

ORDINANCE NO. 2016-8

**AN ORDINANCE REGULATING THE PARKING OF TRUCKS,
TRAILERS OR OTHER VEHICLES ON CITY STREETS, CITY PARKING
LOTS, CITY PARKS AND OTHER CITY OWNED LANDS FOR THE
PURPOSE OF VENDING MERCHANDISE OR PRODUCE FROM SAME,
DECLARING VIOLATIONS A PUBLIC NUISANCE AND PROVIDING
PENALTIES**

The Common Council of the City of Richland Center, Wisconsin, does ordain as follows:

SECTION 1:

Chapter 610 of the Code of Ordinances of the City of Richland Center is amended to read as follows:

CHAPTER 610

**VENDING FROM VEHICLES ON CITY STREETS, PARKING LOTS,
PARKS AND OTHER CITY OWNED LANDS**

610.01 GENERAL PROHIBITION. No person shall park any motor vehicle, trailer, cart or other vehicle or the purpose of vending therefrom any merchandise, food or produce in or upon any of the following locations:

- (1) In or upon the right of way of any public street within the City
- (2) In or upon any city-owned parking lot
- (3) In or upon any other city-owned land, including City parks

610.02 EXCEPTIONS. The general prohibition set forth above shall not apply in the following circumstances:

- (1) Within a City park if granted permission from the Park Board, subject to any limitations imposed by the Park Board in its grant of permission.
- (2) In the 200 block of South Central Avenue during the time when a farmers market is being conducted at that location.
- (3) In the right-of-way of a City street during the times and at the locations where the City Council has granted a closing of the street to vehicular traffic closing for a special event, subject to any limitations imposed in the grant of the street closing.

(4) In a City owned parking lot during the times and at the locations where the City Council has granted a closing of the lot to vehicular traffic for a special event, subject to any limitations imposed in grant of the parking lot closing.

610.03 FINDING AND DECLARATION OF PUBLIC NUISANCE. The Common Council hereby finds and determines that violations of this Chapter create conditions detrimental to the public health, safety, and welfare by interfering with traffic flow, distracting drivers and tending to create odd and unpredictable pedestrian traffic and are hereby declared a public nuisance and may be proceeded against as such.

610.04 PENALTIES. Any person creating a nuisance in violation of section 610.01 of this chapter shall, upon conviction thereof, forfeit the following amounts:

- (1) For a first violation, not less than \$50.00 nor more than \$200.00;
- (2) For a second violation within 12 months of a prior violation, not less than \$100.00 nor more than \$200.00;
- (3) For a third or subsequent violation 12 months of two prior violations, not less than \$200.00 nor more than \$400.00;

plus all applicable costs, fees and surcharges imposed under Ch. 814 Wis. Stats., and in the event such forfeiture, costs, fees and surcharges are not paid, such person, may, upon order of the Circuit Court, be imprisoned in the Richland County jail until such forfeiture, costs and assessment are paid, but not to exceed 90 days, or may be subject to any other sanctions imposed by the Court for such failure to pay.

SECTION 2:

This ordinance shall be in full force and effect from and after its passage and publication.

Enacted the 15th day of March, 2016

ATTEST:


Paul F. Corcoran, Mayor


Melinda D. Jones, City Clerk/Treasurer