

1977 Assembly Bill 465

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CHAPTER 116, Laws of 1977

AN ACT to repeal 349.08 (1), (2) and (3); to renumber 349.08 (4), (5) and (7) and 349.18 (3) and (4); to renumber and amend 349.08 (6); to amend 192.29 (2), 346.57 (4) (i), 349.08 (title), 349.085, 349.10 (1) (d), 349.13 (1) and 349.17 (1); and to create 340.01 (42m) and (59m) and 349.185 (intro.) of the statutes, relating to miscellaneous changes in traffic regulations adopted by local authorities under chapter 349 of the statutes.

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

SECTION 1. 192.29 (2) of the statutes is amended to read:

192.29 (2) ARTERIAL STOP SIGNS. In any proceeding under sub. (1) or under s. 195.28, the commission may by order require that the state or municipality install at

any crossing involved in such proceeding an official stop sign ~~of the size and type prescribed by the highway commission pursuant to s. 349.08.~~

SECTION 2. 340.01 (42m) and (59m) of the statutes are created to read:

340.01 (42m) "Park or parking" means the halting of a vehicle, whether occupied or not, except temporarily for the purpose of and while actually engaged in loading or unloading property or passengers.

(59m) "Stand or standing" means the temporary halting of a vehicle, whether occupied or not, except for the purpose of and while actually engaged in receiving or discharging passengers.

SECTION 3. 346.57 (4) (i) of the statutes is amended to read:

346.57 (4) (i) 15 miles per hour on any city or village street, except a state trunk highway or connecting street, within, contiguous to or adjacent to a public park or recreation area when children are going to or from or are playing within such area, when the local authority has enacted an ordinance regulating such traffic and has properly marked such area with ~~movable traffic signals which conform to rules of the highway commission~~ official traffic control devices erected at such points as said authority deems necessary and at those points on the streets concerned where persons traversing the same would enter such area from an area where a different speed limit is in effect.

SECTION 4. 349.08 (title) of the statutes is amended to read:

349.08 (title) Cost of signs and traffic control signals.

SECTION 5. 349.08 (1), (2) and (3) of the statutes are repealed.

SECTION 6. 349.08 (4) of the statutes is renumbered 349.08.

SECTION 7. 349.08 (5) of the statutes is renumbered 349.07 (6).

SECTION 8. 349.08 (6) of the statutes is renumbered 349.07 (7) and amended to read:

349.07 (7) (a) The highway commission may, when it deems necessary for the public safety, by order provide for the installation of yield signs on state trunk highways and connecting streets, and the governing body of any city, or county, may by ordinance or resolution provide, when it deems it necessary for the public safety, for the installation of yield signs on any through highway which has been so declared under ~~s. 349.07 sub. (3)~~ and under its exclusive jurisdiction to regulate merging traffic movements and conflicting movements occurring within the intersection of 2 or more highways. Yield signs shall not be used in lieu of stop signs ~~at direct crossing of 2-way highways where a highway directly crosses a through 2-way highway.~~

(b) The governing body of any town, city, village or county may by ordinance or resolution provide for the installation of yield signs at any intersection over which it has exclusive jurisdiction, but if the intersection is part of a through highway such yield signs can be installed at such intersections only as provided in par. (a). ~~The design, installation and use of such signs shall be in accordance with the rules of the highway commission.~~

SECTION 9. 349.08 (7) of the statutes is renumbered 349.07 (8).

SECTION 10. 349.085 of the statutes is amended to read:

349.085 Authority to install stop signs at railroad grade crossings. Local authorities may, by ordinance, when they deem it necessary for the public safety, install official stop signs ~~of the size and type prescribed in s. 349.08~~ at public traveled railroad grade crossings on highways maintained by the respective authorities.

SECTION 11. 349.10 (1) (d) of the statutes is amended to read:

349.10 (1) (d) Place ~~markers, buttons or signs~~ official traffic control devices within or adjacent to intersections and thereby require and direct that a different course from that specified in s. 346.31 be traveled by vehicles turning at the intersection.

SECTION 12. 349.13 (1) of the statutes is amended to read:

349.13 (1) The highway commission with respect to state trunk highways outside of corporate limits and the local authorities with respect to highways under their jurisdiction, including state trunk highways or connecting streets within corporate limits, may, within the reasonable exercise of the police power, prohibit, limit the time of or otherwise restrict the stopping, standing or parking of vehicles beyond the prohibitions, limitations or restrictions imposed by ch. 346, except that they may not modify the exceptions set forth in s. 346.50. The highway commission may also restrict or prohibit the stopping, standing or parking of vehicles on any part of a state trunk highway or connecting street within corporate limits if the local authority having jurisdiction has not enacted any stopping, standing or parking regulation applicable to the highway or part thereof in question. The authority granted by this subsection may be delegated to a traffic officer or to the officer in charge of the maintenance of the highway in question, but no prohibition, limitation or restriction on parking imposed pursuant to this section is effective unless official traffic signs or markers or parking meters have been placed or erected indicating the particular prohibition, limitation or restriction except that parking regulations which prohibit, limit or restrict the parking of vehicles during any hours between 12 midnight and 7 a.m., or any portion thereof or during a snow emergency as determined by the city or village, shall be effective in cities and villages upon a two-thirds vote of their respective governing bodies notwithstanding this subsection and s. 346.02 (7) when official traffic signs have been placed or erected at or reasonably near the corporate limits of such city or village on all state and county trunk highways and connecting streets, as the latter are defined in s. 84.02 (11), informing motorists that either night parking regulations or snow emergency regulations or both are in effect in such city or village. ~~After July 1, 1965, such signs shall be reflectorized and of a type approved by the highway commission as to size of lettering, shape and color. A sign indicating that stopping or standing is prohibited means that all stopping or standing is prohibited except under the circumstances described in s. 346.50 (1). A sign indicating that parking is prohibited means that parking is prohibited but that stopping temporarily for the purpose of receiving or discharging passengers or loading or unloading is not prohibited, provided the vehicle is attended by a licensed operator.~~

SECTION 13. 349.17 (1) of the statutes is amended to read:

349.17 (1) Any city or village may by ordinance or resolution designate any street or highway under its jurisdiction as a heavy traffic route and designate the type and character of vehicles which may be operated thereon. Such city or village may restrict or prohibit heavy traffic from using other streets or highways under its jurisdiction except that it may not place such restrictions on streets or highways over which are routed state trunk highways and may not prohibit heavy traffic from using a street or highway for the purpose of obtaining orders for supplies or moving or delivering supplies or commodities to or from any place of business or residence ~~fronting which has an entrance~~ on such street or highway. Whenever a city or village designates any street or highway under its jurisdiction as a heavy traffic route, it shall cause appropriate signs to be erected giving notice thereof.

SECTION 14. 349.18 (3) and (4) of the statutes are renumbered 349.185 (1) and (2), respectively.

SECTION 15. 349.185 (intro.) of the statutes is created to read:

349.185 Authority to regulate processions, assemblages and pedestrians. (intro.) The authority in charge of the maintenance of a highway may by order, ordinance or resolution:

SECTION 16. **Cross reference changes.** In the sections of the statutes listed in Column A, the cross references shown in Column B are changed to the cross references shown in Column C:

615

CHAPTER 116

A	B	C
Statute Sections	Old Cross References	New Cross References
346.46 (4)(a)	349.08 (5)	349.07 (6)
