

CITY OF ONALASKA MEETING NOTICE

COMMITTEE/BOARD: Administrative & Judiciary Committee

DATE OF MEETING: January 2, 2019 (Wednesday)

PLACE OF MEETING: City Hall – 415 Main Street (Room 112)

TIME OF MEETING: 6:00 P.M.

PURPOSE OF MEETING

1. Call to Order and roll call
2. Approval of minutes from the previous meeting(s)
3. Public Input: (limited to 3 minutes/individual)

Consideration and possible action on the following items:

Administrative

4. Approval of Operator’s Licenses as listed on report dated January 2, 2019
5. Approval of 2018-2019 Combination Class “B” Beer and Liquor License for Wharf Lounge, LLC., dba WHARF LOUNGE, 103 10th Ave. So. starting on January 9, 2019
6. Approval of 2018-2019 Class “B” Beer only License for Wharf Lounge Real Estate, LLC, dba WHARF LOUNGE 2, 103 10th Avenue South, Suite 4 starting on January 9, 2019
7. Approval of Temporary Class “B / “Class B” Retailer’s License for:
 - a. St. Patrick’s Church for Friday night fish fry from 3-8-19 through 4-12-19
 - b. Friends of the Library for Decoding the Driftless Event, January 10, 2019
8. Miscellaneous licensing reporting

PLEASE TAKE FURTHER NOTICE that members of the Common Council of the City of Onalaska who do not serve on the Committee may attend this meeting to gather information about a subject over which they have decision making responsibility.

Therefore, further notice is hereby given that the above meeting may constitute a meeting of the Common Council and is hereby noticed as such, even though it is not contemplated that the Common Council will take any formal action at this meeting.

NOTICES MAILED TO:

Mayor Joe Chilsen	Steve Dolezel
Ald. Jerry Every	Shelley Fell
Ald. Jim Olson	
* Ald. Jim Binash - Chair Admin & Vice Chair Jud	
* Ald. Diane Wulf -	
Ald. Kim Smith	
* Ald. Ron Gjertsen - Chair Jud & Vice Chair Admin	
City Attorney Dept Heads City Administrator	
La Crosse Tribune Coulee Courier	Omni Center
WXOW WKTY WLXR WKBT WLAX FOX	Onalaska Public Library
*Committee Members	

Date Notices Mailed and Posted: 12/27/18

In compliance with the Americans with Disabilities Act of 1990, the City of Onalaska will provide reasonable accommodations to qualified individuals with a disability to ensure equal access to public meetings provided notification is given to the City Clerk within seventy-two (72) hours prior to the public meeting and that the requested accommodation does not create an undue hardship for the City.

Judiciary

9. **Ordinance 1624-2019** to annex land located in the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ in Section 1, Township 16 North, Range 7 West from the Town of Medary to the City of Onalaska (Manske Annexation) (Third and Final Reading)
10. **Ordinance 1625-2019** to amend Chapter 2 of Title 9, Section 11 of the Code of Ordinances of the City of Onalaska relating to Sewer User Charge Rates (Third and Final Reading)
11. **Ordinance 1627-2019** to annex land located in the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$, Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$, Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ in section 29 and the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ in Section 32, and the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ in Section 33, all in the Township 17 North, Range 7 West from the Town of Onalaska to the City of Onalaska (Highway 53 Right of Way Annexation) (First and Second Reading)
12. **Ordinance 1628-2019** to amend Article E of Chapter 1 of Title 10 of the Code of Ordinances of the City of Onalaska relating to Enforcement and Penalties (First and Second Reading)
13. **Ordinance 1629-2019** to rezone property located in Section 12, Township 16, Range 7 in the City of Onalaska, La Crosse County Wisconsin from Light Industrial (M1) with I-90 Economic Development Overlay to Light Industrial (M1) (Kenworth Rezoning) (First and Second Reading)

Adjournment

PACKET: 02620 License Packet Jan Operators
 SEQUENCE: License #

ID	PERIOD	-----NAME-----	LICENSE CODE
00803	12/20/18- 6/30/20	KACHEL MICHAEL	OPRATOR OPERATORS - 2 YEAR
04740	12/13/18- 6/30/20	CAPUZZI JAMIE	OPRATOR OPERATORS - 2 YEAR
05450	12/06/18- 6/30/19	HALL ELIZABETH	OPRATOR OPERATORS - 1 YEAR
05472	12/10/18- 6/30/20	FRIES RACHEL	OPRATOR OPERATORS - 2 YEAR
05477	12/13/18- 6/30/20	BERG KAYLA	OPRATOR OPERATORS - 2 YEAR
05479	12/13/18- 6/30/20	SUTHERLAND MARISSA	OPRATOR OPERATORS - 2 YEAR
05493	12/19/18- 6/30/20	DRURY KENNETH	OPRATOR OPERATORS - 2 YEAR
05498	12/21/18- 6/30/20	MOSS DANIEL	OPRATOR OPERATORS - 2 YEAR
05499	12/21/18- 6/30/20	NEUHAUS CHRISTINA	OPRATOR OPERATORS - 2 YEAR

#05475
#5

Original Alcohol Beverage Retail License Application

Submit to municipal clerk.

For the license period beginning January 9 20 19 ;
ending ~~January 9~~ 6/30 20 19

TO THE GOVERNING BODY of the: Town of }
 Village of } Onalaska
 City of }

County of La Crosse Aldermanic Dist. No. _____ (if required by ordinance)

Applicant's WI Seller's Permit No.:	FEIN Number:
	<u>36-4916736</u>
LICENSE REQUESTED	
TYPE	FEE
<input type="checkbox"/> Class A beer	\$
<input checked="" type="checkbox"/> Class B beer	\$ 75
<input type="checkbox"/> Class C wine	\$
<input type="checkbox"/> Class A liquor	\$
<input type="checkbox"/> Class A liquor (cider only)	\$ N/A
<input checked="" type="checkbox"/> Class B liquor	\$ 450
<input type="checkbox"/> Reserve Class B liquor	\$
<input type="checkbox"/> Class B (wine only) winery	\$
Publication fee	\$ 10
TOTAL FEE	\$ 535

1. The named Individual Partnership Limited Liability Company
 Corporation / Nonprofit Organization

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name): Wharf Lounge, LLC

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the name, title, and place of residence of each person.

Title	Name (Last, First, M.I.)	Home Address	Post Office & Zip Code
President/Member	<u>Officer</u>	<u>Fell, Shelley, A.</u>	<u>1045 Lauderdale North, Onalaska, 54650</u>
Vice President/Member			
Secretary/Member			
Treasurer/Member	<u>Member/Manager</u>	<u>WL & LL, LLC</u>	<u>1052 Oak Forest Dr, Ste 300, Onalaska, 54650</u>
Agent	<u>Agent</u>	<u>Fell, Shelley, A.</u>	<u>1045 Lauderdale North, Onalaska, 54650</u>
Directors/Managers			

3. Trade Name Wharf Lounge Business Phone Number 608-783-6276
4. Address of Premises 103 10th Ave S. Post Office & Zip Code Onalaska, 54650

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? Yes No
6. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant? Yes No
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? Yes No
8. (a) Corporate/limited liability company applicants only: Insert state WI and date 11/14/18 of registration.
(b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? Yes No
(c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? Yes No
(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, consumption, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) bar, inside the walls at premises

10. Legal description (omit if street address is given above): n/a

11. (a) Was this premises licensed for the sale of liquor or beer during the past license year? Yes No
(b) If yes, under what name was license issued? DJL, Inc./Don Lee dba The Wharf

12. Does the applicant understand they must register as a Retail Beverage Alcohol Dealer with the federal government, Alcohol and Tobacco Tax and Trade Bureau (TTB) by filing (TTB form 5630.5d) before beginning business? [phone 1-877-882-3277] Yes

13. Does the applicant understand they must hold a Wisconsin Seller's Permit? [phone (608) 266-2776] Yes

14. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? Yes

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signer. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000. Signer agrees to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. Individual applicants or one member of a partnership applicant must sign; one corporate officer, one member/manager of Limited Liability Companies must sign. Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

Shelley Fell
(Officer of Corporation / Member / Manager of Limited Liability Company / Partner / Individual)

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <u>12-12-18</u>	Date reported to council / board <u>1-8-19</u>	Date provisional license issued	Signature of Clerk / Deputy Clerk <u>Carolyn A. Bernhardt</u>
Date license granted	Date license issued <u>1-9-19</u>	License number issued <u>05475</u>	

CITY OF ONALASKA
REC#: R00130324 12/12/2018 9:02 AM
TRAN: 30 LICENSES

#105476
#6

Original Alcohol Beverage Retail License Application

Submit to municipal clerk.

For the license period beginning January 9 20 19 ;
ending ~~January 9~~ 6/30 20 ~~19~~ 19

TO THE GOVERNING BODY of the: Town of }
 Village of } Onalaska
 City of }

County of La Crosse Aldermanic Dist. No. _____ (if required by ordinance)

Applicant's WI Seller's Permit No.:		FEIN Number:	
LICENSE REQUESTED ▶			
TYPE	FEE		
<input type="checkbox"/> Class A beer	\$		
<input checked="" type="checkbox"/> Class B beer	\$	75	
<input type="checkbox"/> Class C wine	\$		
<input type="checkbox"/> Class A liquor	\$		
<input type="checkbox"/> Class A liquor (cider only)	\$	N/A	
<input type="checkbox"/> Class B liquor	\$		
<input type="checkbox"/> Reserve Class B liquor	\$		
<input type="checkbox"/> Class B (wine only) winery	\$		
Publication fee	\$	10	
TOTAL FEE	\$	85	

1. The named Individual Partnership Limited Liability Company
 Corporation / Nonprofit Organization

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name): ▶ Wharf Lounge Real Estate, LLC

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the name, title, and place of residence of each person.

Title	Name (Last, First, M.I.)	Home Address	Post Office & Zip Code
President/Member <u>Officer</u>	<u>Fell, Shelley, A.</u>	<u>1045 Lauderdale North,</u>	<u>Onalaska, 54650</u>
Vice President/Member _____			
Secretary/Member _____			
Treasurer/Member <u>Member/Manager</u>	<u>WL & LL, LLC</u>	<u>1052 Oak Forest Dr, Ste 300,</u>	<u>Onalaska, 54650</u>
Agent ▶ <u>Agent</u>	<u>Fell, Shelley, A.</u>	<u>1045 Lauderdale North,</u>	<u>Onalaska, 54650</u>
Directors/Managers _____			

3. Trade Name ▶ Wharf Lounge 2 Business Phone Number 608-783-6276
4. Address of Premises ▶ 103 10th Ave S., STE 4 Post Office & Zip Code ▶ Onalaska, 54650

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? Yes No
6. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant? Yes No
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? Yes No
8. (a) Corporate/limited liability company applicants only: Insert state WI and date 11/14/18 of registration.
(b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? Yes No
(c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? Yes No
(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, consumption, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) inside the walls at premises

10. Legal description (omit if street address is given above): n/a
11. (a) Was this premises licensed for the sale of liquor or beer during the past license year? Yes No
(b) If yes, under what name was license issued? Don Lee / Livgrif LLC

12. Does the applicant understand they must register as a Retail Beverage Alcohol Dealer with the federal government, Alcohol and Tobacco Tax and Trade Bureau (TTB) by filing (TTB form 5630.5d) before beginning business? [phone 1-877-882-3277] Yes No
13. Does the applicant understand they must hold a Wisconsin Seller's Permit? [phone (608) 266-2776]. Yes No
14. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? Yes No

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signer. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000. Signer agrees to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants; or one member of a partnership applicant must sign; one corporate officer, one member/manager of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

Shelley Fell
(Officer of Corporation / Member / Manager of Limited Liability Company / Partner / Individual)

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <u>12-12-18</u>	Date reported to council / board <u>1-8-19</u>	Date provisional license issued	Signature of Clerk / Deputy Clerk <u>Carolyn A. Baumstarck</u>
Date license granted	Date license issued <u>1-9-19</u>	License number issued <u>05476</u>	

01979
#7-a

Application for Temporary Class "B" / "Class B" Retailer's License

See Additional Information on reverse side. Contact the municipal clerk if you have questions.

FEE \$ _____

Application Date: 12-19-18

Town Village City of Onalaska

County of LaCrosse

The named organization applies for: (check appropriate box(es).)

- A Temporary Class "B" license to sell fermented malt beverages at picnics or similar gatherings under s. 125.26(6), Wis. Stats.
- A Temporary "Class B" license to sell wine at picnics or similar gatherings under s. 125.51(10), Wis. Stats.

at the premises described below during a special event beginning 3-8-19 and ending: 4-12-19 and agrees to comply with all laws, resolutions, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages and/or wine if the license is granted.

1. Organization (check appropriate box) →
- Bona fide Club
 - Church
 - Lodge/Society
 - Chamber of Commerce or similar Civic or Trade Organization
 - Veteran's Organization
 - Fair Association

(a) Name St Patrick's Church

(b) Address 1031 Main Street Onalaska, WI
(Street) Town Village City

- (c) Date organized _____
- (d) If corporation, give date of incorporation _____
- (e) If the named organization is not required to hold a Wisconsin seller's permit pursuant to s. 77.54 (7m), Wis. Stats., check this box:

(f) Names and addresses of all officers:

President _____

Vice President _____

Secretary _____

Treasurer _____

(g) Name and address of manager or person in charge of affair: Gerald Foas
N4387 Esther Dr Onalaska, WI 54650

2. Location of Premises Where Beer and/or Wine Will Be Sold, Served, Consumed, or Stored, and Areas Where Alcohol Beverage Records Will be Stored:

- (a) Street number 127 11th Avenue North Onalaska, WI
- (b) Lot _____ Block _____
- (c) Do premises occupy all or part of building? part
- (d) If part of building, describe fully all premises covered under this application, which floor or floors, or room or rooms, license is to cover: School gym, cafeteria, kitchen

3. Name of Event

- (a) List name of the event St Patrick Lenten Fish Fry
- (b) Dates of event 3-8-19, 3-15-19, 3-22-19, 3-29-19, 4-5-19, 4-12-19

DECLARATION

The Officer(s) of the organization, individually and together, declare under penalties of law that the information provided in this application is true and correct to the best of their knowledge and belief.

Officer Mary K Ballinger
(Signature/date)

Officer _____
(Signature/date)

Date Filed with Clerk _____

Date Granted by Council _____

Saint Patrick Lenten Fish Fry
(Name of Organization)

Officer _____
(Signature/date)

Date Reported to Council or Board _____

License No. _____

CITY OF ONALASKA
 REC#: R00130589 12/19/2018 11:03 AM
 TRAN: 30 LICENSES
 OPER: 000 TERM: 7
 TRKY: DASH 00
 01979-04/12/19 ST. PATRICK'S PARISH
 CLASS B PERMIT 10.000R
 Paid By: MAR/04/18
 OK 10.00 REF:SM 030
 APPLIED 10.00
 TENDED 10.00
 CHARGE 0.00

Application for Temporary Class "B" / "Class B" Retailer's License

See Additional Information on reverse side. Contact the municipal clerk if you have questions.

FEE \$ 10.00

Application Date: _____

Town Village City of Onalaska

County of La Crosse

The named organization applies for: (check appropriate box(es).)

A Temporary Class "B" license to sell fermented malt beverages at picnics or similar gatherings under s. 125.26(6), Wis. Stats.

A Temporary "Class B" license to sell wine at picnics or similar gatherings under s. 125.51(10), Wis. Stats.

at the premises described below during a special event beginning 1/10/2019 and ending 1/10/2019 and agrees to comply with all laws, resolutions, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages and/or wine if the license is granted.

1. Organization (check appropriate box) →
- Bona fide Club
 - Church
 - Lodge/Society
 - Chamber of Commerce or similar Civic or Trade Organization
 - Veteran's Organization
 - Fair Association

(a) Name Friends of the Onalaska Library

(b) Address 741 Oak Avenue South, Onalaska, WI 54650
(Street) Town Village City

(c) Date organized Pre- 04/11/1995

(d) If corporation, give date of incorporation _____

(e) If the named organization is not required to hold a Wisconsin seller's permit pursuant to s. 77.54 (7m), Wis. Stats., check this box:

(f) Names and addresses of all officers:

President Larry Pohja, 626 Gilster St, Onalaska, WI 54650

Vice President none

Secretary Jackie Bartz, 938 Streblov St., Onalaska, WI 54650

Treasurer Kathy O'Driscoll, 704 Park Ridge Place, Onalaska, WI 54650

(g) Name and address of manager or person in charge of affair: Larry Pohja, 626 Gilster St, Onalaska, WI 54650

2. Location of Premises Where Beer and/or Wine Will Be Sold, Served, Consumed, or Stored, and Areas Where Alcohol Beverage Records Will Be Stored:

(a) Street number 741 Oak Avenue South

(b) Lot _____ Block _____

(c) Do premises occupy all or part of building? Part - Meeting room

(d) If part of building, describe fully all premises covered under this application, which floor or floors, or room or rooms, license is to cover:

3. Name of Event

(a) List name of the event Decoding the Driftless: A film of science exploration and adventure

(b) Dates of event January 10, 2019

DECLARATION

The Officer(s) of the organization, individually and together, declare under penalties of law that the information provided in this application is true and correct to the best of their knowledge and belief.

Officer Jackie Bartz 12/20/2018 (Signature/date)

Officer Larry Pohja 12/20/18 (Signature/date)

Officer Kathy O'Driscoll 20 Dec 2018 (Signature/date)

Officer _____ (Signature/date)

Date Filed with Clerk _____ Date Reported to Council or Board _____

Date Granted by Council _____ License No. _____

CITY OF ONALASKA
 REC#: R00130649 12/20/2018 4:05 PM
 TRAN: 30 LICENSES
 OPER: 01 TERM: 1
 TKBY: 0001
 0052-01/10/19 LA CROSSE COUNTY LIBRARY
 CLASS - FINE
 PAID BY: FRIENDS OF THE ONALASKA LIBRARY
 \$ 10.00 REF: 15W 27
 APPLIED
 INDEXED
 CHANGE

ORDINANCE NO. 1624-2019**AN ORDINANCE TO ANNEX LAND LOCATED IN THE SOUTHEAST ¼ OF THE
SOUTHWEST ¼ IN SECTION 1, TOWNSHIP 16 NORTH, RANGE 7 WEST
FROM THE TOWN OF MEDARY TO THE CITY OF ONALASKA**

THE COMMON COUNCIL OF THE CITY OF ONALASKA DOES HEREBY ORDAIN AS
FOLLOWS:

SECTION I. Proper petition for direct annexation by unanimous approval, signed by all the owners of all real property in such territory and all of the electors residing in such territory, having been presented to the Common Council of the City of Onalaska, requesting the annexation of the territory described in Exhibit A which is attached hereto and incorporated herein to the City of Onalaska, Wisconsin from the Town of Medary, La Crosse County, Wisconsin. The population of the area annexed is zero (0).

IT IS HEREBY ORDAINED that the above-described property and the same is hereby annexed to the City of Onalaska, Wisconsin, and it is further ordained that the corporate limits of the City of Onalaska are hereby amended to include the above-described property within the corporate limits of the City of Onalaska, Wisconsin.

SECTION II. Sec. 2-1-3(b) of the Code of Ordinances of the City of Onalaska entitled "Ward and Aldermanic District Boundaries" is hereby amended to include the above-described property within the boundaries of the Third Aldermanic District.

SECTION III. The property is hereby zoned Single Family Residential (R-1) and all of the provisions of the Code of Ordinances of the City of Onalaska governing said zoning classification shall apply hereto.

SECTION IV. This Ordinance shall take effect and be in force from and after its passage.

Dated this ____ day of _____, 2018.

CITY OF ONALASKA

By: _____
Joe Chilsen, Mayor

By: _____
Caroline Burmaster, Clerk

PASSED:
APPROVED:
PUBLISHED:

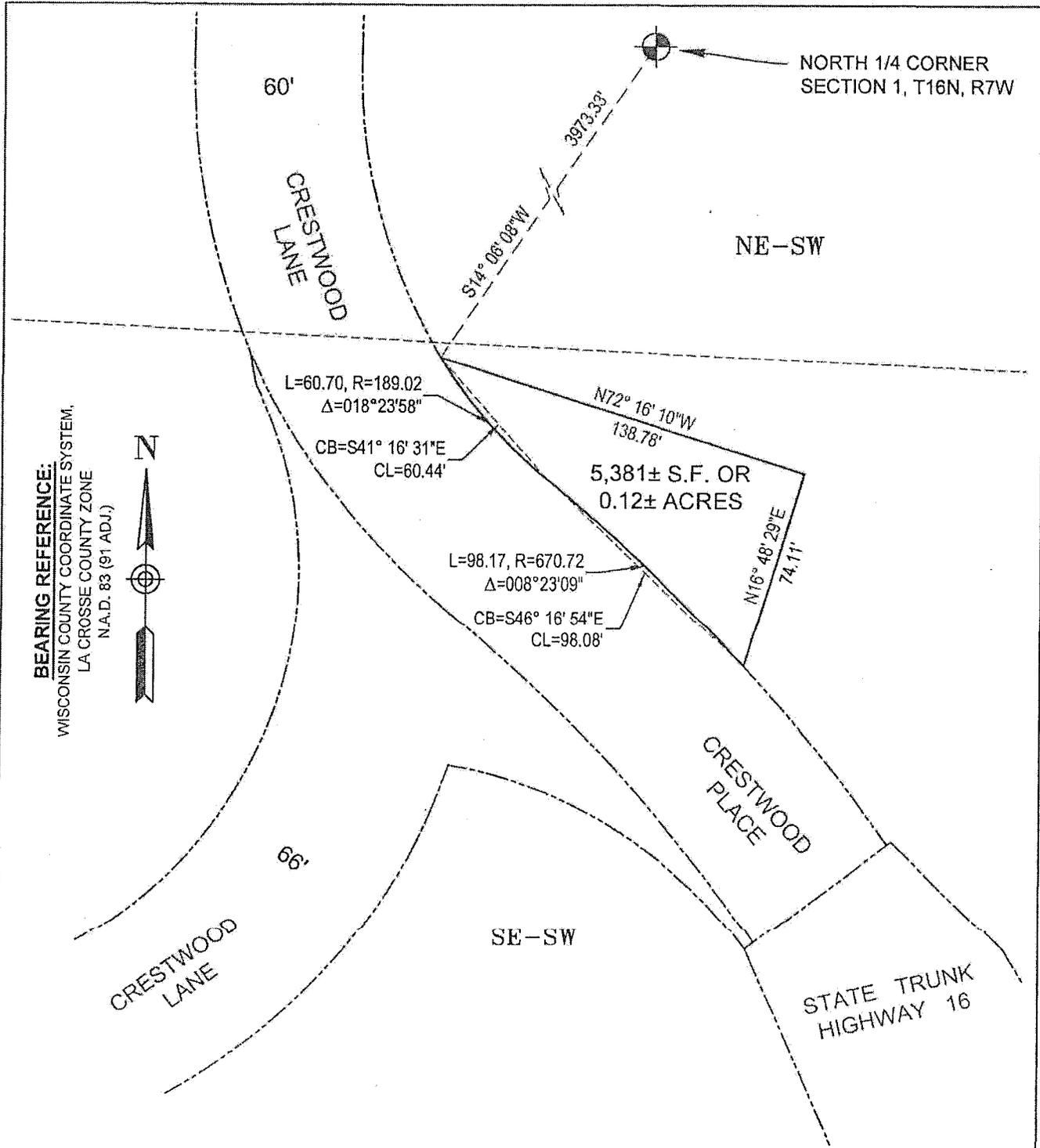
EXHIBIT A

Located in part of the Southeast Quarter of the Southwest Quarter of Section 1, Township 16 North, Range 7 West, Town of Medary, La Crosse County, Wisconsin, more particularly described as follows:

Commencing at the North 1/4 corner of said Section 1;
thence S 13° 58' 29" W 3988.16 feet to the Easterly right of way of Crestwood Lane and the Point of Beginning of this description;
thence Southerly along said Easterly right of way on the arc of a 189.02 foot radius curve, concave to the Northeast, the chord of which bears S 42° 21' 53" E and measures 60.50 feet;
thence continuing Southerly along said Easterly right of way on the arc of a 670.72 foot radius curve, concave Southwest, the chord of which bears S 47° 23' 03" E and measures 98.00 feet;
thence N 15° 53' 45" E 74.00 feet;
thence N 73° 19' 30" W 139.00 feet to the Point of Beginning.

Parcel contains approximately 5,383 square feet or 0.12 acres more or less.

Subject to any easements, covenants and restrictions of record.



BEARING REFERENCE:
 WISCONSIN COUNTY COORDINATE SYSTEM,
 LA CROSSE COUNTY ZONE
 N.A.D. 83 (91 ADJ.)



EXHIBIT B
 MANSKE TO CITY OF ONALASKA
 ONALASKA BOOSTER STATION
 ONALASKA, WI



DAVY ENGINEERING CO.
 LA CROSSE, WISCONSIN

DATE
 10/18/2018

NOTEBOOK NO.

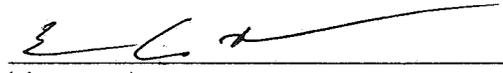
PROJECT NUMBER
 001398-109.100

SHEET
 1 OF 1

FISCAL IMPACT OF ORDINANCE 1624 - 2018
Manske Annexation

Please route in this order

Eric Rindfleisch, Administrator
(let Caitlin review all annexation ordinances)



(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Jarrold Holter, City Engineer

 11-29-18

(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Troy Miller, Chief of Police



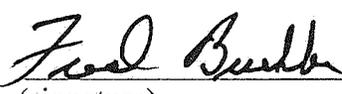
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ unknown for Potential fee increase in Police Service to DHS Area to meet the requirements of this ordinance.

Fred Buehler, Financial Services Director

 11-30-18

(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

1/02/2019 4:42 PM

L I C E N S E M A S T E R R E P O R T

LICENSES: ALL

SORTED BY: LICENSE NUMBER

EFFECTIVE

LICENSE CODES: Include: RECBURN-E

EXPIRATIC

CLASSES: All

COMMENT:

STATUS: ACTIVE

PAY STATU

CITY LIMITS: INSIDE, OUTSIDE

ID	CODE	NAME/ PROPERTY ADDRESS	STATUS	CLASS/ REPORT	ORIG/ RENEW	TERM/ PRINTED
03593	RECBURN-E	JENSEN	JEFF & ACTIVE	REC BURN	1/02/2014	
	1/01/19-12/31/20	1363 3RD AVE N		REC BURN		12/28/2018

REPORT TOTALS: 1 LICENSES

ORDINANCE NO. 1625-2019

AN ORDINANCE TO AMEND CHAPTER 2 OF TITLE 9,
SECTION 11 OF THE CODE OF ORDINANCES OF THE CITY OF ONALASKA
RELATING TO SEWER USER CHARGE RATES

THE COMMON COUNCIL OF THE CITY OF ONALASKA DOES HEREBY ORDAIN AS
FOLLOWS:

SECTION I. Title 9, Chapter 2, Section 11 of the City of Onalaska Code of Ordinances
related to User Charge System is hereby deleted in its entirety and replaced as follows:

Sec. 9-2-11 User Charge System.

- (a) **Purpose.** The purpose of this Section is to establish the basis for reasonable charges for the cost of collection, transportation and treatment of wastewater.
- (b) **Classes of Charges.** Three (3) classes of wastewater charges shall be established as follows: (1) Treatment Rate; (2) Transmission and Maintenance Rate and (3) Flat Rate and shall be based on the Effective Total Meter Water Consumption for the quarter. Wastewater shall include wastewater from residential, multi-family, commercial, governmental and industrial classes.
- (c) **Effective Total Metered Water Consumption.** The term Effective Total Metered Water Consumption shall mean (i) for quarters 1, 3 and 4 (billed in April, October and January) the treatment charge and transmission and maintenance charge shall be based on metered water volume for the three (3) month period beginning December 5th and ending March 5th of each year which shall be reflected in the April billing unless consumption in any given quarter is lower than the metered water volume established on the April billing and (ii) for the 2nd quarter (billed in July), the treatment charge and transmission and maintenance charge shall be based on the actual metered water volume for that quarter (March 5 to June 5). In the event that December 5th or March 5th falls on a Saturday, Sunday or legal holiday, the following or preceding Business Day shall be used in lieu of the 5th. If consumption for quarters 3 or 4 is lower than the established metered water volume for the December 5th through March 5th period, the metered water volume for that quarter will be used to establish the treatment charge and transmission and maintenance charge for that specific quarter. Wastewater charges for new residential and nonresidential class customers in the City of Onalaska that do not have an established sewer value or where the public water supply is not available, and a private water supply is used or where metered records are not available, water usage shall be calculated based on the average sewer value of account classes within the City of Onalaska from the April billing. New residential or nonresidential class customers who establish service mid quarter will be charged the City average for first quarter or actual consumption, whichever is lower.
- (d) **Wastewater Charges.** The charges for wastewater shall include a quarterly charge consisting of a treatment charge, transmission and maintenance charge and a flat rate charge. The treatment charge and transmission and maintenance charge shall be based on the Effective Total Metered Water Consumption.

(e) **Quarterly Treatment Rate Charge.**

- (1) A quarterly treatment rate charge shall be assessed each residential and nonresidential class customer. The quarterly treatment rate charge is intended to generate sufficient revenues to pay the cost of wastewater treatment by the City of La Crosse and to pay the amortization cost of improvements to the La Crosse Interceptor Sewer System.
- (2) The Treatment Rate shall be an amount established yearly by the Common Council of the City of Onalaska based upon information provided by the City of La Crosse which shall be a sufficient amount to cover the annual cost of wastewater treatment and the amortization cost of improvements to the La Crosse Interceptor Sewer System
- (3) The quarterly treatment rate charge shall be calculated as follows:

$$\text{(Treatment Rate /100 Cubic Feet) } \times \text{ Effective Total Metered Water Consumption}$$

(f) **Quarterly Transmission & Maintenance Charge and Flat Fee.**

- (1) The quarterly transmission and maintenance and flat fee charge is intended to generate sufficient revenues to pay for the cost of operation, maintenance and depreciation of the Onalaska Sanitary Sewer Collection System. The annual operating budget will be estimated prior to each calendar year's operation.
- (2) The Transmission Rate shall be an amount established yearly by the Common Council of the City of Onalaska based upon the annual operating expense of Onalaska Sewer Utility.
- (3) The quarterly transmission and maintenance charge shall be calculated as follows:

$$\text{(Transmission Rate/100 Cubic Feet) } \times \text{ Effective Total Metered Water Consumption}$$

- (4) The quarterly sewer flat fee shall be determined as follows based upon the size of the meter:

<u>Meter Size</u>	<u>Charge (\$)</u>
5/8-3/4	\$6.50
1	\$8.60
1 ½	\$13.20
2	\$18.60
3	\$31.30
4	\$49.40

- (5) The Agency, as defined in Chapter 9-2-1 above, shall reserve the right to require a meter for any user.
- (6) Charges for a portion of a billing period shall be prorated by the Agency.
- (g) **Payment of Quarterly Sewer Charges; lien; penalty**
- (1) Wastewater charges shall be payable upon receipt, subject to the provisions of this section.
 - (2) Wastewater charges shall not be payable in installments.
 - (3) Charges remaining unpaid for a period of twenty (20) days or more from the date of the wastewater utility bill shall be assessed a late payment penalty charge of 3% of the amount billed, in addition to all other charges, penalties or interest, when the delinquent charge is extended upon the tax roll.
 - (4) If a charge and/or late penalty remains unpaid for a period of twenty (20) days after the date of the utility bill, such charge and penalty shall become a lien upon the real property to which it applies, as provided in Section 66.0809 Wis. Stat., and other applicable provisions of the Wisconsin Statutes, as from time to time amended or renumbered.
 - (5) Delinquent charges and penalties shall be automatically extended upon the next available tax roll as a delinquent tax against the real property, and all proceedings relating to the collection, return and sale of property for delinquent real estate taxes shall apply to such charges.
 - (6) The City reserves the right to disconnect services pursuant to Wisconsin Administrative Code PSC §185.37 as may be amended.
- (h) **Billing Schedule.** Billing intervals shall be established by the Agency. If it has been impossible to read the water meter and as a result been over-estimated, there shall be no rebate on the sewer bill. No credits shall be given on such estimated bills unless proof is submitted of correctable error and a solution is possible.
- (i) **Unknown Water Leaks.** If a leak unknown to the user is found in an appliance or the plumbing, the City shall use be adjusted based on the City's current leak adjustment policy. No such adjustment shall be made for sewer after the customer has been notified and has had an opportunity to correct the condition.
- (j) **Special Treatment Charges.** Each user which discharges wastewater other than domestic or discharges toxic pollutants which cause an increase in the cost of managing the collection or treatment systems as determined by the Agency shall pay for such increased costs.
- (k) **Distribution of Costs.** The costs of operation and maintenance of all flow not directly attributable to users, e.g., infiltration and inflow, shall be distributed among all users on the basis of the flow volume of users.
- (l) **Records.** The Agency shall keep the records necessary to comply with applicable state or federal requirements.

SECTION II. This Ordinance shall take effect and be in force from and after its passage and prior to publication although it will be published in due course.

Dated this _____ day of _____, 2018.

CITY OF ONALASKA

By: _____
Joe Chilsen, Mayor

By: _____
Caroline Burmaster, Clerk

PASSED:
APPROVED:
PUBLISHED:

ORDINANCE NO. _1627 - 2019

AN ORDINANCE TO ANNEX LAND LOCATED IN THE SOUTHWEST ¼ OF THE NORTHEAST ¼, SOUTHEAST ¼ OF THE NORTHWEST ¼, NORTHEAST ¼ OF THE SOUTHWEST ¼, NORTHWEST ¼ OF THE SOUTHEAST ¼, SOUTHWEST ¼ OF THE SOUTHEAST 1/4 , SOUTHEAST ¼ OF THE SOUTHEAST 1/4 IN SECTION 29, AND THE NORTHWEST ¼ OF THE NORTHEAST ¼, NORTHEAST ¼ OF THE NORTHEAST ¼, SOUTHEAST ¼ OF THE NORTHEAST ¼ IN SECTION 32, AND THE SOUTHWEST ¼ OF THE NORTHWEST ¼ IN SECTION 33, ALL IN THE TOWNSHIP 17 NORTH, RANGE 7 WEST FROM THE TOWN OF ONALASKA TO THE CITY OF ONALASKA

THE COMMON COUNCIL OF THE CITY OF ONALASKA DOES HEREBY ORDAIN AS FOLLOWS:

SECTION I. Proper petition for direct annexation by unanimous approval, signed by all the owners of all real property in such territory and all of the electors residing in such territory, having been presented to the Common Council of the City of Onalaska, requesting the annexation of the territory described in Exhibit A which is attached hereto and incorporated herein to the City of Onalaska, Wisconsin from the Town of ONALASKA, La Crosse County, Wisconsin. The population of the area annexed is zero (0).

IT IS HEREBY ORDAINED that the above-described property and the same is hereby annexed to the City of Onalaska, Wisconsin, and it is further ordained that the corporate limits of the City of Onalaska are hereby amended to include the above-described property within the corporate limits of the City of Onalaska, Wisconsin.

SECTION II. Sec. 2-1-3(b) of the Code of Ordinances of the City of Onalaska entitled "Ward and Aldermanic District Boundaries" is hereby amended to include the above-described property within the boundaries of the First Aldermanic District, Ward 3.

SECTION III. The property consists entirely of right-of-way and therefore no zoning classification applies.

SECTION IV. This Ordinance shall take effect and be in force from and after its passage.

Dated this _____ day of _____, 2019.

CITY OF ONALASKA

By: _____
Joe Chilsen, Mayor

By: _____
Caroline Burmaster, Clerk

PASSED:
APPROVED:
PUBLISHED:

EXHIBIT A

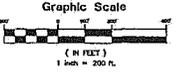
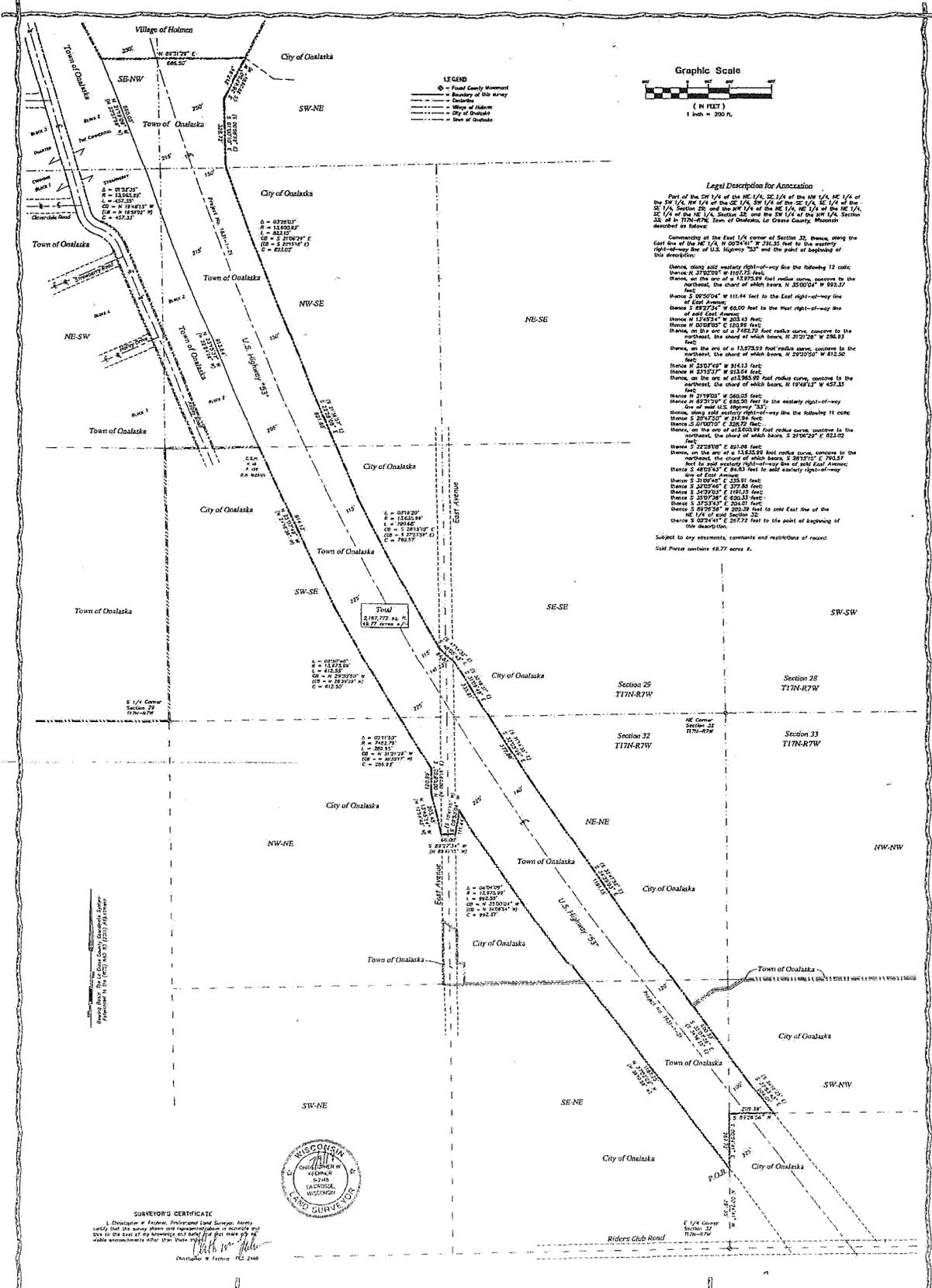
Part of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$, Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$, Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$, in Section 29; and the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ in Section 32; and the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ in Section 33, all in the Township 17 North, Range 7 West, Town of Onalaska, La Crosse County, Wisconsin described as follows:

Commencing at the East $\frac{1}{4}$ corner of Section 32, thence, along the East line of the NE $\frac{1}{4}$, N $00^{\circ}24'41''$ W 391.35 feet to the westerly right-of-way line of U.S. Highway "53" and the point of beginning of this description:

thence, along said westerly right-of-way line the following 12 calls;
thence N $37^{\circ}02'09''$ W 1187.75 feet;
thence, on the arc of a 13,975.99 foot radius curve, concave to the northeast, the chord of which bears N $35^{\circ}00'04''$ W 992.37 feet;
thence S $09^{\circ}50'04''$ W 111.44 feet to the East right-of-way line of East Avenue;
thence S $89^{\circ}27'34''$ W 66.00 feet to the West right-of-way line of said East Avenue;
thence N $13^{\circ}45'54''$ W 205.45 feet;
thence N $00^{\circ}08'05''$ E 120.99 feet;
thence, on the arc of a 7482.79 foot radius curve, concave to the northeast, the chord of which bears, N $31^{\circ}21'28''$ W 286.93 feet;
thence, on the arc of a 13,975.99 foot radius curve, concave to the northeast, the chord of which bears, N $29^{\circ}30'50''$ W 612.50 feet;
thence N $25^{\circ}07'49''$ W 914.13 feet;
thence N $23^{\circ}15'37''$ W 913.64 feet;
thence, on the arc of a 13,965.99 foot radius curve, concave to the northeast, the chord of which bears, N $19^{\circ}49'13''$ W 457.33 feet;
thence N $21^{\circ}19'09''$ W 560.05 feet;
thence N $89^{\circ}31'29''$ E 686.50 feet to the easterly right-of-way line of said U.S. Highway "53";
thence, along said easterly right-of-way line the following 11 calls;
thence S $28^{\circ}47'50''$ W 217.94 feet;
thence S $01^{\circ}00'10''$ E 328.72 feet;
thence, on the arc of a 13,600.99 foot radius curve, concave to the northeast, the chord of which bears S $21^{\circ}06'29''$ E 823.02 feet;
thence S $22^{\circ}28'08''$ E 891.86 feet;
thence, on the arc of a 13,635.99 foot radius curve, concave to the northeast, the chord of which bears, S $28^{\circ}15'10''$ E 790.57 feet to said to said westerly right-of-way line of said East Avenue;
thence S $48^{\circ}05'43''$ E 84.83 feet to said easterly right-of-way line of East Avenue;
thence S $31^{\circ}09'48''$ E 335.91 feet;
thence S $32^{\circ}05'46''$ E 377.88 feet;

thence S 34° 39'03" E 1191.15 feet;
thence S 35° 07'36" E 600.33 feet;
thence S 37° 53'43" E 204.01 feet;
thence S 89° 26'56" W 209.39 feet to said East line of the NE ¼ of said Section 32;
thence S 00° 24'41" E 267.72 feet to the point of beginning of this description.

Subject to any easements, covenants and restrictions of record.



Legal Description for Annexation

Part of the SW 1/4 of the NE 1/4, SE 1/4 of the SW 1/4, NE 1/4 of the SW 1/4, NW 1/4 of the SE 1/4, SW 1/4 of the SE 1/4, SE 1/4 of the NE 1/4, SE 1/4 of the NE 1/4, Section 25 and the NW 1/4 of the NE 1/4, SE 1/4 of the NE 1/4, SE 1/4 of the NE 1/4, Section 25, all in T17N-R7W, Town of Onalaska, La Crosse County, Wisconsin described as follows:

Commencing at the East 1/4 corner of Section 25, thence, along the East line of the NE 1/4 of Section 25, 2074.41' feet to the westerly right-of-way line of U.S. Highway 53' and the point of beginning of this description;

thence, along said westerly right-of-way line the following 12 calls:
 thence N 37°02'00" W 110.44 feet to the East right-of-way line of East Avenue;
 thence S 89°27'34" W 60.00 feet to the West right-of-way line of East Avenue;
 thence N 2°02'00" E 200.00 feet;
 thence N 50°08'00" E 123.92 feet;
 thence, on the arc of a 1422.22 foot radius curve, continue to the northeast, the chord of which bears, N 31°21'28" W 236.93 feet;
 thence, on the arc of a 11372.53 foot radius curve, continue to the northeast, the chord of which bears, N 20°22'50" W 412.20 feet;
 thence N 23°27'42" W 814.13 feet;
 thence N 27°12'17" W 813.64 feet;
 thence, on the arc of a 11372.53 foot radius curve, continue to the northeast, the chord of which bears, N 19°48'13" W 427.33 feet;
 thence N 21°09'00" W 260.00 feet;
 thence N 62°37'10" E 280.00 feet to the easterly right-of-way line of East Avenue;

thence, along said westerly right-of-way line the following 11 calls:
 thence S 27°12'17" W 214.96 feet;
 thence S 47°07'00" E 238.72 feet;
 thence, on the arc of a 11372.53 foot radius curve, continue to the northeast, the chord of which bears, S 21°09'29" E 621.02 feet;
 thence, on the arc of a 11372.53 foot radius curve, continue to the northeast, the chord of which bears, S 28°12'17" E 763.57 feet to said westerly right-of-way line of said East Avenue;

thence S 48°25'42" E 86.63 feet to said westerly right-of-way line of East Avenue;
 thence S 31°02'00" E 233.00 feet;
 thence S 33°25'42" E 277.88 feet;
 thence S 31°02'00" E 194.00 feet;
 thence S 33°25'42" E 606.33 feet;
 thence S 37°23'00" E 104.00 feet;
 thence S 49°28'28" W 203.20 feet to said East line of the NE 1/4 of said Section 25;

thence S 02°24'41" E 207.72 feet to the point of beginning of this description.

Subject to any encumbrances, easements and restrictions of record.
 Total Parcel contains 48.77 acres ±.

SURVEY 108
City of Onalaska

Part of the SW-NE, SE-NW, NE-SW, NW-SE, SW-SE, SE-SE, Sections 25, 17N-NE, NE-NE, SE-NE, Sections 22, SW-NW, Sections 33, 17N-R7W, Town of Onalaska, La Crosse County, WI
 U.S. Highway 53

DATE	10/14/2018
BY	DOUGLAS W. FRENCH
FOR	CITY OF ONALASKA
SCALE	AS SHOWN
PROJECT NO.	108
SHEET	1 OF 1
DATE	10/14/2018
BY	DOUGLAS W. FRENCH
FOR	CITY OF ONALASKA

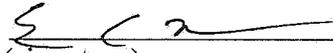
Legal Description for Annexation

Coulee Region Land Surveyors
 917 SOUTH 4TH STREET, P.O. BOX 1934
 LA CROSSE, WISCONSIN 54601
 PHONE (608) 784-1614 FAX (608) 784-1108
 www.couleeregionlandsurveyors.com

FISCAL IMPACT OF ORDINANCE 1627 – 2019
WI Hwy 53 ROW Annexation

Please route in this order

Eric Rindfleisch, Administrator
(let Caitlin review all annexation ordinances)



(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Jarrold Holter, City Engineer



(signature)

No Fiscal Impact **WIS. DOT MAINTENANCE**

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Troy Miller, Chief of Police

 12-21-18

(signature)

No Fiscal Impact

Budgeted Item

POTENTIAL FOR INCREASE IN POLICE SERVICES.

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Fred Buehler, Financial Services Director

 12-27-18

(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

ORDINANCE NO. 1628 - 2019

AN ORDINANCE TO AMEND ARTICLE E OF CHAPTER 1 OF TITLE 10
OF THE CODE OF ORDINANCES OF THE CITY OF ONALASKA RELATING TO
ENFORCEMENT AND PENALTIES

THE COMMON COUNCIL OF THE CITY OF ONALASKA DOES HEREBY ORDAIN AS
FOLLOWS:

SECTION I. Article E of Chapter 1 of Title 10 of the City of Onalaska Code of
Ordinances related to Enforcement and Penalties is hereby deleted in its entirety and replaced as
follows:

Article E: Enforcement and Penalties**Sec. 10-1-60 Penalties.**

- (a) **Forfeiture Penalty.** The penalty for violation of any provision of this Chapter shall be a forfeiture as hereafter provided, together with court costs and fees prescribed by Sections 814.63(1) and (2) or 814.65(1), Wis. Stats., the penalty assessment for moving traffic violations and the driver improvement surcharge imposed by Section 346.655, Wis. Stats., where applicable. Payment of the judgment and applicable court costs, fees, assessments and surcharges may be suspended by the sentencing court for not more than sixty (60) days. Any person eighteen (18) years of age or older who shall fail to pay the amount of the forfeiture, court costs, any penalty assessment or driver surcharge or other penalty imposed for violation of any provision of this Chapter may, upon order of the court entering judgment therefore and having jurisdiction of the case, be imprisoned until such forfeiture, costs and assessment are paid, but not exceeding ninety (90) days.
- (b) **Other Sanctions.**
- (1) **By Court.** Nothing herein shall preclude or affect the power of the sentencing court to exercise additional authorities granted by the Wisconsin Statutes to suspend or revoke the operating privileges of the defendant, order the defendant to submit to assessment and rehabilitation programs or to attend traffic safety school in addition to payment of a monetary penalty or in lieu or imprisonment.
 - (2) **By Municipality.** No person who has been convicted of a violation of any provision of this Chapter shall be issued a license or permit by the City Clerk, except dog and cat license, until the forfeiture imposed for such violation and any penalty assessment, court costs and fees or surcharge is paid.
- (c) **Forfeitures For Violation of Uniform Moving Traffic Regulations.** Forfeitures for violations of any moving traffic regulation set forth in the Wisconsin Statutes adopted by reference in Section 10-1-1 shall conform to the forfeiture penalty permitted to be imposed for violations of the comparable Wisconsin Statute, including any variations or increases for subsequent offenses; provided, however, that this Subsection shall not be construed to permit prosecution under this Chapter for any offense described in Chapters

341 to 348, Wis. Stats., for which an imprisonment penalty or fine may be imposed upon the defendant.

(d) **Forfeitures For Parking Violations.**

(1) **Forfeitures for Uniform Statewide Parking, Stopping and Standing Offenses.**

Minimum and maximum forfeiture for violation of non-moving traffic violations adopted by reference in Section 10-1-1 as described in Chapters 341 to 348, Wis. Stats., shall be as found in the current edition of the Revised Uniform State Traffic Deposit Schedule and also set forth on the City's Parking Violation Penalty Chart available on the City of Onalaska website, and at the City Clerk's office and Joint Municipal Court's office

(2) **Penalty for Other Parking Violations.** Shall be as set forth on the City's Parking Violation Penalty Chart available on the City of Onalaska website, and at the City Clerk's office and Joint Municipal Clerk's Office.

(3) **Winter Alternate Parking.** The forfeiture for violation of the provisions of Section 10-1-29 (a) of this Chapter relating to overnight parking from November 15 through April 1 and snow removal from public parking lots shall be as set forth on the City's Parking Violation Penalty Chart available on the City of Onalaska website and at the City Clerk's office and Joint Municipal Clerk's office. In the event the forfeiture is not paid within forty five (45) days of the date of violation, the City reserves the right to suspend the operating privileges of the owner or the registration of the vehicle involved in such violation until the penalty is paid in full along with incurring a \$10 fee for the processing of the paperwork. If the vehicle is towed it will be at the owner's expense. If a vehicle is determined by the City Engineer or their designee to be a hindrance to the snow plowing/removal, they can order the tow of the vehicle. If a vehicle has received more than nine (9) parking tickets in a season, that vehicle will be towed at the direction of the police each time it is in violation during the remainder of the season.

(e) **Other Violations.** Any person who shall violate any provision of this Chapter for which a penalty is not otherwise established by this Section shall be subject to a forfeiture of not less than Ten Dollars (\$10.00) nor more than Two Hundred Dollars (\$200.00).

Sec. 10-1-61 Enforcement.

(a) **Enforcement Procedures.**

(1) **How Enforced.** This Chapter shall be enforced in accordance with the applicable provisions of the Wisconsin Statutes and this Section.

(2) **Applicable Court Procedures.** Except where otherwise specifically provided by the laws of the State of Wisconsin or this Code, the traffic regulations in this Code shall be enforced in the Circuit Court for La Crosse County or in Municipal Court.

(b) **Citations.be enforced**

(1) **Uniform Citation and Complaint.** The Wisconsin Uniform Traffic Citation and Complaint described and defined in the Wisconsin Statutes shall be used for enforcement of all provisions of this Chapter except those provisions which describe or define non-moving traffic violations and violations of Sections 346.71 through 346.73, Wis. Stats. Violations of Sections 346.71 through 346.73, Wis. Stats., shall be reported to the District Attorney and the Wisconsin Uniform Traffic Citation shall not be used in such cases except upon written request of the District Attorney.

(2) **Parking Citations.** The Chief of Police shall recommend a citation for use in enforcing the non-moving traffic offenses in this Chapter. Such citation shall be used

for enforcement of non-moving traffic regulations created or adopted by this Chapter, including violations of non-moving traffic regulations defined and described in the Wisconsin Statutes, adopted by reference in Section 10-1-1, and all provisions regarding non-moving traffic violations in this Chapter. The citation for non-moving traffic violations shall contain a notice that the person cited may discharge the forfeiture for violation of a non-moving traffic regulation and penalty thereof by complying with Subsection (c)(2) of this Section. Non-moving traffic citations may be issued by law enforcement officers or by civilian employees of the Police Department.

(c) **Deposits**

(1) **Uniform Traffic Offenses.**

- a. **Who May Make.** Persons arrested or cited for violation of moving traffic offenses created by this Chapter and allowed to dispense of their citation by a deposit under 345.26(1)(a) shall be permitted to make deposits and discharge their forfeiture with a plea of no contest or released by the arresting officer in accordance with the applicable provisions of the Wisconsin Statutes. Stipulations of guilt or no contest may be made by persons arrested for violations of this Chapter in accordance with Sections 66.0111 and 345.26 of the Wisconsin Statutes whenever the provisions of Section 345.27 of the Wisconsin Statutes are inapplicable to such violations. Forfeitures may be discharged by making payment online or as set forth in subsection (b) below.
- b. **Delivery or Mailing of Deposit.** Any person stipulating guilt or no contest under the preceding Subsection may make the deposit required under Section 345.26 of the Wisconsin Statutes or, if the deposit is not established under such Statute, shall deposit a forfeited penalty as provided in the schedule established by the Chief of Police and approved by the Common Council. Deposits may be brought or mailed to the City Finance Department before the scheduled court appearance in lieu of court appearance.
- c. **Receipt Required.** The official or person receiving the deposit on behalf of the Municipal Court shall furnish and deliver or mail an original receipt for such deposit to the alleged violator within two business (2) days of receipt.

(2) **Non-moving Traffic Offenses.**

- a. **Direct Payment of Penalty Permitted.** Persons cited (summons not issued) for violation of non-moving traffic offenses described and defined in this Chapter may discharge the penalty thereof and avoid court prosecution by mailing or bringing the applicable forfeiture to the City of Onalaska Finance Department on or before their scheduled initial appearance date or within the applicable time frame as set forth on their parking citation.
- b. **Registration Suspension.** If the alleged violator does not pay the forfeiture or appear in court in response to the citation for a non-moving traffic violation on the date specified in the citation or, if no date is specified on the citation, within twenty-eight (28) days after the citation is issued, the City may ask the Wisconsin Department of Transportation to suspend the registration of the vehicle involved or refuse registration of any vehicle owned by the person pursuant to the provisions of Sec. 345.28(4), Wis. Stats., and the City's Registration Suspension Program outlined in section (3) below.

(3) **Registration Suspension Program.**

- a. The City shall participate in the Wisconsin Department of Transportation Traffic Violation and Registration Program as set forth in Sec. 345.28, Wis. Stats., and Wis. Adm. Code Trans. 128 and all amendments or changes thereto.

- b. The City of Onalaska Treasurer is hereby designated as a delegated authority for purposes of Sections 85.13 and 345.28, Wis. Stats., and Wis. Adm. Code Trans. 128. The City of Treasurer's department is authorized to perform, on behalf of the City, all functions required of a local authority under said Statutes and Code including, but not limited to:
 - 1. Preparing and completing all forms and notices, notifying the Wisconsin Department of Transportation of unpaid citations for non-moving traffic violations;
 - 2. Specifying whether the registration of vehicles involved in unpaid citations for non-moving traffic violations should be suspended and/or whether registration should be refused for any vehicle owned by persons with unpaid citations for non-moving traffic violations;
 - 3. Determining the method by which the City will pay the Wisconsin Department of Transportation for administration of the program; establishing the effective date for participation;
 - 4. And taking such other action as is necessary to institute and continue participation in the Wisconsin Department of Transportation Traffic Violation and Registration Program.
- c. The City Treasurer is hereby authorized to assign designee(s) to perform such acts as are necessary to effectuate this Subsection.
- d. In addition to all applicable fines and court costs, the cost of using the Wisconsin Department of Transportation Traffic Violation and Registration Program shall be assessed as permitted by Sec. 345.28(4)(d), Wis. Stats. The City of Onalaska may refuse to notify the Wisconsin Department of Transportation of payment on a citation until all applicable fines and costs, including costs assessed under the preceding sentence, are paid.
- e. This Subsection shall not be interpreted as requiring that all unpaid citations for non-moving traffic violations be processed through the Wisconsin Department of Transportation Traffic Violation and Registration Program. The City's participation in such program shall be in addition to any and all other means legally available to enforce such citations.

State Law Reference: Sec. 345.28, Wis. Stats.; Chapter Trans. 128, Wis. Adm. Code. as may be amended.

SECTION II. This Ordinance shall take effect and be in force from and after its passage and prior to publication although it will be published in due course.

Dated this _____ day of _____, 2019.

CITY OF ONALASKA

By: _____
Joe Chilsen, Mayor

By: _____
Caroline Burmaster, Clerk

City Ordinance	Parking Violation Description	Scheduled Fine	Statute (if applicable)
10-1-20	ROP-Posted Limitations (24 hour/weight restrictions etc.)	\$10.00	
10-1-21	ROP-During Street Maintenance	\$10.00	
10-1-22	Stopping or Parking in Certain Specified Places	\$10.00	
10-1-23	Parking Reserved for Vehicles Disabled	\$250.00	346.505(2)(a-c)
10-1-24	Parking Vehicle with Motor Running-Keys in Vehicle	\$187.00	
10-1-27	Parking Restrictions by Location	\$10.00	
10-1-28	Parking in Tow-Away Zones	\$10.00	
10-1-29	Alternate Side Parking	\$15.00	
10-1-30	Parking Vehicles over 12000lbs or 18 feet Restricted	\$20.00	
10-1-31	Parking on School District Grounds (in district lots)	\$20.00	
10-1-35	Inoperable or wrecked vehicles parked	\$10.00	
10-1-36	Year Round Alternate Side Parking	\$15.00	
10-1-37	Parking in School Zone (Neighborhoods around schools)	\$10.00	
10-1-38	Parking in Loading Zone	\$10.00	

FISCAL IMPACT OF ORDINANCE 1628 – 2019

Please route in this order

Eric Rindfleisch, Administrator
(let Caitlin review all annexation ordinances)

Eric Rindfleisch
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Jarrold Holter, City Engineer

Jarrold Holter
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Troy Miller, Chief of Police

Troy Miller 12-21-18
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Fred Buehler, Financial Services Director

Fred Buehler 12-27-18
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

ORDINANCE NO. 1629 - 2019

AN ORDINANCE TO REZONE PROPERTY LOCATED IN SECTION 12, TOWNSHIP 16, RANGE 7 IN THE CITY OF ONALASKA, LA CROSSE COUNTY WISCONSIN FROM LIGHT INDUSTRIAL (M1) WITH I-90 ECONOMIC DEVELOPMENT OVERLAY TO LIGHT INDUSTRIAL (M1)

THE COMMON COUNCIL OF THE CITY OF ONALASKA DOES HEREBY ORDAIN AS FOLLOWS:

SECTION I. The zoning map which is part of the zoning ordinance, Chapter 1 of Title 13 of the Code of Ordinances of the City of Onalaska is hereby amended to rezone the properties described below to remove the I-90 Economic Overlay District and retain the Light Industrial (M1) zoning district.

Property is more particularly described as:

Computer Number: 18-3403-1
Section 12, Township 16, Range 07,

CERTIFIED SURVEY MAP NO.148 VOL 16 LOT 1 DOC NO. 1678576

SECTION II. The office of the City Engineer is hereby directed to make the above-described zoning changes on the official City of Onalaska zoning map.

SECTION III. This Ordinance shall take effect and be in force from and after its passage and publication.

Dated this ____ day of _____, 2019.

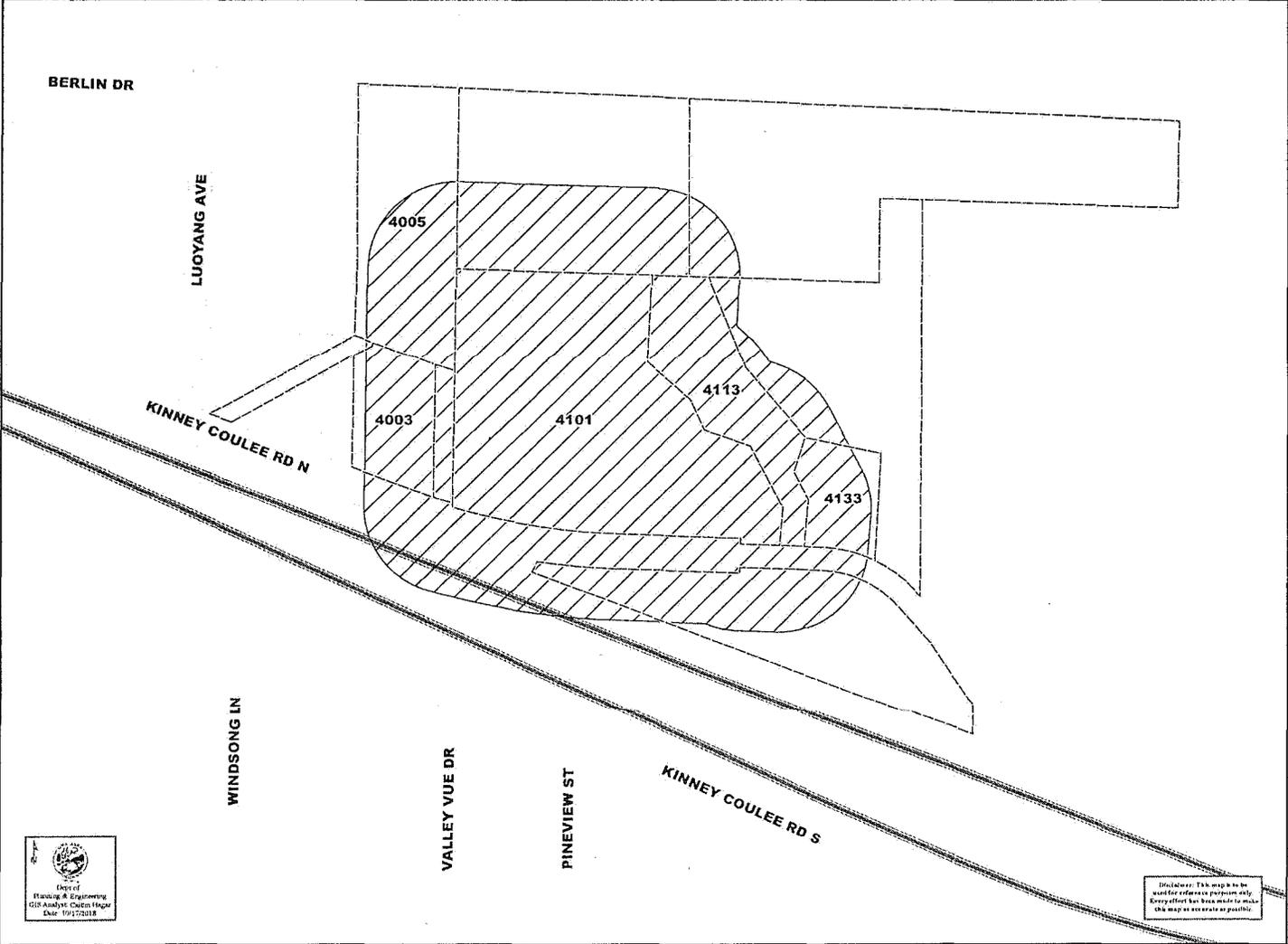
CITY OF ONALASKA

By: _____
Joe Chilsen, Mayor

By: _____
Caroline Burmaster, Clerk

PASSED:
APPROVED:
PUBLISHED:

Properties within 250ft of Parcel No. 18-3403-1

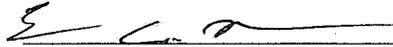


Disclaimer: This map is to be used for reference purposes only. Every effort has been made to make this map as accurate as possible.

FISCAL IMPACT OF ORDINANCE 1629 – 2019
Kenworth Rezoning

Please route in this order

Eric Rindfleisch, Administrator
(let Joe Barstow review all annexation ordinances)



(signature)

- No Fiscal Impact
 Budgeted Item
 Will need \$ _____ for _____ to meet the requirements of this ordinance.

Jarrold Holter, City Engineer



(signature)

- No Fiscal Impact
 Budgeted Item
 Will need \$ _____ for _____ to meet the requirements of this ordinance.

Troy Miller, Chief of Police

 12-21-18

(signature)

- No Fiscal Impact
 Budgeted Item
 Will need \$ _____ for _____ to meet the requirements of this ordinance.

Troy Gudie, Interim Fire Chief



(signature)

- No Fiscal Impact
 Budgeted Item
 Will need \$ _____ for _____ to meet the requirements of this ordinance.

Dan Wick, Parks & Rec Director



(signature)

- No Fiscal Impact
 Budgeted Item
 Will need \$ _____ for _____ to meet the requirements of this ordinance.

Fred Buehler, Financial Services Director

 12-27-18

(signature)

- No Fiscal Impact
 Budgeted Item
 Will need \$ _____ for _____ to meet the requirements of this ordinance.