

**TOWN OF GIBRALTAR**

**ORDINANCE 2022-07**

**DISORDERLY CONDUCT WITH MOTOR VEHICLE**

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**Ordinance 2022-07 Identified in the code of ordinances as 10.07 shall repeal and replace any previous ordinance(s) in whole or part, or any other ordinances contradicting to this new ordinance.**

The Town Board of Gibraltar, in the County of Door, State of Wisconsin, does hereby ordain as follows:

**Purpose** -To protect citizens and property in the Town of Gibraltar.

**State Statutes Adopted – Authority**

The Board of Supervisors of the Town of Gibraltar is granted authority for adopting this ordinance under its general 60.10(2)(c) and 60.22(3), Wisconsin Statutes. The Town Board Adopts this Ordinance under its general village powers authority and 66.1014 of the Wisconsin Statutes, 2917 Act 59.

**Definitions**

For the purposes of this section, the term "disorderly conduct with a motor vehicle" means engaging in violent, unreasonably loud or otherwise disorderly conduct, including, but not limited to, unnecessary, or deliberate or intentional spinning of wheels, squealing of tire, revving of engine, blowing the horn, causing engine to backfire, or causing the vehicle, while commencing to move or in motion, to raise one or more wheels off the ground.

**General Provisions**

No person shall within the Town, by or through the use of any motor vehicle, including, but not limited to, an automobile, truck, motorcycle, minibike, or snowmobile, cause or provoke disorderly conduct with a motor vehicle.

**Penalty**

Any person found guilty of violating this ordinance or any part of this ordinance shall be subject to a forfeiture of not less than \$50.00, nor more than \$500.00, together with costs of prosecution. Failure to make payment of such forfeiture and costs of prosecution shall subject the individual to imprisonment in the County Jail until said forfeiture is paid, but not to exceed thirty (30) days.

**Enforcement**

a. Enforcement shall be by citation.

b. Schedule of Deposits. Deposits shall be made in cash, money orders, or certified check to the Clerk of Door County Circuit Court, who shall provide a receipt to the other office and the amount of the forfeiture schedule shall be as stated above or such amount that the Circuit Court of Door County hereafter affixes.

c. Any person, firm or corporation, violating any of the subsections of this ordinance, may stipulate to the guilt or no contest and may pay to the Clerk of Court, a bond according to a schedule prescribed by the Circuit Court of Door County, which is presently set forth above. Such stipulation will make it unnecessary for the subject charged to appear in court and will act as a basis for the court to enter judgment and order forfeiture of the bond. Forfeitures, penalty assessments, costs and fees shall be disbursed as provided in Wis. Stat. § 66.12.

d. Adoption of this ordinance does not preclude the Town Board from adopting any other ordinance or providing for the enforcement of any other law or ordinance relating to the same or other matter, and issuance of a forfeiture hereunder, shall not preclude the Town or any authorized officer from proceeding under any other ordinance or law or by any other enforcement method to enforce any ordinance, regulation, or order.

#### **Reference to Statutes**

Reference to specific statutory sections whenever used in this ordinance, shall mean Wisconsin Statutes as amended, modified, repealed, or otherwise altered by the State Legislature.

#### **Severability**

If any of this Ordinance be declared invalid or unconstitutional by a court of competent jurisdiction, such a decision shall not affect the validity of any other provisions of this ordinance.