

**CITY OF MADISON, WISCONSIN**

AN ORDINANCE \_\_\_\_\_

PRESENTED November 7, 2006  
 REFERRED Board of Estimates

Amending Sections 1.08(3)(a) of the Madison General Ordinances to modify, repeal and recreate bail deposit amounts for various parking violations, and amending Sections 12.141(3) and 12.154(1)(b) of the Madison General Ordinances to establish fine ranges for Sections 12.128(6) and 12.128(10) and to establish authority for parking violation bail amounts adopted in strict conformity with Wisconsin State Statutes.

RULES SUSPENSION \_\_\_\_\_  
 PUBLIC HEARING \_\_\_\_\_

Drafted by: Jaime Staffaroni

Date: November 1, 2006

SPONSORS: Mayor Cieslewicz

DRAFTER'S ANALYSIS: This ordinance amends, creates and repeals several bail deposit amounts in Section 1.08, MGO to reflect increases and decreases on respective parking violations. The ordinance also amends Section 12.141 penalty section to establish fine ranges for Sections 12.128(6) and 12.128(10), MGO and amends Section 12.154 by repealing portions of the section, establishing authority for parking violation bail amounts adopted in strict conformity with Wisconsin State Statutes.

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The Common Council of the City of Madison do hereby ordain as follows:

1. Subdivision (a) of Subsection (3) entitled "Schedule of Deposits" of Section 1.08 entitled "Issuance of Citations for Violations of Certain Ordinances and Providing a Schedule of Cash Deposits" of the Madison General Ordinances is amended by creating, amending or repealing therein the following:

<u>"Offense</u>	<u>Ord. No.</u>	<u>Deposit</u>
Backing into stalls/Out of indicated space (municipal lot).	8.14(2)(b)	<del>\$20</del> <u>\$40</u>
Overtime parking at meter in municipal parking facility	8.14(2)(c)1.b.	<del>\$20</del> <u>\$30</u>
<del>Stopping prohibited in certain specified places.</del>	<del>12.011/346.52(1)**</del>	\$35
<del>No stopping, standing, parking adjacent to a schoolhouse.</del>	<del>12.011/346.52(2)**</del>	\$35
<del>No parking in a loading zone.</del>	<del>12.011/346.53(1)**</del>	\$35
<del>No parking in an alley in a business district.</del>	<del>12.011/346.53(2)**</del>	\$35

**Approved as to form:**

No parking within 10 feet of a fire hydrant or greater distance when prohibited by official sign.	<del>12.011/346.53(3)**</del>	\$35
No parking 4 feet from driveway or alley.	<del>12.011/346.53(4)**</del>	\$35
No parking within 15 feet of crosswalk.	<del>12.011/346.53(5)**</del>	\$35
No parking where prohibited by official sign.	<del>12.011/346.53(6)**</del>	\$35
Parking against traffic - two way street or no angled parking	<del>12.011/345.54(1)(a)**</del>	\$35
Improper parking/standing of a vehicle, misc.	<del>12.011/346.54(1)(b), (cm), (e)**</del>	\$25
Out of indicated space - angled parking.	<del>12.011/346.54(1)(c)</del>	\$35
Street parking out of indicated space, less than 2 feet from vehicle, more than 12" from curb, against traffic (1 way street).	<del>12.011/346.54(1)(d)**</del>	\$35
Parking on left side of highway.	<del>12.011/346.55(1)**</del>	\$35
Parking on posted private/public property in violation of posted restrictions.	<del>12.011/346.55(4)**</del>	\$40
Property owner or lessee fail to keep designated disabled parking stalls for people with disabilities free from snow and ice.	<del>12.011, 346.503(2e)</del>	\$30 -1st \$50-2nd or subsequent in 3 yrs
Parking only for people with disabilities.	<del>12.011/346.505(2)**</del>	\$100
Owner's liability for parking in area reserved for Disabled/Handicapped people with disabilities without special plates or identification card.	<del>12.011/346.505(3)(a)</del>	\$100
Street maintenance.	<del>12.045(2)</del>	\$35 <u>\$20</u>
Leaving keys in car.	<del>12.128(1)</del>	\$25 <u>\$40</u>
Vehicle abandonment.	<del>12.128(4)</del>	\$50 <u>\$75</u>
Repairing vehicles on street (other than emergency repairs).	<del>12.128(5)</del>	\$25 <u>\$40</u>
No parking (specified times - City-County basement garage).	<del>12.128(6)</del>	\$25 <u>\$40</u>
No parking of vehicle leaking gas, oil, other fluids.	<del>12.128(7)(b)</del>	\$25 <u>\$35</u>
Parking unregistered vehicle.	<del>12.128(12)</del>	\$35 <u>\$50</u>
<del>Unregistered</del> <u>Unauthorized</u> parking on school property.	<del>12.128(13)</del>	\$35 <u>\$40</u>
No parking on terrace.	<del>12.128(14)</del>	\$35 <u>\$40</u>
No parking in certain specified places	<del>12.128(15)</del>	\$35 <u>\$40</u>

<u>No motor bus idling in residential districts</u>	<u>12.129(2)</u>	<u>\$40</u>
15-minute bus parking.	12.130(4)	<del>\$35</del> <u>\$40</u> - 1st \$50 - 2nd in 12 mos. \$100 - 3rd or subsequent in 12 mos.
Bus zone or cab stand.	12.131	<del>\$25</del> <u>\$40</u>
<del>No parking anytime.</del>	<del>12.132</del>	<del>\$35</del>
No parking (use specified periods indicated).	12.133	<del>\$35</del> <u>\$40</u>
Alternate side parking 8 a.m.- 4 p.m.	12.1334(99)	<del>\$10</del> <u>\$20</u>
Alternate side parking (Nov 15-Mar 15).	12.1335(1)	<del>\$10</del> <u>\$20</u>
Alternate side parking (snow emergency).	12.1335 <del>(8)</del> (4)(c)	<del>\$20</del> <u>\$30</u>
<u>Overtime parking - 30 minute zone (non-metered)</u>	<u>12.1336</u>	<u>\$30</u>
<u>Overtime parking - 1 hour zone (non-metered)</u>	<u>12.134</u>	<u>\$30</u>
<u>Overtime parking - 2 hour zone, 8 AM-6 PM (non-metered)</u>	<u>12.137</u>	<u>\$30</u>
Failure to remove residential parking permit.	12.138(9)(c)	<del>\$20</del> <u>\$40</u>
<u>Overtime parking - 2 hour zone, 8 AM-6 PM misc. periods on streets</u>	<u>12.139</u>	<u>\$30</u>
<u>Overtime parking - 2 AM - 5 AM</u>	<u>12.140</u>	<u>\$30</u>
Overtime limit - streets (meter zone).	12.145(1)(b)	<del>\$20</del> <u>\$30</u>
No parking bicycles on State Street Pedestrian Mall (except in designated bicycle racks).	12.167(2)	<del>\$20</del> <u>\$40</u>
State St. Automobile Parking for purposes not allowed.	12.915(5)(a)	<del>\$35</del> <u>\$40</u>
State St. Automobile Permit Violations.	12.915(5)(c)	<del>\$35</del> <u>\$40</u>
State St. Automobiles - Manner of Parking.	12.915(5)(d)	<del>\$35</del> <u>\$40</u>
State St. Automobile - Loading Zone violation.	12.915(5)(e)	<del>\$35</del> <u>\$40</u>
State St. Automobile parking more than 30 minutes.	12.915(5)(f)	<del>\$35</del> <u>\$40</u>
State St. "Motor Truck" Parking for purposes not allowed.	12.915(6)(b)	<del>\$35</del> <u>\$40</u>
State St. "Motor Truck" Loading Violation	12.915(6)(d)	<del>\$35</del> <u>\$40</u>
State St. "Motor Truck" - Manner of Parking	12.915(6)(e)	<del>\$35</del> <u>\$40</u>
State St. "Large Motor Truck" Parking for purposes not allowed	12.915(7)(b)	<del>\$35</del> <u>\$40</u>
State St. "Large Motor Truck" Loading Violation	12.915(7)(d)	<del>\$35</del> <u>\$40</u>

State St. "Large Motor Truck" Manner of Parking	12.915(7)(e)	<del>\$35</del> <u>\$40</u>
State St. "Large Motor Truck" idling	12.915(7)(f)	<del>\$35</del> <u>\$40</u>
State St. Food Delivery Vehicles Regulations	12.915(9)(a)	<del>\$35</del> <u>\$40</u>

2. Subsection (3) of Section 12.141 entitled "Penalties for Violating Sections 12.122 Through 12.140" of the Madison General Ordinances is amended to read as follows:

"(3) Any person violating Sections 12.128(4)(a) or 12.128(6) or 12.128(9) or 12.128(10) or 12.128(11) or 12.129(1) or 12.138 shall be subject to a forfeiture of not less than twenty-five dollars (\$25) nor more than two hundred dollars (\$200)."

3. Subdivision (b) entitled "City of Madison Parking Citations" of Subsection (1) of Section 12.154 entitled "Bail in Violation Cases" of the Madison General Ordinances is amended to read as follows:

"(b) City of Madison Parking Citations. Whenever an accused is issued a City of Madison Parking Citation for a non-moving violation of any provision of this chapter the bail amount for that violation shall be determined as follows:

- ~~1.~~ For a violation of an ordinance adopted in strict conformity with Secs. 346.51 through 346.55, Wis. Stats., the bail amount shall be as set forth in the Revised Uniform State Traffic Deposit Schedule as adopted by the Wisconsin Judicial Conference pursuant to Sec. 345.26(2)(a), Wis. Stats., for the adopted state statute alleged to have been violated, ~~unless the Common Council has specifically established a different bail deposit amount under (1)(b)2. below.~~
- ~~2.~~ ~~For all violations not covered under (1)(b)1. above and for those violations covered by (1)(b)1. but for which the Common Council has determined that a different bail deposit amount is appropriate, the bail deposit amounts shall be those set forth in Sec. 1.08(3)(a) of the Madison General Ordinances and enacted in accordance with Sec. 800.03, Wis. Stats."~~