

VILLAGE OF BALDWIN, WISCONSIN

ORDINANCE AMENDING CHAPTER 547-34 OF THE MUNICIPAL CODE
regarding nonmoving traffic offenses

The Village Board of the Village of Baldwin does ordain as follows:
(added language is underlined, deleted language is ~~struck through~~).

SECTION I. Amendment.

547-34 – Enforcement

C. Deposits and stipulations

2). Nonmoving traffic offenses.

(a) Direct payment of penalty permitted. Persons cited (summons not issued) for violation of nonmoving traffic regulations described and defined in this chapter may discharge the penalty thereof and avoid court prosecution by mailing or forwarding ~~within five business days of the issuance~~ by the court date of the citation to the ~~Police Department~~ Village of Baldwin Municipal Court, the minimum forfeiture specified for the violation. When payment is made as provided in this subsection, no court costs shall be charged.

(b) Court prosecution. If the alleged violator does not deliver or mail a deposit as provided in Subsection ~~C(2)(a)~~ C(2)(a) ~~within five business days of the issuance by the court date~~ of the citation, ~~court costs shall be added and a delinquent notice~~ Notice of Default letter shall be mailed, ~~assessing a penalty fee of \$5, as well as notification that failure to make payment may result in the suspension of registration.~~ If the alleged violator does not deliver or mail a deposit the forfeiture by the date as provided in Subsection ~~C(2)(a)~~ C(2)(a) ~~within 15 business days of the date of the citation, a second notice and an additional assessment of a penalty fee of \$10 in the Notice of Default Letter, a Letter of Intent to Refer Debt shall be sent to the vehicle owner, as well as a reminder notification that failure to make payment may result in the suspension of registration~~

(c) ~~Registration suspension and Refusal.~~ Registration suspension and Refusal. If the alleged violator does not pay the forfeiture ~~and additional court costs by the date on the Letter of Intent to Refer Debt, or appear in court in response to the citation for a nonmoving traffic violation on the date specified in the citation or, if no date is specified on the citation, within 28 days after the citation is issued,~~ the Village of Baldwin Municipal Court may ask the Wisconsin Department of Transportation to suspend and/or refuse the registration of the vehicle involved and/or refuse registration of any vehicle owned by the person pursuant to the provisions of § 345.28(4), Wis. Stats., and Subsection C(3) below. The Village of Baldwin Municipal Court may also submit this debt for collections with the Wisconsin Department of Revenue State Debt Collection Agency or TRIP (Tax Refund Interception Program), and/or suspend your driver's license for up to one (1) year or until the forfeiture is paid in full.

SECTION II. SEVERABILITY

If any provisions of this ordinance amendment or any application of this ordinance amendment to any person or circumstance is found to be invalid or unconstitutional, such a finding shall not affect the other provisions or applications of this ordinance amendment which can be given effect without the invalid or unconstitutional provision or applications.

SECTION III. EFFECTIVE DATE

This Ordinance shall take effect as of the date following the date of publication.

Adopted this 11 day of Oct., 2023.



Lance Van Damme, Village President



Tracy Carlson, Village Administrator/Clerk-Treasurer

Voted for: 7
Voted against: 0
Abstained: 0
Absent: 0
Date enacted: 10/11/23