

**CHAPTER 70
DANE COUNTY PARKING
RAMP ORDINANCE**

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70.01 PURPOSE. This ordinance is intended to establish parking regulations in the Dane County Parking Ramp and in other designated parking areas owned or leased by the County of Dane, and to create and establish procedures for the control and enforcement of parking regulations, the collection of revenue, and the imposition and collection of forfeitures for violations of the provisions hereof.

[History: am., OA 42, 1993-94, pub. 04/20/94; am., Sub. 1 to OA 21, 1994-95, pub. 11/15/94; am., OA 5, 2005-06, pub. 07/20/05.]

70.02 AUTHORITY. This ordinance is created pursuant to authority granted by sections 59.01, 59.07(1)(b), (1)(m) and (64), and 349.14 of the Wisconsin Statutes.

70.03 ADMINISTRATION. The parking system established herein shall be administered and supervised by the committee and by such other officials or employees as the board, upon recommendation of the committee, shall designate.

70.035 DEFINITIONS. As used in this chapter, the following words have the meanings indicated:

(1) City-County Building means that structure located in the City of Madison bounded by West Wilson Street, South Carroll Street, West Doty Street and Martin Luther King, Jr., Boulevard. The basement of the city-county building is that floor of the city-county building used for motor vehicle parking and the entrance to which is located on West Wilson Street.

(2) Commissioner means the public works, highway and transportation commissioner.

(3) Committee means the public works and transportation committee of the county board of supervisors of the County of Dane.

(4) Ramp means that certain multi-level motor vehicle parking facility fronting on the 200 block of West Main Street and bounded on its southwesterly side by South Henry Street and on its northeasterly side by South Fairchild Street.

[History: 70.035 cr., Sub. 1 to OA 23, 1990-91, pub. 11/30/90; (4) rep., (1) - (3) renum., as (2) - (4), and 70.05(1) renum. as 70.035(1), OA 42, 1993-94, pub. 04/20/94; (2) and (3) am., OA 5, 2005-06, pub. 07/20/05.]

70.04 PARKING SYSTEM, GENERAL. (1)

Parking control and regulation shall be based on the meter system with designated vehicle stalls for each meter. Each stall shall be designated by suitable lines or marks. Entrance to and exit from the parking ramp shall be by designated routes which shall be suitably posted for expeditious handling of the traffic. Specific regulations concerning the designation of stalls, the routing of traffic and the control of traffic shall be determined by the committee, or its designees, and the same shall be prominently posted for public notice. Vehicles authorized to lawfully park and operate in the parking ramp shall be limited and restricted to those vehicles which the ramp was designated to accommodate. Entrance may be refused to any vehicle deemed unsuited for operation or parking in the ramp.

(2) No person shall, without permission of the committee, leave or park any motor vehicle or vehicles in the Dane County Parking Ramp contrary to a posted sign thereon if there is in plain view on such property a "No Parking" sign or a sign indicating limited or restricted parking.

(3) The committee is authorized to designate parking areas exclusively for the use of Dane County employees who have obtained the necessary permit from Dane County.

(4) The committee shall designate parking space in the Dane County Parking Ramp for the exclusive use of vehicles with disabled or veterans' license plates issued pursuant to sections 341.14(1), (1a), (1e), (1m), (1q) or (1r) of the Wisconsin Statutes. The number and location of spaces so designated shall be within the sole discretion of the committee.

(5) The commissioner or his or her designee is hereby authorized to lease excess parking space in the Dane County Parking Ramp under such terms and conditions as the committee determines provided that in no event shall the monthly lease rate be less than \$115. Said leases shall contain a termination clause in the event said space is needed for other parking purposes.

[History: (2) and (3) am., OA 42, 1993-94, pub. 04/20/94; (2) renum. as 70.07(5), Sub. 1 to OA 21, 1994-95, pub. 11/15/94; (5) am., OA 15, 1995-96, pub. 08/30/95; (6) am., OA 31, 1997-98, pub. 03/17/98, eff. 04/01/98; (6) am., OA 21, 1999-2000, pub. 02/15/00, eff. 04/01/00; (6) am., OA 18, 2001-02, pub. 01/07/02; (1) am. and (3) – (6) renum. as (2) – (5), respectively, and as renum. am., OA 5, 2005-06, pub. 07/20/05; (5) am., OA 19, 2006-07, pub. 11/30/06.]

70.045 EMPLOYEE PARKING RATES FOR CERTAIN COURT STAFF.

(1) Persons employed as court reporters for the Dane County Circuit Court shall have the privilege of parking in the ramp at the same monthly parking rates and otherwise on the same conditions as allowed to non-represented county employees.

(2) An incumbent of a position designated as a court management assistant shall be afforded similar parking privileges in the ramp.

[History: cr., OA 42, 1993-94, pub. 04/20/94.]

70.05 PARKING METERS, TIME AND RATES.

(1) Parking meters shall be placed at each stall and shall be set at the rate of \$1.80 per hour for all meters.

(2) Meters shall be enforced 24 hours per day, 7 days per week, including holidays.

[History: (1) am., (2) and (4) cr., OA 27, 1987-88, pub. 12/26/87; (1) and (2) am., Sub. 1 to OA 23, 1990-91, pub. 11/30/90, (1) eff. 02/01/91; (1) through (4) renum. as (2) through (5) and (1) cr., Sub. 1 to OA 8, 1991-92, pub. 09/27/91; (1) renum. as 70.035(1) and (2) through (5) renum.

as (1) through (4), OA 42, 1993-94, pub. 04/20/94; (1) am., OA 31, 1997-98, pub. 03/17/98, eff. 04/01/98; (2) and (4)(d) am. and (4)(c) rep., OA 21, 1999-2000, pub. 02/15/00, eff. 04/01/00; (1) and (2) am. and (3) and (4) rep., OA 5, 2005-06, pub. 07/20/05; (1) am., OA 19, 2006-07, pub. 11/30/06; (1) am., OA 33, 2007-08, pub. 11/12/07, eff. 01/01/08; (1) am., OA 28, 2008-09, pub. 11/26/08, eff. 01/01/09; (1) am., OA 42, 2009-10, pub. 11/25/09, eff. 01/01/10; (1) am., 2016 OA-51, pub. 11/25/16.]

70.06 PARKING METERS, OPERATION. The public works, highway and transportation department, under oversight of the committee, shall provide for the installation, regulation, control, operation and use of the parking meters provided for in this ordinance and shall maintain said meters in good operating condition.

[History: am., OA 27, 1987-88, pub. 12/26/87; am., OA 5, 2005-06, pub. 07/20/05; am., 2016 OA-51, pub. 11/25/16.]

70.07 PARKING OF VEHICLES. (1) Vehicles shall be parked only in designated stalls equipped with a meter and only in the manner prescribed herein.

(2) It shall be unlawful and a violation of this ordinance to park any vehicle across any lines or marks indicating vehicle stalls, or to park vehicles in such a manner that the same shall not be within the stall area designated by said lines or marks or to park with the front of any vehicle facing the lane of traffic.

(3) The owner or operator of any vehicle using the ramp shall, upon entering a parking stall, immediately deposit the required payment in the appropriate parking meter for the time limit desired. If a vehicle shall remain parked in a parking stall beyond the time limit for which payments were deposited, the parking meter shall display a sign indicating that the vehicle is illegally parked, and such vehicle shall be considered in violation of this ordinance.

(4) Except for a motor vehicle used by a physically disabled person as defined under s. 346.503(1), Wis. Stats., no person may park, stop or leave standing any vehicle, whether attended or unattended and whether temporarily or otherwise, upon any portion of the ramp reserved, by official traffic signs indicating the restriction, for vehicles displaying special registration plates under section 341.14(1), (1a), (1e), (1m), (1q) or (1r), Wis. Stats., or a special identification card issued under section 343.51, Wis. Stats., or vehicles registered in another jurisdiction and displaying a registration plate, card or emblem issued by the other jurisdiction which designates the vehicle as a vehicle used by a physically disabled person.

(5) Parking and traffic regulations established herein and restrictions or regulations imposed by appropriate signs shall be obeyed and complied with by all users of the ramp.

[History: (4) am., OA 31, 1993-94, pub. 01/18/94; (3) am., OA 42, 1993-94, pub. 04/20/94; (5) renum. from 70.04(2), Sub. 1 to OA 21, 1994-95, pub. 11/15/94; (3) am., 2016 OA-51, pub. 11/25/16.]

70.075 BICYCLE LOCKERS. (1) The committee is authorized to establish a system of covered lockers for the parking of bicycles.

(2) There is imposed a charge of \$5 per month or part thereof for use of a bicycle locker.

(3) The committee is authorized to impose a refundable security deposit covering the return of keys and damages to the locker. The security deposit shall not exceed \$25 per locker. The expression of a maximum deposit shall not be construed to limit the amount of damages which may be recovered for damages to a locker.

(4) The bicycle locker program is intended to facilitate the use of bicycles for commuting purposes, and accordingly the lockers shall not be used for the storage of bicycles or other personal property for an uninterrupted period of more than 24 hours.

[History: cr., OA 31, 1997-98, pub. 03/17/98; (2) and (3) am., OA 28, 1998-99, pub. 05/18/99.]

70.08 UNLAWFUL OPERATION OF VEHICLES IN PARKING RAMP. It shall be unlawful and a violation of this ordinance to operate a vehicle in the ramp contrary to any regulations or restrictions governing the routing or operation of vehicular traffic established by authority of this ordinance.

70.09 UNLAWFUL USE OF METER OR PARKING PERMIT. (1) It shall be unlawful and a violation of this ordinance to deposit or cause to be deposited in any parking meter or pay station any device as a substitute for means of payment indicated on said meter or pay station.

(2) It shall be unlawful and a violation of this ordinance to use any Dane County parking permit assigned to another person or vehicle, or that is expired, voided, cancelled or is in any manner invalid at the time it is used.

[History: (1) am. and (2) cr., OA 5, 2005-06, pub. 07/20/05; am., OA 18, 2011-12, pub. 11/23/11.]

70.10 INJURY OF PARKING METER. It shall be unlawful and a violation of this ordinance for any person to deface, injure, tamper with, open or willfully damage, destroy or impair the usefulness of any parking meter installed and

operated under the provisions of this ordinance, or to cause such damage, defacement or other injury which would tend to destroy or impair the usefulness of such meter.

70.11 CRIMINAL STATUTES APPLICABLE.

Violations of sections 70.09 and 70.10 shall be subject to prosecution under applicable state statutes in addition to the penalties herein imposed.

70.12 ENFORCEMENT OF PARKING REGULATIONS. (1) (a) Parking regulations established by this ordinance shall be enforced by means of a violation notice for overtime or otherwise improper parking of vehicles. Such violation notices shall be issued to the owner or operator and shall be attached conspicuously to any vehicle found in violation of the provisions of this ordinance.

(b) The violation notice shall consist of a computer generated citation and a payment envelope.

(c) The form and composition of violation notices shall be determined by the committee.

(2) Forfeitures shall be collected by means of "courtesy boxes," suitably labeled and conveniently located in the ramp to permit for the deposit of the envelopes provided for in section 70.12(1). Forfeitures may also be paid by United States Mail or the Dane County webpage when available.

(3) (a) The issuance of violation notices shall be by such personnel or attendants as determined by the committee.

(b) The recording of violations and the collection of unpaid forfeitures shall be through the office of the Dane County Public Works, Highway and Transportation Department.

(4) The collection of unpaid forfeitures shall be enforced by appropriate complaint and warrant issued in the name of Dane County in conformity with section 345.28(2) of the Wisconsin Statutes. Complaints and warrants so issued shall comply with section 288.10 of the Wisconsin Statutes.

(5) Revenues from imposition of forfeitures shall be deposited with the county treasurer and accounted for by such methods and procedures as the board, upon recommendation of the committee, shall determine or as otherwise established by law.

(6) Revenues from use of meters shall be collected and accounted for by such methods and procedures as the board, upon

recommendation of the committee, shall determine. Such revenues shall be deposited with the county treasurer along with revenue obtained from forfeitures for violation of this ordinance as determined by the board.

[History: (1)(b), (2) and (3)(b) am., OA 21, 1999-2000, pub. 02/15/00, eff. 04/01/00; (2) and (3)(b) am., OA 5, 2005-06, pub. 07/20/05.]

70.13 PENALTIES. (1) Overtime parking. Any person violating the parking regulations established by section 70.07(3) of this ordinance shall be subject to an initial forfeiture of \$25 and shall be subject to additional forfeitures at the rate of \$25 for each hour or fraction thereof the vehicle remains in violation, provided that there shall not be more than three (3) citations issued in any one 24-hour period at any one meter. In the event such forfeiture is not paid within five (5) days from the date of the violation, said forfeiture shall be increased to the amount of \$35 for each offense. In the event that such forfeiture is not paid within 30 days from the date of the violation, said forfeiture shall be increased to the amount of \$45 for each offense. In accordance with section 346.50(2) and 346.50 (2a) of the Wisconsin Statutes, overtime parking regulations prescribed herein shall not apply to those persons issued special registration plates pursuant to section 341.14(1), (1a), (1e), (1m), (1q) or (1r) of the Wisconsin Statutes.

(2) Improper parking. (a) Any person violating the parking regulations established by section 70.07(1) or (5) shall be subject to a forfeiture of \$45 for the initial violation, and shall be subject to additional forfeitures at the rate of \$45 for each 24 hours thereafter that the vehicle remains in violation of said section. A separate violation notice shall be issued for each additional 24-hour period after the first violation and each violation shall constitute a separate offense under this ordinance. In the event such forfeiture is not paid within five (5) days from the date of the violation, said forfeiture shall be increased to the amount of \$55 for each offense. In the event that such forfeiture is not paid within 30 days from the date of the violation, said forfeiture shall be increased to the amount of \$70 for each offense.

(b) Any person violating the parking regulations established by section 70.07(2) shall be subject to a forfeiture of \$15.00 for the initial violation, and shall be subject to additional forfeitures at the rate of \$15.00 for each 24 hours thereafter that the vehicle remains in violation of said section. A separate violation notice shall be issued for each additional 24-hour period after the first violation and each violation shall

constitute a separate offense under this ordinance. In the event such forfeiture is not paid within five (5) days from the date of the violation, said forfeiture shall be increased to the amount of \$22.00 for each offense. In the event that such forfeiture is not paid within 30 days from the date of the violation, such forfeiture shall be increased to the amount of \$32.00 for each offense.

(3) Removal of vehicles. Vehicles parked overtime in excess of three (3) days are subject to removal at the expense of the owner or operator, in addition to any other forfeitures incurred under this ordinance. Vehicles improperly parked in violation of section 70.07(2) and (4) or any regulation passed pursuant to section 70.04 may be moved into a proper parking position or removed from the ramp at the owner's expense, in addition to any other forfeitures issued under this ordinance, where such action is deemed necessary to the proper operation of the parking ramp.

(4) Use of cheating tokens or improper use of parking permit. (a) In addition to penalties imposed by state statute, any person violating section 70.09(1) hereof shall be subject to a forfeiture of \$75.00.

(b) Any person violating section 70.09(2) shall be subject to a forfeiture of \$50.00.

(5) Damage to county property. In addition to penalties imposed by state statute, any person violating section 70.10 hereof shall be subject to a forfeiture of \$200.00.

(6) Other regulations. Any person violating any of the regulatory or restrictive provisions established pursuant to section 70.04 hereof shall be subject to a forfeiture of not less than \$15.00 nor more than \$200.00.

(7) Any person violating section 70.07(4) of this ordinance shall forfeit \$200.00. In the event such forfeiture is not paid within five (5) days from the date of the violation, said forfeiture shall be increased to the amount of \$210.00 for each offense. In the event that such forfeiture is not paid within 30 days from the date of the violation, such forfeiture shall be increased to the amount of \$225.00 for each offense.

(8) Any person violating section 70.075(4) shall forfeit not less than \$10.00 nor more than \$100.00.

(9) For forfeitures received pursuant to sec. (4), (5), (6) and (8) above, in the event such forfeiture is not paid within five (5) days from the date of the violation, such forfeiture shall be increased by the amount of \$10.00 for each offense. In the event such forfeiture is not paid

within 30 days from the date of the violation, such forfeiture shall be increased by the amount of \$25.00 for each offense.

[History: (1), (2) and (3) am., Sub. 1 to OA 23, 1990-91, pub. 11/30/90; (2) am., Sub. 1 to OA 21, 1994-95, pub. 11/15/94; (1) am., OA 15, 1995-96, pub. 08/30/95; (8) cr., OA 31, 1997-98, pub. 03/17/98; (2) and (6) am., OA 21, 1999-2000, pub. 02/15/00, eff. 04/01/00; (1) am., OA 22, 2000-01, pub. 12/26/00; (1), (2) and (4) – (8) am. and (2)(b) and (9) cr., OA 5, 2005-06, 07/20/05; (1), (2)(a), and (7) am., OA 18, 2011-12, pub. 11/23/11. *NON-CODE PROVISION:* The amendments made by Articles 2 and 3 shall first take effect on January 1, 2012 or the day after publication, whichever is later; (1) am., 2016 OA-51, pub. 11/25/16.]

70.14 ACCIDENTS. The City of Madison Police Department shall have jurisdiction in investigating any traffic accidents occurring in the parking ramp and assist in enforcing the parking and traffic regulations of this ordinance.

[History: 70.14 am., Sub. 1 to OA 23, 1990-91, pub. 11/30/90; 70.14 am., OA 42, 1993-94, pub. 04/20/94.]

70.15 LIABILITY. Dane County assumes no liability to users of the ramp for damage to vehicles, loss of property, personal injuries or other damage, loss or injury from any cause whatsoever, and all persons who use the ramp do so at their own risk.

70.16 EFFECT ON OTHER ORDINANCES. Provisions of other ordinances of Dane County inconsistent herewith are hereby repealed and superseded.

[70.17 - 70.18 reserved.]

70.19 RETURNED CHECKS. There is hereby imposed a handling charge of thirty dollars (\$30.00) against an issuer of a check which is payable to the County of Dane, which has been accepted in payment of a fee, charge, rate, rental, or penalty and which is returned unpaid by the payor's financial institution. Each issuance of such a check is a separate offense.

[History: 10.19 cr., OA 21, 1999-2000, pub. 02/15/00, eff. 04/01/00; am., OA 5, 2005-06, pub. 07/20/05.]

[History: 70.20 cr., Sub. 1 to OA 23, 1990-91, pub. 11/30/90; renum. as 70.52, Sub. 1 to OA 8, 1991-92, pub. 09/27/91.]

[70.20 - 70.49 reserved.]

SUBCHAPTER II

70.50 TITLE. Sections 70.50 through 70.65 collectively shall be known as and may be cited as subchapter II of this chapter 70.

[History: cr., Sub. 1 to OA 8, 1991-92, pub. 09/27/91.]

70.51 ADMINISTRATION. Administration of subchapter II shall be under the direction of the commissioner or his or her designees.

[History: 70.51 cr., Sub. 1 to OA 8, 1991-92, pub. 09/27/91; am., OA 5, 2005-06, pub. 07/20/05.]

[History: 70.20 cr., Sub. 1 to OA 23, 1990-91, pub. 11/30/90; renum. as 70.52 and, as renum., (2) am., Sub. 1 to OA 8, 1991-92, pub. 09/27/91; rep., OA 42, 1993-94, pub. 04/20/94.]

[70.52 reserved.]

70.53 BASEMENT PARKING REGULATIONS.

(1) It shall be unlawful to park any motor vehicle in the basement parking area of the city-county building unless there is displayed on such vehicle, clearly visible from outside the vehicle, a parking permit issued by the County of Dane and then only in accordance with posted regulations.

(2) It shall be unlawful to park any motor vehicle at any time in vehicle parking stalls designated as reserved parking 24 hours per day, seven days per week or in parking stalls specifically reserved for Dane County Board Supervisor, Dane County Clerk, Dane County Board Chair, Dane County Executive, City of Madison Alder or City of Madison Municipal Judge, unless there is displayed on such vehicle, clearly visible from outside the vehicle, a valid parking permit issued by the County of Dane which permits parking in the specific stall in which the vehicle is parked.

(3) Any person violating sub. (1) above shall forfeit \$40.00 for each violation. Each hour of a violation shall constitute a separate violation provided that no more than 3 citations may be issued in any 24-hour period.

(4) Any person violating sub. (2) above shall forfeit \$50.00 for each violation. Each hour of a violation shall constitute a separate violation provided that no more than three (3) citations may be issued in any 24-hour period.

(5) For forfeitures received pursuant to this section, in the event such forfeiture is not paid within five (5) days from the date of the violation, such forfeiture shall be increased by the amount of \$10.00 for each offense. In the event such forfeiture is not paid within 30 days from the date of the violation, such forfeiture shall be increased by the amount of \$25.00 for each offense.

(6) In addition to the penalties prescribed in subs. (3), (4) and (5) above, the offending vehicle may be towed at any time and the owner

thereof shall be liable to the County of Dane for the cost of towing.

[History: cr., Sub. 1 to OA 8, 1991-92, pub. 09/27/91; am., OA 5, 2005-06, pub. 07/20/05.]

[70.54 - 70.59 reserved.]

70.60 OTHER PARKING AREAS. (1) This section shall apply to all property owned or leased by the County of Dane unless parking thereon is regulated by other provisions of the Dane County Code of Ordinances.

(2) Consistent with the needs and best interests of the County of Dane, users of agency services and county staff, the committee is authorized to adopt regulations concerning the parking, routing and control of motor vehicles on property owned or leased by the County of Dane.

(3) The committee is further authorized and directed to erect and maintain signs, signals and markings at such locations that the public shall be given notice of the regulations adopted hereunder.

(4) No person shall park or operate a motor vehicle contrary to the provisions of any sign, signal or marking erected and maintained under this section.

(5) Any person violating sub. (4) shall forfeit not less than \$25.00 nor more than \$125.00 for each violation. If the violation involves parking, each hour of a violation shall constitute a separate violation provided that no more than 3 citations shall be issued in any 24 hour period. For forfeitures received pursuant to this section, in the event such forfeiture is not paid within five (5) days from the date of the violation, such forfeiture shall be increased by the amount of \$10.00 for each offense. In the event such forfeiture is not paid within 30 days from the date of the violation, such forfeiture shall be increased by the amount of \$25.00 for each offense.

(6) In addition to the penalties prescribed under sub. (5), any offending vehicle may be towed at any time and the owner thereof shall be liable to the County of Dane for the cost of towing and storage of the vehicle.

[History: 70.60 cr., Sub. 1 to OA 21, 1994-95, pub. 11/15/94; (5) am., OA 21, 1999-2000, pub. 02/15/00, eff. 04/01/00; (2), (3) and (5) am., OA 5, 2005-06, pub. 07/20/05.]

[70.61 - 70.99 reserved.]

END OF CHAPTER