

Ordinance 01-16 – Changes and Additions to Various Forfeiture Amounts

An ordinance to create and amend various forfeiture amounts in the following Chapters: 3, 6, 10, 30, 42, 66, and 94 of the Municipal Code of the City of Racine, Wisconsin.

The Common Council of the City of Racine, Wisconsin do ordain as follows:

Part 1: To amend Chapter 3 – Sexual Offenders Residency Restrictions of the Municipal Code of the City of Racine, Wisconsin by creating the following section:

“Sec. 3-12. – Forfeitures paid in lieu of court appearance.

(a) Any person charged with violation of an offense listed under subsection (b) of this section may pay the amount enumerated in subsection (b) of this section at the police department in lieu of a court appearance. Persons wishing to contest the charge contained in subsection (b) of this section may contact the police department to arrange a court appearance date.

(b) The following forfeitures for the offenses specified may be paid at the police department:

Section number	Violation	Forfeiture
3-2(a)	Residency in child safety zone	\$200
3-2(b)	Original domicile restriction	\$35 for the first day
3-3	Loiter in child safety zones	\$500
3-3	Enter into child safety zones	\$300
3-5	Participation in holiday events	\$600
3-9	Renting to sex offenders	\$400

Part 2: To amend the table in subsection (b) of Sec. 6-15. – Forfeitures paid in lieu of court appearance in Ch. 6 – Alcoholic Beverages by repealing the line for section number 6-2 and recreating it as follows:

Section number	Violation	Forfeiture
6-2(a)	Sale to underage person	\$300
6-2(b)	Sale to underage person by licensee	\$300
6-2(d)	Contributing to possession/consumption	\$300
6-2(e)	Underage person on premises	\$200
6-2(g)	Underage person on premises by operator	\$200
6-2(h)	Possession/consumption by underage	\$200
6-2(i)	False representation of age for alcohol	\$200

Part 3: To repeal and recreate the table in subsection (b) of Sec. 10-4. - Forfeitures paid in lieu of court appearance in Ch. 10 – Animals as follows:

Section number	Violation	Forfeiture
10-6	Urban chickens	\$100 first offense \$200 second offense & subsequent offense (within 1 year)
10-41	Livestock and restricted animals prohibited	\$100
10-61	Failure to vaccinate	\$100
10-63	Failure to provide rabies certificate to the health department (veterinarians)	\$100
10-64	Tags required	\$30
10-67	Failure to report biting incident	\$100
10-67(c)	Failure to quarantine	\$200
10-97(a)	Cruelty to animals	\$400
10-97(b)	Food, shelter and water	\$200
10-97(c)	Animal in vehicle	\$10
10-97(d)	Transport of animal in vehicle	\$10
10-97(e)	Animal abandonment	\$400
10-103(a)	Promoting animal fights, per animal present	\$500
10-103(b)	Keeping and training fighting animals, per animal	\$500
10-103(c)	Animal fight spectator	\$400
10-103(d)	Fighting paraphernalia	\$200
10-104(a)	Owning/harboring/selling dangerous animal	\$1000
10-104(b)	Failing to follow procedure for declaring dangerous animal	\$700
10-104(c)	Failure to follow dangerous animal restrictions	\$700
10-104(d)	Failing to follow procedure on prohibited dangerous animal	\$1000
10-104(f)	Failing to provide notification	\$700
10-104(g)	Failure to follow confinement restrictions	\$600

Part 4: To amend the table in subsection (b) of Sec. 30-2. – Payment of forfeiture in lieu of court appearance in Ch. 30 – Cemeteries by adding the following section number:

Section number	Violation	Forfeiture
30-6(b)	Dogs in cemetery	\$50

Part 5: To revise the table in subsection (b) of Sec. 42-116. – Payment of forfeiture in lieu of court appearance in Ch. 42 – Environment, by repealing the line for section 42-136 regarding sound truck permit forfeiture.

Part 6: To revise the table in subsection (b) of Sec 42-28. – Payment of forfeiture in lieu of court appearance in Ch. 42 – Environment, by repealing the words “42-37(5)(a)” and replace with “42-37(e)1.”

Part 7: To revise the table in subsection (b) of Sec 42-28. – Payment of forfeiture in lieu of court appearance in Ch. 42 – Environment, by repealing the words “42-37(5)(b)-(k)” and replace with “42-37(e)2-11.”

Part 8: To amend the table in subsection (b) of Sec. 42-28. – Payment of forfeiture in lieu of court appearance in Ch. 42 – Environment by adding the following section numbers:

Section number	Violation	Forfeiture
42-136(b)	Sound trucks	\$50
42-136(e)	Sound-amplifying equipment	\$100 first offense \$200 second and subsequent offense (within 1 year)
42-137(b)	Traffic Sounds- Noisy Vehicles	\$100 first offense \$200 second and subsequent offense (within 1 year)
42-137(c)	Traffic sounds- Modification of Vehicular Equipment	\$100 first offense \$200 second and subsequent offense (within 1 year)
42-140	Sounds in school, hospital or church areas	\$300

Part 9: To revise the table in subsection (b) of Sec. 66-3. – Payment of forfeiture in lieu of court appearance in Ch. 66 – Offenses by repealing the words “66-165(a)” and replace with “66-165(b).”

Part 10: To revise the table in subsection (b) of Sec. 66-3. – Payment of forfeiture in lieu of court appearance in Ch. 66 – Offenses by repealing the words “66-165(b)” and replace with “66-165(c).”

Part 11: To revise the table in subsection (b) of Sec. 66-3. – Payment of forfeiture in lieu of court appearance in Ch. 66 – Offenses by repealing the words “66-195” and replace with “66-193.”

Part 12: To revise the table in subsection (b) of Sec. 66-3. – Payment of forfeiture in lieu of court appearance in Ch. 66 – Offenses by repealing all four lines for section 66-273.

Part 13: To revise the table in subsection (b) of Sec. 66-3. – Payment of forfeiture in lieu of court appearance in Ch. 66 – Offenses by repealing the line for section 66-709.

Part 14: To amend the table in subsection (b) of Sec. 66-3. – Payment of forfeiture in lieu of court appearance in Ch. 66 – Offenses in the following ways:

Add the following section numbers in the appropriate numerical order:

Section number	Violation	Forfeiture
66-31 ¹	Disorderly conduct for public urination	\$75
66-262	Possession, use or sale of synthetic cannabinoid	\$500
66-273(a)	Possession of drug paraphernalia	\$175
66-273(b)	Delivery of drug paraphernalia	\$325
66-273(c)	Delivery of drug paraphernalia to a minor	\$525
66-273(d)	Advertising of drug paraphernalia	\$325
66-273	Paraphernalia offense committed by person under age 17	\$50 first offense \$100 second offense \$500 third and subsequent offense
66-373	Failure to remove accident debris	\$400
66-396	Curfew violation- minor	\$25
66-541	Skateboarding prohibited-certain areas	\$10
66-647	Tobacco products by minor	\$100 first offense \$200 second offense and subsequent (within 1 year)
66-670	Procurement of cigarettes or tobacco for minor	\$100
66-704	Bicycles-trick riding prohibited	\$200
66-705	Bicycles-racing prohibited	\$100
66-706	Bicycles-parking	\$100
66-707	Bicycles- riding on sidewalk	\$25

Part 15: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

¹This is an additional line item with the same section number that is currently in the table.