

TITLE IX

Chapter 44

TRESPASS

44.01	Trespasses to City Property
44.02	Park Restrictions
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44.01 TRESPASSES TO CITY PROPERTY.

- (1) It shall be unlawful for any person to enter upon City property without consent after normal business hours.
- (2) It is not a violation of this ordinance to be upon City property after normal business hours if attending a City function or City authorized event which is open to the public.
- (3) City employees performing services pursuant to their employment are exempt from this ordinance, unless their presence upon city property under the circumstances tends to create or provoke a breach of the peace.
- (4) The foregoing is not intended to replace applicable sections of the Wisconsin Statutes contained in Chapter 943. Persons violating this ordinance may subject themselves to the penalties herein, as well as potential criminal prosecution under Chapter 943.

44.015 TRESPASS TO LAND

- (1) Section 943.13, WI. STAT, entitled Trespass to Land, is adopted by reference and incorporated herein as part of this ordinance.
- (2) The penalties set forth in Section 44.04 apply to violations of this subsection.

44.02 PARK RESTRICTIONS.

- (1) References in this ordinance to the park shall mean the Blair Riverside Memorial Park located in the City.
- (2) The park shall be open to the public on each and every day from 5:00 A.M. to 11:00 P.M.

- (3) It shall be unlawful for any person to be upon the park premises beyond the stated times.
- (4) The following are exempt from the foregoing restrictions:
 - (A) Persons who are camping in the park and have been duly registered.
 - (B) Persons, players and spectators present at sporting events, games or tournaments, provided that said sporting events, games or tournaments are being conducted with proper notice to the Clerk.

44.025

PARKING RESTRICTION IN PARK.

- (1) It shall be unlawful to park motor vehicles inside the posts bordering the park roadways.
- (2) Any person violating this sub-section shall be subject to penalties set forth in Sub-Section 44.04.

44.03

RESTRICTIONS ON USE OF WALKING TRAIL.

- (1) It shall be unlawful to operate any motorized vehicle or device upon the walking trail, which traverses the park from the west entrance to Skumlien Road.
- (2) Motorized vehicle or device is defined as any device which is self-propelled and is capable of transporting a person or property. The definition includes, but is not limited to, automobiles, motorcycles, motorbikes, motor scooters, mopeds, all-terrain vehicles (ATV), golf carts and snowmobiles.
- (3) This restriction as to access and use excludes motorized wheelchairs. Also exempt any City vehicle being used in the performance of their duties.
- (4) Any person violating this sub-section shall be subject to the penalties set forth in Sub-Section 44.04.

44.04

PENALTIES

Persons violating Sections 44.01, 44.015, 44.02, 44.025 and 44.03 shall be fined as follows:

- (1) First offense, a municipal fine of fifty dollars (\$50.00).
- (2) Second offense, a civil forfeiture of fifty dollars (\$50.00) plus costs.
- (3) Third or subsequent offense, a civil forfeiture of seventy-five dollars (\$75.00) plus court costs.

September 7, 2010 – repeal and recreate Section 44.025 and 44.03 and create Section 44.03 and 44.04

June 1, 2020 – create Section 44.015, repeal and recreate Section 44.04

November 6, 2023 – amended Section 44.01(2) and 44.03(3)