



Legislation Text

File #: 970811, Version: 1

970811
SUBSTITUTE 1

ALD. PRATT

A substitute ordinance eliminating overnight parking permits and increasing the fines for overnight parking and other related nonmoving traffic violations.

81-85 rp
101-27-2 rc
101-27-4 am
101-27-5 rp
101-27-6 rp
101-27-7-b rp
101-27-7-f rp
101-27-7-g am
101-27-8 am
101-27-11 am
101-34-2-a am
101-34-2-b am
101-34-2-d am
101-34-2-e am
101-34-2-h am
101-34-7-a am
101-34-7-b am
101-34-7-d am
101-34-7-e am
101-34-7-i am

- Analysis -

This ordinance:

1. Eliminates the overnight parking permit and the shift worker's parking permit while retaining regulations relating to alternate side of the street parking and other parking restrictions.
2. Increases the fines for overnight parking and other related nonmoving traffic violations.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 81-85 of the code is repealed.

Part 2. Section 101-27-2 of the code is repealed and recreated to read:

101-27. All Night Parking.

2. PARKING PERMITTED. a. Vehicles may be parked during such hours as provided in sub. 3.

b. The owner of any motor truck with valid license plates issued by the Wisconsin department of transportation, division of motor vehicles, but not used for commercial purposes, and which is not larger than 21 feet in length, 7 feet in width, and 7 feet in height and which has no more than 4 single tired wheels, shall be eligible to park as provided in this section.

Part 3. Section 101-27-4 of the code is amended to read:

4. CERTAIN VEHICLES ~~[[NOT ELIGIBLE]]~~ >>PROHIBITED<<. Motor trucks, except as provided elsewhere in the code, luxury limousines, as defined in s. 100-3-11, motor buses, motor delivery wagons, trailers, semitrailers, camping trailers, motor homes, mobile homes and tractors ~~[[shall not be eligible for such special privilege parking permits]]~~ >>are prohibited from parking under this section<<.

Part 4. Section 101-27-5 of the code is repealed.

Part 5. Section 101-27-6 of the code is repealed. Part 6. Section 101-27-7-b and f of the code is repealed.

Part 7. Section 101-27-7-g of the code is amended to read:

7. EXCEPTIONS.

g. Disabled Drivers. Vehicles bearing current registration plates for disabled drivers issued under s. 341.14(1), (1a), (1m), or (1q), Wis. Stat., or a motor vehicle under which a current special identification card issued under s. 343.51, Wis. Stat., is displayed, excepting motor buses and motor trucks, [[shall be exempt from purchasing overnight parking permits, but]] shall be required to park in accordance with all [[other]] provisions contained herein.

Part 8. Section 101-27-8 of the code is amended to read:

8. WINTER REGULATIONS. After 8 p.m. as of December 1 to March 1 inclusive, unless otherwise extended by emergency order of the commissioner of public works, [[of the year following, no special permits shall be issued for]] >>there shall be no<< parking upon any through highways referred to in s. 101-16-2, nor upon those portions of any street upon which there is operated a motor bus route, except upon any snow route tow-away zone as referred to in s. 101-24-1, and except as provided in sub. 9.

Part 9. Section 101-27-11 of the code is amended to read:

11. PERMIT RECIPROCALITY. a. St. Francis. Where S. Brust Avenue, Clement Avenue, Hanson Avenue, Kansas Avenue, and Nevada Street; and E. Norwich Street lie on the boundary between the city of Milwaukee and the city of St. Francis, all night parking permits issued by the city of St. Francis shall become valid in the city of Milwaukee to the same extent as if such permit had been issued by the city of Milwaukee provided, however, that the provisions of this paragraph shall be effective only during such time as the city of St. Francis authorizes, by ordinance, a reciprocal privilege on such streets for all night parking [[permits issued by the]] >>without permits by residents of the<< city of Milwaukee.

b. West Milwaukee. Where S. 38th Street and W. Greenfield Avenue lie on the boundary between the city of Milwaukee and the village of West Milwaukee, all night parking permits issued by the village of West Milwaukee shall become valid in the city of Milwaukee to the same extent as if such permit had been issued by the city of Milwaukee provided, however, that the provisions of this subsection shall be effective only during such time as the village of West Milwaukee authorizes, by ordinance, a reciprocal privilege on such streets for all night parking [[permits issued by the]] >>without permits by residents of the<< city of Milwaukee.

Part 10. Section 101-34-2-a, b, d, e and h of the code is amended to read:

101-34. Stipulation Procedure; Nonmoving Traffic Violations.

2. FORFEITURE SCHEDULE.

a. Citations issued for violation of s. 101-27 except 101-27-1-a and 4: [[10]] >>\$15<<.

b. Citations issued for violation of ss.101-23-4 and 6, 101-27-7-d, 101-30 and 101-33: [[10]] >>\$15<<.

d. Citations issued for violation of ss.101-26.5 and 101-27-4: [[20]] >>\$25<<.

e. Citations issued for violation of ss.101-23-10, 101-26 and 101-27 during a snow emergency declared under s. 101-26: [[25]] >>\$30<<.

h. Citations issued for violation of s. 101-27-1-a: [[20]] >>\$25<<.

Part 11. Section 101-34-7-a, b, d, e and i of the code is amended to read:

7. PENALTY.

a. Violations of s. 101-27 except 101-27-1-a and 4: [[10 to 40]] >>\$15 to \$45<<.

b. Violations of ss. 101-23-4 and 6, 101-27-7-d, 101-30 and 101-33: [[10 to 40]] >>\$15 to \$45<<.

d. Violations of ss. 101-26.5 and 101-27-4: [[20 to 40]] >>\$25 to \$45<<.

e. Violations of ss. 101-23-10, 101-26 and 101-27 during a snow emergency declared under s. 101-26: [[25 to 45]] >>\$30 to \$50<<.

i. Violations of s. 101-27-1-a: [[20 to 40]] >>\$25 to \$45<<.

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

LRB97505.2

MCW

10/20/97