

RESOLUTION NO. 23-661

**RESOLUTION OF TOWN OF DELAFIELD
ADOPTING A MUNICIPAL ORDINANCE FINE SCHEDULE**

WHEREAS, the Town of Delafield Board of Supervisors feels that it is necessary and desirable to update its current Municipal Ordinance Fine Schedule for citations issued pursuant to Section 25.04(4) of the Town of Delafield Ordinances.

NOW, THEREFORE, BE IT RESOLVED, by the Town of Delafield Board of Supervisors that the following schedule of cash deposits shall be established for use with citations issued under the Town of Delafield Ordinance. The following schedule of cash deposits does not include penalty, assessment, jail assessment and other court costs, which may change from time to time as mandated by Wisconsin Legislature.

| <u>CHAPTER</u> | <u>VIOLATION</u> | <u>FORFEITURE</u> |
|-------------------------------|--|--------------------------|
| 5.01 – FIRE PROTECTION | | |
| | Burning Violations | |
| | 1) Burning general regulations | \$187.00 - \$250.00 |
| | A) Permit Required | \$187.00 - \$250.00 |
| | B) Burning procedures | \$187.00 - \$250.00 |
| | 1) Tools Required | \$187.00 - \$250.00 |
| | 2) Supervision | \$187.00 - \$250.00 |
| | 3) Size of Pile | \$187.00 - \$250.00 |
| | 4) Distances | \$187.00 - \$250.00 |
| | 5) Wind | \$187.00 - \$250.00 |
| | 6) Material banned from burning | \$187.00 - \$250.00 |
| | 7) Time of Burning | \$187.00 - \$250.00 |
| | 2) Special permits | |
| | A) Bonfires | \$187.00 - \$250.00 |
| | B) Burning at construction site | \$187.00 - \$250.00 |
| | C) Burning prairie, grass lands, open fields | \$187.00 - \$250.00 |
| 7 – TRAFFIC | | |
| 7.03(1) | Parking general | \$60.00 |
| 7.03(2) | Parking winter restrictions | \$60.00 |
| 7.11 | Accelerating vehicles | \$200.00 |
| 7.12 | Minibikes and all terrain vehicles | \$200.00 |
| 7.14 | Snowmobiles general | \$200.00 |
| | (2) Operation on roads in residential area | \$200.00 |
| | (3) Operation in parks and on public lands | \$200.00 |
| | (4) Operation on private roads | \$200.00 |
| 7.15 | Abandoned or junk vehicles | \$150.00 |
| 8 – PUBLIC WORKS | | |
| 8.02 | Driveways and culverts | \$205.00 |
| 8.02(4) | Driveways closer than 3 feet to the roadway | \$205.00 |
| 8.03 | Road Excavations | \$350.00 - \$1,000.00 |
| 8.08 | Placing injurious substance on street | \$205.00 |
| 8.10 | Debris from vehicles | \$205.00 |

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| 8.11 | Spill debris from vehicles | \$205.00 |
| 8.12 | Traffic over drainage ditches | \$205.00 |

9 – PEACE AND GOOD ORDER

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|-------------|---|-----------------------|
| 9.01.254.92 | Tobacco by minors | \$140.00 |
| 9.02 | Firearms general | \$255.00 |
| 9.03 | Burning that causes a fire run | \$255.00 |
| 9.04 | Loud and unnecessary noise | \$200.00 |
| 9.05 | Loitering | \$200.00 |
| 9.07 | Abandoned or unattended refrigerators | \$150.00 |
| 9.08 | Littering | \$2,000.00 |
| 9.09 | Consumption of alcohol beverages in public places | \$150.00 |
| 9.10 | Possession of drug paraphernalia | \$691.00 |
| 9.11 | Vicious animals | \$350.00 |
| 9.161.14(3) | Possession of marijuana | \$450.00 |
| 9.940.19(1) | Battery | \$691.00 - \$1,321.00 |
| 9.941.23 | Carrying a concealed weapon | \$350.00 |
| 9.943.01(1) | Criminal damage to property | |
| | (under \$200) | \$250.00 |
| | (\$200- \$500 in damage) | \$500.00 |
| | (\$500-\$1,000 in damage) | \$1,500.00 |
| | (\$1,000 or greater) | \$2,500.00 |
| 9.943.11 | Entry into locked vehicle | \$321.00 - \$691.00 |
| 9.943.13 | Criminal trespass to land | \$350.00 |
| 9.943.14 | Criminal trespass to dwelling | \$376.00 - \$1,321.00 |
| 9.943.15 | Entry into construction site, locked building | \$376.00 - \$1,321.00 |
| 9.943.20 | Theft | |
| | (Under \$200) | \$250.00 |
| | (\$200 - \$500) | \$500.00 |
| | (\$500 - \$1,000) | \$1,500.00 |
| | (\$1,000 or greater) | \$2,500.00 |
| 9.943.23 | Operating vehicle without consent | \$376.00 |
| 9.943.24 | Issue of worthless check not to exceed \$10,000 | |
| | (Under \$200) | \$250.00 |
| | (\$200 - \$500) | \$500.00 |
| | (\$500 - \$1,000) | \$1,500.00 |
| | (\$1,000 or greater) | \$2,500.00 |
| 9.943.50 | Retail theft (under \$200) | \$376.00 |
| 9.944.20 | Lewd and lascivious behavior | \$691.00 - \$1,321.00 |
| 9.946.41 | Resisting or obstructing an officer | \$691.00 - \$1,321.00 |
| 9.947.01 | Disorderly conduct | \$350.00 |
| 9.947.012 | Unlawful use of telephone | \$313.00 - \$1,321.00 |
| 9.947.013 | Harassment | \$691.00 |

10 – PUBLIC NUISANCES

| | | |
|------------|----------------------|------------------------|
| Chapter 10 | General violations | \$250.00 |
| 10.05(7) | Fireworks | Not to Exceed \$500.00 |
| 10.05(13) | Accumulation of junk | Not to Exceed \$500.00 |

12 – LICENSE & PERMITS

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|----------|------------------------------------|----------|
| 12.05(1) | Soliciting without a permit | \$150.00 |
| 12.05(7) | Violation of direct sellers permit | \$150.00 |

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| 12.06(1) | Dog Licensing | \$50.00 |
| 12.06(3) | Dogs running at large | |
| | 1 st offense | \$50.00 |
| | 2 nd offense | \$75.00 |
| | 3 rd offense | \$100.00 |
| | 4 th and subsequent offense | \$125.00 |
| 12.06(4) | Vicious dogs | \$350.00 |
| 12.06(5) | Noisy dogs prohibited | |
| | 1 st offense | \$50.00 |
| | 2 nd offense | \$75.00 |
| | 3 rd offense | \$100.00 |
| | 4 th and subsequent offense | \$125.00 |
| 12.09 | Chicken Licensing | \$50.00 |

17 – ZONING CODE

| | | |
|------------|---|------------------------|
| 17.03 4.D. | Accessory structures too close to lot line | Not to Exceed \$500.00 |
| 17.06 4.A. | Outdoor fireplace too close to lot line | Not to Exceed \$500.00 |
| 17.06 4.B. | Illegal fences | Not to Exceed \$500.00 |
| 17.06 4.C. | Illegal retaining walls | Not to Exceed \$500.00 |
| 17.06 4.D. | Sidewalk and driveway too close to lot line | Not to Exceed \$500.00 |
| 17.08 | Temporary Signs | |
| | Exceeding size requirements | |
| | 1 st offense | \$100.00 |
| | 2 nd offense | \$150.00 |
| | 3 rd offense and subsequent offense | \$200.00 |
| | Exceeding duration | |
| | 1 st offense | \$100.00 |
| | 2 nd offense | \$150.00 |
| | 3 rd offense and subsequent offense | \$200.00 |
| 17.08.7(D) | Prohibited signs | |
| | 1 st offense | \$100.00 |
| | 2 nd offense | \$150.00 |
| | 3 rd offense and subsequent offense | \$200.00 |
| 17.09 2.J. | Residential Parking | \$100.00 |
| 17.09 2.K. | Parking of Vehicles, Trucks and Equipment | \$100.00 |
| 17.09 2.L. | Off-Street Screening Parking | \$100.00 |
| 17.09 2.M. | Parking offset from residential lot line | \$100.00 |
| 17.09 2.N. | Parking closer to base setback line | \$100.00 |
| 17.09 2.P. | Unenclosed, unlicensed, inoperable or junk vehicles | \$250.00 |

19 – PARK RULES

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|----------|-----------------------|----------|
| 19.01 | Park hours | \$140.00 |
| 19.02 | Skateboard area | \$140.00 |
| 19.02.1 | Skateboard area hours | \$140.00 |
| 19.02(A) | Smoking | \$140.00 |
| 19.02(B) | Alcohol | \$140.00 |
| 19.02(C) | Glass containers | \$140.00 |
| 19.02(D) | Graffiti | \$140.00 |
| 19.02(E) | Homemade ramps | \$140.00 |
| 19.02(F) | Littering | \$140.00 |
| 19.02(G) | Bicycles | \$140.00 |

BE IT FURTHER RESOLVED that all prior resolutions in effect adopting Municipal Ordinance Fine Schedule are hereby repealed.

BE IT FURTHER RESOLVED that this resolution shall be in full force and affect from and after its passage.

PASSED AND ADOPTED by the Town Board of the Town of Delafield, Waukesha County, Wisconsin this 1st day of April, 2023.

TOWN OF DELAFIELD



Ron Troy, Town Chairman

ATTEST:



Dan Green, Administrator-Clerk/Treasurer