

ORDINANCE NO. 2019 - 7

**AMENDING CHAPTER 253 OF THE CODE OF ORDINANCES OF
THE CITY OF RICHLAND CENTER RELATING TO TRESPASS
TO PROPERTY**

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

SECTION I:

Chapter 253 of the Code of Ordinances of the City of Richland Center is amended to provide as follows:

CHAPTER 253

TRESPASS PROHIBITED

253.01 DEFINITIONS.

(1) Notice Defined. As used in this Chapter, "notice" shall mean personal communication, either orally or in writing, or the posting of said land.

(2) Posted Land Defined. As used in this Chapter, land shall be considered to be posted if it meets the requirements of Subsection 943.13(2) , Wisconsin Statutes.

(3) Cultivated Land Defined. As used in this Chapter, "cultivated land" shall mean any portion of land which has been or is in the process of being seeded, planted or horticulturally improved by the owner or occupant. Established lawns and established stands of turfgrass shall not be considered cultivated land.

253.02 TRESPASS TO DWELLING PROHIBITED. It shall be unlawful for any person to intentionally enter the dwelling of another without the consent of some person lawfully upon the premises, under circumstances tending to create or provoke a breach of the peace.

253.03 TRESPASS TO PREMISES OR BUILDING AFTER NOTICE PROHIBITED. No person shall enter upon or remain upon any exterior premises or enter or remain within any structure after being notified by the owner of the premises, by an agent of the owner of the premises or by a person in lawful possession of the premises or an agent of the person in lawful possession of the premises that they do not have consent to enter upon such premises or to enter such structure or to remain thereon or therein. Such notification may be verbal or written.

253.04 TRESPASS TO EXTERIOR AREAS OF BUILDINGS PROHIBITED. No person shall enter upon, or attempt to enter upon, gain access to, attempt to gain access to, occupy or attempt to occupy the exterior roof or an exterior balcony of any building without the express or implied consent of the owner, or a person in lawful possession of the premises.

253.05 TRESPASS TO VEHICLES PROHIBITED. No person shall enter or attempt to enter any part of any automobile, aircraft, watercraft, snowmobile or other vehicle, including trailers and camping trailers, without the consent of the owner, operator or person having legal authority over the vehicle.

253.06 TRESPASS TO LAND PROHIBITED. No person shall:

(1) Enter any enclosed or cultivated land of another without the express or implied consent of the owner or occupant.

(2) Enter or remain on any land of another after having been notified by the owner or occupant not to enter or remain on said land. Such notification may be verbal, written or by the posting of a "no trespassing" sign or signs on the lands, any of which shall constitute notification by the owner or occupant not to enter or remain on said land.

253.07 TRESPASS BY ANIMALS. No person shall permit any animal belonging to that person, or under that person's control, to trespass upon the property belonging to another person without the permission of the lawful owner or occupant.

253.08 PENALTIES.

(1) Any person who shall violate this chapter shall, upon conviction thereof, forfeit to the City of Richland Center the forfeiture sums set forth below as adjudged by the court together with the costs of prosecution as taxed and assessed by the Court and any applicable penalty assessment and in default of payment of such forfeiture, costs and penalty assessment shall be subject to imprisonment in the County Jail of Richland County, Wisconsin, for such period of time, but not to exceed ninety (90) days, as shall be adjudged by the Court, unless such forfeiture and costs are sooner paid and shall be subject to any other lawful sanctions imposed by the Court for such failure to pay.

(2) Schedule of forfeitures for violations of Chapter 253:

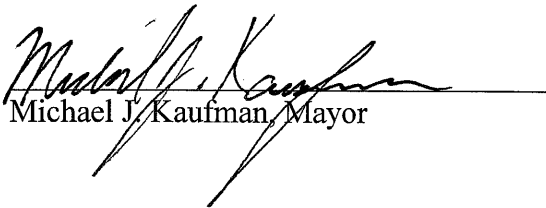
<u>Section</u> <u>violated:</u>	<u>Forfeiture:</u>
253.02	not less than \$ 200.00 nor more than \$ 400.00 as adjudged by the Court
253.03	not less than \$ 200.00 nor more than \$ 400.00 as adjudged by the Court

253.04 not less than \$ 150.00 nor more than \$400.00 as adjudged by the Court
253.05 not less than \$ 150.00 nor more than \$400.00 as adjudged by the Court
253.06 not less than \$ 150.00 nor more than \$200.00 as adjudged by the Court
253.07 not less than \$ 50.00 nor more than \$200.00 as adjudged by the Court

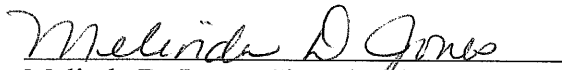
SECTION II: Effective Date.

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

Enacted the 6th day of August, 2019


Michael J. Kaufman, Mayor

ATTEST:


Melinda D. Jones, City Clerk/Treasurer