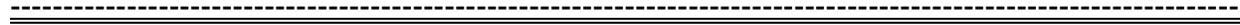


**INSTRUCTION SHEET
 ADDITIONS TO
 MILWAUKEE CODE OF ORDINANCES
 VOLUME 1**

SUMMARY

This supplement incorporates changes to Volume 1 of the Milwaukee Code of Ordinances enacted by the following Common Council files:

220148 An ordinance relating to municipal off-street parking lots managed by the department of public works – parking services division.



<u>Section Affected</u>	<u>Action</u>	<u>File Number</u>	<u>Effective Date</u>	<u>Remove Pages</u>	<u>Add Pages</u>
Remove <u>old</u> MEMO (Suppl. #417)					
101-33-4	rc	220148	7/12/2022	v-vi 554c-554j	v-vi 554c-554j
101-33-4.5	cr	"	"	"	"

For subscription, distribution or insertion questions contact the Municipal Research Library, Code Section, (414) 286-2280.

For questions concerning the content of the Milwaukee Code or Ordinances contact the Municipal Research Library, (414) 286-2297.



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 cr=created rc=recreated rp=repealed

Revised 6/21/2022
 Suppl. #418

MEMO

If all supplements have been properly inserted, this book contains all actions of the Common Council through June 21, 2022.

Revised 6/21/2022
Suppl. #418

is authorized and directed to install such gates, and in conjunction with the police department to control and regulate the use of such lots having parking gates. Parking gates shall be so constructed as to take coins of the United States of America for such period or periods of time as may be established by resolution or ordinance from time to time. Such parking gates shall also be wired so that if desired by the common council and the common council has so authorized, token acceptors or card slots may be adapted to such parking gates.

2. TO INSTALL METERS. Whenever the common council by resolution or ordinance has designated a municipal off-street parking lot to be controlled and regulated with the use of parking meters, the commissioner of public works is directed to install and maintain such meters and to mark appropriate parking meter spaces to comply with the limitations or restrictions provided in the resolution or ordinance and, in conjunction with the police department, to control and regulate the use of such lots.

3. PERMIT PARKING. a. On Off-street Parking Lots. With respect to the following municipal off-street parking lots controlled and regulated by the issuance of permits, the commissioner of public works is directed to supply such permits and mark and maintain appropriate parking spaces and, in conjunction with the police department, to control and regulate the use of such lots. The police department is directed to administer the sale of such permits and to provide enforcement for the lots. See ch. 81 for the required fees.

b. Locations. Specific locations of off-street parking lots to be found in the common council proceedings; the official records on file in the city clerk's office; and the code on file in the legislative reference bureau.

4. TO ERECT SIGNS. The commissioner of public works is directed to erect and maintain, on any municipal off-street parking lot, appropriate signs indicating the limitations or restrictions on parking provided in the resolution or ordinance for such lot, including signs designating particular parking spaces for snow storage or electric vehicle parking. A vehicle may be parked in a municipal lot from 2 a.m. to 6 a.m. provided that the vehicle owner has obtained a night parking permit as governed by s. 101-27-5. A vehicle may not remain in the same parking space for more than 24 hours, unless permitted via a lease. A vehicle in excess of 3 tons is prohibited from standing, stopping or parking in a municipal off-street parking lot. A vehicle may not

be parked in a lot unless the vehicle displays the required registration per Wisconsin state statute.

4.5 COMMISSIONER AUTHORITY. The commissioner of public works may change permissible parking hours, metered parking restrictions, and time restricted parking for specific parking lots based on the parking needs and conditions of particular geographic areas.

5. SEPARATION AND USE OF FUNDS. The city treasurer shall deposit said funds in a separate and special fund or funds to be known as "parking meter fund." Said fund shall be used to help defray expense of the purchase and installation of parking meters, the maintenance, repair and operation of parking meters, the purchase, maintenance and repair of equipment for handling coins collected from parking meters and off-street parking sites, construction of off-street parking structures or facilities, and the amortization and payment of interest on revenue bonds issued for off-street sites, structures or facilities.

101-33.5. City-Owned Bicycle Lockers.

1. PERMIT AND USE REGULATIONS. The commissioner of public works is authorized and directed to develop, implement and administer a program for the permitted use of bicycle lockers installed by the city in city-owned off-street parking lots, public right-of-way or city buildings, on other city grounds or on property owned by Milwaukee county, the state of Wisconsin or the United States of America. No bicycle lockers shall be installed on property that is not owned by the city unless the common council approves an agreement between the city and the property owner that specifies the terms and conditions of installation, maintenance, repair, relocation or removal of such lockers. The commissioner is further authorized and directed to control and regulate the use of city-installed bicycle lockers and to erect and maintain appropriate signs indicating the limitations or restrictions on use of such lockers. The police department is authorized and directed to provide enforcement of bicycle locker regulations.

2. FEES. The commissioner of public works shall collect permit fees for the use of city-installed bicycle lockers. See ch. 81 for the required fees.

101-34. Stipulation or Contestation Procedure; Nonmoving Traffic Violations.

1. PROCEDURE. a. Any person to whom a citation has been issued for a nonmoving traffic violation

101-34-2 Traffic Code

in this section shall do either of the following within 65 days of the issuance of the citation:

a-1. Enter into a stipulation with the city of Milwaukee providing for a forfeiture of money which may be paid at the city's violation bureau's payment centers.

a-2. Schedule an appearance in municipal court to answer the charges as set forth in the citation.

b. Any person to whom a citation has been issued for a nonmoving traffic violation in this section who fails to either stipulate to the forfeiture or schedule an appearance in municipal court to answer the charges within 65 days of the issuance of the citation may have a default judgment entered against that person for the forfeiture, plus appropriate fees, costs and surcharges as allowed under this section.

c. A citation for a nonmoving traffic violation shall include the date on which the municipal court may enter a default judgment against the person to whom the citation has been issued.

d. The owner of a vehicle involved in a nonmoving traffic violation shall be jointly liable for the violation.

2. FORFEITURE SCHEDULE. The forfeiture upon stipulation under this section shall be in accordance with the following schedule:

a. Citations issued for violation of ss. 101-27 except sub. 1-a, 1-b-2, 4 and 7-d; and s. 101-24.7-2-b: \$20.

b. Citations issued for violation of ss. 101-27-7-d, 101-27.8, 101-30 and 101-32-6: \$22.

c. Citations issued for violation of s. 101-23-4-a to h: \$25.

d. Citations issued for violation of s. 101-23-6: \$30.

e. Citations issued for violation of ss. 101-27-4, 101-29 and 101-33: \$33.

f. Citations issued for parking in prohibited zones, whether required to be posted or not, excluding violation of s. 101-27: \$35.

g. Citations issued for violation of ss. 101-23-9-a-3, 101-23.5, 101-26.7, 101-27-1-a and 101-27-1-b-2: \$40.

h. Citations issued for violation of ss. 101-23-10, 101-26 and 101-27 during a snow emergency declared under s. 101-26: \$50 for the first violation, \$100 for the second violation, \$150 for the third and each subsequent violation.

i. Citations issued for violation of s. 101-25: \$55.

j. Citations issued for violation of ss. 101-18, 101-23-11, 101-23.2, 101-24,

101-24.1, 101-24.2, 101-24.5 and 101-24.7-2-a: \$60.

k. Citations issued for violation of s. 346.505, Wis. Stats., adopted by s. 101-3: \$200.

L. Citations issued for violations of ss. 101-23, 101-23.5, 101-24, 101-24.1 and 101-24.2 occurring between the hours of 8:00 p.m. and 5:00 a.m. and occurring upon a street designated as a cruising area under s. 101-20.5 including the land within the street lines whether or not improved: the forfeiture upon stipulation for violations of these provisions shall be increased by \$11.

3. PAYMENT AFTER 14 DAYS. Except in circumstances where state statutes are applicable, the forfeiture shall be increased as follows, unless for good cause shown the city attorney, chief of police or his or her designee or the commissioner of public works, or the commissioner's designee, extends the time limit:

a. If a stipulation is not entered into within 14 days commencing at 6:00 p.m. on the day the citation is issued, the forfeiture shall be increased by \$5.

b. If a stipulation is not entered into within 28 days commencing at 6:00 p.m. on the day the citation is issued, the forfeiture shall be increased by \$15.

c. If a stipulation is not entered into within 58 days commencing at 6:00 p.m. on the day the citation is issued, the forfeiture shall be increased by \$30. Two dollars and fifty cents of the increased forfeiture amount may be used to pay the cost of using the Wisconsin traffic violation and registration program.

4. STIPULATION DEPOSIT. a. The amount of the forfeiture for such violations shall be paid in cash, money order, bank check or by other means acceptable to the city of Milwaukee and shall be made payable to the city of Milwaukee. Such payment may be made by mail as provided on the citation.

b. No officer or city authority shall be personally or officially responsible for payment of any dishonored check in payment for any forfeiture.

5. DEPOSIT WITH THE CITY TREASURER. The forfeiture received shall be deposited with the city treasurer.

6. FAILURE TO PAY FORFEITURE. If the alleged violator fails to pay the amount of the forfeiture as provided herein or to schedule an appearance in court within 65 days after the issuance of a nonmoving traffic citation, the city may take any or all of the actions authorized under s. 345.28, Wis. Stats.

7. PENALTY. Any person found in violation of the provisions of this section shall upon conviction be subject to a forfeiture in accordance with the following ranges plus all taxable fees and costs for each such violation:

- a. Violations of s. 101-27 except sub. 1-a, 4 and 7-d; and s. 101-24.7-2-b: \$20 to \$50.
- b. Violations of ss. 101-27-7-d, 101-27.8 and 101-30: \$22 to \$52.
- c. Violations of s. 101-23- 4-a to h: \$25 to \$55.
- d. Violations of s. 101-23- 6: \$30 to \$40.
- e. Violations of ss. 101-27-4, 101-29 and 101-33: \$33 to \$63.
- f. Parking in prohibited zones, whether required to be posted or not, excluding violation of s. 101-27 and s. 346.505, Wis. Stats., adopted by s. 101-3: \$35 to \$40.
- g. Violations of ss. 101-23-9-a-3, 101-23.5, 101-26.7 and 101-27-1-a: \$40 to \$70.
- h. Violations of ss. 101-23-10, 101-26, 101-27 during a snow emergency declared under s. 101-26: \$50 to \$80.
- i. Violations of s. 101-25: \$55 to \$85.
- j. Violations of ss. 101-18, 101-23-11 and 101-23.2, 101-24, 101-24.1, 101-24.2, 101-24.5 and 101-24.7-2-a: \$60 to \$90.
- k. Violations of s. 346.505, Wis. Stats., adopted by s. 101-3: \$200 to \$300.
- L. Violations of ss. 101-23, 101-23.5, 101-24, 101-24.1 and 101-24.2 occurring between the hours of 8:00 p.m. and 5:00 a.m. and occurring upon a street designated as a cruising area under s. 101-20.5 including the land within the street lines whether or not improved: the lower extent of the range for violations of these provisions shall be increased by \$17.
- m. Violations of s. 101-32-6: \$22 to \$55.

8. COSTS. Pursuant to ss. 345.28(4)(d) and 800.10(6), Wis. Stats., in any case where a defendant is convicted of violating any of the provisions of this section, and notice to the Wisconsin department of transportation was submitted pursuant to s. 345.28(4), Wis. Stats., by the city or pursuant to s. 345.47(1)(d), Wis. Stats., by the court, the disbursed cost of each such notice shall be taxed as an item of costs.

9. PARKING CITATION PAYMENT PLAN ADMINISTRATION FEE. The parking citation payment plan fee shall be \$10.

101-37. Implied Consent. The city of Milwaukee adopts ss. 343.01 and 343.305, Wis. Stats. (1969), and all subsequent amendments thereto.

101-40. Transfer of Title. 1. ADOPTION OF STATE LAW. The city of Milwaukee adopts s. 342.15(4) and (7), Wis. Stats., 1969, and all subsequent amendments thereto including the penalties to be imposed.

2. VIOLATIONS. Upon conviction of a violation of said section so adopted, the court shall enter a judgment of forfeiture against the violator, payable to the city, within the range of forfeitures provided in s. 342.15(7), Wis. Stats., 1969, for violation of such section, in addition to taxable costs, and in default of payment thereof order confinement in the county jail or house of correction until such forfeiture and costs are paid but not to exceed 30 days.

101-41. Permitting Unauthorized Person to Drive.

1. ADOPTION OF STATE LAW. The city of Milwaukee adopts s. 343.45, Wis. Stats., 1969, and all subsequent amendments thereto.

2. VIOLATIONS. Upon conviction of a violation of said section so adopted, the court shall enter a judgment of forfeiture provided by s. 343.45(3), Wis. Stats., in addition to taxable costs, and in default of payment thereof order confinement in the county jail or house of correction until such forfeiture and costs are paid, but not to exceed 30 days.

101-41.5. Driving After License Revocation or Suspension. 1. ADOPTION OF STATE LAW. The city of Milwaukee adopts s. 343.44(1), (2)(a)1 and (3), Wis. Stats., and all subsequent amendments thereto.

2. APPLICABILITY. This section is applicable only to first time violations of operating a motor vehicle after revocation or suspension and does not apply if either the revocation or suspension is the basis of a violation imposed as a result of a conviction under ss. 346.04(3), 346.63(1) or (2), 346.67, 940.06, 940.08, 940.09 or 940.25, Wis. Stats., or for any felony in the commission of which a motor vehicle was used.

3. PENALTY. Upon conviction of a violation of said section so adopted, the court shall enter a judgment of forfeiture provided by s. 343.44(2)(a)1, Wis. Stats., in addition to taxable costs and in default of payment thereof order confinement in the county jail or house of correction until such forfeiture and costs are paid, but not to exceed 30 days.

101-42 Traffic Code

101-42. Miscellaneous Highway Provisions.

1. ADOPTION OF STATE LAW. The city of Milwaukee adopts the following sections of ch. 86, Wis. Stats., 1977, and all subsequent amendments thereto including the penalties to be imposed:

- a. 86.01 Materials left in highway.
- b. 86.02 Injury to highway.
- c. 86.021 Cultivation in highway.
- d. 86.022 Obstructing highway with an embankment or ditch.
- e. 86.025 Camping on highway.
- f. 86.03 Trees on highways.
- g. 86.06 Highway closed to travel.
- h. 86.07 Digging in highways or using bridges for advertising.
- i. 86.19 Unauthorized signs on highway.

2. PENALTY. Upon conviction of the sections so adopted herein, the court shall enter a judgment of forfeiture within the range provided in each section enumerated in addition to taxable costs, and in default of payment thereof order confinement in the county jail or house of correction until such forfeiture and costs are paid, but not to exceed the number of days specified in each case.

101-43. Traffic Signs, Defacement or Removal.

1. PROHIBITED. No person may injure, deface or remove any sign, guideboard, traffic control or marker, barricade or any other traffic control device erected by a political corporation, governmental subdivision or agency thereof for the warning, instruction or information of the public.

2. DEFINITION. In sub. 3, the meaning of "possess" includes the presence of any sign, guideboard, traffic signal or marker, barricade or any other traffic control device on premises owned or controlled by the person, including but not limited to a rented apartment, rented room, dormitory room or garage.

3. MAY NOT POSSESS. No person may possess any sign, guideboard, traffic signal or marker, barricade or any other traffic control device erected by a political corporation, governmental subdivision or agency thereof for the warning, instruction or information of the public unless such person proves by a preponderance of the evidence that he or she has legal title thereto.

4. NOTIFICATION. Persons who voluntarily notify a law enforcement agency or the city of the presence on the premises of such a

sign, guideboard, traffic signal or marker, barricade or any other traffic control device shall be exempt from the prosecution under sub. 3.

5. PENALTY. A violation of any provision of this section shall be punishable upon conviction by a fine of not less than \$100 nor more than \$500, or in lieu of nonpayment or default of such fine, costs and disbursements, by imprisonment in the house of correction of Milwaukee county for a period of not less than 10 days and not more than 60 days. A second or subsequent violation of any provision of this section shall be punishable upon conviction by a fine of not less than \$250 nor more than \$500, or in lieu of nonpayment or default of such fine, costs and disbursements, by imprisonment in the house of correction of Milwaukee county or a period of not less than 25 days and not more than 60 days.

101-44. Bus Stop Locations and Regulations.

1. LOCATIONS. No operator of a duly authorized common carrier of passengers may regularly stop on any highway within the limits of this city for the purpose of receiving or discharging passengers except at such locations approved by the common council following receipt of a recommendation from the transit stop technical advisory committee. The committee shall make this recommendation within 30 days of the date on which the city clerk refers to the committee the proposed bus stop location. If the committee fails to make a recommendation within 30 days of referral, the common council may act on a proposed bus stop location without the committee's recommendation. The infrastructure services division of the department of public works shall keep and maintain an appropriate record of such locations approved by the common council.

2. DISCHARGING OF PASSENGERS. Motor buses when stopping to discharge or take on passengers, other than at a marked safety zone, shall stop in such a manner that any person alighting or boarding shall be able to do so directly from the sidewalk or curb line without entering on or upon the public highway; provided that the latter is free from obstructions which prevent proper approach, and that the normal angle of approach is not disturbed by other street obstructions, such as a double-parked vehicle or street construction.

3. PENALTY. Any person violating this section shall, upon conviction, forfeit not less than \$10 nor more than \$100 together with the costs of prosecution, or upon default of

payment, be imprisoned in the county house of correction not to exceed 10 days, or until such forfeiture costs are paid.

101-50. Fees for Special Parking Signs, Meters, etc. The applicant shall pay the commissioner of public works the fees required for the following services:

1. The fee for the installation of church directional signs which are authorized by the commissioner of public works shall be that amount required in s. 81-108.
2. The fee for removal of parking meters to accommodate facilities other than loading zones shall be the amount required in s. 81-82.
3. The fee for the traffic signal timing schedule information and copy per intersection shall be that amount required in s. 81-128.
- 3.5. The fee for a "no parking to driveway" sign requested by the owner, lessee, manager or tenant of the property involved shall be the amount specified in s. 81-109.
4. No sign, box or decoration may be attached to any city-owned poles or similar facilities without first obtaining a permit from the commissioner of public works. See s. 81-107 for the required permit fee.
5. The revenue received from fees paid for the removal of parking meters shall be credited to the city's parking fund.

101-51. Use of Low-speed Vehicles On City Streets.

1. "Low-speed vehicle" means a motor vehicle that conforms to the definition and requirements for low-speed vehicles as adopted in the federal motor vehicle safety standards for low-speed vehicles under 49 CFR 571.3(b) and 571.500. Low-speed vehicle does not include a golf cart, as defined in s. 340.01(27h), Wis. Stats.
2. REQUIREMENTS. Low-speed vehicles shall be 4-wheeled and have a speed range of at least 20 miles per hour and not more than 25 miles per hour on a paved surface, and have a gross vehicle weight rating that is less than 3,000 pounds. Low-speed vehicles shall have:
 - a. Headlamps.
 - b. Front and rear turn signals.
 - c. Stop lamps.
 - d. Reflex reflectors: one red on each side as far to the rear as practicable, and one red on the rear.
 - e. An exterior mirror mounted on the driver's side and either an exterior mirror on the passenger side or an interior rearview mirror.
 - f. Parking brake.

g. Windshield that conforms to the requirements of the federal motor vehicle safety standard on glazing materials as provided in CFR 571.205.

- h. A vehicle identification number that complies with federal law as provided in 49 CFR 565.
- i. A type 1 or type 2 seatbelt assembly conforming to 49 CFR 571.209, and federal motor safety standard No. 209, for each designated seating position.
- j. Meets the general test conditions under 49 CFR 571.
3. LICENSE. Low-speed vehicles shall be registered, titled and licensed by the state of Wisconsin.
4. PERMITTED USERS. To use a low-speed vehicle on the streets of the city of Milwaukee, the operator shall have a valid Wisconsin driver's license.
5. PERMITTED USE. Under the authority of s. 349.26, Wis. Stats., a licensed individual may operate a low-speed vehicle on those city streets having a posted speed limit of 35 miles per hour or less, and headlamps must be on during operation.
6. OPERATION. The operation of low-speed vehicles as permitted herein shall in all respects be in compliance with ch. 101.

101-53. Dockless Mobility Systems.

1. DEFINITIONS.
 - a. "Dockless mobility system" means a system of self-service mobility devices, made available for shared use to individuals on a short-term basis, which may be rented through a smart-phone app, vendor website, vendor customer service number, or a pre-paid PIN and which do not require structures at permanent, fixed locations where rides must begin and end.
 - b. "Mobility device" means a vehicle, whether motorized or not, including a bicycle, a scooter, a skateboard, or any other micro-mobility vehicle which is exempt from state registration under ch. 341, Wis. Stats.
 - c. "Operator" means any person who owns, leases, offers to rent, collects, distributes, repairs, services, charges or otherwise controls a dockless mobility system.
 - d. "Person" means any individual, firm, corporation, limited liability company, partnership or association acting in a fiduciary capacity.
2. PROHIBITED. No person may operate a dockless mobility system in the city upon the highway including public streets and sidewalks.

3. EXCEPTION. Notwithstanding the foregoing, the operation of a dockless mobility system shall be permitted if the operator participates in a dockless mobility system pilot study administered by the department of public works. Participation in the pilot study may only occur upon application and approval of the department of public works.

4. REMOVAL OF DOCKLESS MOBILITY DEVICES. If the chief of police or commissioner of public works finds on any alley, street, highway or public place within the city, any dockless mobility device belonging to an operator who is in violation of this section, or in violation of the pilot program requirements, including, but not limited to, improper parking of a mobility device, the chief, the commissioner or other authorized agent of the city may have the dockless mobility device immediately removed to a suitable place of impoundment. If the operator can be identified, a notice informing the operator of the location of the dockless mobility device and the procedure for reclaiming the dockless mobility device, shall be sent to the operator's corporate headquarters within 24 hours after removal.

5. PERIOD OF IMPOUNDMENT. Upon impoundment, a dockless mobility device shall be held a minimum of 30 days unless earlier redeemed by the owner or owner's representative upon payment of the redemption fee provided in s. 81-43.7.

6. DISPOSITION OF UNREDEEMED DOCKLESS MOBILITY DEVICES. The commissioner of public works may dispose of impounded dockless mobility devices that are not redeemed within 30 days in any of the following ways:

- a. Public auction or sale.
- b. Donation to a suitable nonprofit organization for charitable, educational or other eleemosynary purposes.
- c. Scrapping a dockless mobility device that cannot be disposed of through any other reasonable means.

7. OWNER RESPONSIBLE FOR COSTS. The owner of any dockless mobility device removed under this provision shall be responsible for all costs of impounding and disposing of the dockless mobility device. Costs not recovered from the sale of the dockless mobility device may be recovered in a civil action by the city against the operator. The city assumes no responsibility for damage to dockless mobility devices impounded under this section.

8. PENALTY. Any person violating the provisions of this section shall, upon

conviction thereof, be subject to a forfeiture of not less than \$50 nor more than \$500 per day for each dockless mobility device operated or parked upon the highway including public streets and sidewalks. For each second or subsequent conviction, the forfeiture shall be not less than \$500 nor more than \$1,000.

101-55. Streetcar Mass Transit Way.

1. DEFINITIONS. In this section:

a. "Bar signal" means a 2- or 3-aspect indicator showing either a horizontal, vertical, or diagonal bar oriented within a traffic signal placed or erected by the city to regulate or guide the movement of a streetcar.

b. "Streetcar" means an electrically-driven rail public transit vehicle designed for public transportation that runs on rail and is powered by electricity from batteries or from overhead wire.

2. DESIGNATION OF THE MASS TRANSIT WAY. The following named roadways or parts of roadways in the city of Milwaukee are established under the provisions of s. 349.22, Wis. Stats., to constitute a mass transit way:

a. Vel R. Phillips Avenue between West Clybourn Street and West Saint Paul Avenue.

b. West St. Paul Avenue between Vel R. Phillips Avenue and North Plankinton Avenue.

c. East St. Paul Avenue between North Plankinton Avenue and North Milwaukee Street.

d. North Broadway between East St. Paul Avenue and East Kilbourn Avenue.

e. North Milwaukee Street between East St. Paul Avenue and East Kilbourn Avenue.

f. East Kilbourn Avenue between North Broadway and North Jackson Street.

g. North Jackson Street between East Kilbourn Avenue and East Ogden Avenue.

h. East Ogden Avenue between North Jackson Street and North Prospect Avenue.

i. East Clybourn Street between North Milwaukee Street and North Lincoln Memorial Drive.

j. East Michigan Street between North Milwaukee Street and North Lincoln Memorial Drive.

3. RULES OF THE ROAD APPLICABLE TO THE STREETCAR.

a. Applicability of Existing State Laws. a-1. In addition to the regulations established pursuant to other sections of these ordinances, a streetcar shall be considered a "vehicle" under s. 340.01(74), Wis. Stats., and a "motor vehicle"

under s. 340.01(35), Wis. Stats., for the purposes of ss. 346.04 (2t)-(4), 346.07(2), 346.08, 346.09, 346.14, 346.175, 346.18, 346.19, 346.20, 346.23, 346.24, 346.25, 346.26, 346.27, 346.34(1)(b), 346.34(2), 346.38, 346.39, 46.455, 346.46, 346.52, 346.57, 346.63, 346.64, 346.67, 346.68, 346.69, 346.87, 346.88, 346.89, 346.90, 346.91, 346.915, 346.92, 346.93, 346.94(5), (9), (10), (11), (17), and (20), Wis. Stats., as adopted under this chapter, and amended from time to time, with respect to vehicles and pedestrians and traffic on the mass transit way established under sub. 2.

a-2. Upon conviction of a violation of subd. 1, the court shall enter a judgment of forfeiture against the violator within the range of forfeitures provided by statute for a violation of the statute associated with the violation and in default of payment thereof, order imprisonment as provided by law.

b. Meeting a Streetcar. b-1. The operator of a vehicle, as defined by s. 340.01(74), Wis. Stats., proceeding in a direction opposite a streetcar shall pass a streetcar to the right on the mass transit way established under sub. 2.

b-2. Upon conviction of a violation of subd. 1, the court shall enter a judgment of forfeiture against the violator within the range of forfeitures provided by statute for a violation of s. 346.06, Wis. Stats., and in default of payment thereof, order imprisonment as provided by law.

c. Overtaking and Passing a Streetcar. c-1. If the operator of a motor vehicle, as defined by s. 340.01(35), Wis. Stats., overtakes a streetcar which is stopped on the right side of the roadway and is receiving or discharging passengers on the mass transit way established under sub. 2, the operator shall pass to the left of the streetcar and shall not turn right in front of the streetcar. If the operator of a motor vehicle as defined by s. 340.01(35), Wis. Stats., overtakes a streetcar which is stopped on the left side of the roadway and is receiving or discharging passengers on the mass transit way established under sub. 2, the operator shall pass to the right of the streetcar and shall not turn left in front of the streetcar.

c-2. Upon conviction of a violation of this subd. 1, the court shall enter a judgment of forfeiture against the violator within the range of forfeitures provided by statute for a violation of s. 346.075, Wis. Stats., and in default of payment thereof, order imprisonment as provided by law.

d. Traffic Control Signals. d-1. A streetcar shall be considered a "vehicle" under s. 340.01(74), Wis. Stats., as applied to ss. 346.04(2) and 346.37, Wis. Stats., on the mass

transit way established under subd. 2, and the operator of a streetcar shall follow all rules regarding traffic control signals unless a bar signal indicates differently, in which case a streetcar shall proceed in the manner required by the bar signal.

d-2. For the purposes of subd. 1, a horizontal bar contained within the bar signal indicates a streetcar shall stop before entering the crosswalk on the near side of an intersection, or if none, then before entering the intersection or at such other point as may be indicated by a clearly visible sign or pavement marking and shall remain standing until a bar signal permitting movement is shown.

d-3. For the purposes of subd. 1, a bar contained within the bar signal that runs diagonally beginning in the bottom left and running upwards to the upper right of the bar signal indicates a streetcar shall proceed by turning right but shall yield the right-of-way to vehicles, pedestrians, personal delivery devices, bicyclists, and riders of electric personal assistive mobility devices lawfully within a crosswalk and to other traffic lawfully using the intersection.

d-4. For the purposes of subd. 1, a bar contained within the bar signal that runs diagonally beginning in the bottom right and running upwards to the upper left of the bar signal indicates a streetcar shall proceed by turning left but shall yield the right-of-way to vehicles, pedestrians, personal delivery devices, bicyclists, and riders of electric personal assistive mobility devices lawfully within a crosswalk and to other traffic lawfully using the intersection.

d-5. For the purposes of subd. 1, a vertical bar contained within the bar signal indicates a streetcar shall proceed straight through the intersection.

4. SIGNAGE. The department of public works shall erect appropriate signs along the mass transit way established under sub. 2 giving notice of all priorities and regulations established hereunder.

For legislative history of chapter 101, contact the Municipal Research Library.

101-- Traffic Code

This page is blank.