

**TOWN OF ATHELSTANE  
MOTOR VEHICLES AND TRAFFIC ORDINANCE  
ORDINANCE #25**

The Town Board of Athelstane, Marinette County, Wisconsin does hereby ordain as follows:

This ordinance, adopted by a majority of the town board on a roll call vote with a quorum present and voting and proper notice having been given, provides for the installation of stop signs on town highways in the town as follows:

**SECTION 1 – STATE TRAFFIC LAWS ADOPTED**

- (a) **Statutes Adopted.** Except as otherwise specifically provided in this Code, the statutory provisions in Chapters 110, 194 and 340 through 349 of the Wisconsin Statutes, describing and defining regulations with respect to vehicles and traffic, for which the penalty is a forfeiture only, exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment or exclusively state charges, are hereby adopted and by reference made a part of this Ordinance as if fully set forth herein. Any act required to be performed or prohibited by any regulation incorporated herein by reference is required or prohibited by this Ordinance. Any future amendments, revisions or modifications of the statutory regulations in Chapters 340 through 349 incorporated herein are intended to be made part of this Ordinance in order to secure to the extent legally practicable uniform statewide regulation of vehicle traffic on the highways, streets and alley of the State of Wisconsin. Any person who shall, within the Town of Athelstane, Marinette County, Wisconsin, violate any provisions of any Statute incorporated herein by reference shall be deemed guilty of any offense under this Section.
- (b) **Statutes Specifically Incorporated by Reference.** Whenever this Ordinance incorporates by reference specific sections of the Wisconsin Statutes, such reference shall mean the Wisconsin Statutes of 2005-2006 as from time to time amended, repealed or modified by the Wisconsin Legislature.
- (c) **General References.** General references in this Ordinance to Wisconsin statutory sections or chapters describing or defining procedures or authority for enactment or enforcement of local traffic regulations shall be deemed to refer to the most recent enactments of the Wisconsin Legislature describing or defining such procedures or authorities.

**SECTION 2 – STATE ADMINISTRATIVE CODE PROVISIONS ADOPTED**

- (a) **Administrative Regulations Adopted.** The following administrative rules and regulations adopted by the Secretary of the Wisconsin Department of Transportation and published in the Wisconsin Administrative Code, exclusive of any provisions therein relating to the penalties to be imposed, are hereby adopted by reference and made part of this Ordinance as if fully set forth herein.

- (b) **Non-Compliance Prohibited.** No person shall operate or allow to be operated on any highway, street or alley within the Town of Athelstane a vehicle that is not in conformity with the requirements of Subsection (a) of the provisions of Sec 110.075 and Chapter 347, Wis Stats, incorporated by reference in Section 1 of this Ordinance.
- (c) **Penalty**
  - (1) Penalty for violation of any provision of this Section, including the provisions of the Wisconsin Administrative Code, incorporated herein by reference, shall be as provided in Section 14.

### **SECTION 3 – ORIGINAL TRAFFIC SIGNS AND CONTROL DEVICES; PROHIBITED SIGNS, SIGNALS AND MARKERS**

- (a) **Duty to Erect and Install Uniform Traffic Control Devices.** Whenever traffic regulations created by this Ordinance, including a State of Wisconsin traffic regulation adopted by reference in Section 1, require the erection of traffic control devices for enforcement, the Town Board shall procure, erect and maintain uniform traffic control 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, devices shall be erected in such locations and in such a manner as, in the judgment of the Town Board, will carry out the purposes of this Chapter and give adequate warning to users of the streets and highway of the Town of Athelstane.
- (b) **Prohibited Signs and Markers in Highways.** No person other than the Town Board or an official authorized by this Ordinance to erect and maintain official traffic control devices or his or her designee, shall place within the limits of any street or highway maintained by the Town any sign, signal, marker, mark or monument unless permission is first obtained from the Town Board or, where applicable, the 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 (c).
- (c) **Removal of Unofficial Signs, Markers, Signals and Traffic Control Devices.** The Town Board, or its designee, may remove any sign, signal, marking or other device which is placed, maintained or displayed in violation of this Ordinance or state law. Any charge imposed against premises for removal of a prohibited or illegal sign, signal, marking or device shall be reported to the Town 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 1 shall be placed upon the tax roll for collection as other special municipal taxes.

*State Law Reference:* Section 346.41 and 349.09, Wis Stats

## SECTION 4 – COST OF ENFORCEMENT TOWING

Whenever a vehicle is found to be in violation of any provision of this Ordinance and/or State Law and must be towed, the cost thereof shall be the responsibility of the vehicles owner.

## SECTION 5 – SPEED LIMITS

(a) **Speed Limits Established.** Traffic and engineering investigations have been made on the following described Town of Athelstane highways, roads and streets on the maximum permissible speed at which vehicles may be operated on said highways, which speed is herewith established as reasonable and safe pursuant to Sec 349.11, Wis Stats, and shall be as set forth below, subject to approval by the State Highway Commission, and upon erection of standard signs giving notice thereof:

a. **Thirty-Five (35) Miles Per Hour.** Thirty-five (35) miles per hour for all vehicles on the following specified highway, roads and streets:

(1) **Deer Lake Road: From County Road C to S Lost Lake Trail**

(2) **Newton Lake Road: From County Road C to Stephenson town line**

(3) **Firelane Road: From County Road C and running 3000' north more or less**

b. **Twenty-Five (25) Miles Per Hour.** Twenty-five (25) miles per hour for all vehicles on the following specified highway, roads and streets:

(1) **Fork Horn Lane: From Oakwood Lane to south end**

(2) **Oakwood Lane: From County Road C to west end**

(3) **Melody Lane: From County Road C to south end**

(4) **Blueberry Avenue: From County Road C to south end**

(5) **Holly Road: From County Road C to south end**

(6) **Bolander Landing Road: From Benson Lake Road to south end**

(7) **Glen Lake Road: From Benson Lake Road to south end**

(8) **Dolan Lake Road: From Benson Lake Road to north end**

(9) **Duck Lane: From Dolan Lake Road to east end**

(10) **Park Lane: From Dolan Lake Road to east end**

(11) **Stone Lane: From Mathis Road to east end**

(12) **Lehman Lake Road: From Bennett Road to south end**

(13) **Befay Lane: From Becker Road to north end**

(14) **White Lane: From Benson Lake Road to north end**

(15) **Northwoods Lane: From Benson Lake Road to south end**

(16) **Meadowbrook Lane: From County Road C to north end**

(17) **Sinkey Road: From Northway Drive to west end**

**(b) Signage Authorization.** Proper Town officers and their designees are authorized and directed to install official signs on the above listed Town highways, roads and streets indicating such speed restriction requirements.

*State Law Reference: Secs. 346.57 and 349.11, Wis Stats*

## **SECTION 6 – STOP SIGN LOCATIONS**

**(a) Official Stop Sign Compliance.** Every operator of a vehicle approaching an official stop sign shall stop in the manner prescribed in Sec 346.46, Wis Stats Proper Town officers/employees and their designees are authorized and directed to install official stop signs on the below designated Town highways, roads and streets indicating such requirements.

- A. Stop signs shall be placed on Railroad Street in the town at the entrance of that road onto Northway Drive.
- B. Stop signs shall be placed on E King Street in the town at each entrance of that road onto Northway Drive.
- C. Stop signs shall be placed on Eagle River Road in the town at the entrance of that road onto Northway Drive.
- D. Stop signs shall be placed on E Track 13 in the town at the entrance of that road onto Northway Drive.
- E. Stop signs shall be placed on Becker Road in the town at the entrance of that road onto Northway Drive.
- F. Stop signs shall be placed on Jensen Road in the town at the entrance of that road onto Northway Drive.
- G. Stop signs shall be placed on Sinkey Road in the town at the entrance of that road onto Northway Drive.
- H. Stop signs shall be placed on Benson Lake Road in the town at the entrance of that road onto Northway Drive.
- I. Stop signs shall be placed on Pine Lane in the town at the entrance of that road onto Benson Lake Road.
- J. Stop signs shall be placed on Hemlock Lane in the town at the entrance of that road onto Benson Lake Road.
- K. Stop signs shall be placed on Gravel Pit Road in the town at the entrance of that road onto County Road A.
- L. Stop signs shall be placed on Rosi Lane in the town at the entrance of that road onto County Road A.
- M. Stop signs shall be placed on Gumm Road in the town at the entrance of that road onto County Road A.
- N. Stop signs shall be placed on Mathis Road in the town at the entrance of that road onto Benson Lake Road.
- O. Stop signs shall be placed on Smiley Road in the town at the entrance of that road onto Benson Lake Road.
- P. Stop signs shall be placed on Lee Lane in the town at the entrance of that road onto Benson Lake Road.

- Q. Stop signs shall be placed on Glen Lake Road in the town at the entrance of that road onto Benson Lake Road.
- R. Stop signs shall be placed on Bolander Landing Road in the town at the entrance of that road onto Benson Lake Road.
- S. Stop signs shall be placed on Forbes Road in the town at the entrance of that road onto Benson Lake Road.
- T. Stop signs shall be placed on Beasley Road in the town at the entrance of that road onto Benson Lake Road.
- U. Stop signs shall be placed on Dolan Lake Road in the town at the entrance of that road onto Benson Lake Road.
- V. Stop signs shall be placed on Northwoods Lane in the town at the entrance of that road onto Benson Lake Road.
- W. Stop signs shall be placed on White Lane in the town at the entrance of that road onto Benson Lake Road.
- X. Stop signs shall be placed on Firelane Road in the town at the entrance of that road onto Benson Lake Road.
- Y. Stop signs shall be placed on Phillips Lake Road in the town at the entrance of that road onto Benson Lake Road.
- Z. Stop signs shall be placed on Old A Road in the town at the entrance of that road onto Benson Lake Road.
- AA. Stop signs shall be placed on Helton Trail in the town at the entrance of that road onto Benson Lake Road.
- BB. Stop signs shall be placed on Tower Road in the town at the entrance of that road onto Benson Lake Road.
- CC. Stop signs shall be placed on Thompson Road in the town at the entrance of that road onto Benson Lake Road.
- DD. Stop signs shall be placed on Forbes Road in the town at the entrance of that road onto Beasley Road.
- EE. Stop signs shall be placed on Befay Road in the town at the entrance of that road onto Becker Road.
- FF. Stop signs shall be placed on N Hill Road in the town at the entrance of that road onto Becker Road.
- GG. Stop signs shall be placed on Lehman Lake Road in the town at the entrance of that road onto Bennett Road.
- HH. Stop signs shall be placed on Newton Lake Road in the town at the entrance of that road onto County Road C.
- II. Stop signs shall be placed on Holly Road in the town at the entrance of that road onto County Road C.
- JJ. Stop signs shall be placed on Blueberry Avenue in the town at the entrance of that road onto County Road C.
- KK. Stop signs shall be placed on Melody Road in the town at the entrance of that road onto County Road C.
- LL. Stop signs shall be placed on Oakwood Lane in the town at the entrance of that road onto County Road C.
- MM. Stop signs shall be placed on Meadowbrook Lane in the town at the entrance of that road onto County Road C.

- NN. Stop signs shall be placed on Deer Lake Road in the town at the entrance of that road onto County Road C.
- OO. Stop signs shall be placed on E Bear Run in the town at the entrance of that road onto County Road C.
- PP. Stop signs shall be placed on W Bear Run in the town at the entrance of that road onto County Road C.
- QQ. Stop signs shall be placed on Queen Street in the town at each entrance of that road onto County Road C.
- RR. Stop signs shall be placed on Davis Road in the town at the entrance of that road onto County Road C.
- SS. Stop signs shall be placed on Flom Road in the town at the entrance of that road onto County Road C.
- TT. Stop signs shall be placed on Mathis Road in the town at the entrance of that road onto County Road C.
- UU. Stop signs shall be placed on Wild Acres Lane in the town at the entrance of that road onto County Road C.
- VV. Stop signs shall be placed on Tetlow Terrace in the town at the entrance of that road onto County Road C.
- WW. Stop signs shall be placed on Palmer Road in the town at the entrance of that road onto County Road C.
- XX. Stop signs shall be placed on N Lost Lake Trail in the town at the entrance of that road onto Deer Lake Road.
- YY. Stop signs shall be placed on S Lost Lake Trail in the town at the entrance of that road onto Deer Lake Road.
- ZZ. Stop signs shall be placed on Cravillion Lane in the town at the entrance of that road onto Deer Lake Road.
- AAA. Stop signs shall be placed on Fawn Lane in the town at the entrance of that road onto Deer Lake Road.
- BBB. Stop signs shall be placed on Taylor Road in the town at the entrance of that road onto Deer Lake Road.
- CCC. Stop signs shall be placed on Sandy Shores Road in the town at the entrance of that road onto Deer Lake Road.
- DDD. Stop signs shall be placed on Hahlweg Road in the town at each entrance of that road onto Deer Lake Road.
- EEE. Stop signs shall be placed on Duck Lane in the town at the entrance of that road onto Dolan Lake Road.
- FFF. Stop signs shall be placed on Canyon Bluff Road in the town at the entrance of that road onto Dolan Lake Road.
- GGG. Stop signs shall be placed on Park Lane in the town at the entrance of that road onto Dolan Lake Road.
- HHH. Stop signs shall be placed on Lake Drive in the town at the entrance of that road onto Park Lane.
- III. Stop signs shall be placed on Boulder Lane in the town at the entrance of that road onto Eagle River Road.
- JJJ. Stop signs shall be placed on Track 13 Road in the town at the entrance of that road onto Firelane Road.

- KKK. Stop signs shall be placed on Wausaukee River Road in the town at the entrance of that road onto Firelane Road.
- LLL. Stop signs shall be placed on Jones Road in the town at the entrance of that road onto Firelane Road.
- MMM. Stop signs shall be placed on Hansen Road in the town at the entrance of that road onto Flom Road.
- NNN. Stop signs shall be placed on Bennett Road in the town at the entrance of that road onto Jones Road.
- OOO. Stop signs shall be placed on Stone Lane in the town at the entrance of that road onto Mathis Road.
- PPP. Stop signs shall be placed on Ruffed Grouse Circle in the town at the entrance of that road onto Mathis Road.
- QQQ. Stop signs shall be placed on Becker Road in the town at the entrance of that road onto Mathis Road.
- RRR. Stop signs shall be placed on Mathis Lane in the town at the entrance of that road onto Mathis Road.
- SSS. Stop signs shall be placed on Quarry Road in the town at the entrance of that road onto Mathis Road.
- TTT. Stop signs shall be placed on Tall Timber Drive in the town at the entrance of that road onto Nelson Road.
- UUU. Stop signs shall be placed on Fork Horn Lane in the town at the entrance of that road onto Oakwood Lane.
- VVV. Stop signs shall be placed on Brammer Road in the town at the entrance of that road onto Perch Lake Road.
- WWW. Stop signs shall be placed on Perch Lake Road in the town at the entrance of that road onto Perch Lake Road at South Hill Road.
- XXX. Stop signs shall be placed on Nelson Road in the town at the entrance of that road onto Perch Lake Road at South Hill Road.
- YYY. Stop signs shall be placed on Schwittay Lane in the town at the entrance of that road onto Perch Lake Road.
- ZZZ. Stop signs shall be placed on South Hill Road in the town at the entrance of that road onto Perch Lake Road.
- AAAA. Stop signs shall be placed on Spinner Lane in the town at the entrance of that road onto Perch Lake Road.
- BBBB. Stop signs shall be placed on Wausaukee-Athelstane Road in the town at the entrance of that road onto Perch Lake Road.
- CCCC. Stop signs shall be placed on Heller Road in the town at the entrance of that road onto Smiley Road.
- DDDD. Stop signs shall be placed on Tower Road in the town at the entrance of that road onto Benson Lake Road.
- EEEE. Stop signs shall be placed on Jones Road in the town at the entrance of that road onto Tower Road.
- FFFF. Stop signs shall be placed on Fire Tower Road in the town at the entrance of that road onto Tower Road.
- GGGG. Stop signs shall be placed on Benson Lake Road in the town at the entrance of that road onto Northway Drive.

- HHHH. Stop signs shall be placed on Nelson Road in the town at the entrance of that road onto County Road A.
- III. Stop signs shall be placed on Firelane Road in the town at each entrance of that road onto County Road C.
- JJJ. Stop signs shall be placed on Firelane Road in the town at the entrance of that road onto Eagle River Road.
- KKKK. Stop signs shall be placed on Thornton Road in the town at the entrance of that road onto Tower Road.
- LLLL. Stop signs shall be placed on Appletree Lane in the town at the entrance of that road onto Rock Road.
- MMMM. Stop signs shall be placed on Rock Road in the town at the entrance of that road onto Smiley Road.
- NNNN. Stop signs shall be placed on Samona Lane in the town at the entrance of that road onto Benson Lake Road.
- OOOO.

## **SECTION 7 – RESTRICTIONS ON PARKING; POSTED LIMITATIONS**

### **(a) Posted Limitations.**

- (1) The Town Board may designate certain streets or portions of streets as no parking or no stopping or standing zones or as zones for parking by physically handicapped persons and may limit the hours in which the restrictions apply. The Town shall mark, by appropriate signs, each zone so designated in accordance with the provisions of Sec 349.13, Wis Stats.
- (2) Except when necessary to avoid conflict with other traffic or in compliance with the directions of an enforcement officer or traffic control device, no person shall stop or park a vehicle in an established no stopping or standing zone when stopping or standing is prohibited. No vehicle shall be parked in a no parking zone during hours when parking is prohibited except physicians on emergency calls or as permitted by state law or elsewhere by this Code of Ordinances.
- (3) The Town Board shall have the authority to restrict the turning or movement of heavy traffic and to impose special weight limitations on any highway or portions thereof which, because of the weakness of the roadbed due to deterioration or climatic conditions or other special or temporary conditions, would likely be seriously damaged or destroyed in the absence of any restrictions on heavy traffic movement of special weight limitations.
- (4) No prohibition, restriction or limitation on parking or restriction on movement or turning of heavy traffic and imposition of special weight limits is effective unless official traffic control devices have been placed or erected indicating the particular prohibition, restriction or limitation.



## **SECTION 8 – STOPPING OR PARKING PROHIBITED IN CERTAIN SPECIFIED PLACES**

- (a) **Vehicles Not to Block Private Drive, Alley or Fire Lane.** No vehicle shall, at any time, be parked so as to unreasonably restrict the normal access to any private drive, alley or fire lane. Said access shall be deemed to be unreasonably restricted if any vehicle is parked within four (4) feet of either side of said access. Upon discovery by a law enforcement officer or upon complaint by the owner of any such blocked drive, alley or fire lane, the law enforcement officer may order said vehicle towed from such position at the risk and expense of the owner of said vehicle.

## **SECTION 9 – PARKING RESERVED FOR VEHICLES OF DISABLED**

When official traffic signs indicating such restriction have been erected in accordance with Section 3 of this Ordinance, no person shall park, stop or leave standing any vehicle upon any portion of a street, highway or public or private parking facility reserved for vehicles displaying special registration plates or identification cards or emblems issued by the Wisconsin Department of Transportation or, for vehicles registered in another jurisdiction, by such other jurisdiction designating the vehicle as one used by a physically disabled person.

## **SECTION 10 – PARKING REGULATIONS**

- (a) **Prohibition of Parking.** Parking is prohibited on the following streets:
- (1) **Bolander Landing Road:** With the exception of vehicles/trailers temporarily utilizing the circled turn-around to launch watercraft from the landing on Glen Lake, there shall be no parking allowed in the area one hundred and twenty-eight (128) feet north of the water's edge and seventy (70) wide in easterly and westerly direction. Parking only allowed starting one hundred and twenty-eight (128) feet north of the water's edge for six hundred and seventy-two (672) feet north, on both sides of Bolander Landing Road however, no blocking of driveways allowed.
  - (2) **Railroad Street:** From Northway Drive to north end.
- (b) **Exemptions.** Town officers and their designees in charge of the maintenance of Town highways, streets and roads may exempt vehicles if such exemption or limitation is reasonable and necessary to promote the public health, safety and welfare.

## **SECTION 11 – REMOVAL OF ILLEGALLY PARKED VEHICLES**

Any vehicle parked or left standing upon a street, highway or alley or other public grounds in violation of any of the provisions of this Ordinance is declared to be a hazard to traffic and public safety. Such vehicle shall be removed by the operator, upon request of any enforcement

officer, to a position where parking, stopping or standing is not prohibited. Any enforcement officer, after issuing a citation for illegal parking, stopping or standing of an unattended vehicle in violation of this Ordinance, is authorized to remove such vehicle to a position where parking is not prohibited. The enforcement office may order a motor carrier holding a permit to perform vehicle towing services, a licensed motor vehicle salvage dealer, or a licensed motor vehicle dealer who provides garage or rental parking grounds, or any facility of the person providing towing services to remove the illegally parked vehicle. In addition to other penalties provided by this Ordinance, the owner or operator of a vehicle so removed shall pay the cost of towing and storage.

## **SECTION 12 – REGISTRATION RECORD OF VEHICLE AS EVIDENCE**

When any vehicle is found upon a street or highway in violation of any provision of this Ordinance regulating the stopping, standing or parking of vehicles and the identity of the operator cannot be determined, the owner as shown by the ownership registration of the vehicle supplied by the Wisconsin Department of Transportation, or a comparable authority of any other state, shall be subject to the appropriate penalty.

## **SECTION 13 – UNLAWFUL REMOVAL OF CITATIONS; STATUTORY AUTHORITY**

- (a) Unlawful Removal of Parking Citations.** No person other than the owner or operator thereof shall remove from any motor vehicle, a parking violation citation issued by an authorized law enforcement agency, for a Town of Athelstane parking violation.
- (b) Statutory Authority.** The parking regulations in this Section are enacted and enforced pursuant to Chapter 340, Wis Stats and, in particular, Sections 349.13 and 346.50 to 346.55, Wis Stats, which are adopted herein by reference, as may be amended from time to time.

## **SECTION 14 – PENALTIES**

- (a) Forfeiture Penalty.** The penalty for violation of any provision of this Ordinance shall be a forfeiture as hereafter provided, together with court costs and fees prescribed by Section 814.63(1) and (2) or 814.65(1), Wis Stats, the penalty assessment for moving traffic violations and the driver improvement surcharge imposed by Section 165.87 and 346.655, Wis Stats, where applicable. Upon a conviction for violation of Section 1 adopting Section 346.63(1)(a) or (b), Wis Stats, a court shall impose all actual costs chargeable to the Town as a disbursement, including, but not limited to, costs for the withdrawal or analysis of blood, breath, urine and, in all cases, actual costs of service of process. Payment of the judgment and applicable court costs, fees, assessments and surcharges may be suspended by the sentencing court for not more than sixty (60) days. Any person eighteen (18) years of

age or older who shall fail to pay the amount of the forfeiture, court costs, any penalty assessment or driver surcharge or other penalty imposed for violation of any provision of this Ordinance may, upon order of the court entering judgment therefore and having jurisdiction of the case, be imprisoned until such forfeiture, costs and assessment are paid, but not exceeding ninety (90) days.

**(b) Forfeiture for Parking Violations.** The penalty for violation of any parking regulation of this Ordinance shall be a forfeiture as hereinafter provided, together with the costs of prosecution imposed as provided in Section 345.20 to 345.53, Wis Stats, which are hereby adopted by reference:

**(1) Forfeitures for Uniform Statewide Parking, Stopping and Standing Offenses.**

The minimum and maximum forfeiture for violation of non-moving traffic violations adopted by reference in Section 1 as described in Chapter 341 to 350, Wis Stats, shall be as found in the current edition of the Revised Uniform State Traffic Deposit Schedule.

**(2) Penalty for Other Parking Violations.** The forfeiture for violation of parking regulations in Section 8 through Section 13 shall be not less than Ten Dollars (\$10.00) nor more than One Hundred Dollars (\$100.00) for each offense, plus those costs of prosecution permitted by Wisconsin statutes. Each day that an individual is in violation of this ordinance shall be considered a separate violation for which a separate penalty may be applied.

**(c) Other Violations.** Any person who shall violate any provision of this Ordinance for which a penalty is not otherwise established by this Ordinance shall be subject to a forfeiture of not less than Ten Dollars (\$10.00) nor more than One Hundred Dollars (\$100.00) for each offense, plus those costs of prosecution permitted by Wisconsin statutes. Each day that an individual is in violation of this ordinance shall be considered a separate violation for which a separate penalty may be applied.

**SEVERABILITY**

In the event that any section or sections herein shall be ruled unconstitutional by any competent court, such determination shall not affect the validity or effectiveness of the others sections of this Ordinance and the remainder of said Ordinance shall remain in effect.

This ordinance adopted by the Town Board of the Town of Athelstane on this 9<sup>th</sup> day of February, 2016.

The Town Board of Athelstane

By: \_\_\_\_\_ Attest \_\_\_\_\_  
John Dobratz - Chairman Janice DuChateau - Clerk

\_\_\_\_\_  
Harold Tesch Jr - Supervisor

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David Jose - Supervisor