

CHAPTER III

TRAFFIC RULES & REGULATIONS FOR OZAUKEE COUNTY

3.01 OZAUKEE COUNTY TRAFFIC CODE

3.011 (1) Except as otherwise specifically provided in this code, the statutory provisions in Chapters 340 to 348 of the Wisconsin Statutes, describing and defining regulations with respect to vehicles and traffic, exclusive of any provisions therein relating to penalties to be imposed and exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment, are hereby adopted and by reference made a part of this code 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 code. Any future amendments, revisions or modifications of the statutes incorporated herein are intended to be made part of this code in order to secure uniform statewide regulation of traffic on the highways, streets and alleys of the State of Wisconsin.

3.012 Disorderly Conduct With A Motor Vehicle.

(1) Whoever does any of the following may be ordered to forfeit as hereinafter provided:

(a) Upon any street or highway, public or private property, makes or causes to be made any unreasonable noise, which disturbs or tends to disturb the peace and quiet of any person in the vicinity thereof by squealing tires of his/her motor vehicle, or by causing loud and unnecessary acceleration of such motor vehicle.

(b) Operates a motor vehicle in such a manner as to cause dirt, stones, rubber or other debris to be thrown by the wheels of such motor vehicle upon the person or property of another or to be thrown in a manner creating or tending to create an unreasonable risk or hazard to others upon the roadway or adjoining pedestrian walkway.

3.013 Penalties

(1) Any person who shall violate any of the provisions of this traffic code shall upon conviction thereof forfeit an amount as set forth in the Uniform Traffic Deposit Schedule adopted by the Wisconsin Judicial Conference, as that deposit schedule may from time to time be amended, revised or modified with such revisions or modifications incorporated into this ordinance by reference, plus costs of prosecution, unless a different forfeiture amount for a violation is set forth specifically in this code's forfeiture and deposit schedule and in default of payment of the forfeiture and costs of prosecution shall be imprisoned in the county jail until said forfeiture and costs are paid, but not exceeding 90 days.

4/25/2002

(2) The provision of Section 345.16 of the Wisconsin Statutes providing for compulsory Safety School attendance shall apply to adjudications of violation of any provisions of said Ozaukee County Traffic Code.

3.014 Repeal of Conflicting Ordinances. All Ordinances regulating traffic upon the streets and highways of the County of Ozaukee, State of Wisconsin, and all Ordinances or parts of Ordinances in conflict with this Ordinance, heretofore enacted by the County Board of Supervisors of Ozaukee County, Wisconsin are hereby repealed.

3.015 Severability.

(1) The provisions of this Ordinance shall be deemed severable and it is expressly declared that the County Board of Supervisors would have passed the other provisions of this Ordinance irrespective of whether or not one or more provisions may be declared invalid and if any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the remainder of the Ordinance and the application of such provisions to other persons or circumstances shall not be affected thereby.

3.02 SPEED LIMITS. The maximum permissible speed at which vehicles may be operated.

(1) County Trunk Highway "O", Towns of Grafton and Saukville.

(a) Twenty-five (25) miles per hour from its intersection with State Trunk Highway 60, northerly to Northbrooke Drive

(b) Thirty-five (35) miles per hour from its intersection with Northbrooke Drive, northerly to Cedar Creek Road.

(c) Forty-five (45) miles per hour from its intersection with Cedar Creek Road, northerly to the corporate limits of the Village of Saukville.

(d) Twenty-five (25) miles per hour from the north corporate limits of the Village of Saukville northerly to a point 450 feet south of Cold Springs Road.

(e) Thirty-five (35) miles per hour from a point 450 feet south of Cold Springs Road to a point 1,000 feet north of Cold Springs Road.

(f) Forty-five (45) miles per hour from a point 1,000 feet north of Cold Springs Road northerly and westerly to the junction with County Trunk Highway "I".

- (2) County Trunk Highway "A"
 - (a) Town of Belgium
 - 1. Thirty-five (35) miles per hour from a point 0.2 of a mile west of its west junction with County Trunk Highway "B" in the unincorporated place known as Holy Cross, easterly for a distance of 0.8 of a mile.
 - (b) Unincorporated Village of Waubeka (Town of Fredonia)
 - 1. Forty-five (45) miles per hour from its intersection with County Trunk Highway "Y", easterly to its intersection with County Trunk Highway "H".
- (3) County Trunk Highway "Z"
 - (a) Unincorporated Village of Waubeka (Town of Fredonia)
 - 1. Thirty (30) miles per hour from its north intersection with County Trunk Highway "H", easterly for a distance of 0.2 of a mile.
 - 2. Forty-five (45) miles per hour from a point 0.2 of a mile east of its intersection with CTH H, easterly to its intersection with CTH I. (09-5)
- (4) County Trunk Highway "D"
 - (a) Town of Belgium
 - 1. Twenty-five (25) miles per hour from a point 0.65 of a mile east of its intersection with C.T.H. "LL", easterly for a distance of 0.40 of a mile.
 - 2. Thirty-five (35) miles per hour from a point 0.65 of a mile east of its intersection with C.T.H. "LL", westerly to the east corporate limits of the Village of Belgium.
 - (b) Village of Belgium
 - 1. Twenty-five (25) miles per hour from the west line of Lilac Lane to the southbound on ramp for I-43.
 - 2. Thirty-five (35) miles per hour from the southbound on ramp for I-43 to the easterly corporate limits of the Village of Belgium.
- (5) County Trunk Highway "C"
 - (a) Town of Cedarburg
 - 1. Thirty-five (35) miles per hour from the east corporate limits of the City of Cedarburg easterly to the intersection of Green Bay Road.
 - 2. Forty-five (45) miles per hour from the west corporate limits of the City of Cedarburg, westerly to the west county line.

3. Forty-five (45) miles per hour from the intersection of Green Bay Road easterly to the east line of the Town of Cedarburg.
- (b) Town of Port Washington
 1. Thirty-five (35) miles per hour from the south corporate limits of the City of Port Washington located 0.25 miles north of CTH CC southerly for a distance of 0.30 of a mile south of CTH CC. (09-14)
 2. Forty-five (45) miles per hour from a point 0.30 of a mile south of CTH CC, southerly to the south line of the Town of Port Washington. (09-14)
 - (c) Town of Grafton (14-5)
 1. Forty-five (45) miles per hour from the north line of the Town of Grafton south-westerly and southerly to the south line of the Town of Grafton and westerly on the south line of Section 32 for a total distance of 7.0 miles to a point 0.12 miles west of Lake Shore Drive.
 2. Thirty-five (35) miles per hour from a point 0.12 miles west of Lake Shore Drive along the south line of Section 32 westerly to its intersection with County Trunk Highway "W".
 3. Forty-five (45) miles per hour from its intersection with County Trunk Highway "W" along the south line of the Town of Grafton westerly to the east line of the Town of Cedarburg.
 - (6) County Trunk Highway "K", Dacada (Town of Belgium)
 - (a) Thirty (30) miles per hour from its intersection with County Trunk Highway "B", westerly for a distance of 0.63 of a mile.
 - (7) County Trunk Highway "CC" (Town of Port Washington)
 - (a) Thirty-five (35) miles per hour from its intersection with State Trunk Highway 32, easterly for a distance of 0.79 of a mile.
 - (8) County Trunk Highway "T"
 - (a) Town of Cedarburg
 1. Forty-five (45) miles per hour from a point 0.70 of a mile east of its intersection with County Trunk Highway "Y", easterly to its intersection with State Trunk Highway 181.
 2. Thirty-five (35) miles per hour from its intersection with State Trunk Highway 181, easterly to the west corporate limits of the City of Cedarburg.
 3. Forty-five (45) miles per hour from the east corporate limits of the City of Cedarburg easterly to the west limits of the Town of Grafton.
 - (b) Town of Grafton
 1. Forty-five (45) miles per hour from the west limits of the Town of Grafton easterly to its intersection with Green Bay Road.

- (9) County Trunk Highway "KW"
 - (a) Village of Belgium
 - 1. Thirty-five (35) miles per hour from Iyla Avenue to a point 4500 feet north of CTH "D". (07-1)
 - 2. Twenty-five (25) miles per hour from Iyla Avenue to a point 1350 feet south of CTH "D".
 - 3. Thirty-five (35) miles per hour, beginning at a point 1350 feet south of CTH "D" to a point 2650 feet southerly thereof.
 - (b) Town of Port Washington
 - 1. Forty-five (45) miles per hour from the intersection of Lake Drive southerly to the intersection with County Trunk Highway "H".
- (10) County Trunk Highway "NN" (Town of Cedarburg)
 - (a) Forty-five (45) miles per hour from Cedar Creek Road westerly to a point 0.28 of a mile west of Horns Corners Road.
- (11) County Trunk Highway "LL"
 - (a) Village of Belgium
 - 1. Thirty-five (35) miles per hour from a point 2700 feet north of CTH "D" to a point 4500 feet south of CTH "D". (07-1)
 - (b) Town of Port Washington
 - 1. Thirty-five (35) miles per hour from a point starting 0.46 of a mile north of the intersection of S.T.H. 32 south to a point 0.13 of a mile south of the intersection of S.T.H. 32.
 - 2. Fifty-five (55) miles per hour from a point 0.13 south of the intersection of S.T.H. 32, south to Aster Street. (12-4)
 - 3. Thirty-five (35) miles per hour from Aster Street south to the intersection with S.T.H. 32. (12-4)
- (12) County Trunk Highway "KK"
 - (a) Town of Port Washington
 - 1. Thirty-five (35) miles per hour from the Port Washington city limits to a point 1300 feet northwesterly of the city limits.
 - 2. Forty-five (45) miles per hour from a point 1300 feet northwesterly of the Port Washington city limits to a point 0.2 miles northwest of County Trunk Highway "LL".

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- (13) County Trunk Highway "H"
- (a) Town of Port Washington
1. Thirty-five (35) miles per hour from Interstate Highway 43 northerly for a distance of 0.36 of a mile.
- (b) Town of Fredonia
1. Thirty-five (35) miles per hour from County Trunk Highway "E" to Kohler Drive.
 2. Forty-five (45) miles per hour from Kohler Drive westerly to the Ozaukee County line.
 3. Thirty (30) miles per hour from a point 0.14 of a mile north of County Trunk Highway "Z" south to County Trunk Highway "A".
 4. Forty-five (45) miles per hour from County Trunk Highway "A" at the north 1/4 corner of Section 33 easterly a distance of 1.25 miles.
 5. Thirty (30) miles per hour from the west limits of the Village of Fredonia westerly 0.16 of a mile.
 6. Forty-five (45) miles per hour from the centerline of State Trunk Highway 57, to a point 0.417 of a mile, southeasterly thereof. (03-42)
- (c) Village of Fredonia
1. Twenty-five (25) miles per hour from the west village limits of the Village of Fredonia easterly to State Trunk Highway 57.
- (14) County Trunk Highway "I"
- (a) City of Cedarburg (06-1)
1. Thirty-five (35) miles per hour from the north construction limits of the City of Cedarburg, being the north line of Willowbrooke No. 5 subdivision, thence northerly 0.15 miles to the north corporate limits of the City of Cedarburg.
- (b) Town of Saukville
1. Forty-five (45) miles per hour from a point 1,000 feet north of the intersection of CTH "I" and STH 33 to a point 1,000 feet south of the intersection of CTH "I" and STH 33.
- (c) Town of Fredonia
1. Forty-five (45) miles per hour from the intersection with CTH Z to a point 300 feet north of the intersection with Fredonia Kohler Road. (09-5)
- (15) County Trunk Highway "W"
- (a) Town of Grafton
1. Forty-five (45) miles per hour from County Trunk Highway "C", northerly 2.28 miles to the south corporate limits of the Village of Grafton.
 2. Forty-five (45) miles per hour from a point 0.25 miles north of State Trunk Highway 60, at the north corporate limits of the Village of Grafton, thence northerly 3.40 miles to E. Sauk Road.

9/2/2009

- (b) Town of Saukville
 - 1. Forty-five (45) miles per hour from E. Sauk Road, northerly 0.72 miles to Foster Street, being the south corporate limit of the Village of Saukville.
 - 2. Forty-five (45) miles per hour from the north corporate limit of the Village of Saukville, being a point 0.9 miles north of State Trunk Highway "33", northerly to State Trunk Highway "57".
- (c) Village of Grafton
 - 1. Thirty-five miles (35) per from the south corporate limits of the Village of Grafton, being 0.5 miles south of State Trunk Highway "60", thence northerly 0.75 miles to the north corporate limits of the Village of Grafton, being a point 0.25 miles north of State Trunk Highway "60".
- (d) Village of Saukville
 - 1. Thirty-five (35) miles per hour beginning at a point 0.6 miles south of State Trunk Highway "33", to the intersection of County Trunk Highway "W" and State Trunk Highway "33". (04-42)
 - 2. Forty-five (45) miles per hour on County Trunk Highway "W" from the intersection of County Trunk Highway "W" and State Trunk Highway "33" to a point 0.9 miles north of State Trunk Highway "33", being the corporate limit of the Village of Saukville.
- (e) City of Mequon
 - 1. Thirty-five (35) miles per hour from the south line of Ozaukee County at County Line Road, northerly 3.05 miles to Glen Oaks Lane.
 - 2. Forty-five (45) miles per hour from Glen Oaks Road northerly 3.06 miles to County Trunk Highway "C".
- (16) County Trunk Highway "V"
 - (a) Twenty-five (25) miles per hour from its intersection with State Trunk Highway 60, northerly to Willow Lane.
 - (b) Forty-five (45) miles per hour from its intersection with Willow Lane, northerly to Cheyenne Avenue.
- (17) County Trunk Highway "Y" (05-16)
 - (a) Twenty-five (25) miles per hour from a point 1200 feet southerly from its intersection with State Trunk Highway 33, to a point 2100 feet northerly from its intersection with State Trunk Highway 33.

3/9/2006

3.03 OZAUKEE COUNTY SNOWMOBILE CODE.

3.031 State Snowmobile Laws Adopted.

(1) The statutory provisions describing and defining regulations with respect to snowmobiles in the following enumerated sections of the Wisconsin Statutes, exclusive of any provisions therein relating to the penalties to be imposed or the punishment for violation of the Statutes, are hereby adopted and by reference made a part of this Ordinance 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 Ordinance.

(a) Chapter 350 or Sections 346.04, 346.05, 346.11, 346.14 (1), 346.18, 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40, 346.44, 346.46, 346.47, 346.48, 346.50 (1)(b), 346.51, 346.52, 346.53, 346.54, 346.55, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92 (1) and 346.94 (1), (6), (6m) and (9), Wisconsin Statutes.

3.033 Penalties.

(1) Any person who shall violate any of the provisions of this section shall upon conviction forfeit as set forth under the Uniform State Traffic Deposit Schedule prepared by the Wisconsin Judicial Conference as from time to time may be modified, revised or amended, with such modifications, revisions or amendments incorporated into this ordinance by reference, plus the costs of prosecution, and in default of payment of the forfeiture and costs of prosecution shall be imprisoned in the county jail until said forfeiture and costs are paid, for a period not exceeding 90 days; unless a different forfeiture amount for a violation is set forth by this code in the forfeiture deposit schedule contained herein and then that forfeiture shall apply.

3.034 Severability.

(1) The provisions of this Ordinance shall be deemed severable and it is expressly declared that the County Board of Supervisors would have passed the other provisions of this Ordinance irrespective of whether or not one or more provisions may be declared invalid and if any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the remainder of the Ordinance and the application of such provisions to other persons or circumstances shall not be affected thereby.

4/25/2002

3.04 DISPOSAL OF ABANDONED MOTOR VEHICLES

Ozaukee County, under the authority granted by Section 342.40 (3) of the Wisconsin Statutes:

(04-20)

- (1) **VEHICLE ABANDONMENT PROHIBITED.** No person shall leave unattended any motor vehicle, as defined in Section 342.40 (1m) of the Wisconsin Statutes, on any public highway or private or public property, for such time and under such circumstances as to cause the vehicle to reasonably appear to have been abandoned. Whenever any vehicle has been left unattended without the permission of the property owner for more than forty-eight (48) hours the vehicle is deemed abandoned and constitutes a public nuisance.
- (2) **IMPOUNDING.** Any vehicle in violation of this Ordinance shall be impounded as provided for in Section 342.40 (2) of the Wisconsin Statutes until lawfully claimed or disposed of as provided for in Section 342.40 (2) of the Wisconsin Statutes.
- (3) **DISPOSAL.** Any abandoned vehicle shall be disposed of as provided in Section 342.40 (3) of the Wisconsin Statutes.
- (4) **STORAGE FEES.** The purchaser shall pay the storage fees, as provided in Section 342.40 (3) of the Wisconsin Statutes, shall be at a rate as provided for in Section 2.26 (2)(e) of the Code of Ordinances.

3.05 INTOXICANTS IN MOTOR VEHICLES

- (1) No person may drink fermented malt beverages or intoxicating liquor in any motor vehicle when the vehicle is upon a highway.
- (2) No person may possess on his or her person, in a privately owned motor vehicle upon a public highway, any bottle or receptacle containing fermented malt beverages or intoxicating liquor if the bottle or receptacle has been opened, the seal has been broken or the contents of the bottle or receptacle have been partially removed.
- (3) The owner of a privately owned motor vehicle, or the driver of the vehicle if the owner is not present in the vehicle, shall not keep, or allow to be kept in the motor vehicle when it is upon a highway any bottle or receptacle containing fermented malt beverages or intoxicating liquor if the bottle or receptacle has been opened, the seal has been broken or the contents of the bottle or receptacle have been partially removed. This subsection does not apply if the bottle or receptacle is kept in the trunk of the vehicle or, if the vehicle has no trunk, in some other area of the vehicle not normally occupied by the driver or passengers. A utility compartment or glove compartment is considered to be within the area normally occupied by the driver and passengers.
- (4) This section does not apply to a motor bus as defined in Section 340.01 (31), Wisconsin Statutes.
- (5) Definitions: (Sections referred to herein are found in the Wisconsin Statutes.)
 - (a) "Fermented malt beverages" has the meaning designated in Section 125.02(6).
 - (b) "Intoxicating liquor" has the meaning designated in Section 125.02 (8).

9/9/2004

- (c) "Highway" has the meaning designated in Section 340.01 (22).
- (6) Any person violating this section shall be required to forfeit, upon conviction, not more than \$100.00 together with the costs of prosecution, and upon default of payment of said forfeiture, said person shall be imprisoned in the county jail until said forfeiture and costs are paid, but not exceeding 90 days.

3.06 PARKING REGULATIONS

- (1) Except temporarily for the purpose of and while actually engaged in loading or unloading or in receiving or discharging passengers or property and while the vehicle is attended by a licensed operator so that it may be moved promptly in case of an emergency or to avoid obstruction of traffic, no person shall at any time park or leave standing any vehicle, upon any of the following highways or parts of highways:
 - (a) On the north side of CTH "D" from Sauk Trail Road east to Lake Michigan (Town of Belgium).
 - (b) On the northwest side of County Trunk Highway "NN", from the intersection of County Trunk Highway "Y" to the intersection of Pleasant Valley Road (Town of Cedarburg).
 - (c) On the south side of CTH "D" from Homestead Drive east to Lake Michigan, between the hours of 11:00 P.M. and 5:00 A.M. (Town of Belgium.)
 - (d) On the north side of CTH "D" from a point 400 feet east of Lake Church Road to the intersection with Lake Church Road. (Town of Belgium.)
 - (e) On the north side and the south side of CTH "C" from Washington Avenue to the intersection with STH 181. (Town of Cedarburg and City of Cedarburg).
 - (f) On the east side of CTH "I", beginning at a point 280 feet north of Cedar Creek Road to a point 340 feet northerly thereof. (03-6)
 - (g) On the access drive and fire lane, beginning at a point on CTH "I", said point being 812 feet north Cedar Creek Road, thence easterly 100 feet and southerly 360 feet. (03-6)
 - (h) On the east side of CTH "O", beginning at a point 1,060 feet north of the intersection of Cedar Sauk Road, to a point 1,660 feet northerly thereof. (03-9)
 - (i) On the west side of CTH "O", beginning at a point 1,260 feet north of the intersection of Cedar Sauk Road, to a point 1,660 feet northerly thereof. (03-9)
 - (j) On both sides of CTH "O", from Center Road to Deerfield Drive (Town of Saukville).
(07-7)
 - (k) On both sides of CTH "I", beginning at a point 200 feet north of River Park Road, to a point 800 feet south of River Park Road. (07-7)
 - (l) On both sides of CTH "I", beginning at a point 450 feet north of Fredonia-Kohler Road, south to CTH "Z". (07-7)
 - (m) On the easterly side of CTH NN, beginning at the centerline of STH 60 northwesterly 330 feet. (12-2)
 - (n) On the east side of CTH H beginning at the intersection of the centerline of CTH Z to a point 110 feet south. (13-4)

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- (o) On both sides of CTH D, beginning at a point 200 feet west of the intersection of the centerline of CTH LL, to a point 750 feet east of the intersection of the centerline of CTH LL. (13-4)
- (p) On both sides of CTH LL, beginning at a point 850 feet north of the intersection of the centerline of CTH D, to a point 700 feet south of the intersection with the centerline of CTH D. (13-4)
- (2) Vehicles parking in the parking area on the south side of CTH “D” at Lake Michigan shall park within the designated and marked stalls.
- (3) Minimum and maximum forfeitures for violation of nonmoving traffic violations adopted by reference in Section 3.011 of this Code, as described in Wisconsin Statutes, Chapters 341 to 348, shall be as provided for the comparable state nonmoving traffic violation.
- (4) The penalty for all other parking violations not included under paragraph (2) above shall be a forfeiture of not less than \$5.00 nor more than \$40.00.

3.07 OZAUKEE COUNTY ALL-TERRAIN VEHICLE CODE

3.071 State All-Terrain Vehicle Laws Adopted.

(1) The statutory provisions describing and defining regulations with respect to all-terrain vehicles in Section 23.33 of the Wisconsin Statutes, exclusive of any provisions therein relating to the penalties to be imposed or the punishment for violation of the statutes, are hereby adopted and by reference made a part of this Ordinance 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 Ordinance. Any further amendments, revisions or modifications of the statutes incorporated herein are intended to be made part of this code in order to secure uniform statewide regulation of all-terrain vehicles.

3.072 Penalties.

(1) Any person who shall violate any of the provisions of this Ozaukee County All-Terrain Vehicle Code shall upon conviction thereof forfeit not less than \$10.00 nor more than \$250.00, together with the costs of prosecution and in default of payment of the forfeiture and costs of prosecution shall be imprisoned in the county jail until said forfeiture and costs are paid but not exceeding 90 days.

3.073 Severability.

(1) The provisions of this Ordinance shall be deemed severable and it is expressly declared that the County Board of Supervisors would have passed the other provisions of this Ordinance irrespective of whether or not one or more provisions may be declared invalid and if any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the remainder of the Ordinance and the application of such provisions to other persons or circumstances shall not be affected thereby.

3.08 PARK AND RIDE LOTS PARKING (14-1), (14-4)

- (1) The following are park and ride lots under the ownership and control of Ozaukee County:
State Highway 57 and County Highway A/H located in Fredonia
County Highway LL and State Highway 32 located in Port Washington
County Highway V and County Highway W located in Grafton
County Highway C and Interstate-43 located in Cedarburg
- (2) Sales and solicitation is prohibited at county park and ride lots.
- (3) Parking in excess of 72 hours is prohibited at county park and ride lots.
- (4) The use of county park and ride lots for special events is prohibited unless permission is requested from and granted by the Ozaukee County Public Works Committee.
- (5) Except for emergencies or with the approval of the Ozaukee County Sheriff's Office, parking detached trailers is prohibited at county park and ride lots.

For purposes of this subsection, a "trailer" is defined as a vehicle without motive power designed for carrying property or passengers wholly on its own structure and for being drawn by a motor vehicle, but does not include a mobile home.
- (6) Parking trucks that weigh in excess of 8,000 pounds is prohibited at the following county park and ride lots:

County Highway LL and State Highway 32 located in Port Washington
County Highway V and County Highway W located in Grafton
- (7) Violation of this ordinance is punishable by a forfeiture of \$40 plus costs, fees and disbursements for the first offense within a year and \$100 plus costs, fees and disbursements for the second and subsequent offenses within a year.

3.09 SIGNAGE IN RIGHT-OF-WAY (09-15)

3.091 Prohibited Signs

(1) Signs are prohibited on county highway right-of-way except as required or permitted in this section. Signs that are prohibited include but are not limited to handbills, posters, advertisements, real estate, rummage sales and notices that are attached in any manner upon lampposts, telephone poles, utility poles, bridges or other structures within the right-of-way. Whenever a prohibited sign is placed within the right-of-way, it shall be removed immediately by the owner at the owner's expense at the direction of the Ozaukee County Highway Department. The Ozaukee County Highway Department may also remove any non-approved sign from the highway right-of-way and dispose of such sign as it deems appropriate.

3.092 Required Signage Within Right-of-Way

(1) The highway department is authorized to place within the county highway right-of-way signs that are required by law, ordinance or regulation including but not limited to speed limits, stop signs, curve and intersection warning signs, road names and other official signs as the highway department determines are required.

3.093 Permitted Signs

(1) The Ozaukee County Highway Department may allow the placement of signs within the county highway right-of-way including governmental and other public signs which may include but are not limited to community identity and entrance signs, signs for special community events and coordinated county-wide trail blazing signs that provide direction to places of interest if such sign:

- (a) Serves an official duty or purpose, the sign cannot be for commercial advertising;
- (b) The sign is owned, erected and maintained by or for a city, village;
- (c) A sign for a city or village is located within the city or village corporate limits or in areas of the right-of-way abutting the territorial jurisdiction of the city or village placing the sign;
- (d) All signs allowed under this subsection shall be placed only after review and approval by the Ozaukee County Public Works Committee, prior to installation.

3.094 Damage and Repair

(1) It is the responsibility of the owner of the sign to keep such sign in good repair and to replace and/or repair any damage to such sign whatever the cause of such damage. Replacement of a damaged or destroyed sign requires approval of the Ozaukee County Public Works Committee. The Ozaukee County Highway Department will remove any damaged sign that it deems a hazard to the safety of the general public.