

CHAPTER 488

AN ACT to repeal 61.48, 61.66 and 62.01 (4) ; to amend 61.30, 62.13 (2), 75.66 (2) and 85.19 (4) (g) ; and to create 61.51 (4) and 66.11 (3) of the statutes, relating to city and village government, so as to eliminate inconsistencies and surplusage, and to clarify existing statutes.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 61.30 of the statutes is amended to read:

61.30 The justice of the peace shall within 10 days after his election, take and file the official oath and execute and file an official bond. He shall hold his office for 2 years from the time of his election and until his successor is elected and qualified. He shall have concurrent jurisdiction and powers throughout the county with other justices of the peace. If elected in a village situated in 2 counties said justice of the peace shall have jurisdiction in each of said counties the same as though the village lay wholly therein, and may hold court in one county while exercising jurisdiction in the other. If a defendant resides in either of said counties, venue upon appeal or certiorari in civil cases shall be in such county, otherwise in that one of said counties where the cause of action arose if it arose in either, otherwise in either county. In criminal cases venue upon appeal or certiorari shall be in the county where the offense was committed. In case of removal of a cause, the papers shall be transmitted to the nearest justice of the peace of the village competent to try the same, and if there be none such or he be absent or sick, then to the nearest justice of the peace of the county where a defendant was served, and in criminal cases, of the county where an offense was committed. He shall hold the police court and shall have exclusive jurisdiction of all cases arising under the ordinances and by-laws of such village. The village board * * * may fix the compensation of the justice of the peace, in which event his fees in all cases arising under the ordinances and by-laws of such village, shall be collected and paid into the village treasury in the manner provided by s. 66.12.

SECTION 2. 61.48 and 61.66 of the statutes are repealed.

SECTION 3. 61.51 (4) of the statutes is created to read:

61.51 (4) Section 62.25 (1) shall be applicable to villages.

SECTION 4. 62.01 (4) of the statutes is repealed.

SECTION 5. 62.13 (2) of the statutes is amended to read:

62.13 (2) * * * *Subsections (1) to (6)* shall not apply to cities of less than 4,000 population except by ordinance adopted by a majority of all the members of the council. A repealing ordinance may be adopted by a like vote.

SECTION 6. 66.11 (3) of the statutes is created to read:

66.11 (3) APPOINTMENTS ON CONSOLIDATIONS OF OFFICES. Whenever offices are consolidated, the occupants of which are ex officio members of the same statutory committee or board, the common council or village board may designate another officer or officers or make such additional appointments as may be necessary to procure the number of committee or board members provided for by statute.

SECTION 7. 75.66 (2) of the statutes is amended to read:

75.66 (2) Any county treasurer to whom special assessments for improvements have been or may be returned, in lieu of cash pursuant to

* * * s. 66.54 (7), may likewise institute and prosecute an action to collect the same in the name of the county when authorized so to do by the county board of supervisors.

SECTION 8. 85.19 (4) (g) of the statutes is amended to read:

85.19 (4) (g) Upon any portion of a highway right of way when such highway is properly designated by an official * * * sign *limiting, restricting or prohibiting parking* placed by the local authorities, or by the officer in charge of maintenance or by a traffic officer.

Approved July 22, 1955.
