

STATE OF WISCONSIN VILLAGE OF GERMANTOWN WASHINGTON COUNTY

ORDINANCE NO. 14-2020

AN ORDINANCE AMENDING SECTION 7.02 OF THE MUNICIPAL CODE OF GERMANTOWN RELATING THE VILLAGE'S OFFICAL TRAFFIC MAP AND TRAFFIC CONTROL DEVICES

WHEREAS, the Village Board having previously adopted § 7.02 of the Municipal Code of Germantown relating to the Official Traffic Map for the Village and other regulations related to signs, signals and markers along roadways; and

WHEREAS, the Village Board has determined it appropriate to amend such section to better reflect actual practice within the Village; and

WHEREAS, the regulation of traffic control devices furthers the health, welfare and safety of the community;

NOW, THEREFORE, the Village Board of the Village of Germantown, Wisconsin, do ordain as follows:

SECTION I

Section 1.376(6) of the Municipal Code of Germantown is hereby amended as follows (NOTE: Deleted text is ~~struck through~~; Added text is underlined):

7.02 - OFFICIAL TRAFFIC MAP AND CONTROL DEVICES:
PROHIBITED SIGNS, SIGNALS AND MARKERS.

(1) **DUTY OF THE CHIEF OF POLICE DIRECTOR OF PUBLIC WORKS TO ERECT AND INSTALL UNIFORM TRAFFIC CONTROL DEVICES.** Whenever traffic regulations created by this chapter, including a State of Wisconsin traffic regulation adopted by reference in section 7.01 of this chapter, purport to require the erection of traffic control devices for enforcement, after consultation with the Chief of Police and the Director of Public Works, and upon recommendation by the Public Safety Committee or the Public Works and Highway Committee, the Village Board may direct that the Director of Public Works shall procure, erect and maintain the appropriate uniform traffic control device or devices conforming to the Uniform Traffic Control Device Manual promulgated by the Wisconsin Department of Transportation, giving notice of such traffic regulation to the users of the streets and highways on which such regulations apply. Whenever State law grants discretion to local authorities in erecting or placement of a uniform

traffic control device, such devices shall be erected in such locations and in such a manner as in the judgment of the Director of Public Works, will carry out the purposes of this chapter and give adequate warning to users of the streets and highways of the Village.

(2) **OFFICIAL TRAFFIC MAP.**

(a) Official Traffic Map Established. There is hereby established for the Village of Germantown an Official Traffic Map, dated November 1, 1988, upon which is indicated as of said date, all existing stop signs, railroad grade crossing stops, arterial intersections, yield signs, speed zones, school crossings, no parking zones, no parking tow-away zones and angle parking zones, and which the laws of the State of Wisconsin require the erection or use of official traffic control devices to enforce such restrictions or limitations. All such restrictions and limitations set forth on said Official Traffic Map are hereby ratified and affirmed.

(b) Additions to Map. The Village Board may from time to time make additions to or deletions from the Official Traffic Map and the ~~Chief of Police~~Director of Public Works shall keep such Official Traffic Map current. Every addition to said Official Traffic Map made after November 1, 1988, shall indicate the number of the authorizing ordinance or resolution and the date the appropriate official traffic control device was erected, and every deletion shall indicate the number of the authorizing ordinance or resolution.

(c) Map to be Maintained. A copy of the Official Traffic Map shall be maintained by the Director of Public Works and shall be available for inspection during normal business hours~~displayed in the Municipal Building.~~ The ~~Chief of Police~~Director of Public Works shall make appropriate authorized changes on said Map promptly~~within 3 working days~~ after the appropriate official traffic control device is erected or removed, as the case may be. The Director of Public Works may maintain the Map in the Village's GIS software.

(d) Violations Prohibited. When official traffic control devices giving notice of the restrictions, prohibitions and limitations shown on the Official Traffic Map are erected and maintained in accordance with the provisions of this section, a violation of the restriction, prohibition or limitation shown on the Official Traffic Map shall be a violation of the provisions of this chapter.

(3) **PROHIBITED SIGNS AND MARKERS IN HIGHWAYS.** No person other than an officer, authorized by this chapter to erect and maintain official traffic control devices, or his designee, shall place within the limits of any street or highway maintained by the Village any sign, signal, marker, mark or monument unless permission is first obtained from the ~~Chief of Police~~ Director of Public Works or State Highway Commission. Any sign, signal, marker, mark or monument placed or maintained in violation of this subsection shall be subject to removal as provided in subsection (4) below.

(4) **REMOVAL OF UNOFFICIAL SIGNS, MARKERS, SIGNALS AND TRAFFIC CONTROL DEVICES.** The Chief of Police or the Director of Public Works may remove any sign, signal, marker or other device which is placed, maintained or displayed in violation of this chapter or State law. Any charge imposed against premises for removal of a prohibited or illegal sign, signal, marker or device shall be reported by the Chief of Police or Director of Public Works to the Village Board for review and certification at its next regular meeting following the imposition of the charge. Any charge not paid on or before the next succeeding November 15 shall be placed upon the tax roll for collection as other special municipal taxes.

(5) **DELEGATION AUTHORIZED.** In exercising any authority under this section, the Director of Public Works or Chief of Police may delegated their responsibility to another Village employee and/or an outside consultant.

SECTION II

The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

SECTION III

All ordinances or parts of ordinances contravening the terms of this ordinance are hereby to that extent repealed.

SECTION IV

This ordinance shall take effect and be in full force upon its passage and the day after publication.

Introduced by Trustee Mans on October 17, 2020.

ORDINANCE NO. 14-2020


Page 4

Adopted: October 19, 2020 Vote: Ayes: 9 Nays: 0 Absent: —



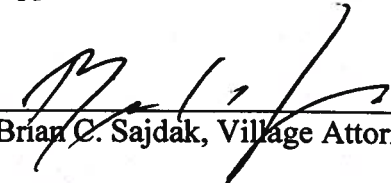
Dean Wolter, Village President

ATTEST:



Deanna Braunschweig, Village Clerk

Approved as to form:



Brian C. Sajdak, Village Attorney

Published: _____