CHAPTER 175.

MISCELLANEOUS POLICE PROVISIONS.

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175.05 Sabotage. (1) DEFINITIONS. As used in this section:

(a) "Highway" includes any private or public street, way or other place used for travel to or from property.

(b) "Highway commissioners" mean any individuals, board or other body having authority under then existing law to discontinue the use of the highway which it is desired to restrict or close to public use and travel.

(c) "Public utility" includes any pipe line, gas, electric, heat, water, oil, sewer, telephone, telegraph, radio, railway, railroad, airplane, transportation, communication or other system, by whomsoever owned or operated for public use.

(d) "Person" includes firm, partnership, corporation or association.

(e) "Peace officer" includes sheriffs, undersheriffs, deputy sheriffs, police officers, policemen appointed pursuant to the provisions of s. 192.47, constables, marshals, deputy marshals, and federal law enforcement officers.

(2) UNLAWFUL ENTRY ON PROPERTY. (a) Any person or state or any political subdivision thereof engaged in, or preparing to engage in, the manufacture, transportation or storage of any product to be used in the preparation of the United States or of any of the states for defense or for war or in the prosecution of war by the United States or the manufacture, transportation, distribution or storage of gas, oil, coal, electricity or water, or any of said natural or artificial persons operating any public utility, whose property, except where it fronts on water or where there are entrances for railway cars, vehicles, persons or things, is surrounded by a fence or wall, or a fence or wall and buildings, may post around his or its property at each gate, entrance, dock or railway entrance and every 100 feet of water front a sign reading "No Entry Without Permission."

(b) Whoever without permission shall wilfully enter upon premises so posted shall be punished by a fine of not more than $50, or by imprisonment in the county jail for not more than 30 days, or by both such fine and imprisonment.

(3) QUESTIONING AND DETAINING SUSPECTED PERSONS. Any peace officer or any person employed as watchman, guard, or in a supervisory capacity on premises posted as provided in sub. (2) may stop any person found on any premises to which entry without permission is forbidden by said subsection and may detain and demand of him his name, address and business in such place. If such peace officer or employe has reason to believe from the answers of the person so interrogated that such person has no right to be in such place, such peace officer or employe shall forthwith release or arrest such person without a warrant on a charge of violating the provisions of sub. (2) and such employe in case of arrest shall forthwith turn him over to a peace officer.

(4) CLOSING AND RESTRICTING USE OF HIGHWAY. (a) Any person, municipal corporation, or state or any political subdivision thereof engaged in or preparing to engage in the manufacture, transportation or storage of any product to be used in the preparation of the United States or any of the states for defense or for war or in prosecution of war by the United States, or in the manufacture, transportation, distribution or storage of gas, oil, coal, electricity or water, or any of said natural or artificial persons operating any public utility, who has property so used which he or it believes will be endangered if public use and travel is not restricted or prohibited on one or more highways or parts thereof upon which such property abuts, may petition the highway commissioners of any city, village, town or county to close one or more of said highways or parts thereof to public use and travel or to restrict by order the use and travel upon one or more of said highways or parts thereof.

(b) Upon receipt of such petition, the highway commissioners shall set a day for hearing and give notice thereof by publication in a newspaper having general circulation in the city, village, town or county in which such property is located, such notice to be at least 7 days prior to the date set for hearing. If after hearing the highway commissioners determine that the public safety and the safety of the property of the petitioner

so require, they shall by suitable order close to public use and travel or reasonably restrict the use of and travel upon one or more of said highways or parts thereof, except that the highway commissioners may issue written permits to travel over the highways so closed or restricted, to responsible and reputable persons for such term, under such conditions and in such form as said commissioners may prescribe. The order of such highway commissioners closing or restricting the use of one or more of said highways shall be effective only so long as the public safety and the safety of the property of the petitioner may require. Such order shall be vacated by the highway commissioners when the necessity which prompted it has ceased to exist. Any person feeling aggrieved by any order of the highway commissioners rendered pursuant to this subsection may, within 7 days after the issuance of such order, petition the state highway commission for a review thereof. A copy of said petition shall, within the period named, likewise be filed with the clerk of the local highway commissioners. The clerk shall thereupon certify to the state highway commission a copy of the order in question together with a transcript of any testimony that may have been taken and any documentary evidence received on which such order was based. On the record so certified and on any additional evidence deemed necessary by it, the state highway commission shall render its decision affirming, vacating or modifying the order in question. Should additional evidence be deemed necessary by the state highway commission, at least 7 days' notice of any hearing for that purpose shall be given the person bringing the petition for review and the clerk of the local highway commissioners.

(c) Appropriate notices in letters at least 3 inches high shall be posted conspicuously at each end of any highway so closed or restricted by such order. The highway commissioners may at any time revoke or modify any order so made.

(5) PENALTY FOR GOING UPON CLOSED OR RESTRICTED HIGHWAY. Whoever violates any order made under sub. (4) shall be punished by imprisonment in the county jail for not more than 10 days, or by a fine of not more than $50, or both.

(6) RIGHTS OF LABOR. Nothing in this section shall be construed to impair, curtail or destroy the rights of employes and their representatives to self-organization, to form, join or assist labor organization, to strike, to bargain collectively through representatives of their own choosing, and to engage in concerted activities, for the purpose of collective bargaining or other mutual aid or protection, under either the federal labor relations act or the Wisconsin employment peace act.

(7) NATIONAL RAILWAY LABOR ACT NOT AFFECTED. Nothing in this section shall be deemed or construed to interfere with or abridge or in any manner diminish or affect the rights provided for under the National Railway Labor Act.

175.07 Private detectives not to act without license; penalty for violation. (1) No person shall act or hold himself out as a private detective, private police, or private guard, nor shall any person solicit business or perform any service in this state as a private detective, private police, or private guard, or receive any fees or compensation whatever for acting as private detective, private police or private guard for any person, firm or corporation, without first having obtained the license and filed the bond provided for in this section. No person shall be licensed under this section unless he is a citizen of the United States and shall have resided in this state continuously for one year immediately preceding, but this shall not apply to the state manager of any private detective agency whose headquarters are outside of the state, when such agency shall satisfy the secretary of state of the necessity for employing a nonresident as state manager.

(2) The term "private detective" shall include among others those persons known as inside shop operatives, that is, persons who do not undertake direct employment whether in shops or otherwise with the owner of a place of employment, but who are engaged by some independent agency to operate or work in such place of employment, and to render reports of activities in such place of employment, to such independent agency, or to the owners of the place of employment under the direction of such independent agency.

(3) The provisions of this section shall apply to copartnerships and corporations, and to the agents, servants and employes of any copartnership or corporation or person. Every person, whether acting as a private detective, private police or private guard in his individual capacity, or as the agent, servant or employe of another, shall take out the license provided in subsection (5) hereof. This section shall not apply to any detective or police officer of the state, or of any county, city, town or village, or persons employed by an officer of any village, city, county or state, in connection with matters affecting the village, city, county or state, appointed or elected according to law, or to any officer, detective or watchman employed by railroad companies under the provisions of section 192.47, or to any watchman privately employed. Persons regularly employed as private police in the policing of property of others between the hours of 6:00 P. M. and 6:00 A. M. are exempted from the provisions of this section. Such persons shall be required to register

their names, places of residence, and by whom employed with the village, town or city clerk, wherein such person resides and wherein such person is employed, and such village, town or city clerk shall maintain a permanent record, open to the public, of such persons so registered, and shall charge a fee of one dollar therefor, and no bond shall be required or other charges had in connection with the registration for the performance of the work of private police.

(4) Any person intending to act as a private detective, private police, or private guard, for hire or reward, or to conduct the business of a private detective agency, or of any agency supplying private police, private guards, or to advertise or solicit any such business in this state, shall first file with the secretary of state a written application duly signed and verified. In case of an individual such application shall be signed and verified by the applicant for such license; in case of copartnership by all of the individuals composing such copartnership; and in case of a corporation by the president or secretary and manager of such corporation. Said application to receive consideration must be approved by the fire and police commission of the city wherein the applicant proposes to conduct his business, or by the chief of police in cities where there is no fire and police commission, and in addition thereto by not less than five reputable citizens, freeholders of the county wherein such city is located. All such approvals shall be in writing and shall be acknowledged before an officer authorized by law to take acknowledgments. Such application shall state the age, residence, present and previous occupation of such applicant, and the name of the city, and particular location in such city, where the place of business is to be located, and such further facts as will show the good character, competency and integrity of the applicant. The fire and police commission in those cities where there is a fire and police commission, and the chief of police in cities where there is no fire and police commission, shall have the right to conduct hearings and make inquiry into the character, competency and integrity of such applicant before approving any application, and may compel, by appropriate notice and subpœna, any person or persons to be present at such hearings, and to give testimony under oath, said oath to be administered by any person authorized to administer oaths in the state of Wisconsin. In the event that any person so subpœnaed shall fail to comply with such subpœna, the said fire and police commission, or chief of police, may certify the matter to the circuit court of the county wherein such hearing is held for disposition or punishment by said circuit court.

(5) The secretary of state, after the application has been approved as provided in subsection (4), when satisfied from an examination of such application and such further inquiry and investigation as he shall deem proper, of the good character, competency and integrity of such applicant, shall issue and deliver to the applicant a license, upon payment to the state of a license fee of two hundred dollars, in the event that the applicant conducts the business as principal owner, and two dollars in the event the applicant is an agent, servant or employe of a principal.

(6) Such license shall not be issued by the secretary of state unless there is executed, delivered and filed in his office a bond in the sum of $10,000 by such applicant if a principal owner, and $2,000 if an agent, servant or employe, furnished by a surety company authorized to do business in this state, conditioned that the surety will pay all damages that may be recovered against such applicant by any person who has been damaged by reason of such licensee acting as a private detective, private police, or private guard, or by reason of the acts or conduct of any of his agents, servants or associates. Any action to recover damages may be brought directly against such licensee, and his surety in a joint or several manner, and any judgment obtained shall jointly and severally bind such licensee and his surety. No license shall be issued for a longer period than one year, and shall be subject to revocation as provided in this section.

(7) If at any time a petition shall be presented to the secretary of state, signed by six residents requesting the revocation of a license issued under this section, the secretary of state shall conduct a hearing, and upon a proper showing being made shall revoke such license. Whenever any judgment is recovered and docketed against such licensee for malfeasance, or against its sureties, the secretary of state shall, upon application of any person, accompanied by a certified copy of such judgment, revoke the license of such licensee.

(9) No person, firm or corporation to whom a license has been issued under this section shall maintain any office as a detective or a detective agency in any city other than that designated in the license.

(10) Any person, firm or corporation, who shall act as a private detective, private police, or private guard, and any person who shall solicit or perform services in this state as a private detective, private police, or private guard, without having procured the license and filed the bond required by this section, or who shall violate any of the provisions of this section, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than one hundred dollars nor more than five hundred dol-

lars, or by imprisonment in the county jail not less than three months nor more than six months, or by both such fine and imprisonment.

175.08 Private detective bond. Every private detective or private police officer having authority to make arrests shall file with the secretary of state a bond in a sum of not less than ten thousand dollars, conditioned for the payment of any judgment for damages against such detective or officer for false arrest or malicious prosecution. Any person, firm or corporation employing any such private detective or private police officer who has not filed such bond, shall be liable for such damages for acts committed in such employment.

175.09 Standard time. (1) The standard of time in this state shall be the solar time of the ninetieth meridian west of Greenwich, commonly known as central time, and no department of the state government, and no county, city, town or village shall employ any other time, or adopt any ordinance or order providing for the use of any other than the standard of time.

(2) No person operating or maintaining a place of business of whatsoever kind or nature, shall employ, display or maintain or use any other than the standard of time in connection with such place of business.

(3) Whoever shall in connection with any place of business of whatsoever kind or nature, employ, display, maintain or use any other than the standard of time shall be guilty of a nuisance and shall be punished by a fine of not less than twenty-five dollars, or more than five hundred dollars, or by imprisonment in the county jail not less than ten days nor more than thirty days, or by both such fine and imprisonment.

175.095 Daylight saving time. (1) Notwithstanding s. 175.09 (1), the standard of time shall be as provided in sub. (2) during the period stated therein.

(2) From 1 a.m. on the last Sunday in April until 2 a.m. on the last Sunday of September of each year, the standard of time in this state shall be one hour in advance of that prescribed in s. 175.09 (1).

175.10 Sale to employes prohibited. (1) No department or agency of the state or any political subdivision thereof, or member or officer of any village, town or county board or common council of any city, or any purchasing agent or purchasing agency of the state or any political subdivision thereof, shall sell or procure for sale or have in its possession or under its control for sale to any employes of the state or any political subdivision thereof any article, material, product or merchandise of whatsoever nature, excepting meals, public services and such specialized appliances and paraphernalia as may be required for the safety or health of the employes.

(2) Any person violating the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than $100 nor more than $500 or by imprisonment in the county jail not less than 30 days nor more than 90 days, or both.

(3) The provisions of this section shall not apply to this state, nor to any political subdivision thereof, nor to any department, agency, officer or employe of any of them while engaged in any recreational, health, welfare, relief, safety, or educational activities furnished by this state or any political subdivision thereof.

175.13 Solicitation and collection of funds for charitable purposes. (1) DEFINITIONS. As used in this section unless the context requires otherwise:

(a) "Charitable organization" includes any benevolent, philanthropic, patriotic or eleemosynary person or one purporting to be such.

(b) "Contribution" means the promise or grant of any money or property of any kind or value.

(c) "Professional fund raiser" includes any person who for compensation or other consideration plans, conducts, manages, or carries on any drive or campaign in this state for the purpose of soliciting contributions for or on behalf of any charitable organization or any other person, or who engages in the business of, or holds himself out to persons in this state as independently engaged in the business of soliciting contributions for such purpose. A bona fide officer or employe of a charitable organization is not deemed a professional fund raiser.

(d) "Professional solicitor" includes any person who is employed or retained for compensation by a professional fund raiser to solicit contributions for charitable purposes from persons in this state.

(e) "Department" means secretary of state.

(1m) VETERANS ORGANIZATIONS EXEMPT. This section does not apply to veterans organizations incorporated under ch. 188 or chartered under federal law.

(2) REGISTRATION OF CHARITABLE ORGANIZATIONS. (a) Every charitable organization, except as otherwise provided in sub. (3), which intends to solicit contributions from persons in this state by any means whatsoever shall, prior to any solicitation, file with the department upon forms prescribed by it, the following information:

1. The name under which the charitable organization intends to solicit contributions.
2. The names and address of officers, directors, trustees, and executive personnel.
3. The names and addresses of any professional fund raiser and professional solicitors who act or will act on behalf of the charitable organization, together with a statement setting forth the terms of the arrangements for salaries, bonuses, commissions or other remuneration to be paid to the professional fund raisers and professional solicitors.
4. The general purposes for which the charitable organization is organized.
5. The purposes for which the contributions to be solicited will be used.
6. The period of time during which the solicitation will be made.
7. Such other information as may be necessary or appropriate in the public interest or for the protection of contributors.

(b) The registration form, and any other documents prescribed by the department, shall be signed by the president or other authorized officer and the chief fiscal officer of the charitable organization.

(c) For filing such registration, the department shall receive a fee of $5, to be paid at the time of registration.

(d) Such registration shall be effective either for a prescribed period, pursuant to reasonable regulation of the department, or on a continuing basis, without limitation as to time.

(3) EXEMPT PERSONS. The following persons shall not be required to register with the department:

(a) Corporations organized under the religious corporations law, and other religious agencies and organizations, and charities, agencies, and organizations operated, supervised or controlled by or in connection with a religious organization; and

(b) Educational institutions when solicitation of contributions is confined to its student body and their families, alumni, faculty and trustees.

(c) Fraternal, civic, benevolent, patriotic and social organizations when solicitation of contributions is confined to its membership or within the county in which the organization is located.

(d) Persons requesting any contributions for the relief of any individual, specified by name at the time of the solicitation, if all of the contributions collected, without any deductions whatsoever, are turned over to the named beneficiary.

(e) Local community organizations or local fund-raising campaign managers affiliated with or acting for a state-wide parent charitable organization by contract or agreement need not register separately with the department. The single registration of the state-wide parent organization shall be considered all-inclusive of all its affiliated local community fund-raising organizations and individuals.

(4) REPORTS BY REGISTERED CHARITABLE ORGANIZATIONS. Every charitable organization required to register pursuant to sub. (2) which has received contributions during the preceding calendar year shall file a written report with the department upon forms prescribed by it, on or before March 31, of each year, which shall include a financial statement covering the preceding fiscal year of operation, verified by an independent public accountant clearly setting forth the gross income, expenses and net amount inuring to the benefit of the charitable organization. A charitable organization which maintains its books on other than a calendar year basis shall upon application to the department therefor be permitted to file its report within 90 days after the close of its fiscal year. Such report shall state the names of its professional fund raisers and professional solicitors used during the year, if any, and the amounts of compensation received by them. Such report when filed shall become a public record in the office of the department. The report of a state-wide parent charitable organization shall include the combined reports of all its local community fund-raising affiliates. This total state report shall be verified by a certified public accountant. Community reports of local affiliates or local managers to the parent organization need not be made separately to the department, but shall be made to the parent organization after being verified by an independent local audit.

(5) PROFESSIONAL FUND RAISERS; REGISTRATION AND BOND REQUIRED. No person shall act as a professional fund raiser for a charitable organization required to register pursuant to sub. (2) until he has first registered with the department. Applications for such registration shall be in writing, under oath, in the form prescribed by the department and shall be accompanied by an annual fee of $50. The applicant shall at the time of making application, file with, and have approved by, the department a bond in which

the applicant shall be the principal obligor, in the sum of $5,000, with one or more sureties whose liability in the aggregate as such sureties will at least equal such sum. The bond shall run to the secretary of state for the use of the state and to any person who may have a cause of action against the obligor of such bond for any malfeasance or misfeasance in the conduct of such solicitation. Registration when effected shall be for a period of one year, or a part thereof, expiring on August 31, and may be renewed upon the filing of the bond and fee prescribed herein for additional one-year periods.

(6) CONTRACTS TO BE RETAINED. All contracts entered into by such professional fund raisers and charitable organizations shall be in writing and true and correct copies thereof shall be kept on file in the offices of the charitable organization and the professional fund raiser for a period of 3 years from the date the solicitation of contributions provided for therein actually commences. Such contracts shall be available for inspection and examination by the secretary of state and other authorized agencies.

(7) PROFESSIONAL SOLICITOR; REGISTRATION REQUIRED. Every professional solicitor employed or retained by a professional fund raiser required to register pursuant to this subsection shall, before accepting employment by such professional fund raiser, register with the department. Application for such registration shall be in writing, under oath, in the form prescribed by the department, and shall be accompanied by a fee of $10. Such registration when effected shall be for a period of one year, or a part thereof, expiring on August 31, and may be renewed upon payment of the fee prescribed by the subsection, for additional one-year periods.

(8) ENFORCEMENT BY ATTORNEY GENERAL. (a) An action for violation of this section may be prosecuted in any circuit court of this state by the attorney general in the name of the state and in any such action, the attorney general shall exercise all the powers and perform all duties which the district attorney would otherwise be authorized to exercise or to perform therein.

(b) Whenever the attorney general has reason to believe that any charitable organization, professional fund raiser or professional solicitor is operating in violation of this section, or there is employed or is about to be employed in any solicitation or collection of contributions for a charitable organization any device, scheme or artifice to defraud or for obtaining money or property by means of any false pretense, representation or promise, in addition to any other action authorized by law, he may bring in any circuit court of this state an action in the name of the state against such charitable organization, professional fund raiser or professional solicitor, and any other person who has participated or is about to participate in such solicitation or collection by employing such device, scheme, artifice, false representation or promise, to enjoin such professional fund raiser or professional solicitor, or other person from continuing such solicitation or collection or engaging therein or doing any acts in furtherance thereof, or to cancel any registration statement previously filed with the department.

(9) DESIGNATION OF SECRETARY OF STATE AS AGENT FOR SERVICE OF PROCESS; SERVICE OF PROCESS. Any charitable organization, professional fund raiser or professional solicitor resident or having his or its principal place of business without the state or organized under and by virtue of the laws of another state, who or which shall solicit contributions from people in this state, shall be deemed to have irrevocably appointed the secretary of state as his or its agent upon whom may be served any process directed to such charitable organization, professional fund raiser, professional solicitor or any partner, principal, officer or director thereof, in any action or proceeding brought by the attorney general under this section. Any such charitable organization, professional fund raiser or professional solicitor may file with the secretary of state a designation, in terms complying herewith, duly acknowledged, irrevocably appointing the secretary of state as his or its agent upon whom may be served any such process. Service of such process upon the secretary of state shall be made by personally delivering to and leaving with him or a deputy secretary of state a copy thereof at his office and such service shall be sufficient service provided that notice of such service and a copy of such process are forthwith sent by the attorney general to such charitable organization, professional fund raiser or professional solicitor by registered mail with return receipt requested, at his or its office as set forth in the registration form required to be filed in the department pursuant to subs. (2), (5) and (8), or in default of the filing of such form, at the last address known to the attorney general. Service of such process shall be complete 10 days after the receipt by the attorney general of a return receipt purporting to be signed by the addressee or a person qualified to receive his or its registered mail, in accordance with the rules and customs of the post-office department, or, if acceptance was refused by the addressee or his or its agent, 10 days after the return to the attorney

general of the original envelope bearing a notation by the postal authorities that receipt thereof was refused.

(10) UNAUTHORIZED USE OF NAMES WHEN SOLICITING OR COLLECTING CONTRIBUTIONS. (a) No person who is required to register pursuant to this section shall use the name of any other person for the purpose of soliciting contributions from persons in this state, without the written consent of such other person.

(b) A person is deemed to have used the name of another person for the purpose of soliciting contributions if such latter person's name is listed on any stationery, advertisement, brochure or correspondence of the charitable organization or his name is listed or referred to as one who has contributed to, sponsored or indorsed the charitable organization or its activities.

(c) Whoever violates this subsection shall be fined not exceeding $250 or imprisoned not more than 6 months, or both.

History: 1961 c. 600.

A charitable organization which received contributions in 1961 must file a report as provided in (4). 51 Atty. Gen. 7.

This section is not applicable to an arm or agency of the state. It does apply to private nonprofit units engaged in solicitation of contributions to aid the university. 51 Atty. Gen. 14.

175.15 Endurance contests; penalty. (1) No person, firm or corporation shall advertise, operate, maintain, attend, participate in, promote or aid in advertising, operating, maintaining or promoting any physical endurance contest, exhibition, performance, or show in the nature of a "marathon," "walkathon," "skatathon" or any other physical endurance contest, exhibition, performance or show of a like or similar nature, whether or not an admission is charged or a prize is awarded to any person for participation in such physical endurance contest, wherein any person participates in such contest for a period of more than 16 hours in any 24 hours over a period of more than 6 days in one month.

(2) Any person attending any contest, exhibition, performance or show enumerated in sub. (1) shall be punished by a fine of not less than $5 nor more than $25 or by imprisonment in the county jail for not more than 10 days or by both such fine and imprisonment.

(3) Except as provided in sub. (2) any person, firm or corporation violating any of the provisions of sub. (1) shall be punished by a fine of not less than $100 nor more than $500, or by imprisonment in the county jail for not less than 10 days nor more than one year, or by both such fine and imprisonment. Each day for which any of the provisions of said sub. (1) is violated shall constitute a separate offense.

(4) The place, buildings and premises where any of the illegal exhibitions or contests mentioned in sub. (1) hereof are hereafter conducted, maintained, had or held are hereby declared to be and constitute a public nuisance, and it is hereby the duty of the attorney general and district attorney to take proper action to abate the same.

(5) Section 945.01 (4) (c) shall also apply to this section.

(6) Nothing contained in this section shall be construed to apply to or prohibit roller skating or bicycle contests or races which are not intended to and which do not continue for or have a duration of more than 150 hours.

175.20 Amusement places, license, regulation. (1) No person shall conduct any dance to which the public is admitted, or conduct, establish or manage any public dance hall or pavilion, amusement park, carnival, street fair, bathing beach or other like place of amusement in any county in which the board of supervisors has adopted an ordinance or resolution or enacted bylaws in accordance with the provisions of s. 59.07 (18) (b) without first securing a license as provided therein. No person required to have such a license shall conduct a dance to which the public is admitted except in the presence and under the supervision of a county dance supervisor.

(2) No person who is the proprietor of any dance hall or who conducts, manages or is in charge of any dance hall or pavilion in this state, whether such dance hall or pavilion be licensed or not under the provisions of any local or county regulation, shall permit during any public dance held in such hall or pavilion the presence of intoxicated persons in such dance hall or on the premises on which such dance hall is situated, or the presence of any child of 17 years of age or less who is not accompanied by his parent or lawful guardian.

(3) Any person who shall violate any of the provisions of this section shall be punished by a fine of not less than $25 and not more than $1,000, or by imprisonment for not less than 30 days in the county jail and not more than one year in the state prison, or by both such fine and imprisonment, and as an additional penalty thereto the court may revoke the license or licenses of the person or persons convicted.

175.25 Storage of junked automobiles. (1) No person, firm, partnership or corporation shall accumulate or store any junked automobiles or parts thereof outside of

any building on any real estate located within the corporate limits of any city or village except upon a permit issued by the common council or village board.

(2) No accumulation or storage of such material shall be allowed within 2,000 feet outside of the corporate limits of a city or village or within 750 feet of the center line of any state trunk or federal highway, except upon a permit issued by permission of the town board.

(3) The permit issued by city council, village or town board shall be signed either by the mayor or president or chairman as the case may be and clerk thereof and shall specify the quantity and manner of storing such junk. Such permit shall be revocable at any time by such council or board after a hearing at which it has been found that the permit holder has failed or refused to comply with the ordinances or restrictions providing regulations for the storage of such junked automobiles or parts thereof. Such hearing may be held by the common council of any city or the board of any town or village upon its own motion, or upon the complaint in writing, duly signed and verified by a complainant. Such complaint shall state the nature of the alleged failure to comply with such ordinance or regulation. A copy of the complaint together with a notice of the hearing shall be served upon the permit holder not less than 10 days previous to the date of hearing.

(4) Any person, firm, partnership or corporation now engaged in the business of accumulating or storing and leaving accumulated or stored junked automobiles, or parts thereof, outside of any building on real estate within the corporate limits of any city or village, or within 2,000 feet outside the corporate limits of a city or village, or within 750 feet of the center line of any state trunk or federal highway in any town on August 19, 1939 may, at any time within 6 months after such date, upon application therefor to the governing body of such town, city or village upon showing such facts, be granted a permit for such place of accumulation or storage; any person, firm, partnership or corporation succeeding a business now engaged in the accumulating or storage and leaving accumulated and stored junked automobiles, or parts thereof, outside of any building on real estate as hereinbefore provided may likewise be granted such permit.

(5) Any person, firm, partnership or corporation violating any of the provisions hereof shall upon conviction be fined not less than $10, nor more than $50 for each offense, and in default of payment of said fine shall be imprisoned in the county jail for a period not exceeding 30 days. Each day that junk, as herein defined, shall be stored contrary to the provisions hereof shall constitute a separate and distinct offense.