

Repealed: See Ordinance #105¹

ORDINANCE # 89

AN ORDINANCE TO PROVIDE FOR
FORFEITURES FOR OFFENSES AGAINST STATE LAWS
AND DRINKING ON PUBLIC STREETS

The Village Board of the Village of Oconomowoc Lake, Waukesha County, Wisconsin, does hereby adopt the following ordinance for the purpose of maintaining and promoting the public peace, order and safety.

Section 1. Provisions of State Law Adopted by Reference.

The provisions of the following sections of the Wisconsin Statutes are hereby adopted and by reference made a part of this ordinance as if fully set forth herein. Any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this ordinance.

943.14 Criminal Trespass to Dwelling

If the value of the property does not exceed \$100.00.

943.50 Shoplifting

If the value of the property does not exceed \$100.00.

Section 2. Drinking on Public Streets Prohibited.

(1) No person shall drink, consume, transport, carry or possess any intoxicating liquor, wine or fermented malt beverage, except in the original package and with the seal unbroken, either in or out of a vehicle in any of the following places:

(a) Any Village owned or controlled parking lot or

Village owned property.

(b) Any public street, highway, alley, sidewalk or other similar place within the Village.

(c) Any privately owned parking lot, driveway or lot used for vehicular traffic with the express or implied permission of the owner for public use thereof, unless expressly authorized in writing by the owner of such parking lot, driveway or lot.

(d) Any grounds under the control of any privately owned and operated school, church, hospital or other institution frequented by the public, unless expressly authorized by the owner thereof.

(2) The holder of a Class "B" fermented malt beverage or intoxicating liquor license shall make every reasonable effort to discourage patrons from taking fermented malt beverages or intoxicating liquors or wine from the licensed premise when such beverages are served for consumption on the premises.

(3) The Village Board of Trustees may permit the consumption or possession of fermented malt beverages, wine or intoxicating liquors in specifically authorized public places. The Village administrator may grant permission for the consumption or possession of fermented malt beverages, wine or intoxicating liquors at "block" or neighborhood parties within the Village of Oconomowoc Lake.

Section 3. Penalty.

The forfeiture for the violation of the provisions of sections 1 or 2 of this ordinance shall be not less than \$50.00 nor more than \$500.00.

Section 4. Enforcement.

This ordinance shall be enforced in accordance with the provisions of Section 66.12 and ch. 799 of the Wisconsin Statutes.

Section 5. References to Statutes.

References to specific statutory sections wherever used in this ordinance shall mean the Wisconsin Statutes of 1981, and all amendments thereto to the date of the violation.

Section 6. Repeal of Conflicting Ordinances.

All ordinances or parts of ordinances heretofore enacted by the Village of Oconomowoc Lake which are in conflict with this ordinance are hereby repealed.

Section 7. Severability.

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Village Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid and if any provision of this ordinance or the application thereof to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be affected thereby.

Section 8. Effective Date.

This ordinance shall take effect and be in force upon passage and posting as provided by law.

Passed and adopted by the Board of Trustee of the
Village of Oconomowoc Lake this 21st day of June, 1982.

William F. Roberts

Village President

Countersigned:

Chris Miller

Village Clerk

STATE OF WISCONSIN)
) SS
COUNTY OF WAUKESHA)

AFFIDAVIT OF POSTING
ORDINANCE 89

An Ordinance To Provide For Forfeitures For Offenses
Against State Laws & Drinking On Public Streets

The undersigned, being first duly sworn, on oath
deposes and states that on July 1st, 1982,
at the direction of the Clerk of the Village of Oconomowoc
Lake, he posted copies of the above ordinance in the following
public places in said Village, to-wit:

(1) Opposite the entrance to the Oconomowoc
Lake Club on the northern side of the road in front
of the Club.

(2) At the entrance to the Village Hall on
West Pabst Road.

(3) At the northeast corner of the junction
of County Trunk Highway "P" (West Beach Road) and
the private drive (South Beach Road) leading into
the Borisch, Loeser, Morsell, et al properties.

Richard Ruelle

Subscribed and sworn to before me
this 1st day of July, 1982.

Chris Miller
Notary Public, Waukesha County, Wisconsin
My commission expires: 3/18/84