

Chapter 340

VEHICLES AND TRAFFIC

[HISTORY: Adopted by the Town Board of the Town of Erin as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Vehicles in parks — See Ch. 264.
Streets and sidewalks — See Ch. 317.

ARTICLE I

Traffic Regulations

[Adopted 6-15-1998 by Ord. No. 98-10]

[Amended on 4/17/2018 by Ord. No. 2018-01]

[Amended 9/17/2018 by Ord. No. 2018-04]

§ 340-1. State traffic laws adopted.¹

Except as otherwise specifically provided in this chapter, the statutory provisions in Chs. 340 to 350, Wis. Stats., Ch. 23.33, Ch. 23.335, and § 941.01, Wis. Stats., describing and defining regulations with respect to vehicles and traffic, ATV's, UTV's, Off Road Motorcycles, and Snowmobiles, are hereby adopted and by reference made a part of this Code 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 section. Any future amendments, revisions or modifications of these statutes incorporated herein are intended to be made part of this article in order to secure uniform statewide regulation of traffic on the highways, streets, and alleys of the State of Wisconsin.

ARTICLE II

Speed Limits

[Adopted 11-18-1996 by Ord. No. 96-27]

[Amended on 4/17/2018 by Ord. No. 2018-01]

§ 340-2. Speed limits.

Maximum speed limits in the Town of Erin are hereby established as follows:

Name of Street	Speed limit (miles per hour)
Belfast Lane, Belfast Lane East and West	25

¹. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Castle Cove Way	25
Cavanaugh Court	25
Clare Lane between Roosevelt Road and STH 83	45
Clare Lane north of Roosevelt Road	25
Clearwater Beach Road	25
Connolly Circle	25
Cork Lane	35
County Line Road	45
Cummens Court	25
Donegal Road	35
Druid Lake Road	35
Dublin Drive	35
Emerald Drive	35
Erin Road	45
Erin Estates Circle	25
Erin Mountin Court	25
Erin Mountin Pass	25
Galway Road	35
Garvey Road	25
Glen Erin Drive	25
Hall Road	35
Heather Lane	25
Ireland Drive	25
Irish Drive	25
Kanturk Lane	25
Kilcock Road	25
Kilkee Court, Road	25
Kilkenny Court	25
Killarney Road	35
King's Road	25
Leprechaun Lane	25
Limerick Court	25

Limerick Lane	35
South Limerick Lane	25
Log House Road	25
Lough Lane	25
Mayo Road	25
McCarthy Drive North, McCarthy Drive South	25
Meghan Lane	25
Monches Road	35
Mullaney Court	25
New Castle West	25
O'Connell Street	25
O'Donahue Place	25
O'Leary Court	25
Patrick Drive	25
Pleasant Hill Road	35
Powder Hill Road	45
Riley Road	25
Robins Run	25
Roosevelt Road between Clare Lane and Erin Road	40
Roosevelt Road between STH 83 and Clare Lane	35
Roosevelt Road east of STH 83	35
Sconfinato Drive	25
Shamrock Lane between Emerald Drive and CTH K	35
Shamrock Lane west of CTH K	25
Shannon Road between CTH K and CTH CC	35
Shannon Road West	25
Skibbereen Way	25
St. Augustine Road between CTH Q and Monches Road	35
St. Augustine Road between Elmwood Road and Hogsback Road	30
St. Patrick's Lane and St. Patrick's Circle	25
Tam O'Shanter Drive	25

Tara Hill East, Tara Hill West	25
Taylor Road	45
Terry Road	35
Tipperary Lane	25
Tory Lane	25
Troll Hill Road	25
Unicorn Drive	25
Washington Road	35
East Waterford Road starting at County Hwy K east 1600 feet	35
East Waterford Road 1600ft east of Hwy K ending at Power Hill Road	45
Erin Go Bragh town park roads	5

§ 340-3. Traffic controls; stop intersections.

- A. Intent. It is the intent of this section to promote the health and well-being of users of Town roads by regulating the intersections of such Town roads in the Town of Erin, Washington County, Wisconsin, with traffic control devices. This section is created pursuant to authority granted in § 349.07, Wis. Stats., and other applicable law.
- B. Stopping required on certain roads. No person, driving as an operator of a motor vehicle, at the below noted described Town highway line areas where stop signs have been installed by the Town of Erin to designate these line areas, shall fail as an operator to stop the motor vehicle immediately before crossing such line at such intersection. The line areas designated for official "stop" signs are:

Name of Street	Location
Ashbury Court (private)	West end where it intersects with CTK K
Belfast Lane	North end where it intersects with Belfast Lane East and Belfast Lane West
Belfast Lane	South end where it intersects with Druid Lake Road
Belfast Lane East	West end where it intersects with Belfast Lane.
Belfast Lane West	East end where it intersects with Belfast Lane
Carmel Road (private)	South end where it intersects with Donegal Road
Celtic Crossing (private)	West end where it intersects with Hall Road
Celtic Court (private)	North end where it intersects with Druid Lake Road
Clare Lane	Northbound lane where it intersects with Roosevelt Road
Clare Lane	Southbound lane where it intersects with Roosevelt Road
Connolly Circle	East end where it intersects with Cork Lane

Connolly Circle	West end where it intersects with Cork Lane
Cummings Court	West end where it intersects with Glen Erin Drive
Donegal Road	East end where it intersects with Emerald Drive
Donegal Road	Eastbound lane at Dublin Road
Dublin Road	Northbound lane at the intersection of Donegal Road
Dublin Road	Northbound lane where it intersects with O'Connell Street
Emerald Drive	Northeast end where it intersects with St. Augustine Road
Erin Mountin Court	North end where it intersects with Erin Mountin Pass
Erin Road	North end where it intersects with Roosevelt Road
Galway Road	North end where it intersects with Druid Lake Road
Garvey Road	East end where it intersects with Galway Road
Garvey Road	West end where it intersects with Cavanaugh Court
Glendalough Court (private)	South end where it intersects with Emerald Drive
Glen Erin Drive	South end where it intersects with Clare Lane
Heather Lane	North end where it intersects with Shamrock Lane
Heather Lane	South end where it intersects with Kings Road
Ireland Drive	West end where it intersects with Galway Road
Irish Drive	North end where it intersects with Ireland Lane
Kanturk Lane	South end where it intersects with Donegal Road
Kilcock Road	East end where it intersects with Kanturk Lane
Kilcock Road	West end where it intersects with Kilkee Road
Kilkee Court	North end where it intersects with Kilkee Road
Kilkee Road	South end where it intersects with Donegal Road
Kilkenny Court	East end where it intersects with Terry Road
Killarney Road	North end where it intersects with Clare Lane
Killarney Road	South end where it intersects with County Line Road
Kings Road	North end where it intersects with Shamrock Lane
Kings Road	South end where it intersects with Tara Hill East/West
Limerick Lane	South end where it intersects with Roosevelt Road
South Limerick Lane	North end where it intersects with Roosevelt Road
South Limerick Lane	South end where it intersects with Skibbereen Way
Lough Lane	West end where it intersects with Druid Lake Road
McCarthy Drive South	North end where it intersects with Unicorn Drive
Meghan Lane	South end where it intersects with Pleasant Hill Road
Monches Road	Eastbound lane where it intersects with St. Augustine Road
New Castle West	East end where it intersects with Killarney Road
New Castle West	West end where it intersects with Castle Cove Way
O'Connell Street	Eastbound lane where it intersects with Tara Hill East
O'Connell Street	Westbound lane where it intersects with Tara Hill West
O'Connell Street	Westbound lane where it intersects with Dublin Drive
O'Leary Court	South end where it intersects with Cork Lane
Patrick Lane	South end where it intersects with Glen Erin Drive

Riley Road	North end where it intersects with Connolly Circle
Robins Run	South end where it intersects with Shannon Road
Roosevelt Road	Westbound lane where it intersects with Limerick Lane
Roosevelt Road	Eastbound lane where it intersects with S. Limerick Lane
Roundstone Road (private)	Westbound lane where it intersects with CTH K
Sconfinato Drive	East end where it intersects with Mayo Road
Shamrock Court	North end where it intersects with Donegal Road
Shamrock Lane	East end where it intersects with Emerald Drive
Shannon Road West	East end where it intersects with Cavanaugh Court
Skibbereen Way	North end where it intersects with Roosevelt Road
St. Augustine Road	Northbound lane where it intersects with Monches Road
St. Augustine Road	Northbound lane where it intersects with Hogsback Road
St. Patrick's Circle	East end where it intersects with St. Patrick's Circle
St. Patrick's Circle	South end where it intersects with St. Patrick's Lane
Tam O'Shanter Drive	South end where it intersects with Roosevelt Road
Tara Hill East	Northbound lane where it intersects with O'Connell Street
Tara Hill East	Southbound Lane where it intersects with O'Connell Street
Tara Hill East	South end where it intersects with Tipperary Lane
Tara Hill West	South end where it intersects with O'Connell Street
Terry Road	North end where it intersects with Druid Lake Road
Tipperary Lane	North end where it intersects with O'Connell Street
Tipperary Lane	West end where it intersects with Dublin Road
Tory Lane	East end where it intersects with St. Augustine Road
Twohig Circle (private)	North end where it intersects with Donegal Road
Unicorn Drive	Northeast end where it intersects with Clare Lane
Unicorn Drive	Southwest end where it intersects with McCarthy Drive
Washington Road	North
Washington Road	South end where it intersects with Roosevelt Road
East Waterford Road	East end where it intersects with Powder Hill Road
Wexford Court (private)	West end where it intersects with CTH K

§ 340-4. Traffic controls; yield intersections.

- A. Intent. It is the intent of this section to promote the health and well-being of users of Town roads by regulating the intersections of such Town roads in the Town of Erin, Washington County, Wisconsin, with traffic control devices. This section is created pursuant to authority granted in § 349.07, Wis. Stats., and other applicable law.
- B. Yield to the right of way required on certain roads. No person, driving as an operator of a motor vehicle, at the below noted described Town highway line areas where yield signs have been installed by the Town of Erin to designate these line areas, shall fail as an operator to yield to oncoming traffic before

proceeding. The areas designated for official “yield” signs are:

Limerick Court North end where it intersects with South Limerick Lane

§ 340-5 to 340-10 (Reserved for future use).

ARTICLE III

Parking

[Adopted 9-19-2005 by Ord. No. 05-09]

§ 340-11. State parking regulations adopted.

Unless otherwise prohibited by state law, the statutory provisions describing and defining regulations with respect to parking and traffic are hereby adopted and by reference made a part of this article as if fully set forth herein:

Wis. Stats. § Subject

346.50	Exceptions to stopping and parking restrictions
346.503	Parking spaces for handicapped vehicles
346.505	Parking in area reserved for handicapped
346.51	Stopping outside of business or residence districts [Amend Subsection (1)(a) from 15 feet to 18 feet]
346.54	How to park and stop on streets
346.53	Parking prohibited in certain specified places

§ 340-12. Parking prohibited.

No owner or operator of any vehicle shall park, stop, or leave standing a motor vehicle or trailer in violation of traffic regulations or signs in any of the following areas:

- A. Within an intersection.
- B. Upon any portion of a highway in the Town of Erin where and at a time when stopping or standing is prohibited by official traffic signs.
- C. Within any Town park other than in designated areas.
- D. Snow emergency. Whenever the Director of Emergency Management or Town Chair, by reason of heavy snowstorm or blizzard, proclaims a snow emergency, no person shall park, stop, or leave standing any vehicle upon any Town of Erin public roads or any portions of roads during the hours of such proclamation.
- E. Private property. When a sign indicating "no parking" is clearly posted on private property, no person shall park a motor vehicle thereon without written permission of the owner or lessee. This includes private roads.

- F. Within 20 feet of a driveway entrance to any government building.
- G. The Town may create temporary no parking areas. This becomes effective upon proper posting of the area.

§ 340-13. Parking in certain areas prohibited.

No person, unless authorized by the Director of Emergency Management in writing, driving as an operator of a motor vehicle, shall stop, park, or leave standing a motor vehicle at the below noted areas, where the Town of Erin has installed "no parking" signs to designate these areas. These areas are designated for official "no parking" signs:

- A. Dry hydrants (within 50 feet of):
 - (1) Hydrant located on Druid Lake Road at the Ashippun River. NE 1/4 of SW 1/4 of Section 6 Town 9N Range 18E.
 - (2) Hydrant located on STH 167 west of CTH K. SE 1/4 of NW 1/4 of Section 15 Town 9N Range 18E.
 - (3) Hydrant located on CTH Q at the Oconomowoc River. SW 1/4 of SW 1/4 of Section 35 Town 9N Range 18E.
- B. Underground water tanks (within 50 feet of):
 - (1) Tank located on Roosevelt Road at Erin Road. NW 1/4 of NW 1/4 of Section 30 Town 9N Range 18E.

§ 340-14. Parking on certain roads prohibited.

No person, unless authorized by the Town in writing, driving as an operator of a motor vehicle, shall stop, park, or leave standing a motor vehicle at the below noted areas, where the Town of Erin has installed "no parking" signs to designate these areas. These areas are designated for official "no parking" signs:

- A. Year-round restrictions. Parking is prohibited on the following roads at all times.

Name of Street	Side	Location
Clearwater	Both	From Town limits south until it becomes a private road.
Beach Road		Boat launch parking is limited to designated stalls only.
Donegal Road	Both	That portion east of County Trunk Highway K east to Emerald Drive
Emerald Drive	Both	Entire length
Monches Road	Both	Entire length
Shamrock Lane	Both	That portion from County Trunk Highway K east to Emerald Drive
St. Augustine	Both	That portion from Monches Road north to Hogsback Road

Road

St. Patrick Lane South That portion that is approximately 262 feet east of the centerline of STH 83 easterly for approximately 675 feet

- B. Winter parking restrictions effective November 1 through April 1. Parking is prohibited on the following roads from November 1 through April 1 of the following year.

Name of Street	Side	Location
Belfast Lane West	Both	Entire length
Lough Lane	West	Entire length

- C. Temporary restrictions to be in effect from March 15 through March 19 of each year during St. Patrick's Parade. Parking is prohibited on the following roads:

Name of Street	Side	Location
Log House Road	North	From County Trunk Highway K east to its end
Pleasant Hill Road	North	From County Trunk Highway K east to County Trunk Highway CC
Shannon Road	North	From County Trunk Highway K east to County Trunk Highway CC

§ 340-15. Applicability.

- A. The provisions of this article shall apply to all public roads in the Town of Erin.
- B. Any authorized Town official is empowered to enforce this article.
- C. Municipal vehicles and/or officials in performance of duties are exempt from the provisions of this article.
- D. Bona fide utility vehicles are also exempt.

§ 340-16. Removal of illegally parked vehicles; violations and penalties.

- A. Whenever any Town or county law enforcement officer or official authorized to enforce this article has reason to believe that a vehicle is in violation of any provision of the Town ordinances, or of any laws or regulations of the State of Wisconsin, or is creating congestion or is obstructing traffic, he is authorized to require the owner or operator of said vehicle, if able to be found, to move the vehicle to a position not creating a public nuisance. Where the owner cannot be located or is not able to safely move said vehicle, the officer may issue a citation

and then have the vehicle towed to a storage lot. Nothing in this section shall prohibit the issuance of a citation to an unlawfully parked or standing vehicle where the vehicle is not towed away. The vehicle shall not be released to the owner of said vehicle until a release from the Town is obtained, which release will be issued upon payment of the citation or the posting of a bond. The owner will further satisfy any mechanic's lien rights which the Town or the towing company may have prior to obtaining the return of said vehicle.

- B. Penalty. The forfeiture shall be paid to the Clerk, Town of Erin, within 7 days of the issuance of a citation. Payments not made within 7 days but before 45 days shall incur an additional forfeiture of \$25. The Town may ask WIS DOT to suspend and refuse vehicle registration for unpaid fines, greater than 45 days, in addition to a forfeiture of \$50. The Town of Erin may also assess the Administrative costs for this.
 - (1) Any person violating § 340-12 of this article shall be required to forfeit not less than \$25 nor more than \$35 for the first offense and not less than \$55 nor more than \$100 for the second or subsequent violations within a year.
 - (2) Any person violating § 340-13 of this article shall be required to forfeit not less than \$60 nor more than \$90 for the first offense and not less than \$100 nor more than \$150 for the second or subsequent violations within a year.

§ 340-17. Prosecution.

- A. Policy. It is the declared policy of this Town that ownership of a vehicle is sufficiently related to causing, allowing or permitting a vehicle to be parked so as to require the owner to be responsible for the parking of said vehicle.
- B. Responsibility. The person or other legal entity to which a vehicle is registered on the date of a parking ordinance shall be chargeable with said violation.
- C. Presumption. It shall be presumed, upon a showing by the Town, that a parking violation occurred, and upon a showing that the party charged pursuant to this article was the registered owner of the unlawfully parked vehicle on the date of the violation, that said registered owner is responsible for and guilty of the violation charged.
- D. Overcoming presumption. The presumption in Subsection C, when established as therein specified, shall constitute a prima facie case and a basis for judgment, except where the person or other legal entity to which the vehicle is registered overcomes said presumption by the submission of proof of any of the following:
 - (1) The vehicle was stolen at the time the violation occurred and reported as such to law enforcement authorities within a reasonable time thereafter.
 - (2) The vehicle was lawfully parked.
 - (3) The ownership of the vehicle was lawfully transferred to another prior to the violation.

- (4) The owner held a lawfully assigned permit to park in a restricted area.
- E. Limitation. This article does not prohibit the actual operator of the vehicle responsible for the parking violation to be prosecuted for said violation. However, where the owner is charged, no other charges shall be brought against another, pending the outcome of said action, and the conviction of the owner shall bar further prosecutions for the same offense.

§ 340-18. Severability Clause.

Should any section or provision of this ordinance be declared by a court of competent jurisdiction to be invalid, that decision shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

§ 340-19. Effective Date.

This ordinance shall be in full force and effect from and after its passage, approval, and publication as provided by law.

§ 340-20. Violations and penalties; enforcement.

- A. Wisconsin State Rules of the Road Penalties noted found in §§ 346 Wis. Stats., are adopted by reference.
- B. Any person who violates, or refuses to comply with this chapter, shall be subject to forfeiture of not less than \$10, and shall be responsible for all costs and expenses incurred in prosecution. In default of the payment thereof, said person shall be imprisoned in the County Jail of Washington County for a period not to exceed nine months or until such fine and subsequent costs have been paid.
- C. Any authorized Town official or his/her designee is empowered to enforce this chapter.