

**VILLAGE OF CHENEQUA
ORDINANCE NO. 2022-10-10-03**

**AN ORDINANCE TO AMEND
CHAPTER 8 OF THE VILLAGE CODE
REGARDING PROTECTION OF PERSONS AND PROPERTY**

WHEREAS, Chapter 8 of the Village Code sets forth regulations regarding persons and property; and

WHEREAS, the Village Board desires to amend Chapter 8 of the Village Code to incorporate certain state criminal laws to promote public health, safety and general welfare in the Village of Chenequa;

NOW, THEREFORE, the Village Board of the Village of Chenequa, Waukesha County, Wisconsin, does hereby ordain and adopt a new Section 8.26 of the Village Code to incorporate certain state criminal laws to promote public health, safety and general welfare in the Village of Chenequa as follows:

SECTION 1

A new Section 8.26 shall be added to the Village Code and shall state as follows:

8.26 State Statutes Adopted.

The following Wisconsin statutory provisions describing and defining regulations regarding certain misdemeanors, together with all amendments, revisions and modifications thereto (exclusive of any provisions therein relating to penalties or punishments to be imposed for a violation of the statutes except as otherwise set forth below) are hereby incorporated into the Village Code of the Village of Chenequa and made a part of this Chapter. Any act to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this Chapter, accordingly.

| <u>Wisconsin Statute</u> | <u>Statute Description</u> | <u>Penalty</u> |
|-------------------------------------|--|---|
| 125.07(4)(b) | Underage and intoxicated persons; presence on licensed premises; possession; penalties | \$150 for first offense; \$200 for second offense; \$300 for third offense; \$400 for fourth and each subsequent offense) |
| 125.085(3)(A)(1) | Makes, Alters, Duplicates, I. D. Cards | \$300 to \$1,250 |
| 125.085(3)(A)(2) | Fraud in Obtaining Card | \$300 to \$1,250 |
| 125.11(1) | General Penalty | Not more than \$1,000 |
| 125.68(8) | Sales from Original Container | \$150 to \$500 |

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| 167.31(2)(b) | Placing, Possessing, or Transporting Weapons/Firearms in Vehicle | Not more than \$100 |
| 254.92(2) | Possession of cigarettes or tobacco products by person under 18 prohibited | Not to exceed \$100 |
| 939.32 | Attempt | Max is ½ that of completed offense |
| 940.20 | Battery, Special Circumstances | Not to exceed \$10,000 |
| 941.01 | Negligent Operation of Vehicle | Not to exceed \$10,000 |
| 941.10 | Negligent Handling of Burning Material | Not to exceed \$10,000 |
| 941.12 | Interfering with Fire Fighting | Not to exceed \$10,000 |
| 941.13 | False Alarms | Not to exceed \$10,000 |
| 943.01 | Damage to Property | Not to exceed \$10,000 Often based on value of damage: (Under \$200) - \$250.00 (\$200—\$500) - \$500.00 (\$500—\$1,000) - \$1,500.00 (\$1,000 or greater) - \$2,500.00 |
| 943.11 | Entry into Locked Vehicle | Not to exceed \$10,000 |
| 943.125 | Entry into Locked Coin Box | Not to exceed \$10,000 |
| 943.15 | Entry onto a Construction Site or into a Locked Building, Dwelling or Room | Not to exceed \$10,000 |
| 943.20(1-3(a)) | Theft | Based on value of items stolen: For example: (Under \$200) - \$250.00 (\$200—\$500) - \$500.00 (\$500—\$1,000) - \$1,500.00 (\$1,000 or greater) - \$2,500.00 |
| 943.21(1-3(e)) | Fraud on Hotel or Restaurant Keeper, Recreational Attraction, Taxicab Operator, or Gas Station | Not to exceed \$10,000 Often based on value of fraud: (Under \$200) - \$250.00 (\$200—\$500) - \$500.00 (\$500—\$1,000) - \$1,500.00 (\$1,000 or greater) - \$2,500.00 |
| 943.24 | Issue of worthless check | Not to exceed \$10,000 Often based on value of check: (Under \$200) - \$250.00 |

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| | | (\$200—\$500) - \$500.00 (\$500—\$1,000) - \$1,500.00 (\$1,000 or greater) - \$2,500.00 |
| 943.37 | Alteration of Property ID Marks | Not to exceed \$10,000 |
| 943.41(2),(3)(a-d), and 4(b) | Credit Card Crimes | Not to exceed \$10,000 Often based on value of credit card charges: (Under \$200) - \$250.00 (\$200—\$500) - \$500.00 (\$500—\$1,000) - \$1,500.00 (\$1,000 or greater) - \$2,500.00 |
| 943.46 | Theft of Video Service | Depends on nature, see statute |
| 943.50(1-4(a)) | Retail Theft; Theft of Services | Based on value of services: (Under \$200) - \$250.00 (\$200—\$500) - \$500.00 (\$500—\$1,000) - \$1,500.00 (\$1,000 or greater) - \$2,500.00 |
| 944.20 | Lewd and Lascivious Behavior | Not to exceed \$10,000 |
| 944.30 | Prostitution | Not to exceed \$10,000 |
| 944.31 | Patronizing Prostitutes | Not to exceed \$10,000 |
| 944.33 | Pandering | Not to exceed \$10,000 |
| 944.36 | Solicitation of Drinks Prohibited | Not to exceed \$1,000 |
| 945.02 | Gambling | Not to exceed \$1,000 |
| 945.04 | Permitting Premises to be Used for Commercial Gambling | Not to exceed \$10,000 |
| 945.07 | Gambling by Participants in a Contest | Not to exceed \$10,000 |
| 945.08(2) | Bribery by Participants in a Contest | Not to exceed \$10,000 |
| 946.32 | False Swearing | Not to exceed \$10,000 |
| 946.40 | Refusing to Aid Officer | Not to exceed \$500 |
| 946.41 | Resisting or Obstructing Officer | Not to exceed \$10,000 |
| 946.415 | Failure to Comply with Officer's Attempt to Take Person into Custody | Not to exceed \$10,000 |
| 947.01 | Disorderly Conduct | Not to exceed \$1,000 |
| 947.012 | Unlawful Use of Telephone | Not to exceed \$1,000 |
| 947.013 | Harassment | (1m) – not to exceed \$1,000 (1r), (1t), (1v), (1x) – not to exceed \$10,000 |
| 947.06(1-4) | Unlawful Assemblies and Their Suppression | Not to exceed \$10,000 |
| 951.01 | Definitions | N/A |
| 951.02 | Mistreating Animals | Not to exceed \$500 |

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| 951.03 | Dognapping and Catnapping | Not to exceed \$500 |
| 951.04 | Leading Animals from Motor Vehicle | Not to exceed \$500 |
| 951.05 | Transportation of Animals | Not to exceed \$500 |
| 951.06 | Use of Poisonous and Controlled Substances | Not to exceed \$500 |
| 951.07 | Use of Certain Devices Prohibited | Not to exceed \$500 |
| 951.08 | Instigating Fights Between Animals | Not to exceed \$500 |
| 951.09 | Shooting at Caged or Staked Animals | Not to exceed \$500 |
| 951.10 | Sale of Baby Rabbits, Chicks and Other Fowl | Not to exceed \$500 |
| 951.11 | Artificially Colored Animals; Sale | Not to exceed \$500 |
| 951.13 | Providing Proper Food and Drink to Confined Animals | Not to exceed \$500 |
| 951.14 | Providing Proper Shelter | Not to exceed \$500 |
| 951.15 | Abandoning Animals | Not to exceed \$500 |
| 173.10 | Investigation of Cruelty Complaints | N/A |
| 948.51 | Hazing | Not to exceed \$10,000 |

SECTION 2. SEVERABILITY

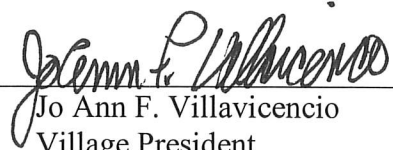
The several sections of this Ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the Ordinance. The remainder of the Ordinance shall remain in full force and effect. Any other Ordinances whose terms are in conflict with the provisions of this Ordinance are hereby repealed as to those terms that conflict.

SECTION 3. EFFECTIVE DATE

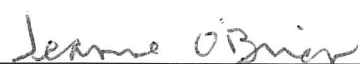
This Ordinance shall take effect and be in force from and after its passage and publication as provided by law.

Dated this 10th day of October, 2022.

VILLAGE OF CHENEQUA

By: 
Jo Ann F. Villavicencio
Village President

Attest:


Jeanne O'Brien, Village Clerk-Treasurer
Date Adopted: October 10, 2022
Date Published: October 19, 2022
Effective Date: October 20, 2022