

# CITY OF ONALASKA MEETING NOTICE

**COMMITTEE/BOARD:** Administrative & Judiciary Committee

**DATE OF MEETING:** February 6, 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 February 6, 2019
5. Approve codification date of 2/12/19 for Code of Ordinances for the City of Onalaska
6. Approval of Temporary Class “B / “Class B” Retailer’s License for La Crosse Area Builders Association (LABA) for the LABA Home Show, March 8-10, 2019 at the Onalaska Omni Center, 255 Riders Club Road, Onalaska, WI
7. **Resolution 10-2019** Resolution to approve Special Events Fee Schedule for 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	Tina Bailey-La Crosse Area Builders Association
Ald. Jerry Every	
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: 1/30/19

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 1627-2019** 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 ¼, Southeast ¼ of the Southeast ¼ 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 (Highway 53 Right of Way Annexation) (Third and Final Reading)
10. **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)
11. **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) (Third and Final Reading)
12. **Ordinance 1630-2019** to amend Section 10 of Chapter 2 of Title 11 of the Code of Ordinances of the City of Onalaska relating to Disorderly Conduct (First and Second Reading)
13. **Ordinance 1631-2019** to amend Section 6 and 7 of Chapter 3 of Title 2 of the Code of Ordinances of the City of Onalaska relating to Police and Fire Chiefs (First and Second Reading)
14. **Ordinance 1632-2019** to amend Sections 7 and 9 of Chapter 4 of Title 2 of the Code of Ordinances of the City of Onalaska relating to Room Tax Commission and Board of Electrical Examiners (First and Second Reading)

Adjournment

PACKET: 02647 License Packet Feb Operators

SEQUENCE: License #



ID	PERIOD	NAME	LICENSE CODE
03914	1/04/19- 6/30/20	HOLMAN SUNNY	OPRATOR OPERATORS - 2 YEAR
05511	1/03/19- 6/30/20	SANTIAGO DIANA	OPRATOR OPERATORS - 2 YEAR
05512	1/03/19- 6/30/20	BERRY MARGARET	OPRATOR OPERATORS - 2 YEAR
05516	1/07/19- 6/30/20	WARNKE RACHEL	OPRATOR OPERATORS - 2 YEAR
05530	1/14/19- 6/30/20	STUHR JARED	OPRATOR OPERATORS - 2 YEAR
05540	1/18/19- 6/30/20	SVENSON HUNTER	OPRATOR OPERATORS - 2 YEAR
05541	1/18/19- 6/30/20	KLEMMENSEN TAYLOR	OPRATOR OPERATORS - 2 YEAR
05557	1/22/19- 6/30/20	PILGER COURTNEY	OPRATOR OPERATORS - 2 YEAR
05559	1/23/19- 6/30/20	MELBY CARTER	OPRATOR OPERATORS - 2 YEAR
05560	1/24/19- 6/30/20	ROBERTSON SAMANTHA	OPRATOR OPERATORS - 2 YEAR
05562	1/25/19- 6/30/20	THELEMANN MACKENZIE	OPRATOR OPERATORS - 2 YEAR
05566	2/04/19- 6/30/20	HILLESTAD KORI	OPRATOR OPERATORS - 2 YEAR

# Example of Codification

#5

## Licensing of Dogs and Cats; Regulation of Animals 7-1-8

### Sec. 7-1-8 Dogs and Cats Restricted on Cemeteries.

No dog, cat or other pet shall be permitted in any public cemetery. Every dog specially trained to lead blind persons shall be exempt from this Section.

Code in effect 2/12/19

### Sec. 7-1-9 Duty of Owner in Case of Dog or Cat Bite.

- (a) **General Requirements.** Every owner or person harboring or keeping a dog or cat who knows that such dog or cat has bitten any person shall immediately report such fact to the Police Department and shall keep such dog or cat confined for not less than ten (10) days or for such period of time as the Police Department shall direct. The owner or keeper of any such dog or cat shall surrender the dog or cat to a law enforcement or humane officer upon demand for examination.
- (b) **Specific Responsibilities of a Pet Owner.**
  - (1) **Animal Bites.** The owner of any dog, cat, ferret, or other animal which has bitten any person shall, upon demand of the Humane Officer or Health Department, produce and surrender up such dog, cat, ferret or other animal to such department to be held in quarantine subject to the requirements of Section 7-1-5 above.

Code in effect 2/12/19

### Sec. 7-1-10 Animal Feces.

The owner or person in charge of any dog or other animal shall not permit solid fecal matter of such animal to deposit on any street, alley or other public or private property, unless such matter is immediately removed therefrom by said owner or person in charge. This Section shall not apply to a person who is visually or physically handicapped.

Code in effect 2/12/19

### Sec. 7-1-11 Injury to Property by Animals.

It shall be unlawful for any person owning or possessing an animal, dog or cat to permit such animal, dog or cat to go upon any parkway or private lands or premises without the permission of the owner of such premises and break, bruise, tear up, crush or injure any lawn, flower bed, plant, shrub, tree or garden in any manner whatsoever, or to defecate or urinate thereon.

Code in effect 2/12/19



### 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: 01/09/2019  
CLASS: B  
County of: La Crosse  
10.00CR

Town  Village  City of Onalaska

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 03/08/2019 and ending 03/10/2019 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
- Chamber of Commerce or similar Civic or Trade Organization
- Veteran's Organization
- Church
- Lodge/Society
- Fair Association

(a) Name La Crosse Area Builders Association

(b) Address 816 2nd Ave. S., Onalaska, WI 54650  
(Street)  Town  Village  City

(c) Date organized 09/07/1971

(d) If corporation, give date of incorporation 02/08/1995

(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 Kraig Lassig - W4941 Woodhaven Dr., La Crosse, WI 54601

Vice President Joleen Swenson - 1213 Denton St., La Crosse, WI 54601

Secretary Duane Schulze - 2009 Charles Ave., Onalaska, WI 54650

Treasurer Duane Schulze - 2009 Charles Ave., Onalaska, WI 54650

(g) Name and address of manager or person in charge of affair: Tena Bailey (LABA Executive Officer)  
27934 Cty Rd 3, Winona, MN 55987

**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 255 Riders Club Rd, Onalaska, WI 54650

(b) Lot \_\_\_\_\_ Block \_\_\_\_\_

(c) Do premises occupy all or part of building? Yes, part of the building

(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: Our event will only be held in the main arena and an additional attached area.

**3. Name of Event**

(a) List name of the event LABA Home Show

(b) Dates of event March 8 - 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.

La Crosse Area Builders Association  
(Name of Organization)

Officer Kraig Lassig 1-19-19  
(Signature/date)

Officer Duane Schulze  
(Signature/date)

Officer Joleen Swenson 1.14.19  
(Signature/date)

Officer Tena Bailey, LABA EO 1/9/19  
(Signature/date)

Date Filed with Clerk \_\_\_\_\_

Date Reported to Council or Board \_\_\_\_\_

Date Granted by Council \_\_\_\_\_

License No. \_\_\_\_\_

RESOLUTION 10-2019

RESOLUTION TO APPROVE SPECIAL EVENTS FEE SCHEDULE

WHEREAS, the City of Onalaska receives a variety of applications for special event permits for events including but not limited to run/walks, parades, music festivals, assemblies, fireworks and other similar events;

WHEREAS, the City of Onalaska employees may need to assist with such events outside of their normal job duties or provide City equipment or materials, resulting in increased costs to the City;

WHEREAS, the City desires to seek the reimbursement of such extraordinary costs and services;

NOW, THEREFORE, BE IT RESOLVED, that the City of Onalaska approves the City of Onalaska Special Events Fee Schedule attached hereto as Exhibit A for the year 2019 and orders such fee schedule to be made available to the public on the City of Onalaska website, the City Clerk's office and any office in which such fees are imposed.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that City Clerk Cari Burmaster shall have the authority to correct any minor errors on the fee schedule, including but not limited to missing fees or incorrect references provided that such fees do not reflect an increase from what was originally included in the City of Onalaska ordinances unless approved by the Common Council and such changes shall be reflected on the fee schedule.

Dated this \_\_\_\_ day of February, 2019.

CITY OF ONALASKA

By: \_\_\_\_\_  
Joe Chilsen, Mayor

By: \_\_\_\_\_  
Caroline Burmaster, Clerk

PASSED:  
APPROVED:  
PUBLISHED:

## Exhibit A

### 2019 Special Events Fee Schedule

**\*\* Admin fee is added on to the top of the rate \*\***

#### **Fire Department**

Fire Fighter	\$31.77/HR	\$43.00/OT
LT Fire Fighter	\$36.65/HR	\$43.55/OT
Paid on Call	\$12.32/HR	

#### **Inspection**

Electrical	\$45.63/HR	\$63.80/OT
Commercial	\$42.53/HR	\$59.15/OT

#### **Omni**

Full-time	\$42.17/HR	\$58.61/OT
Part-time	\$9.65/HR	\$14.48/OT

#### **Parks Department**

Full-time	\$40.89/HR	\$56.68/OT
Part-time	\$12.00/HR	\$18.00/OT

#### **Police**

Patrol Officer	\$46.27/HR	\$64.76/OT
Sergeant's	\$54.46/HR	\$77.08/OT

#### **Street Department**

Full-time	\$40.66/HR	\$56.34/OT
-----------	------------	------------

#### **Utility Department**

Full-time	\$39.49/HR	\$54.59/OT
-----------	------------	------------

**Placement of Temporary signs.**

No charge for events using less than 50 no parking signs. \$5 fee for events using 50 or more no parking signs.

**Traffic Cones & Class II Barricades**

No charge for events using less than 25 cones. \$20 fee for events using 25 or more cones.

**Class III Barricades/Signs**

No charge for events using less than 3 barricades. \$5 per barricade or sign per day of event, for events using 4 or more barricades/signs.

**Other Personnel**

Costs for personnel, not specifically identified by this resolution, providing extraordinary services in support of a Special Event, March or Public Assembly shall be identified and calculated by the Finance Director using the same methodology as used for other similar identified employees herein.

**Special Equipment**

Cost for Special Equipment deemed necessary for provisions of services to a Special Event shall be charged to the Event Sponsor at the City's actual cost.

**Parades**

There will be no charge for barricades, signs, traffic cones and assignment of police officers or auxiliary police officers for community-wide parades.

**Neighborhood Block Parties**

There will be no charge for barricades for Residential Neighborhood Block Parties where such parties are limited to 5 blocks or less.

**Administrative Fee**

There shall be an administrative fee of 15% of the total costs of the services and equipment used for the processing, review and invoicing of the special event fees.

LICENSES: ALL  
LICENSE CODES: Include: RECBURN-O  
CLASSES: All  
STATUS: ACTIVE  
CITY LIMITS: INSIDE, OUTSIDE



ID	CODE	NAME/ PROPERTY ADDRESS		STATUS	CLASS/ REPORT	ORIG/ RENEW	TERM/ PRINTED
01126	RECBURN-O	OLIVER 2405 CRAIG CT	TERRY	ACTIVE	REC BURN REC BURN	4/06/2015	1/03/2019
01268	RECBURN-O	KUFAHL 640 HERMAN CT	THEODO	ACTIVE	REC BURN REC BURN	5/22/2015	1/17/2019
02247	RECBURN-O	VANG 749 TROY ST	KOU &	ACTIVE	REC BURN REC BURN	8/30/2017	
02251	RECBURN-O	POPP 611 4TH AVE N	ROD	ACTIVE	REC BURN REC BURN	9/01/2017	12/21/2018
02883	RECBURN-O	SAATHOFF 404 LARKSPUR LN E	RICHAR	ACTIVE	REC BURN REC BURN	4/17/2013	1/29/2019
02899	RECBURN-O	GENZ 509 OAK AVE N	MICHAE	ACTIVE	REC BURN REC BURN	4/25/2013	1/18/2019
03000	RECBURN-O	EDWARDS 2426 THOMAS CT	JOHN	ACTIVE	REC BURN REC BURN	1/01/2013	1/04/2019
03171	RECBURN-O	TEPP 1103 FAIRFIELD ST	JASON	ACTIVE	REC BURN REC BURN	6/17/2013	1/29/2019
03255	RECBURN-O	MARINIER 2016 CLEARWATER DR	DAVID	ACTIVE	REC BURN REC BURN	7/22/2013	1/08/2019
03369	RECBURN-O	MOSENG 604 PINE VALLEY CT	RANDY	ACTIVE	REC BURN REC BURN	9/03/2013	12/27/2018
03390	RECBURN-O	BREITZMAN 2421 KRAUSE RD	ROBERT	ACTIVE	REC BURN REC BURN	9/12/2013	12/10/2018
03726	RECBURN-O	BULERA 2723 TURNBERRY LN	TIM &	ACTIVE	REC BURN REC BURN	3/12/2014	1/08/2019

2/06/2019 2:40 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-O

EXPIRATIO

CLASSES: All

COMMENT:

STATUS: ACTIVE

PAY STATU

CITY LIMITS: INSIDE, OUTSIDE

ID	CODE	NAME/ PROPERTY ADDRESS		STATUS	CLASS/ REPORT	ORIG/ RENEW	TERM/ PRINTED
03820	RECBURN-O	HAGENAH 1071 HICKORY ST	JOHN	ACTIVE	REC BURN REC BURN	4/08/2014	1/07/2019
05079	RECBURN-O	LEZPONA 1115 WILSON STREET	LYNN	ACTIVE	REC BURN REC BURN	7/07/2017	1/18/2019
05513	RECBURN-O	GILBERTSON 415 MAIN ST	LAITH	ACTIVE	REC BURN REC BURN	1/03/2019	1/07/2019
05529	RECBURN-O	ANDERSON 2300 EAST AVE N	JEFFRE	ACTIVE	REC BURN REC BURN	1/11/2019	

REPORT TOTALS: 16 LICENSES

## 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

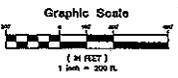
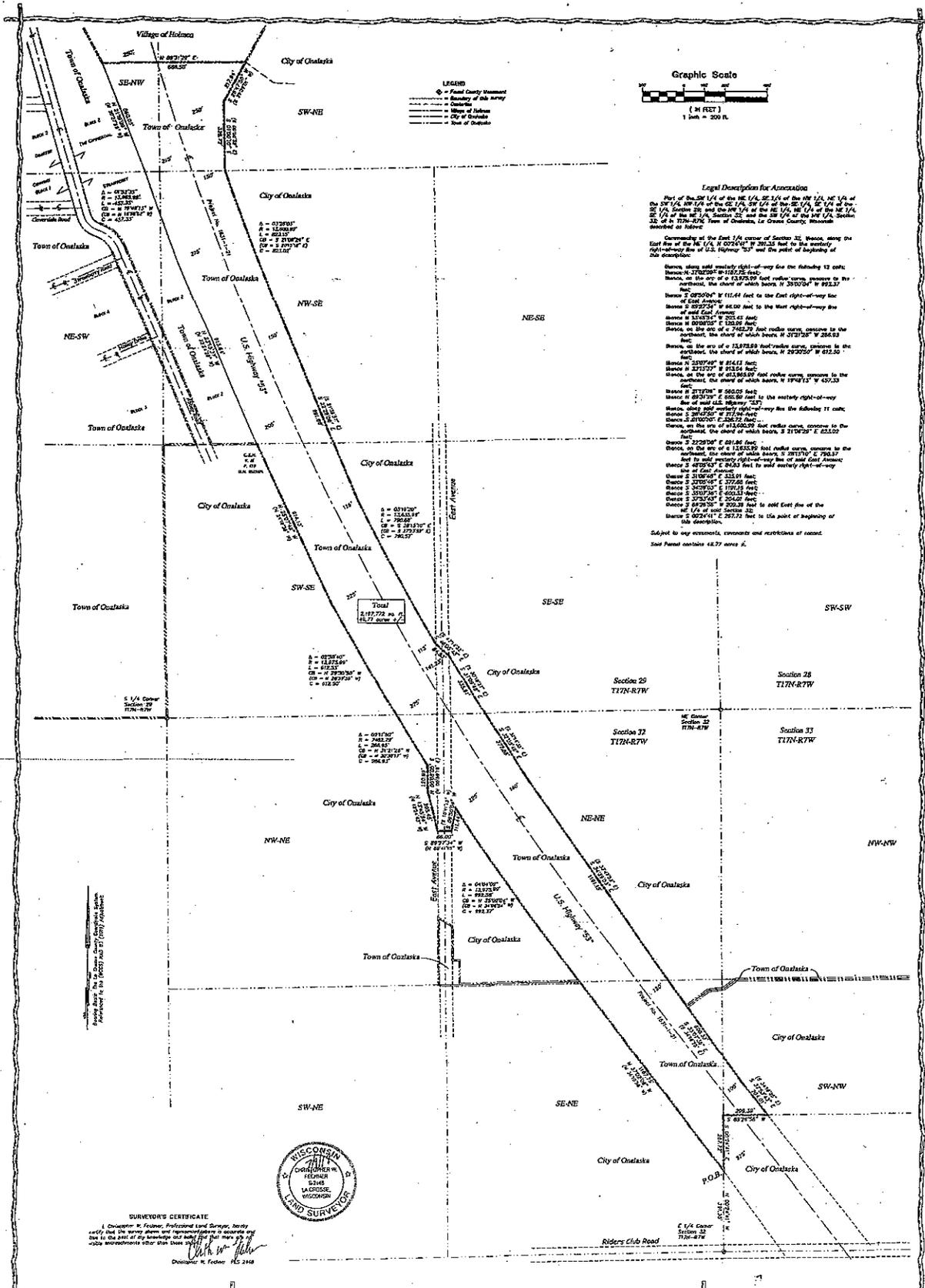
Part of the Southwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$ , Southeast  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$ , Northeast  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$ , Northwest  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$ , Southwest  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$ , 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, NE 1/4 of the SE 1/4, Section 29, and the SW 1/4 of the NE 1/4, NE 1/4 of the NE 1/4, SE 1/4 of the NE 1/4, Section 32, and the SW 1/4 of the NE 1/4, Section 33 of the T17N-R7W, Town of Onalaska, La Crosse County, Wisconsin, recorded as follows:

Commencing at the East 1/4 corner of Section 32, thence along the East line of the NE 1/4, N 02°24'11" W 303.53 feet to the westerly right-of-way line of U.S. Highway 73; and the point of beginning of this description:

Thence, along said westerly right-of-way line for the following 12 calls:

- Thence N 74°22'24" W 112.44 feet to the East right-of-way line of East Avenue;
- Thence S 53°37'31" W 203.43 feet;
- Thence N 80°04'17" E 132.58 feet;
- Thence on the east of a 742.79 foot radius curve, opposite to the southeast, the chord of which bears N 27°25'07" W 472.50 feet;
- Thence, on the arc of a 1247.89 foot radius curve, opposite to the southeast, the chord of which bears N 29°25'07" W 472.50 feet;
- Thence N 32°15'27" W 412.54 feet;
- Thence, on the arc of a 615.61 foot radius curve, opposite to the northeast, the chord of which bears N 19°42'13" W 437.23 feet;
- Thence N 21°17'01" W 580.02 feet;
- Thence N 69°37'19" E 320.38 feet to the westerly right-of-way line of East Avenue;
- Thence, along said westerly right-of-way line for the following 11 calls:
- Thence S 20°17'20" W 171.81 feet;
- Thence S 21°02'07" E 236.72 feet;
- Thence, on the arc of a 1114.00 foot radius curve, opposite to the northeast, the chord of which bears S 21°02'07" E 423.02 feet;
- Thence S 22°29'04" E 691.86 feet;
- Thence, on the arc of a 1143.93 foot radius curve, opposite to the northeast, the chord of which bears S 20°17'20" E 750.57 feet to said westerly right-of-way line of East Avenue;
- Thence S 49°25'42" E 264.53 feet to said westerly right-of-way line of East Avenue;
- Thence S 31°02'07" E 333.81 feet;
- Thence S 27°02'07" E 377.82 feet;
- Thence S 35°37'31" E 400.13 feet;
- Thence S 27°02'07" E 304.42 feet;
- Thence S 69°25'07" W 303.38 feet to 200 feet East line of the NE 1/4 of said Section 32;
- Thence S 02°24'11" E 287.73 feet to the point of beginning of this description.

Subject to any easements, covenants and restrictions of record. Said Parcel contains 48.77 acres ±.



**SURVEYOR'S CERTIFICATE**

I, Douglas W. Fieber, Professional Land Surveyor, hereby certify that the survey shown and represented hereon is accurate and true to the best of my knowledge and belief and that there are no other encumbrances other than those shown.

*Douglas W. Fieber*  
 Douglas W. Fieber, PLS 2148

**CITY OF ONALASKA**

Part of the SW-NE, SE-NW, NE-SW, NW-SE, SW-SE, SE-SE, Section 29, NW-NE, NE-NE, SE-NE, Section 32, SW-NW, Section 33, T17N-R7W, Town of Onalaska, La Crosse County, WI, U.S. Highway 73

SHEET 1 OF 1      8-776C      RC

**Legal Description for Annexation**

**Coulee Region Land Surveyors**

917 SOUTH 4TH STREET - P.O. BOX 1954  
 LA CROSSE, WISCONSIN 54601  
 PHONE (608) 784-1614 FAX (608) 784-1608  
 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]  
(signature)

No Fiscal Impact

Budgeted Item

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

Jarrold Holter, City Engineer

[Signature]  
(signature)

No Fiscal Impact **Wis. DOT MAINTENANCE**

Budgeted Item

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

Troy Miller, Chief of Police

[Signature] 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

[Signature] 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 to 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

FISCAL IMPACT OF ORDINANCE 1628 – 2019

Please route in this order

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

E. R.  
(signature)

No Fiscal Impact

Budgeted Item

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

Jarrold Holter, City Engineer

J. Holter  
(signature)

No Fiscal Impact

Budgeted Item

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

Troy Miller, Chief of Police

T. 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. -2018

**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 ~~465.87 and~~ 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 of 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.

a. ~~Section 10-1-31 shall be subject to a forfeiture of twenty dollars (\$20.00) if paid within ten (10) days after the date of the violation; Thirty Dollars (\$30.00) if the same is paid within eleven (11) through thirty (30) days after the date of the violation; and Forty Dollars (\$40.00) if the same is paid within thirty one (31) through forty five (45) days after the date of violation. In the event the forfeiture is not paid within forty five (45) days of the date of violation, the registration of~~

Formatted: Font: Not Bold, Not Italic

**Traffic and Parking**  
**10-1-60**

— the vehicle involved in such violation shall be suspended until the penalty is paid in full along with incurring a \$10 fee for the processing of the paperwork.

b. ~~Other Parking Violations.~~ Except as provided in (d)(1) and (d)(2) a. above, any person violating the parking restrictions of this Chapter shall be subject to a forfeiture of ten Dollars (\$10.00) if paid within ten (10) days after the date of the violation; Twenty Dollars (\$20.00) if the same is paid within eleven (11) through thirty (30) days after the date of the violation; and Thirty Dollars (\$30.00) if the same is paid within thirty one (31) through forty five (45) days after the date of violation. In the event the forfeiture is not paid within forty five (45) days of the date of violation, the registration of the vehicle involved in such violation shall be suspended until the penalty is paid in full along with incurring a \$10 fee for the processing of the paperwork.

e. ~~Violations of certain provisions of Sec. 10-1-37(e).~~ Notwithstanding any other provision of this Chapter, any person violating the parking restrictions of Sec. 10-1-37(e)(4), (7), (8), (9), (10), (11), (12), and (13) shall be subject to a forfeiture in the amount of Twenty Dollars (\$20.00) if paid within ten (10) days after the date of the violation; Thirty Dollars (\$30.00) if the same is paid within eleven (11) through thirty (30) days after the date of the violation; and Forty Dollars (\$40.00) if the same is paid within thirty one (31) through forty five (45) days after the date of violation. In the event the forfeiture is not paid within forty five (45) days of the date of the violation, the registration of the vehicle involved in such violation shall be suspended until the penalty is paid in full along with incurring a \$10 fee for the processing of the paperwork.

d. ~~Parking Reserved for Vehicles of Disabled (10-1-23).~~ Any person violating the parking restriction of this ordinance shall be subject to a forfeiture of One

~~Hundred Dollars (\$100.00) if paid within ten (10) days after the date of the violation; One Hundred Twenty Five Dollars (\$125.00) if the same is paid within eleven (11) through thirty (30) days after the date of the violation; and One Hundred Fifty Dollars (\$150.00) if the same is paid within thirty one (31) through forty five (45) days after the date of violation. In the event the forfeiture is not paid within forty five (45) days of the date of violation, the registration of the vehicle involved in such violation shall be suspended until the penalty is paid in full along with incurring a \$10 fee for the processing of the paperwork.~~

- (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 1 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.  
~~be Fifteen Dollars (\$15.00) for each offense if paid within ten (10) days after the date of the violation; Twenty five Dollars (\$25.00) if the same is paid within eleven (11) through thirty (30) days after the date of the violation; and Thirty five Dollars (\$35.00) if the same is paid within thirty one (31) through forty five (45) days after the date of violation. 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 shall be suspended 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 owners expense. If a vehicle is determined by the City Engineer or his/her 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.~~

**Traffic and Parking**  
**10-1-60**

- (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.

**Traffic and Parking**  
**10-1-61**

(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 and Stipulations.**

(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 stipulations 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 ~~66.012(1)(b)-11 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. Stipulations shall conform to the form contained in the uniform traffic citation and complaint under Section 345.11 of the Wisconsin Statutes and may be accepted within five (5) days of the date of the alleged violation. Stipulations may be accepted by the Police Department.~~
- b. **Delivery or Mailing of Deposit and Stipulation.** Any person stipulating guilt or no contest under the preceding Subsection ~~must~~ 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 ~~Police Department~~ City Finance Department before the scheduled court appearance in lieu of court appearance.
- c. **Receipt Required.** ~~Every officer accepting a stipulation under the provisions of this Chapter shall comply with the provisions of Sections 343.27, 343.28, 345.26(1)(a) and 345.27(2) of the Wisconsin Statutes and shall require the alleged violator to sign a statement of notice in substantially the form contained on the uniform traffic citation and complaint promulgated under Section 345.11 of the Wisconsin Statutes. 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 and shall deliver the deposit and stipulation, and a copy of the receipt within seven two business (27) days to the Clerk of Municipal Courts of receipt.~~

**Traffic and Parking**  
**10-1-61**

(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 forwarding within seventy-two (72) hours of the issuance of the citation to the Police Department the minimum forfeiture specified for the violation. The issuing officer shall specify thereon the amount of the applicable forfeiture as provided in this Chapter, 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. **Court Prosecution.** If the alleged violator does not deliver or mail a deposit as provided in Subsection a. within fifteen (15) days of the date of the citation, the Chief of Police shall forward a copy of the citation to the City Attorney for prosecution.
- b.e. **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 sSubsection (e)(3) below.
- d. **Deposits Returned to City Treasury.** Officers receiving deposits for non-moving traffic violations under this Subsection shall pay over such deposits to the Clerk of Municipal Courts within seven (7) days of receipt. Such payment shall be accompanied by an itemized statement for each deposit of the offense charged and the name of the depositor.
- ce. **Bond.** Any officer authorized to accept deposits under Sec. 345.26, Wis. Stats., or this Section, shall qualify by taking the oath prescribed by Sec. 19.01, Wis. Stats.

Formatted: Right: 0.07"

(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 ~~Police Department~~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 ~~Police Department~~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;

**Traffic and Parking**  
**10-1-61**

- 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 ~~Chief of Police~~City Treasurer is hereby authorized to assign ~~a member of the Police Department~~ 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 ~~Police Department~~ 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.

**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:

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	

Handicap Parking Citations in the area:

LaCrosse Sheriff's Department \$264.50 (state bond amount) They rarely issue just due to their jurisdiction.

Holmen PD \$100.00

West Salem PD \$50.00

LaCrosse PD \$150.00

Campbell PD \$150.00

Bangor PD \$100.00

State Statute

**346.505(2)(a-c)**

(a) Except for a motor vehicle used by a physically disabled person as defined under s. 346.503 (1) and except as provided in sub. (4) (a), no person may park, stop or leave standing any vehicle, whether attended or unattended and whether temporarily or otherwise, upon any portion of a street, highway or parking facility reserved, by official traffic signs indicating the restriction, for vehicles displaying special registration plates issued under s. 341.14 (1), (1a), (1e), (1m), or (1q) or a special identification card issued under s. 343.51 or vehicles registered in another jurisdiction and displaying a registration plate, card or emblem issued by the other jurisdiction which designates the vehicle as a vehicle used by a physically disabled person.

(b) No person may park, stop or leave standing any vehicle, whether attended or unattended and whether temporarily or otherwise, upon any portion of a street, highway or parking facility so as to obstruct, block or otherwise limit the use of any portion of a street, highway or parking facility reserved, by official traffic signs indicating the restriction, for vehicles displaying special registration plates issued under s. 341.14 (1), (1a), (1e), (1m), or (1q) or a special identification card issued under s. 343.51 or vehicles registered in another jurisdiction and displaying a registration plate, card or emblem issued by the other jurisdiction which designates the vehicle as a vehicle used by a physically disabled person.

(c) Notwithstanding par. (b), no person may park, stop or leave standing any vehicle, whether attended or unattended and whether temporarily or otherwise, upon any portion of a street, highway or parking facility that is clearly marked as and intended to be an access aisle to provide entry to and exit from vehicles by persons with physical disabilities and which is immediately adjacent to any portion of a street, highway or parking facility reserved, by official traffic signs indicating the restriction, for vehicles displaying special registration plates issued under s. 341.14 (1), (1a), (1e), (1m), or (1q) or a special identification card issued under s. 343.51 or vehicles registered in another jurisdiction and displaying a registration plate, card or emblem issued by the other jurisdiction which designates the vehicle as a vehicle used by a person with a physical disability.

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.

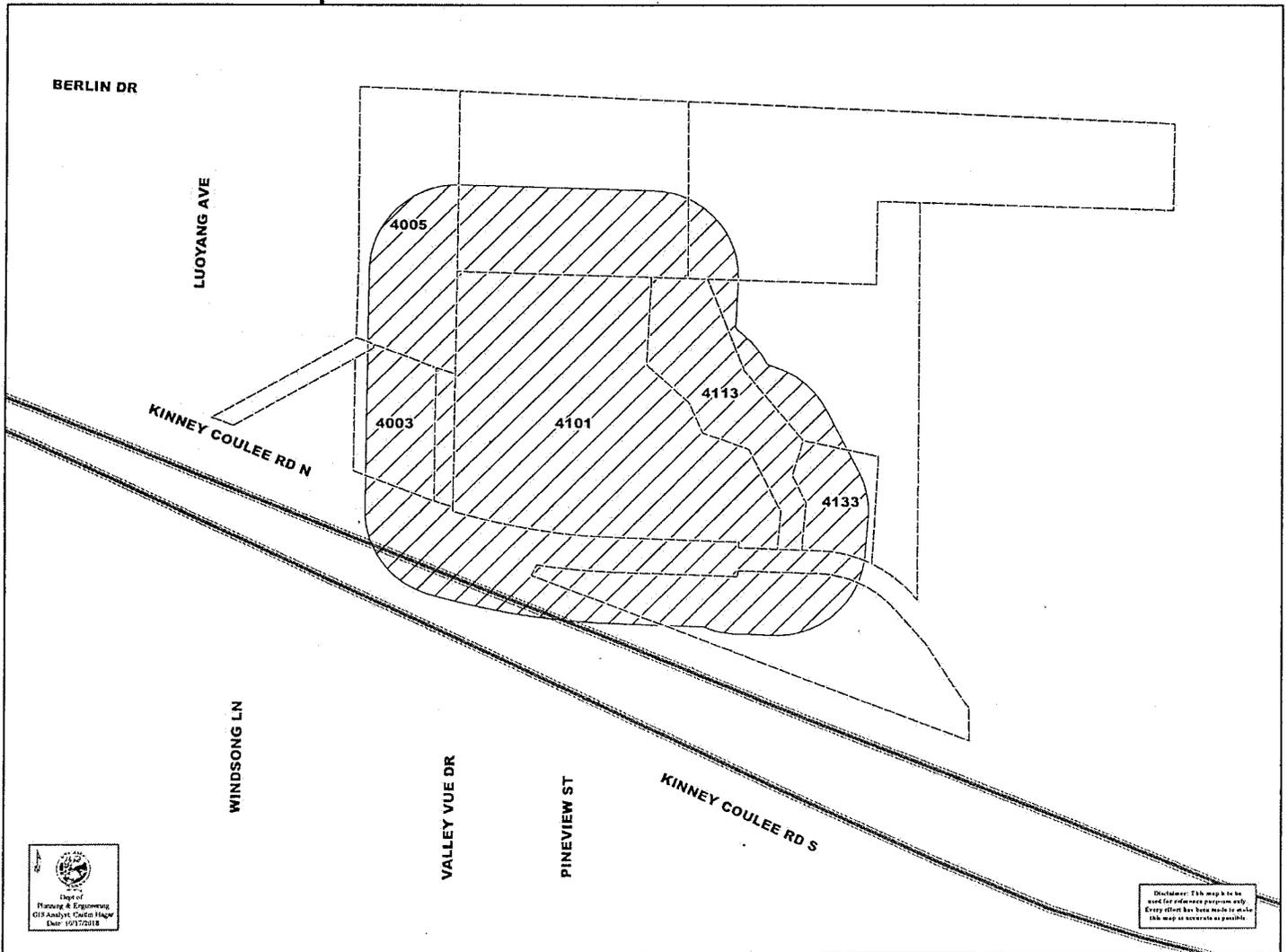
CITY OF ONALASKA

By: \_\_\_\_\_  
Joe Chilsen, Mayor

By: \_\_\_\_\_  
Caroline Burmaster, Clerk

PASSED:  
APPROVED:  
PUBLISHED:

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

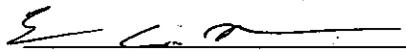


Disclaimer: This map is to be used for reference purposes only. Every effort has been made to make this map as accurate as possible.

**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.

Jarrod Holter, City Engineer

  
\_\_\_\_\_  
(signature)

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

Troy Miller, Chief of Police

  
\_\_\_\_\_  
(signature) 12-21-18

- 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

  
\_\_\_\_\_  
(signature) 12-17-18

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

ORDINANCE NO. 1630-2019

AN ORDINANCE TO AMEND SECTION 10 OF CHAPTER 2 OF TITLE 11 OF THE CODE OF ORDINANCES OF THE CITY OF ONALASKA RELATING TO DISORDERLY CONDUCT

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

SECTION I. Title 11, Chapter 2, Section 10 of the City of Onalaska Code of Ordinances related to Disorderly Conduct is hereby deleted in its entirety and replaced as follows:

Sec. 11-2-10 Defecating or Urinating in Public Places

It shall be unlawful for any person to defecate or urinate outside of designed sanitary facilities, upon any sidewalk, street, alley, public parking lot, park, playground, cemetery or other public area within the City, or upon any private property in open view of the public, or in the halls, rooms without restroom facilities, stairways or elevators of public or commercial buildings, or to indecently expose his person.

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

PASSED:  
APPROVED:  
PUBLISHED:

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 1-14-19  
(signature)

No Fiscal Impact

Budgeted Item

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

Troy Miller, Chief of Police

Troy Miller 1-15-19  
(signature)

No Fiscal Impact

Budgeted Item

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

Fred Buehler, Financial Services Director

Fred Buehler 1-17-19  
(signature)

No Fiscal Impact

Budgeted Item

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

ORDINANCE NO. 1631-2019

AN ORDINANCE TO AMEND SECTIONS 6 AND 7 OF CHAPTER 3 OF TITLE 2 OF THE CODE OF ORDINANCES OF THE CITY OF ONALASKA RELATING TO POLICE AND FIRE CHIEFS

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

SECTION I. Title 2, Chapter 3, Sections 6 and 7 of the City of Onalaska Code of Ordinances related to the Police Chief and Fire Chief hereby deleted in their entirety and replaced as follows:

Sec. 2-3-6 Chief of Police

(a) Appointment.

- (1) The Chief of Police shall be appointed by the Police and Fire Commission and shall hold office during good behavior, subject to suspension or removal by the Police and Fire Commission for cause. The Chief of Police shall within six (6) months after commencement of employment, or following any required probationary period, whichever is later, establish and maintain residence at a distance not greater than 15 miles from the nearest corporate boundary of the City.
- (2) The compensation to be paid the Chief of Police for their services, the hours of active duty, rest days, vacation periods and any such similar benefits shall be determined by the Common Council from time to time.

(b) Duties. The Chief of Police shall be responsible for performing the duties required under State law and the job description for the position of Chief of Police adopted by Common Council and as may be amended by the Common Council.

Sec. 2-3-7 Fire Chief

(a) Appointment.

- (1) The Fire Chief shall be appointed by the Police and Fire Commission and shall hold office during good behavior, subject to suspension or removal by the Police and Fire Commission for cause. The Fire Chief shall within six (6) months after commencement of employment, or following any required probationary period, whichever is later, establish and maintain residence at a distance not greater than 15 miles from the nearest corporate boundary of the City.
- (2) The compensation to be paid the Fire Chief for their services, the hours of active duty, rest days, vacation periods and any such similar benefits shall be determined by the Common Council from time to time.

(b) **Duties.** The Fire Chief shall be responsible for performing the duties required under State law and the job description for the position of Fire Chief adopted by Common Council and as may be amended by the Common Council

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

PASSED:  
APPROVED:  
PUBLISHED:

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.

Billy Hayes, Fire Chief

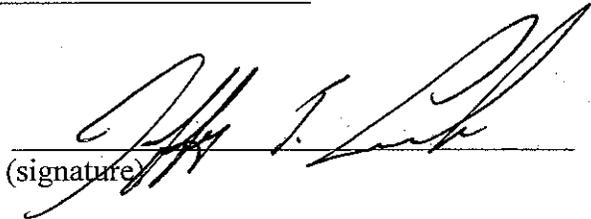
 Troy Gudie  
(signature)

No Fiscal Impact

Budgeted Item

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

Troy Miller, Chief of Police

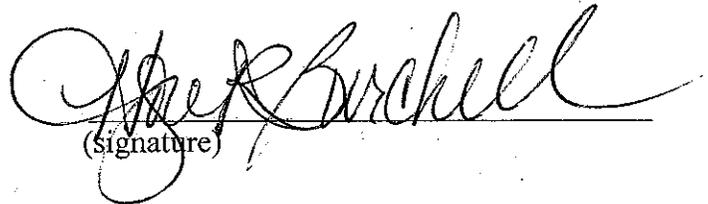
  
(signature)

No Fiscal Impact

Budgeted Item

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

Hope Burchell, Human Resources Director

  
(signature)

No Fiscal Impact

Budgeted Item

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

## ORDINANCE NO. 1632-2019

**AN ORDINANCE TO AMEND SECTIONS 7 AND 9 OF CHAPTER 4 OF TITLE 2  
OF THE CODE OF ORDINANCES OF THE CITY OF ONALASKA RELATING TO ROOM TAX  
COMMISSION AND BOARD OF ELECTRICAL EXAMINERS**

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

**SECTION I.** Title 2, Chapter 4, Section 7 of the City of Onalaska Code of Ordinances related to the Room Tax Commission is hereby deleted in its entirety and replaced as follows:

**Sec. 2-4-7 Room Tax Commission.**

- (a) **Membership and Organization.** The Room Tax Commission shall consist of five (5) members who shall be selected as follows: One (1) member of the Common Council of the City of Onalaska shall be appointed by the Mayor and confirmed by the Council. One (1) member shall be a representative of the Wisconsin hotel and motel industry. Three (3) members shall be citizens residing in the City of Onalaska. Strong consideration shall be given to citizen members who are business owners or have experience in the tourism and hospitality industries. All members of the commission shall serve for a one (1) year terms from the date of appointment. Any vacancies occurring on the Room Tax Commission shall be filled by appointment by the Mayor, subject to confirmation of the Common Council. Any person so appointed shall serve the balance of the term of the person causing the vacancy. The Commission shall choose a Chairperson, Vice-Chairperson and such other officers as it deems appropriate.
- (b) **Meetings.** Meetings may be held under call of the Chairperson of the Commission or if requested in writing by three (3) members of the Commission filed with the City Clerk in which event, the City Clerk shall notify all members of the coming meeting. At least twenty-four (24) hours' notice shall be allowed under this procedure. The City Clerk shall give written notice of each meeting to the Mayor and to all members of the Room Tax Commission. Three (3) members shall constitute a quorum. Such regular meetings shall be open to the public.
- (c) **Powers.** The Room Tax Commission shall require for all organizations, whether private or governmental, who receive funds hereunder, an annual accounting of the application of all room tax funds designated for tourism development and tourism promotion ("Tourism Funds"). The Room Tax Commission shall designate the use of all Tourism Funds of the City of Onalaska.
- (d) **Statutory Authority.** The Room Tax Commission shall be the entity in which room tax is allocated for the City of Onalaska pursuant to Wis. Stat. 66.0615 as may be amended from time to time.

SECTION II. Title 2, Chapter 4, Section 9 of the City of Onalaska Code of Ordinances related to the Board of Electrical Examiners is hereby deleted in its entirety.

SECTION III. 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

PASSED:  
APPROVED:  
PUBLISHED:

**FISCAL IMPACT OF ORDINANCE 1632 – 2019**

Please route in this order

Cari Burmaster, City Clerk  
(let Caitlin review all annexation ordinances)

C. Burmaster  
(signature)

No Fiscal Impact

Budgeted Item

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