

AGENDA
Notice of Regular Meeting
Sauk County Board of Supervisors
Tuesday, April 18, 2023 – 6:00 p.m.
County Board Meeting Room 326, 3rd Floor
West Square Building, Baraboo, WI 53913

Any person who has a qualifying disability that requires the meeting or materials at the meetings to be in an accessible location or format should contact the Sauk County Clerk's Office at 608-355-3286, between the hours of 8:00 AM and 4:30 PM, Monday through Friday, exclusive of legal holidays, at least 48 hours in advance of the meeting so that reasonable arrangements can be made to accommodate each request.

1. CALL TO ORDER AND CERTIFY COMPLIANCE WITH OPEN MEETING LAW

2. ROLL CALL

3. INVOCATION AND PLEDGE OF ALLEGIANCE

4. ADOPT AGENDA

5. ADOPT MINUTES OF PREVIOUS MEETING

6. GENERAL CONSENT AGENDA ITEMS

7. SCHEDULED APPEARANCES

- a. Representative Dave Considine, State Assembly District 81.

8. PUBLIC COMMENT

- a. Registration form located on the table in gallery of County Board Room 326 – turn in to the County Board Vice Chair. During Public Comment, any person who is not a member of the body may comment on a specific item or issue that is on the agenda. Any comments not related to the agenda should be sent to the County Clerk to forward to the County Board.

9. COMMUNICATIONS *(All communications are attached to Granicus)*

- a. 03/22/2023 Letter from State of Wisconsin DNR, re: Knowles-Nelson Stewardship Program.
- b. 04/03/2023 Letter from Mark D. O'Connell/WCA, re: 2023 WCA Annual Business Meeting Resolutions.
- c. 03/29/2023 Letter from Rep. Dallman, re: Grant award for Sauk County.

10. APPOINTMENTS

- a. Extension Education, Arts & Culture Committee:
 - i. Bill Stehling: as an interim member of the Extension, Education, Arts & Culture Committee in Supervisor Teelin's absence for medical leave.
- b. Criminal Justice Coordinating Council:
 - i. John Deitrich to replace Tom Dorner
Term concurrent with County Board Supervisor- expiring 04/15/2024
- c. Health Care Center Administrator:
 - i. David Rademacher (start date of May 1, 2023)
- d. Human Services Board:
 - i. James Bowers, Re-Appointment, Citizen Member
3 year term – 04/18/2023 – 04/21/2026

e. Board of Health:

- i. Dr. Angela Hanley, fulfill the remainder of Melanie Burkhalter's term – term expires 08/15/2023

11. BILLS

12. CLAIMS

13. ELECTIONS

14. PROCLAMATIONS

15. REPORTS – INFORMATIONAL, NO ACTION REQUIRED

- a. Rebecca C. Evert, Sauk County Clerk – Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5)(e): None.
- b. Brent Miller
 - i. Administrator's report.
- c. Tim McCumber, County Board Chair
 - i. Board Chair Update.
 - a. Wisconsin Counties Association (WCA) Conference: September 17-19, 2023.
 - ii. Tourism Conference.

16. UNFINISHED BUSINESS

17. NEW BUSINESS

a. FINANCE COMMITTEE:

- i. Resolution 27-2023 Designating County Depositories; Establishing Investment And Related Financial Procedures. (Pages 4-6)

b. LAND RESOURCES AND ENVIRONMENT COMMITTEE:

- i. Resolution 28-2023 Authorizing Sauk County To Enter Into An Agreement With The Town Of Merrimac For Construction And Maintenance Of The Great Sauk State Trail Goette Road Parking Lot. (Page 7-10)
- ii. Ordinance 3-2023 Ordinance Amendment To Section 20.07(13), Chapter 20, Uniform Citation Ordinance. (Pages 11-20)

c. CLOSED SESSION:

- i. It is anticipated that a motion will be made, seconded, and approved by Roll Call Vote to enter into Closed Session pursuant to Wis. Stat. s. 19.85(1)(e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session & 19.85 (1) (g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved (Topic: Fiber optic cable at Hemlock Dam). A roll call vote will be taken to go into closed session and a vote will be taken to return to open session.
Upon return to open session there will be an announcement of action taken in closed session, or action may be taken based on closed session (NOTE: If the announcement of action taken in closed session would compromise the need for the closed session, the action taken will not be announced. Any action taken in closed session may be announced when the need for the closed session has passed.)

18. REFERRALS

19. NEW AGENDA ITEMS (NO DISCUSSION). SUBMIT IN WRITING OR BY E-MAIL NEW BUSINESS ITEMS TO THE COUNTY ADMINISTRATOR AS SOON AS POSSIBLE FOR RULE III.A. REFERRAL.

20. ADJOURNMENT

Respectfully,



Tim McCumber
County Board Chair

County Board Members, County staff & the public – Provide the County Clerk a copy of:

1. Informational handouts distributed to Board Members
2. Original letters and communications presented to the Board.

www.co.sauk.wi.us

Agenda mail date via United States Postal Service: April 13, 2023

Agenda Preparation: Tim McCumber, County Board Chair, jointly with the County Clerk and the County Administrator.

s:/admin/Co Bd Agendas/2023/ctybdagendaAPRIL2023

RESOLUTION # 21-2023

**DESIGNATING COUNTY DEPOSITORIES; ESTABLISHING INVESTMENT AND
RELATED FINANCIAL PROCEDURES**

Resolution offered by the Finance Committee

BACKGROUND:

§34.05 of the Wisconsin Statutes provides for the designation of official County depositories and the specification by County Boards of Supervisors of the basis upon which Treasurers shall be authorized to deposit and invest funds. The Sauk County Finance Committee has reviewed these and other financial matters and, in light of past practice and the best interest of Sauk County, does make the following recommendations as outlined in the resolution.

Resolved by the Board of Supervisors of Sauk County, Wisconsin:

THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that the Sauk County Treasurer shall deposit County funds as provided under the statutes of the State of Wisconsin, County Financial Policy 10-95, and this resolution, emphasizing preservation of principal, liquidity and rate of return; and,

BE IT FURTHER RESOLVED, that Sauk County participate in the State of Wisconsin's Local Government Investment Pool pursuant to §25.50 of the Wisconsin Statutes, with the Sauk County Treasurer or authorized deputies hereby designated as the "local official" authorized to invest County monies in this fund and to make withdrawals therefrom as required; and,

BE IT FURTHER RESOLVED, that the Sauk County Treasurer shall be authorized to maintain a working or active checking account for the immediate operation of Sauk County in any financial institution that is a member of Federal Deposit Insurance Corporation and under the State of Wisconsin deposit guarantee program if applicable. The financial institution must be conveniently located for conducting daily business; and,

BE IT FURTHER RESOLVED, that pursuant to §34.09 of the Wisconsin Statutes, every federal or state credit union, state bank, federal or state savings and loan association, savings and trust company and federal or state savings bank and every national bank may be designated as a public depository and may receive and hold public deposits, subject to the referenced chapter, if the financial institution has a branch or main office located in this state, complies with this chapter with respect to public deposits and accepts payments made by the state under §16.412 of the Wisconsin Statutes; and,

BE IT FURTHER RESOLVED, that the Sauk County Treasurer or authorized deputies shall be responsible for obtaining the appropriate collateralization agreements to guarantee the safety of Sauk County funds in excess of insured or guaranteed limits. This pledge of collateral for deposits must follow the Governmental Accounting Standards Board requirements; and,

BE IT FURTHER RESOLVED, that all County officers and all other County personnel receiving or handling County funds shall deposit monies at least weekly with the Sauk County Treasurer or in other appropriate authorized accounts. The list below reflects institutions that currently contain County funds. The Sauk County Treasurer may make

changes or additions to these institutions which are approved by the Finance Committee;
and,

Bank of Prairie du Sac	PMA Financial Network, Inc
Bank of Wisconsin Dells	PNC Bank
Baraboo State Bank	Prevail Bank
Community First Bank	Wells Fargo Bank, N.A.
Farmers & Merchants Bank	Wisc Investment Service Cooperative
First Business Bank	Wisc Local Government Investment Pool
The Peoples Community Bank	Westby Co-Op Credit Union

BE IT FURTHER RESOLVED, that all general and payroll County checks shall bear the facsimile signatures of the Sauk County Clerk, the Sauk County Treasurer, and the Sauk County Board Chairperson. Any other checks issued by Sauk County departments shall bear the signature, either original or facsimile, of that department's administrator or their designee.

For consideration by the Sauk County Board of Supervisors on April 18, 2023.

Approved for presentation to the County Board by the Finance Committee, this 6th day of April, 2023

Consent Agenda Item: ☐ YES ☒ NO

Fiscal Impact: ☐ None ☒ Budgeted Expenditure ☐ Not Budgeted

Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____

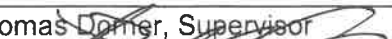
The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed by the Corporation Counsel, _____, Date: _____.


Offered and passage moved by:



Martin E. Krueger, Chairperson


Lynn A. Eberl, Vice-Chairperson


Richard M. Flint, Secretary


Thomas Dörner, Supervisor


Timothy B. McCumber, Supervisor

96 Fiscal Note: The Sauk County Treasurer shall deposit County funds as provided under the
97 statutes of the State of Wisconsin, County Financial Policy 10-95, and this resolution,
98 emphasizing preservation of principal, liquidity and rate of return. 
99

100 MIS Note: No MIS impact
101
102

RESOLUTION # 28-2023

Resolution Authorizing Sauk County to Enter into an Agreement with the Town of Merrimac for Construction and Maintenance of the Great Sauk State Trail Goette Road Parking Lot.

Resolution offered by the Land Resources and Environment Committee

Resolved by the Board of Supervisors of Sauk County, Wisconsin:

BACKGROUND: The Town of Merrimac approved the allocation of American Rescue Plan Act Funding (a.k.a. ARPA) for the construction of a parking lot within the town road right-of-way of Goette Road. Once constructed, the parking lot will provide for safe and efficient parking away from the traveled road right-of-way for users of the Great Sauk State Trail (GSST). The construction of the parking lot will coincide with the construction of a one-half mile trail segment, which will run parallel to the existing active rail corridor to connect the currently built GSST to a public right-of-way to provide through access for trail users.

Sauk County contracted with the University of Wisconsin - Platteville Student Senior Design class to produce Civil Engineered Plans for the one-half mile trail segment and parking lot, which will be utilized for construction of both the trail and parking lot by the Sauk County Highway Department. Prior to construction commencement, a construction and maintenance agreement between Sauk County and the Town of Merrimac is needed to establish roles and responsibilities and to establish that once the parking lot is constructed all future maintenance will be the responsibility of the Town of Merrimac (Exhibit A). The agreement also establishes that the Town of Merrimac as the responsible party for all costs associated with the parking lot to include but not be limited to labor and materials and that at the completion of the project Sauk County will be reimbursed for all costs not to exceed \$60,000.

THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that a Sauk County enter into an agreement with the Town of Merrimac for construction and maintenance of the Great Sauk State Trail Goette Road parking lot following approval by the Town of Merrimac Town Board.

Approved for presentation to the County Board by the Land Resources and Environment Committee, this 18th day of April, 2022.

Consent Agenda Item: ☐ YES ☐ NO

Fiscal Impact: ☐ None ☐ Budgeted Expenditure ☐ Not Budgeted

Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____

The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed by the Corporation Counsel, _____, Date: _____.

Offered and passage moved by:


MARTY KRUEGER, Chair


PETER KINSMAN, Vice Chair


BRANDON LOHR, Secretary


LYNN WEBER


VALERIE MCAULIFFE

DENNIS POLIVKA


RANDY PUTTKAMER


ROBERT SPENCER

Fiscal Note: The 2023 LRE Budget includes \$673,905 of Carryforward Funds for further planning and development of the Great Sauk State Trail Corridor. Funding may be utilized from this budget during construction but will be reimbursed by the Town of Merrimac following construction completion.

MIS Note: No information systems impact.

Exhibit A

**Great Sauk State Trail
Sauk County / Town of Merrimac
Goette Road Parking Lot
Construction and Maintenance Agreement**

Parties

The parties made part of the agreement are Sauk County and the Town of Merrimac, both being political subdivisions of the State of Wisconsin.

Purpose

The purpose of this agreement is to establish roles and responsibilities for the parties engaged in the construction and maintenance of a parking lot located in the road right-of-way of Goette Road. The parking lot is located in the NW ¼ SE ¼ Section 32, T11N, R7E Town of Merrimac, Sauk County Wisconsin and as shown in Exhibit A. Once constructed, the parking lot will be a town facility that will serve users of the Great Sauk State Trail by providing a safe and adequate place to park vehicles away from the travelled portion of the Goette Road right-of-way. The Town of Merrimac approved the allocation of American Rescue Plan Act Funding (ARPA) for the construction of said parking lot on January 5, 2022 in the amount of \$60,000 with the understanding that Sauk County would be responsible for the parking lot design and initial construction. Once constructed, the Town of Merrimac agrees to ongoing and perpetual maintenance of said parking lot. The parties agree that the property upon which the parking lot is to be constructed is owned by the Town of Merrimac.

Agreement

This Agreement (the "Agreement") is made and entered into by and between Sauk County and the Town of Merrimac.

1. **Construction of Parking Lot.** Sauk County agrees to construct a parking lot in accordance with the plans and specifications shown in Exhibit A and all applicable laws and regulations. Upon satisfactory completion, by action of the Town of Merrimac Town Board, shall accept the parking lot as being fully constructed. Such action shall release Sauk County of any further obligation related to the parking lot and will cause the Town of Merrimac to release payment in the form of allocated ARPA funds.
2. **Maintenance of the Parking Lot.** At such time that No. 1 above is completed, the Town of Merrimac will take over all maintenance of the parking lot including but not limited to ice and snow removal as necessary, mowing, edging, parking stall line painting, pavement maintenance, and any other necessary maintenance.
3. **Reimbursement for Construction Costs.** The Town of Merrimac is responsible for all costs associated with the construction of the parking lot to include but is not limited to labor and materials. The Land Resources and Environment Department will invoice the Town of Merrimac at the completion of the project for reimbursement of all costs.

4. That the Town of Merrimac hereby agrees to indemnify, defend, and hold County harmless from any and all claims, demands, costs, liabilities, losses, expenses and damages, including reasonable attorneys' fees, costs, and expert witnesses' fees of County in defending any action arising out of or in connection with any claim that, arising out of the work of Town of Merrimac in the maintenance activities related to the parking lot whether performed by the Town of Merrimac or by any subcontractor.

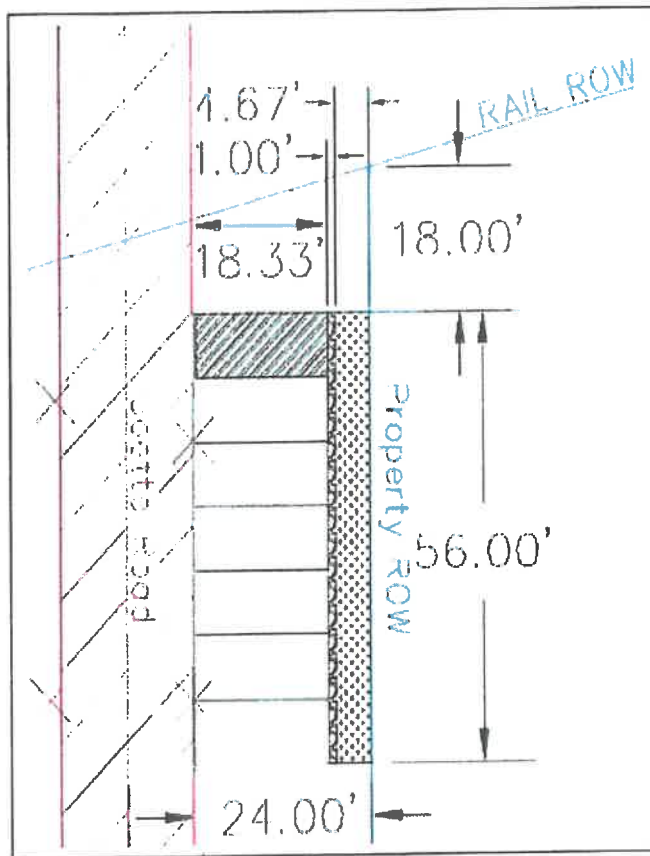
Sauk County, Wisconsin

Town of Merrimac, Wisconsin

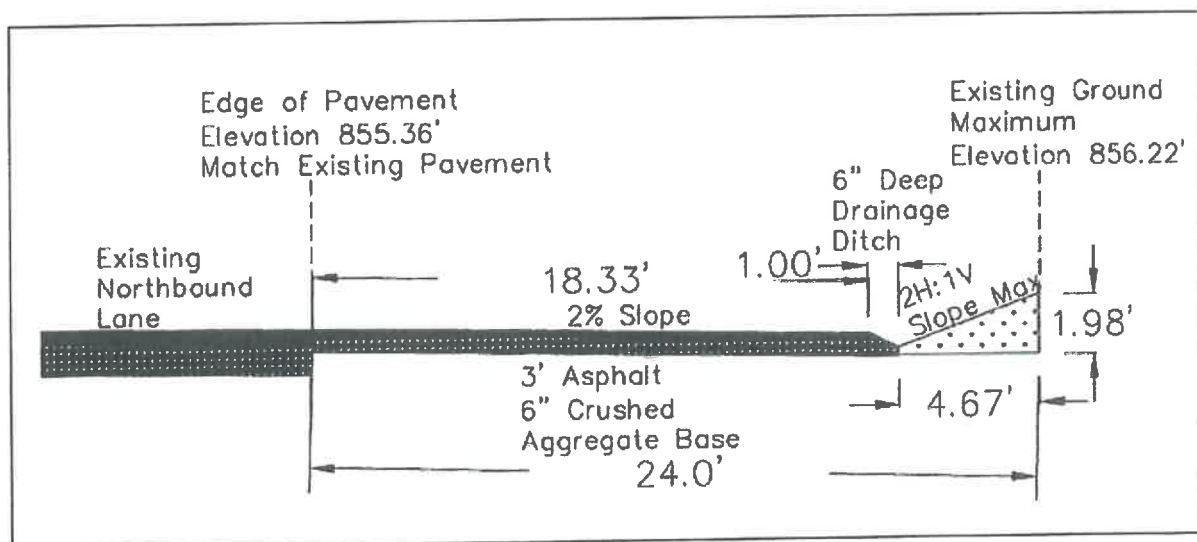
Brent Miller, County Administrator

Charlie Hall, Town Chairperson

Exhibit A



Overview of the parking lot



Parking lot cross section

GENERAL CODE OF SAUK COUNTY, WISCONSIN
ORDINANCE AMENDMENT # 3-2023

Ordinance Amendment to Section 20.07(13), Chapter 20, Uniform Citation Ordinance

Ordinance Amendment offered by Land Resources and Environment Committee

BACKGROUND: In March 2022, the Sauk County Board of Supervisors adopted amendments to Chapter 26, Agricultural Performance Standards and Manure Management Ordinance. Chapter 26 authorizes enforcement and penalties for violations associated with the ordinance. Chapter 20 is being updated to provide consistent language that is currently in Chapter 26.

WHEREAS, the Land Resource and Environment Committee held a public hearing on March 28, 2023 and recommended approval of the ordinance amendments as presented; and,

NOW, THEREFORE, THE SAUK COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1. Any existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

Section 3. If any claims, provisions or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. Chapter 20 of the General Code of Sauk County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

(13) Chapter 26: Agricultural Performance Standards and Manure Management; Pursuant to Section 26.020(6) which authorizes forfeitures of not less than \$50.00 nor more than \$500.00 for each offense together with the costs of action. Each day of continued violation is a separate offense.

	Forfeiture	Provisions, Description and Section Numbers
(a)	\$50.00	Violations of sheet, rill, and wind erosion; § 26.008(1)
(b)	50.00	Violations of tillage setback; § 26.008(2)
(c)	50.00	Violations of phosphorus index; § 26.008(3)
(d)	100.00	Violations of nutrient management; § 26.008(4)
(e)	100.00	Violations of clean water diversion; § 26.008(5)
(f)	200.00	Violations of manure management prohibitions; §§ 26.008(6)(b) and 26.008(6)(d)
(g)	150.00	Violations of process wastewater handling; § 26.008(7)
(h)	500.00	Violations of certificate of use; § 26.016
(i)	500.00*	Violations of manure storage facilities; § 26.008(8); and violations of manure management prohibitions, §§ 26.008(6)(a) and 26.008(6)(c)
(j)		<u>Any person found guilty of violating s. 26.008(1) – s. 26.008(8) or s. 26.016 who has previously been convicted of a violation of the</u>

52 same section, shall be subject to a fine of not less than twice the
53 established forfeiture for each such offense, together with the costs
54 of action.
55

56 ~~* Upon a third violation, suspension of use of the manure storage facility, pending review~~
57 ~~by the by the Sauk County Land Resources and Environment Department that all~~
58 ~~provisions of Chapter 26 are met.~~
59

60 [The remainder of section 20.07 is unchanged]
61

62 Approved for presentation to the County Board by the Land Resources and Environment
63 Committee this 18th day of April, 2023.
64

65 Consent Agenda Item: [] YES [] NO
66

67 Fiscal Impact: [X] None [] Budgeted Expenditure [] Not Budgeted
68


69 Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____
70

71 The County Board has the legal authority to adopt: Yes _____ No _____ as
72 reviewed by the Corporation Counsel, _____, Date:
73 _____
74

75
76 Offered and passage moved by:

77 
78 MARTY KRUEGER, CHAIR
79

80 
81 BRANDON LOHR, SECRETARY
82

83 
84 LYNN EBERL
85

86 
87 RANDY PUTTKAMER
88

PETER KINSMAN, VICE CHAIR


ROBERT SPENCER

DENNIS POLIVKA


VALERIE MCAULIFFE

91
92 Fiscal Note: None. 
93

94 MIS Note: None.
95

CHAPTER 20 UNIFORM CITATION¹

Sec. 20.01. Authorization and purpose.

This ordinance is created pursuant to Wis. Stats. § 66.0113, which provides for a County ordinance to authorize the use of a citation to be issued for violations of ordinances, including ordinances for which a statutory counterpart exists.

Sec. 20.02. Citation form.

The citation used pursuant to this ordinance shall substantially conform to Wis. Stats. § 66.0113. Each agency authorized to issue these citations shall be responsible for their acquisition, distribution, issuance and the final disposition of actions resulting therefrom.

Sec. 20.03. Schedule of forfeitures and cash deposits.

The attached schedule of forfeitures, as amended from time to time, is hereby incorporated as if fully set forth herein and any person issued a citation for violations of any provision listed in this schedule shall be required to submit as a cash deposit the amount of the forfeiture and in addition, the penalty assessment imposed by Wis. Stats. § 757.05, the jail assessment imposed by Wis. Stats. § 302.46, the automation fee imposed by Wis. Stats. § 814.635, the court support fee imposed by Wis. Stats. § 814.634, court costs imposed by Wis. Stats. § 814.60 et seq., and any other fee or assessment imposed by the Wisconsin Statutes for that offense, to the Sauk County Clerk of Courts, Courthouse, Baraboo, Wisconsin 53913, or a personal appearance shall be required at the time and date shown on the citation.

Sec. 20.04. Persons authorized to issue citations.

In addition to regularly designated law enforcement officers of Sauk County, the Board of Supervisors may designate by resolution other officials who may issue citations, and may revoke the authority by resolution.

¹Editor's note(s)—Chapter 20 of the Sauk County Code of Ordinances repealed and recreated, adopted by the Sauk County Board of Supervisors on Nov. 10, 1992; amended on April 15, 1997; amended on April 18, 2000, Ord. No. 83-00; amended on June 19, 2001, Ord. No. 40-01; amended on June 18, 2002, Ord. No. 110-02. Chapter 15 repealed in its entirety by the Board of Supervisors on Dec. 19, 2006, Ord. No. 154-06; amended on April 17, 2007, Ord. No. 51-07; amended on May 19, 2009, Ord. No. 58-09; amended on July 21, 2009, Ord. No. 84-09; amended on Aug. 18, 2009, Ord. No. 99-09; amended on Oct. 19, 2010, Ord. Nos. 119-10 & 120-10; amended on Feb. 20, 2012, Ord. No. 3-12; amended on April 16, 2013, Ord. No. 06-13; amended on Oct. 15, 2013, Ord. No. 64-13; amended on Feb. 18, 2014, Ord. No. 2-14; amended on June 17, 2014, Ord. No. 3-2014; amended on Dec. 16, 2014, Ord. No. 9-14; amended on July 21, 2015, Ord. Nos. 7-15 & 8-15; amended on Aug. 18, 2015, Ord. No. 9-15; amended on Jan. 19, 2016, Ord. No. 1-16; amended on Sept. 20, 2016, Ord. No. 5-16; amended on Jan. 17, 2017, Ord. Nos. 1-17 & 2-17; amended on March 21, 2017, Ord. No. 4-17; amended on Aug. 21, 2018, Ord. No. 15-18; amended on Oct. 16, 2018, Ord. No. 16-18; amended on July 16, 2019, Ord. No. 10-19; amended on April 19, 2022, Ord. No. 4-2022

Sec. 20.05. Prosecution of ordinance violations.

Except as otherwise provided by law, the Sauk County District Attorney shall prosecute all alleged County traffic actions and actions concerning violation of County ordinances which are in conformity with state criminal laws and the courts of Sauk County. The Sauk County Corporation Counsel shall prosecute those actions which are outside the scope of the duties of the Sauk County District Attorney pursuant to Wis. Stats. § 978.05(2).

Sec. 20.06. Relationship to other laws.

The adoption and authorization for use of a citation under this chapter shall not preclude the governing body from adopting any other ordinance or providing for the enforcement of any other law or ordinance related to the same or any other matter. The issuance of a citation under this chapter shall not preclude the proceeding under any other ordinance or law relating to the same or any other matter. The proceeding under any other ordinance or law relating to the same or any other matter shall not preclude the issuance of a citation under this chapter.

Sec. 20.07. Schedule of forfeitures.

Pursuant to Wis. Stats. § 66.0113(1)(c), the following schedule of forfeitures is hereby established for violations of the stated County ordinance for which a citation is issued under the authority of this chapter. The cash deposit will be the amount of the forfeiture plus any fee or assessment imposed by state statute. Deposits may be made in cash, personal check, or money order. Checks and money orders shall be made payable to the Sauk County Clerk of Courts. The officer who issues the citations may accept the deposit from the cited person but shall thereafter forward the deposit along with the citation to the clerk of courts. In all cases, an official who accepts a cash deposit shall issue a receipt for the cash deposit.

(1) *Chapter 4: Truancy and Juvenile Tobacco Products.*

- (a) Authorizing forfeitures of not more than \$50.00 for the first offense, nor more than \$100.00 for a second or subsequent offense within one year, up to a maximum cumulative forfeiture of not more than \$500.00 during a school semester pursuant to Section 4.03:

	Forfeiture	Provisions, Descriptions and Section Numbers
1.	\$50.00	First offense; § 4.03(b)
2.	100.00	Second offense; § 4.03(b)

- (b) Authorizing penalties of not less than \$20.00 nor more than \$200.00 pursuant to Section 4.06(a) and authorizing forfeitures of not less than \$40.00 nor more than \$300.00 for any subsequent offense within one year pursuant to Section 4.06(b):

	Forfeiture	Provisions, Descriptions and Section Numbers
1.	\$50.00	First offense; § 4.06(a)
2.	100.00	Subsequent offense within a one-year period; § 4.06(b)

(2) *Chapter 6: Highways, Airports, Bridges, Ditches, Fences;* pursuant to Sections 6.012, 6.016, and 6.019 which authorize penalties of not less than \$5.00 nor more than \$200.00.

	Forfeiture	Provisions, Descriptions and Section Numbers
(a)	\$50.00	Violations of Subch. III, excessive acceleration, spinning tires, unnecessary noise
(b)	20.00	Violations of Subch. III, parking and nonmoving violations adopted*
(c)	150.00	Violations of Subch. III, parking in handicapped zones*
(d)	5.00—25.00	Violations of Subch. IV, fishing from County Trunk T

-
- (e) 10.00—200.00 Violations of Subch. V, certain horseshoes prohibited on highways
All other regulations adopted will have the forfeiture as specified in state statute and a deposit as specified in the deposit schedule established by the judicial conference pursuant to Wis. Stats. § 345.26(2)(a).
*The above fines are doubled if not paid within ten days of issuance of the citation. The above fines are increased as otherwise provided in Wisconsin Statutes and Sauk County Code.

- (3) *Chapter 7: Zoning Ordinance*; pursuant to Section 7.155 which authorizes penalties of not less than \$50.00 nor more than \$200.00.

	Forfeiture	Provisions, Description and Section Numbers
(a)	\$200.00	Violations of Subch. IV, Permitted, Conditional, and Special Exception Uses
(b)	150.00	Violations of Subch. V, Secondary Standards
(c)	50.00	Violations of Subch. VI, Parking and Loading
(d)	200.00	Violations of Subch. VII, Lot Area, Lot Coverage, Setbacks, Floor Area, Density, Building Height
(e)	150.00	Violations of Subch. VIII, Nonconforming Uses and Structures
(f)	50.00	Violations of Subch. IX, Planned Rural Development
(g)	100.00	Violations of Subch. X, Sign Regulations
(h)	200.00	Violations of Subch. XI, Mobile Tower Siting
(i)	200.00	Violations of Subch. XII, Procedures and Administration

- (4) *Chapter 8: Shoreland Protection*; pursuant to Section 8.017 which authorizes penalties of not less than \$10.00 nor more than \$200.00.

	Forfeiture	Provisions, Description and Section Numbers
(a)	\$200.00	Violations of Subch. III, Shoreland Zoning Requirements
(b)	200.00	Violations of Subch. IV, Procedures and Administration

- (5) *Chapter 9: Flood Plain Zoning*; pursuant to Section 9.34 which authorizes penalties of \$50.00.

	Forfeiture	Provisions, Description and Section Numbers
(a)	\$50.00	Regional floodway district regulations; Subch. IV, Floodway district
(b)	50.00	Regional floodfringe districts regulations; Subch. V, Floodfringe district
(c)	50.00	General floodplain district regulations; Subch. VI, General Floodplain district
(d)	50.00	Regulation of nonconforming uses; Subch. VII, Floodstorage district
(e)	50.00	Nonconforming uses; Subch. VIII, Nonconforming uses
(f)	50.00	Administration; Subch. IX, Administration

- (6) *Chapter 10: County Parks*; pursuant to Section 10.05(1) which authorizes penalties of not less than \$10.00 nor more than \$100.00.

	Forfeiture	Provisions, Description and Section Numbers
(a)	\$100.00	Prohibition of destruction, molestation and defacing of natural features or property; unauthorized presence; § 10.01(2)
(b)	50.00	Permit required for public meetings, assemblies, speeches, etc.; § 10.02
(c)	50.00	Prohibition of disturbing other park users, noise limits; § 10.03(1)
(d)	10.00	Regulations of sports, games, etc.; § 10.03(2)
(e)	50.00	Permits for use of picnic areas; § 10.03(3)
(f)	50.00	Permit required for sales or solicitations; § 10.03(4)

(g)	50.00	Permit required for distribution, display or affixing of cards, targets, banners or advertising; § 10.03(5)
(h)	100.00	Regulation of firearms, dangerous weapons or fireworks; § 10.03(6)
(i)	20.00	Regulation of no glass in parks; § 10.03(7)
(j)	50.00	Regulation of hunting or trapping; § 10.03(8)
(k)	50.00	Prohibition of throwing stones or missiles; § 10.03(9)
(l)	50.00	Regulation of fires; § 10.03(10)
(m)	10.00	Regulation of firewood; § 10.03(11)
(n)	20.00	Regulation of washing of vehicles; § 10.03(12)
(o)	20.00	Regulation of animals; § 10.03(13)
(p)	50.00	Prohibition of conduct designated the disturbance of waters and wildlife; § 10.03(14)
(q)	50.00	Prohibition of conduct designated the disturbance of flora, structures or property; § 10.03(15)
(r)	50.00	Permit required for taxiing of aircraft, stunt flying or parachuting; § 10.03(16)
(s)	20.00	Regulation of driving and parking vehicles; §§ 10.03(17) and 10.03(18)
(t)	20.00	Regulation of traffic; § 10.03(19)
(u)		Regulation of recreational vehicles
1.	\$10.00	Bicycles; § 10.03(20)(a)
2.	50.00	Motorized vehicles; § 10.03(20)(b)
3.	50.00	Motorized snow vehicles; § 10.03(20)(c)
4.	50.00	Propeller-driven or motorized icecraft or watercraft; § 10.03(20)(d)
(v)		Regulation of watercraft
1.	\$50.00	Permits required; § 10.03(21)(a)
2.	20.00	Violation of watercraft restrictions
		A. White Mound Lake; § 10.03(21)(b)(1)
		B. Hemlock Park Lake; § 10.03(21)(b)(2)
3.	20.00	No motorized watercraft allowed in beach area; § 10.03(21)(c)
(w)	10.00	Regulation of swimming, bathing attire and use of soaps or detergents; § 10.03(22)
(x)	100.00	Prohibition of drunken, disorderly or publicly offensive persons, language or conduct; § 10.03(23)
(y)	10.00	Regulation of smoking or possession of lighted cigarettes, cigars, etc.; § 10.03(24)
(z)	100.00	Regulation of refuse, waste or sewerage disposal; § 10.03(25)
(aa)	50.00	Permit required for disposal or deposit of materials; § 10.03(26)
(bb)	100.00	Regulation of infrastructure construction § 10.03(27)
(cc)	50.00	Permit required for digging, trenching or taking of materials; § 10.03(28)
(dd)	100.00	Compliance with conditions attached to digging, etc., permit; § 10.03(29)
(ee)	20.00	Compliance with special park closing, generally or to designated persons; § 10.03(30)
(ff)	20.00	Regulation of camping; § 10.03(31)
(gg)	100.00	Interference with authorized personnel; § 10.03(32)
(hh)	50.00	Regulation of normal hours of operations; § 10.03(33)
(ii)		Procurement and responsibilities of persons obtaining permits pursuant to § 10.03(33) and payment of fees required pursuant to § 10.04:
1.	\$25.00	First violation in one year
2.	50.00	Second violation in one year
3.	100.00	Third and subsequent violations in one year
 (7) <i>Chapter 11: Certain State Criminal Laws Adopted</i> ; pursuant to Section 11.14 which authorizes penalties of not less than \$10.00 nor more than \$1,000.00.		
Forfeiture	Provisions, Description and Section Numbers	

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|-----|----------|---|
| (a) | \$50.00 | Disorderly conduct; § 11.03 |
| (b) | 200.00 | Damage to property; § 11.04 |
| (c) | 100.00 | Theft; § 11.05 |
| (d) | 100.00 | Issue of worthless checks; § 11.06 |
| (e) | 50.00 | Fraud on hotel or restaurant keeper; § 11.07 |
| (f) | 100.00 | Retail theft; § 11.08 |
| (g) | 200.00 | Resisting or obstructing officer; § 11.09 |
| (h) | 200.00 | Possession of controlled substance; § 11.10 |
| (i) | 100.00 | Possession of drug paraphernalia; § 11.11 |
| (j) | 100.00 | Absconding without paying rent; § 11.12 |
| (k) | | Violating curfew; allowing or permitting a minor to violate curfew; § 11.13 |
| 1. | \$25.00 | First violation in one year |
| 2. | 50.00 | Second violation in one year |
| 3. | 100.00 | Third and subsequent violations in one year |
| (l) | | Illegal use, sale, or possession of fireworks; Section 11.14 |
| 1. | \$250.00 | First violation in one year; and forfeiture of fireworks |
| 2. | 500.00 | Second violation in one year; and forfeiture of fireworks |
| 3. | 1,000.00 | Third and subsequent violations in one year; and forfeiture of fireworks |
- (8) *Chapter 12: Open Air Assembly*; pursuant to Section 12.07 which authorizes penalties, of not less than \$1,000.00 nor more than \$10,000.00 for each violation. Each day of continued violation is a separate offense.
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| Forfeiture | Provisions, Description and Section Numbers |
| \$5,000.00 | Violation of § 12.07 |
- (9) *Chapter 15: All-Terrain Vehicle (ATV) and Utility-Terrain Vehicle (UTV) Crossings and Routes on County Trunk Highways*; Pursuant to Section 15.11, any person who violates any section of Chapter 15, or statutes adopted by reference other than a violation under Section 15.11(3) of this ordinance, shall pay a forfeiture of not less than \$50.00 nor more than \$500.00 for each offense. A violation of Section 15.11(3) for operating an ATV off the roadway of a designated ATV route; to include the grassy in-slope, ditches, or other highway rights-of-way other than for direct access from a trail to a roadway on a designated trail; or operating outside of permitted times for route use, or operating in excess of permitted speed; shall result in a forfeiture of not less than \$100.00 or more than \$250.00. Each day of continued violation is a separate offense.
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| Forfeiture | Provisions, Description and Section Numbers |
| \$100.00 | Violation of § 15.11; except that forfeitures for violations that are in conformance with state law may be cited as a violation of Ch. 15, but the forfeiture amount shall be the amount provided in "State of Wisconsin Revised Uniform Deposit and Bail Schedule for Conservation, Environmental Protection, Boating, Snowmobile, ATV, and Captive Wildlife Violations" that is currently in effect at the time of the violation. |
- (10) *Chapter 22: Land Division and Subdivision Regulations*; pursuant to Section 22.71 which authorizes penalties, referencing Wis. Stats. ch. 236, of not more \$1,000.00.
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| Forfeiture | Provisions, Description and Section Numbers |
| (a) \$250.00 | Subdivision regulations; §§ 22.10—22.63 |
| (b) 150.00 | Certified survey map regulations; §§ 22.25—22.63 |
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- (11) *Chapter 24: Nonmetallic Mining Reclamation*; pursuant to Section 24.20 which authorizes penalties, referencing Wis. Stats. § 295.19(3), of not less than \$10.00 nor more than \$5,000.00 for each violation. Each day of continued violation is a separate offense.

	Forfeiture	Provisions, Description and Section Numbers
(a)	\$500.00	Violation of § 24.20
(b)	2,500.00	Violation of an approved reclamation plan; § 24.20

- (12) *Chapter 25: Onsite Wastewater Treatment Systems*; pursuant to Section 25.025 which authorizes penalties of \$50.00 for the first offense, not less than \$50.00 nor more than \$200.00 for each subsequent offense.

	Forfeiture	Provisions, Description and Section Numbers
(a)	\$50.00	First violation of §§ 25.009—25.025
(b)	100.00	Second violation of §§ 25.009—25.025
(c)	200.00	Third and subsequent violations of §§ 25.009—25.025

- (13) *Chapter 26: Agricultural Performance Standards and Manure Management*; Pursuant to Section 26.020(6) which authorizes forfeitures of not less than \$50.00 nor more than \$500.00 for each offense together with the costs of action. Each day of continued violation is a separate offense.

	Forfeiture	Provisions, Description and Section Numbers
(a)	\$50.00	Violations of sheet, rill, and wind erosion; § 26.008(1)
(b)	50.00	Violations of tillage setback; § 26.008(2)
(c)	50.00	Violations of phosphorus index; § 26.008(3)
(d)	100.00	Violations of nutrient management; § 26.008(4)
(e)	100.00	Violations of clean water diversion; § 26.008(5)
(f)	200.00	Violations of manure management prohibitions; §§ 26.008(6)(b) and 26.008(6)(d)
(g)	150.00	Violations of process wastewater handling; § 26.008(7)
(h)	500.00	Violations of certificate of use; § 26.016
(i)	500.00*	Violations of manure storage facilities; § 26.008(8); and violations of manure management prohibitions, §§ 26.008(6)(a) and 26.008(6)(c)
(j)		<u>Any person found guilty of violating s. 26.008(1) – s. 26.008(8) or s. 26.016 who has previously been convicted of a violation of the same section, shall be subject to a fine of not less than twice the established forfeiture for each such offense, together with the costs of action.</u>

~~* Upon a third violation, suspension of use of the manure storage facility, pending review by the by the Sauk County Land Resources and Environment Department that all provisions of Chapter 26 are met.~~

- (14) *Chapter 27: Animal Control*; pursuant to Section 27.13, the following penalties are authorized:

	Forfeiture	
(a)	\$25.00	First violation in one year
(b)	50.00	Second violation in one year
(c)	75.00	Third violation in two years
(d)	100.00	Fourth and subsequent violations in three years

- (15) *Chapter 28: Human Health Hazards*; pursuant to Section 28.015(6) which authorizes forfeitures of not less than \$50.00 nor more than \$200.00.

Forfeiture

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| 1. | \$50.00 | First violation in one year |
| 2. | 100.00 | Second violation in one year |
| 3. | 150.00 | Third violation in two years |
| 4. | 200.00 | Fourth and subsequent violations in three years |

(16) *Chapter 29: Food Safety and Recreational Licensing and Inspection*; pursuant to Section 29.014(3) which authorizes penalties of not less than \$25.00 nor more than \$200.00.

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| Forfeiture | | |
| 1. | \$50.00 | First violation within 12 months |
| 2. | 100.00 | Second and subsequent violations within 12 months |

(17) *Chapter 30: Body Art Licensing and Regulation*; authorizing forfeitures of not less than \$500.00 nor more than \$2,000.00 and which authorizes the suspension of licenses for up to a period of three years, pursuant to Section 30.016(3):

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| Forfeiture | | |
| 1. | \$500.00 | First violation by a tattoo practitioner, body-piercing practitioner, other body art practitioner, a tattoo establishment, a body-piercing establishment, or other body art establishment in one year |
| 2. | 1,000.00 | Second violation by a tattoo practitioner, body-piercing practitioner, other body art practitioner, a tattoo establishment, a body-piercing establishment, or other body art establishment in one year |
| 3. | 2,000.00* | Third and subsequent violations by a tattoo practitioner, body-piercing practitioner, other body art practitioner, a tattoo establishment, a body-piercing establishment, or other body art establishment in three years |

*And suspension of permit for a period of three years

(18) *Chapter 31: Alcoholic Beverage Control*; pursuant to Section 31.09 which authorizes penalties of not less than \$100.00 nor more than \$10,000.00.

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| | Forfeiture | Provisions, Description and Section Numbers |
| (a) | For violation of § 31.03: | |
| 1. | \$250.00 | First violation within 30 months; § 31.09(1)(b)(1) |
| 2. | 500.00 | Second violation within 30 months; § 31.09(1)(b)(2) |
| 3. | 1,000.00 | Third violation within 30 months; § 31.09(1)(b)(3) |
| 4. | 5,000.00 | Fourth and subsequent violations within 30 months; § 31.09(1)(b)(4) |
| (b) | For violation of § 31.04: | |
| 1. | \$250.00 | First violation within 12 months; § 31.09(2)(a) |
| 2. | 300.00 | Second violation within 12 months; § 31.09(2)(b) |
| 3. | 500.00 | Third violation within 12 months; § 31.09(2)(c) |
| 4. | 750.00 | Fourth and subsequent violations within 12 months; § 31.09(2)(d) |
| (c) | For violation of § 31.05: | |
| 1. | \$100.00 | First violation within 12 months; § 31.09(3)(a) |
| 2. | 200.00 | Second violation within 12 months; § 31.09(3)(b) |
| 3. | 300.00 | Third violation within 12 months; § 31.09(3)(c) |
| 4. | 500.00 | Fourth and subsequent violations within 12 months; § 31.09(3)(d) |
| (d) | For violation of § 31.06: | |
| | \$300.00 | Each violation; § 31.09(4) |
| (e) | For violation of § 31.07: | |

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| 1. | \$100.00 | Adult violation, person of legal drinking age; § 31.09(5)(a) |
| 2. | 100.00 | First violation within 12 months; § 31.09(5)(b)(1) |
| 3. | 200.00 | Second violation within 12 months; § 31.09(5)(b)(2) |
| 4. | 300.00 | Third violation within 12 months; § 31.09(5)(b)(3) |
| 5. | 500.00 | Fourth and subsequent violations within 12 months; § 31.09(5)(b)(4) |

(19) *Chapter 39: Regulations of False Alarm.*

(a) Authorizing forfeitures of not less than \$50.00 nor more than \$80.00 pursuant to Section 39.05(3)(a):

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| Forfeiture | | |
| 1. | None | First two false alarms for a location in one year |
| 2. | \$50.00 | Third false alarm per location in one year |
| 3. | 60.00 | Fourth false alarm per location in one year |
| 4. | 70.00 | Fifth false alarm per location in one year |
| 5. | 80.00 | Sixth and subsequent false alarms per location in one year |
- (b) Authorizing forfeitures of not less than \$50.00 nor more than \$80.00 pursuant to Section 39.05(3)(b):
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| 1. | None | First two violations in one year |
| 2. | \$50.00 | Third violation in one year |
| 3. | 60.00 | Fourth violation in one year |
| 4. | 70.00 | Fifth violation in one year |
| 5. | 80.00 | Sixth and subsequent violations in one year |

(20) *Chapter 43: Miscellaneous Provisions; authorizing forfeitures of not less than \$10.00 nor more than \$50.00, pursuant to Section 43.13:*

Forfeiture
\$30.00

(21) *Chapter 51: Erosion Control and Stormwater Management; Pursuant to section 51.22(4) which authorizes forfeitures of not less than \$200.00 nor more than \$1,000.00 for each offense together with the costs of action. Each provision of this subsection that is in violation and each day of continued violation is a separate offense.*

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| 1. | \$200.00 | First violation in a 365-day period |
| 2. | 500.00 | Second violation in a 365-day period |
| 3. | 750.00 | Third violation in a 365-day period |
| 4. | 1,000.00 | Fourth and subsequent violations in two years |

(Ord. No. 1-2022 , § 4.17—20, 1-18-2022; Ord. No. 4-2022 , § 4, 4-19-2022)