transmit the same to the office of the commissioner of public works.

105-133. Warrant for Assault Upon Officer. No member of the police force shall be permitted to apply for warrant for an assault upon himself without first reporting the case to the chief of police and obtaining from him or from the mayor permission in writing to make such application.

105-137. Assistance to Officers By Citizens. It shall be the duty of all persons in the city, when

called upon by any police officer or patrolman to promptly aid and assist him in the execution of his duties. Whoever shall neglect or refuse to give such aid and assistance shall forfeit a penalty of not exceeding $100 in the discretion of the court or magistrate convicting. And if the person offending be a licensed hackman, cabman or drawman, or the driver of any hackney coach, cab, omnibus, dray or wagon or other vehicle, the court or magistrate convicting shall be authorized to give judgment that the license of the said person or of the owner of such vehicle be cancelled and revoked.

105-138. Resisting or Obstructing Officer.

1. DEFINITIONS. In this section:

a. "Obstructs" includes without limitation knowingly giving false information to an officer or knowingly placing physical evidence with the intent to mislead an officer in the performance of the officer's duty, including the service of any summons or civil process.

b. "Officer" means a peace officer or other public officer or public employe having the authority by virtue of the officer's position or employment to take another into custody.

2. PROHIBITION. No person shall knowingly resist or obstruct an officer while the officer is doing any act in an official capacity and with lawful authority.

3. PENALTY. Any person violating this section shall upon conviction forfeit not less than $100 nor more than $500, together with the costs of prosecution and in default of payment shall be imprisoned in the county jail or house of correction for a period not to exceed 20 days, or until the forfeiture and costs are paid; and for violations occurring between the hours of 8:00 p.m. and 5:00 a.m. upon a street designated as a cruising area under s. 101-20.5, including the land within the street lines whether or not improved, shall upon conviction forfeit not less than $200 nor more than $1,000, together with the costs of prosecution and in default of payment shall be imprisoned in the county jail for a period not to exceed 40 days, or until the forfeiture and costs are paid.

LEGISLATIVE HISTORY
CHAPTER 105

Abbreviations:

am = amended	ra = renumbered and amended	rn = renumbered
cr = created	rc = repealed and recreated	rp = repealed

Section	Action	File	Passed	Effective
105-1	rc	060075	7/12/2006	7/29/2006
105-2	am	051702	7/12/2006	7/29/2006
105-4.5	rp	990536	10/19/99	11/5/99
105-19	cr	86-1896	4/7/87	4/24/87
105-19	am	870129	6/16/87	7/3/87
105-19	am	881423	5/8/90	5/25/90
105-19	rc	910191	5/14/91	6/1/91
105-19-1	rc	930355	7/27/93	8/13/93
105-19-1-a	am	921361	12/18/92	1/12/93
105-19-1-h	cr	950079	5/15/95	6/3/95
105-20.5-7	am	891080	10/10/89	10/28/89
105-21	am	961940	5/13/97	5/31/97
105-21-0	rc	980502	7/24/98	8/12/98
105-21-1	am	83-496-a	9/27/83	10/14/83
105-21-2	cr	83-496	7/29/83	8/18/83
105-21-2	rn to 105-21-3	980502	7/24/98	8/12/98
105-21-2	cr	980502	7/24/98	8/12/98
105-25	cr	041093	7/26/2005	9/1/2005
105-34	rc	901091	11/27/90	12/15/90
105-34-1-c-9	am	940400	6/28/94	7/16/94
105-34-3	rc	902009	4/23/91	5/10/91
105-34-3-c	cr	051702	7/12/2006	7/29/2006
105-34-3-d	cr	051702	7/12/2006	7/29/2006
105-36-1	am	951346	1/23/96	2/9/96
105-36-1	am	980963	12/18/98	1/1/99
105-39-2	am	890134	11/17/89	12/9/89
105-40-1	rp	021691	3/25/2003	4/11/2003
105-40-2	am	960621	7/30/96	8/16/96
105-40-2-b	am	980963	12/18/98	1/1/99
105-43-3-b	rc	971913	5/5/98	5/22/98
105-43-3-c	cr	971913	5/5/98	5/22/98
105-43-3-d	cr	971913	5/5/98	5/22/98
105-43-3-e	cr	971913	5/5/98	5/22/98
105-43-3-f	cr	971913	5/5/98	5/22/98
105-43-4	cr	901092	4/23/91	4/27/91
105-43-4	am	940400	6/28/94	7/16/94
105-43-4	rn to 105-43-5	901092	4/23/91	4/27/91
105-43-5	rn to 105-43-6	901092	4/23/91	4/27/91
105-43-6	rn to 105-43-7	901092	4/23/91	4/27/91
105-43-7	rn to 105-43-8	901092	4/23/91	4/27/91
105-43.2	rc	901092	4/23/91	4/27/91

105-45	cr	981296	1/19/99	2/5/99
105-46	cr	041217	2/1/2005	2/18/2005
105-47	cr	872430	3/29/88	4/16/88
105-47-3	rc	071508	3/18/2008	4/5/2008
105-48	cr	901402	6/25/2002	12/1/2002
105-49-1	am	980963	12/18/98	1/1/99
105-55.5	cr	882107	4/4/89	4/22/89
105-55.5	rc	031096	4/12/2005	4/29/2005
105-55.5-2-e	rc	890140	6/6/89	6/24/89
105-55.5-2-e	rc	890139	6/27/89	7/18/89
105-55.5-2-e-2	am	960043	5/14/96	6/1/96
105-55.5-2-e-5	cr	890824	9/19/89	10/7/89
105-55.5-2-i	cr	892507	5/8/90	5/25/90
105-55.5-3-c	cr	900555	7/31/90	8/17/90
105-56-1	am	881295	11/1/88	11/18/88
105-56-1	am	890605	7/25/89	8/15/89
105-56-1	am	930845	9/28/93	10/15/93
105-56-1	am	960043	5/14/96	6/1/96
105-56-1	am	980383	7/7/98	7/24/98
105-56-1	am	980807	10/9/98	10/28/98
105-56-1	am	981326	1/19/99	2/5/99
105-56-1	am	060520	9/26/2006	10/13/2006
105-56-2-b	am	890605	7/25/89	8/15/89
105-56-2-b	am	930845	9/28/93	10/15/93
105-56-2-b	am	960043	5/14/96	6/1/96
105-56-2-b	am	980383	7/7/98	7/24/98
105-56-2-b	am	980807	10/9/98	10/28/98
105-56-2-b	am	981326	1/19/99	2/5/99
105-56-2-b	am	060520	9/26/2006	10/13/2006
105-56-3	rn to 105-56-4	040411	9/21/2004	10/8/2004
105-56-3	cr	040411	9/21/2004	10/8/2004
105-57-1	am	071682	5/20/2008	6/7/2008
105-57-2	rc	900252	6/20/90	7/10/90
105-57-2	am	950034	5/16/95	6/3/95
105-57-2	am	060520	9/26/2006	10/13/2006
105-57-2	rc	071682	5/20/2008	6/7/2008
105-57-3	rc	060520	9/26/2006	10/13/2006
105-57-3	rc	071682	5/20/2008	6/7/2008
105-57-3-a	am	950034	5/16/95	6/3/95
105-57-3-a-1	am	890287	6/16/89	6/24/89
105-57-3-b	am	950034	5/16/95	6/3/95
105-57-3-c	am	890287	6/16/89	6/24/89
105-57-3-c	am	950034	5/16/95	6/3/95
105-57-3-d-0	am	950034	5/16/95	6/3/95
105-57-3-d-1	am	950034	5/16/95	6/3/95
105-57-3-d-2	am	85-109-a	3/4/86	3/21/86
105-57-3-d-2	am	950034	5/16/95	6/3/95
105-57-4	rn to 105-57-5	071682	5/20/2008	6/7/2008
105-57-4	cr	071682	5/20/2008	6/7/2008
105-58	cr	85-109	5/14/85	6/1/85
105-58	rp	060520	9/26/2006	10/13/2006
105-58-2	rc	900252	6/20/90	7/10/90

105-58-2	am	941797	6/6/95	6/23/95
105-58-3-a-2	am	85-109-a	3/4/86	3/21/86
105-59	cr	85-109-a	3/4/86	3/21/86
105-59	rp	060520	9/26/2006	10/13/2006
105-59.5	cr	882107	4/4/89	4/22/89
105-63	cr	950129	5/16/95	8/1/95
105-63	rp	980134	5/27/98	6/13/98
105-64	cr	961022	2/11/97	2/28/97
105-64-4	cr	970217	6/3/97	6/20/97
105-64-4	am	991247	11/29/99	1/1/2000
105-64-4	am	991569	2/29/2000	3/17/2000
105-65-1	am	941628	3/8/95	7/1/95
105-65-1	am	991569	2/29/2000	3/17/2000
105-65-2	am	991569	2/29/2000	3/17/2000
105-65-3	am	941628	3/8/95	7/1/95
105-65-3	am	971806	4/7/98	4/25/98
105-65-4-a	am	910026	5/14/91	6/1/91
105-65-4-a	am	941628	3/8/95	7/1/95
105-65-4-a	am	961896	7/25/97	8/13/97
105-65-4-b	am	85-1445	12/20/85	1/15/86
105-65-4-b	am	930451	7/27/93	8/13/93
105-65-4-b	am	950106	5/16/95	8/2/95
105-65-4-b	am	951756	4/2/96	4/20/96
105-65-4-b	am	961310	12/17/96	1/9/97
105-65-4-b	am	961896	7/25/97	8/13/97
105-65-4-b	am	001458	2/27/2001	3/16/2001
105-65-4-c	am	85-1445	12/20/85	1/15/86
105-65-4-c	am	961896	7/25/97	8/13/97
105-65-5	rp	941628	3/8/95	3/25/95
105-65-7	cr	872175	3/8/88	3/25/88
105-65-7	am	881930	3/7/89	3/25/89
105-65-7	am	991947	11/29/99	1/1/2000
105-65-7	am	991569	2/29/2000	3/17/2000
105-65.5	cr	920847	11/7/94	11/24/94
105-65.5	rp	051344	4/11/2006	4/29/2006
105-65.7	cr	020955	11/6/2002	11/23/2002
105-65.7	rn to 101-24.5	021691	3/25/2003	4/11/2003
105-65.7-7	rp	021284	1/22/2003	2/8/2003
105-66-1	am	020954	11/6/2002	11/23/2002
105-66-2	am	020954	11/6/2002	11/23/2002
105-71-0	rc	991763	5/14/2002	10/1/2002
105-71-1	rc	991763	5/14/2002	10/1/2002
105-71-3	am	000623	9/22/2000	10/11/2000
105-71-4	am	951346	1/23/96	2/9/96
105-71-4	am	980963	12/18/98	1/1/99
105-71-5	rn to 105-71-6	000623	9/22/2000	10/11/2000
105-71-5	cr	000623	9/22/2000	10/11/2000
105-71-6	rn to 105-71-7	000623	9/22/2000	10/11/2000
105-71-7	am	951008	12/19/95	1/13/96
105-71-7	rn to 105-71-8	000623	9/22/2000	10/11/2000
105-71-8	rn to 105-71-9	000623	9/22/2000	10/11/2000
105-71-9	rn to 105-71-10	000623	9/22/2000	10/11/2000
105-73	rn from 104-17	891785	1/16/90	2/3/90
105-75	rn from 104-19	891785	1/16/90	2/3/90
105-75-2-b	am	030823	10/14/2003	10/31/2003
105-75-2-b	am	040559	9/21/2004	10/8/2004
105-75-2-b	am	051574	4/11/2006	4/29/2006

105-75-2-j	rn to 105-75-2-k	040559	9/21/2004	10/8/2004
105-75-2-j	cr	040559	9/21/2004	10/8/2004
105-75-2-j	rc	041616	4/12/2005	4/29/2005
105-75-3	rc	030823	10/14/2003	10/31/2003
105-75-3-b	rc	892520	5/8/90	5/25/90
105-75-3-b	am	070109	5/8/2007	5/25/2007
105-75-3-b-5	rn to 105-75-3-b-6	991857	4/11/2000	4/29/2000
105-75-3-b-5	cr	991857	4/11/2000	4/29/2000
105-75-3-b-6	rn to 105-75-3-b-7	991857	4/11/2000	4/29/2000
105-75-3-b-8	am	040559	9/21/2004	10/8/2004
105-75-3-b-8	am	051574	4/11/2006	4/29/2006
105-75-3-d	am	060217	7/12/2006	7/29/2006
105-75-4	rc	030823	10/14/2003	10/31/2003
105-75-4-c	cr	060217	7/12/2006	7/29/2006
105-75-5	rn to 105-75-11	030823	10/14/2003	10/31/2003
105-75-5	cr	030823	10/14/2003	10/31/2003
105-75-6	rn to 105-75-12	030823	10/14/2003	10/31/2003
105-75-6	cr	030823	10/14/2003	10/31/2003
105-75-7	rn to 105-75-13	030823	10/14/2003	10/31/2003
105-75-7	cr	030823	10/14/2003	10/31/2003
105-75-7-a	am	040559	9/21/2004	10/8/2004
105-75-7-a	am	041442	2/22/2005	3/11/2005
105-75-7-a	am	051574	4/11/2006	4/29/2006
105-75-7-b	rc	080009	5/20/2008	6/7/2008
105-75-7-c	rc	080009	5/20/2008	6/7/2008
105-75-7-c	rp	080189	7/1/2008	7/19/2008
105-75-7-d	rc	080009	5/20/2008	6/7/2008
105-75-7-d	rp	080189	7/1/2008	7/19/2008
105-75-7-e	rp	080009	5/20/2008	6/7/2008
105-75-7.5	cr	080189	7/1/2008	7/19/2008
105-75-8	rn to 105-75-14	030823	10/14/2003	10/31/2003
105-75-8	cr	030823	10/14/2003	10/31/2003
105-75-8	rc	080009	5/20/2008	6/7/2008
105-75-9	rn to 105-75-15	030823	10/14/2003	10/31/2003
105-75-9	cr	030823	10/14/2003	10/31/2003
105-75-9	rp	080009	5/20/2008	6/7/2008
105-75-9-d-5	rn to 105-75-9-d-7	040559	9/21/2004	10/8/2004
105-75-9-d-5	cr	040559	9/21/2004	10/8/2004
105-75-9-d-6	cr	040559	9/21/2004	10/8/2004
105-75-9-f-5	am	040631	9/21/2004	10/8/2004
105-75-10	cr	030823	10/14/2003	10/31/2003
105-75-10	am	041379	2/22/2005	3/11/2005
105-75-12-a	am	040559	9/21/2004	10/8/2004
105-75-12-a	am	041616	4/12/2005	4/29/2005
105-75-12-c-3	cr	040559	9/21/2004	10/8/2004
105-75-13-a-0	am	040559	9/21/2004	10/8/2004
105-75-13-a-0	am	041616	4/12/2005	4/29/2005
105-75-13-c-3	cr	040559	9/21/2004	10/8/2004
105-75-14-f	cr	040559	9/21/2004	10/8/2004
105-75-14-g	cr	040559	9/21/2004	10/8/2004
105-75-14-g	am	041616	4/12/2005	4/29/2005
105-77	cr	901742	3/26/91	4/12/91
105-79	cr	971195	12/16/97	1/8/98
105-81	cr	960383	6/25/96	7/13/96
105-91	cr	050287	7/26/2005	8/11/2006
105-91-2	am	080196	9/16/2008	10/3/2008
105-91-3	am	080196	9/16/2008	10/3/2008

105-122	rn from 2-123	881930	3/7/89	3/25/89
105-122-1-c	rc	961310	12/17/96	1/9/97
105-122-1-c	rc	080490	9/16/2008	10/3/2008
105-122.5	cr	911329	6/16/92	7/3/92
105-122.5	rp	060976	12/12/2006	1/4/2007
105-123	rn from 2-123.5	881930	3/7/89	3/25/89
105-124	rn from 2-124	881930	3/7/89	3/25/89
105-125	rn from 2-125	881930	3/7/89	3/25/89
105-126	rn from 2-126	881930	3/7/89	3/25/89
105-127	rn from 2-127	881930	3/7/89	3/25/89
105-128	rn from 2-128	881930	3/7/89	3/25/89
105-133	rn from 2-133	881930	3/7/89	3/25/89
105-137	rn from 2-137	881930	3/7/89	3/25/89
105-138	rn from 2-138	881930	3/7/89	3/25/89
105-138	rc	902003	3/8/94	3/25/94
105-138-3	am	051702	7/12/2006	7/29/2006

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