

## Chapter 330

### VEHICLES AND TRAFFIC

[HISTORY: Adopted by the Common Council of the City of Buffalo City 7-13-1970 by Ord. No. 65; amended 6-11-1973 by Ord. No. 69. Subsequent amendments noted where applicable.]

#### GENERAL REFERENCES

Snowmobiles — See Ch. 283.

All-terrain vehicles — See Ch. 324.

#### § 330-1. Statutory provisions adopted by reference. [Amended 11-10-1997]

- A. State traffic forfeiture laws adopted. Except as otherwise specifically provided in this chapter, all provisions of Chs. 340 to 349, Wis. Stats., describing and defining regulations with respect to vehicles and traffic for which the penalty is a forfeiture only, including penalties to be imposed and procedure for prosecution, are hereby adopted and by reference made a part of this chapter as if fully set forth herein. Any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this chapter.<sup>1</sup>
- B. Other laws adopted. There are also hereby adopted by reference the following sections of the Wisconsin Statutes, but the prosecution of such offenses under this chapter shall be as provided in Chs. 340 to 349, Wis. Stats., and the penalty for violation thereof shall be limited to a forfeiture as provided in the penalty section of this chapter.

941.01 (1) (Negligent operation of vehicle off highway)  
346.935 (Intoxicants in motor vehicles)

#### § 330-2. Speed zones and traffic flow. [Amended 6-13-1983; 10-13-1986]

- A. Only parallel parking will be permitted on City streets unless otherwise permitted by City ordinance; if a City ordinance does permit other than parallel parking in certain areas, then these areas shall be marked with appropriate signs so stating.
- B. C.T.H. "O" shall stop for C.T.H. "OO" at the intersection of 10th Street and River Street.<sup>2</sup>
- C. There shall be a certified copy of the "Speed Zone and Traffic Flow Map, City of Buffalo City, Wisconsin," which is dated July 13, 1970. A copy of such map shall be kept in the office of the City Clerk, and shall be available for inspection by any person during regular office hours. Such copy shall bear on its face the notation that it is the certified copy of the "Speed Zone and Traffic Flow Map, City of Buffalo City, Wisconsin," which is dated July

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1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. D).

2. Editor's Note: Original Subsection 3, re: stop sign for westbound traffic on C.T.H. "OO" at River Street, which immediately followed this subsection, was deleted at time of adoption of Code (see Ch. 1, General Provisions, Art. D).

13, 1970. The certificate is to be signed by the Mayor and attested by the City Clerk, and it shall show the number and title of this chapter and the date of its adoption. Thereafter, no amendment of this chapter which causes a change in the speed zones within the corporate limits of the City of Buffalo City, Wisconsin, shall become effective until such change, together with a certificate describing the change, has been shown on the certified copy. Such certificate of amendment shall likewise be signed by the Mayor, attested by the City Clerk, and shall show the number of the amending ordinance and the date of its adoption.

**§ 330-3. Arterial through streets.** <sup>3</sup>

The following streets shall be designated as arterial through streets:

- A. 5th Street except at River Street, Herman Street, Washington Street, and Jefferson Street.
- B. 10th Street except at River Street.
- C. 16th Street except at River Street, Belvidere Street, Herman Street, Schiller Street, and Humboldt Street.
- D. 24th Street except at River Street and Herman Street.
- E. Belvidere Street except at River Street, 10th Street, and 24th Street.
- F. Front Street from 19th Street through to 24th Street.
- G. Herman Street except at River Street, and 10th Street.
- H. Humboldt Street from 2nd Street through to 24th Street, except at 5th Street and except at 10th Street.
- I. Jefferson Street from 1st Street through to 10th Street.
- J. Schiller Street from 13th Street through to 24th Street.
- K. Washington Street except at 10th Street.

**§ 330-4. Speed limits.**

The Common Council of the City of Buffalo City, Wisconsin, hereby determines that the statutory speed limits on certain streets within said City are unreasonable and modifies such speed limits as follows. The authority to make such modification in the statutory speed limits is granted in § 349.11, Wis. Stats.

- A. The maximum speed limit on all highways, streets and roads within the corporate limits of the City of Buffalo City, Wisconsin, shall be 25 miles per hour except as follows: [Amended 9-14-1987; 6-9-1997<sup>4</sup>]
  - (1) The maximum speed limit on River Street shall be 35 miles per hour;
  - (2) The maximum speed limit on Washington Street shall be 35 miles per hour;

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3. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. D).

4. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. D).

- (3) The maximum speed limit on C.T.H. "OO" on the south line of Section Eight shall be 35 miles per hour;
  - (4) The maximum speed limit on C.T.H. "O" from Herman Street to the eastern City limits shall be 50 miles per hour;
  - (5) The maximum speed limit in any alley within the corporate limits of the City of Buffalo City, Wisconsin, shall be 15 miles per hour.
- B. No person shall drive a vehicle at a speed greater than is reasonable and prudent under the conditions and having regard for the actual and potential hazards then existing. The speed of a vehicle shall be so controlled as may be necessary to avoid colliding with any object, person, vehicle or other conveyance on or entering the highway in compliance with legal requirements and using due care.
- C. All speed zones within the corporate limits of the City of Buffalo City, Wisconsin, are shown on the map entitled "Speed Zone and Traffic Flow Map, City of Buffalo City, Wisconsin," dated July 13, 1970, which map accompanies and is made a part of this chapter. All notations and references shown on this map are as much a part of this chapter as though specifically described.

**§ 330-5. All-night parking.**

When signs have been erected at or reasonably near the corporate limits of the City of Buffalo City, Wisconsin, as provided in § 349.13, Wis. Stats., no person shall park any vehicle for a period of time longer than 30 minutes between the hours of 12:00 midnight and 7:00 a.m. of any day from November 1 to May 1, except physicians on emergency calls, on the right-of-way portion of any streets or alleys in the City of Buffalo City, Wisconsin.

**§ 330-6. Official traffic signs and signals.**

- A. City of Buffalo City, Wisconsin, Superintendent authorized to procure and erect signs and signals. The City of Buffalo City, Wisconsin, Superintendent is hereby authorized and directed to procure, erect and maintain appropriate standard traffic signs, signals and markings conforming to the rules of the State Highway Division giving such notice of the provisions of this chapter as required by state law. Signs shall be erected in such locations and manner as the Common Council of the City of Buffalo City, Wisconsin, shall determine will best effect the purposes of this chapter and give adequate warning to users of the street or highway.
- B. Removal of unofficial signs and signals. The City of Buffalo City, Wisconsin, Superintendent shall have the authority granted by § 349.09, Wis. Stats., and is hereby directed to order the removal of a sign, signal, marking or device placed, maintained or displayed in violation of this chapter or § 346.41, Wis. Stats. Any charge imposed on a premises for removal of such an illegal sign, signal or device shall be reported to the Common Council of the City of Buffalo City, Wisconsin, at its next regular meeting for review and certification.

**§ 330-7. Violations and penalties.**

The penalty for violation of any provision of this chapter shall be a forfeiture as hereinafter provided together with the cost of prosecution imposed as provided in §§ 345.20 to 345.53, Wis. Stats.

- A. Uniform offenses. Forfeitures for violation of any provision of Chs. 341 to 349, Wis. Stats., adopted by reference in § 330-1 of this chapter shall conform to forfeitures for violation of the comparable state offense, including any variations or increases for second offenses.
- B. Special local regulations. The forfeiture for violation of §§ 330-2, 330-3 and 330-4 of this chapter shall be not less than \$5 nor more than \$200 for the first offense and not less than \$10 nor more than \$500 for the second offense within two years.
- C. Miscellaneous. The forfeiture for violation of any provision of § 330-1B of this chapter shall be not less than \$50 nor more than \$500.

**§ 330-8. Enforcement.**

This chapter shall be enforced in accordance with the provisions of §§ 345.20 to 345.53, and § 66.0114, Wis. Stats.

- A. Stipulation of guilt or no contest. Stipulations of guilt or no contest may be made by persons arrested for violations of this chapter in accordance with § 66.0114(1)(b), Wis. Stats., whenever the provisions of § 345.27, Wis. Stats., are inapplicable to such violations. Stipulations shall conform to the form contained on the uniform traffic citation and complaint under § 345.11, Wis. Stats., and may be accepted within five days of the date of the alleged violation. Stipulations may be accepted by the Clerk of Court.
- B. Deposits. Any person stipulating guilt or no contest under Subsection A of this section must make the deposit required under § 345.26, Wis. Stats., or, if the deposit is not established under such statute, shall deposit a forfeited penalty as provided in the Uniform State Traffic Deposit Schedule. Deposits may be brought or mailed to the office of the Clerk of Court as directed by the arresting officer. Deposits for parking or nonmoving violations shall be mailed or brought to the City Treasurer of the City of Buffalo City, Wisconsin.<sup>5</sup>
- C. Notice of demerit points and receipt. Every officer accepting a forfeited penalty or money deposit under this chapter shall receipt therefore in triplicate as provided in § 345.26(3)(b), Wis. Stats. Every officer accepting a stipulation under the provisions of this chapter shall comply with the provisions of §§ 345.26(1)(a) and 345.27(2), Wis. Stats., and shall require the alleged violator to sign a statement of notice in substantially the form contained on the uniform traffic citation and complaint promulgated under § 345.11, Wis. Stats.
- D. Forfeitures in treasury; officer to qualify. Any officer accepting deposits or forfeited penalties under this chapter shall deliver them to the Clerk of Court within 20 days after receipt. Any officer authorized to accept deposits under § 345.26, Wis. Stats., or this chapter shall qualify by taking the oath prescribed by § 19.01, Wis. Stats.

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5. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

**§ 330-9. References to statutes.** <sup>6</sup>

References to specific statutory sections wherever used in this chapter shall mean the Wisconsin Statutes as amended from time to time.

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<sup>6</sup>. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).