

TOWN OF MENASHA
APPENDIX C FINES AND PENALTIES

Section	Penalty	Fine	State Statute
Chapter 2 – Town Board and Other Meetings			
2.02(2)(d)	Quorum; any Supervisor or Commissioner who without good cause fails to attend any regular, adjourned or special meeting shall incur a fine, per meeting	\$25.00	
2.02(2)(f)	No member shall withdraw without permission from presiding officer	\$25.00	
Chapter 3 – Police and Emergency Government Management			
3.01(6)	General Powers-Chief and each officer, refusal or neglect to render assistance, violation must pay forfeiture	\$10.00	\$814.70, §814.705(2)
3.05(9)	Winnebago County Emergency Government Ordinance, penalties for violation of the organization and this chapter	\$100.00-500.00	
3.06(a)	Violation of the general powers of police officers, and Chief of Police	\$10.00-100.00	
Chapter 4 – WI Traffic Code and Snowmobile Regulations			
4.14(2)	Special local regulations, violation of traffic and snowmobile code, Sec. 4.045, 4.075, 4.10, 4.11, 4.12, 4.13		
	<i>First offense, plus costs of prosecution</i>	\$20.00-300.00*	
	<i>Second offense within 2 years, plus costs of prosecution</i>	\$50.00-500.00*	
4.14(3)(a)	Parking regulations violations of Sec. 4.04	\$10.00-100.00*	\$346.505
	Snow emergency violations, Sec. 4.04(3.5), forfeitures	\$25.00-100.00*	\$346.505
	Handicap parking violations (per WI Stat.) forfeitures	\$50.00-300.00*	\$346.505
4.14(3)(b)	Non-moving traffic offenses, forfeitures as referenced in Sec. 4.01		\$346.50-346.56
	<i>First offense</i>	\$10.00-200.00*	
	<i>Second offense within one year</i>	\$20.00-400.00*	
4.14(3)(c)	Except handicap parking and snow emergency violations:		
	Minimum penalty if not paid within 10 days, fines doubled	\$20.00*	
	Fines not paid within 20 days	\$30.00*	
	Handicap violations & snow emergency:		
	Minimum penalty if not paid after 10 days	\$40.00*	
	Fines not paid within 20 days	\$50.00*	
4.15(5)	Forfeited penalties and deposits not included in the Uniform Schedule for ordinance violations; deposit amount (4.045, 4.075, 4.10, 4.11, 4.12)	\$20.00*	
Chapter 5 – Fire Department			
5.22(1)(a),(b)	Violation of this chapter, specifically Sec. 5.03 Authority at Emergency Incidents, and 5.08 through 5.19		\$101.14
	<i>First offense, plus prosecution costs</i>	\$50.00-200.00*	
	<i>Second offense, plus prosecution costs</i>	\$100.00-400.00*	
5.22(2)	Violation of Sec. 5.08 Fire Prevention Code, failure to comply	\$50.00-1,000.00*	
5.22(3)	Violation of Sec. 907 of the IFC, reference Equipment and Testing	\$10.00-200.00	
5.22(4)(a)	Violation of Sec. 5.06 Hazardous Materials Response-Release	Actual Costs Incurred	
5.22(5)(a),(b)	Violation of Sec. 5.10 Installation Permits		
	Installations without local plan review process in addition to permit fees	\$100.00	
	Installation completed without Install. Permit in addition to permit fees	\$200.00	

**TOWN OF MENASHA
APPENDIX C FINES AND PENALTIES**

Chapter 5 – Fire Department			
5.22(7)(a)	Violation of Sec. 5.17 Flammable/Combustible Liquids Tank Program		
	<i>First offense</i>	\$ 50.00-200.00	
	<i>Second offense</i>	\$100.00-400.00	
5.22(8)(a)	Violation of Sec. 5.18 Fireworks	\$100.00-1,000.00	
5.22(9)	False alarms		§60.55(2)(b)
5.22(9)(a)	<i>First alarm per 12-month period</i>	No charge	
	<i>Second false alarm per 12-month period, plus payroll for 4 firefighters</i>	\$100.00*	
	<i>Third and subsequent false alarms per 12-month period, plus full firefighter payroll</i>	\$150.00*	
5.22(10)	Hazardous materials release/spill fees, per vehicle per hour for expenses incurred, plus firefighters payroll exp. and reimbursement for materials	\$90.00 (per FEMA)	
5.22(11)	Motor vehicle crash response per apparatus, not to exceed 2 apparatus	\$100.00	
	extraction equipment – multiple vehicles billed individually	\$250.00	
	Oil dry, per 5 gallon container	\$25.00	
	Firefighter payroll based upon prevailing wage per call. Multiple vehicles, will be based upon number of vehicles divided into payroll	Per call	
5.22(12)	Repeat fire prevention visits		
	Routine fire prevention visits	\$0	
	Revisit after routine visit (warning letter issued), per outstanding violation	\$25.00	
	Revisit from warning letter (citation issued), per outstanding violation	\$25.00	
	Revisit from citation issuance, per outstanding violation	\$25.00	
5.25(6) 5)	Appendix-Fire Prevention Code User, violation of this section on manufacture, storage & distribution of matches		§167.07
	<i>First offense</i>	\$5.00-25.00	
	<i>Each subsequent offense</i>	\$25.00	
Chapter 6 – Land Division Control			
6.03(9)(b)	Failure to comply with this ordinance	\$25.00-200.00	§236.30-§236.32
Chapter 7 – Public Protection, Orderly Conduct and Firearm / Gun Control			
7.10(2), (3)	Violation of this section, intentional damage to any property without another's consent	\$200.00-500.00	
	If total property damaged in violation is reduced in value by more than \$1,000 for repair or replacement, whichever is less, may be fined	\$500.00-1,000.00	
7.21(1)	Violation of Sec. 7.03 Obstructing Streets, Sidewalks & Roads		
	Maximum forfeiture	No more than \$25.00	
7.21(2)	Violation of any other provision of this Chapter except Sec. 7.03, 7.10, 7.15 and 7.16	\$10.00-200.00	
7.21(3)	Violation of either Sec. 7.15 Licensed Premises; Regulation of Attire, Conduct & Entertainment, or 7.16 Climbing on Motor Vehicles	\$50.00-300.00	
7.23(2)(e)	Private alarm system equipment and testing requirements; forfeitures	\$10.00-200.00	
7.23(4)(a)(1)-(5)	Private alarm systems – Police Department		

**TOWN OF MENASHA
APPENDIX C FINES AND PENALTIES**

Chapter 7 – Public Protection, Orderly Conduct and Firearm / Gun Control			
	<i>First two false alarms per any 12-month period</i>	No charge	
	<i>Third and fourth false alarms per 12-month period, ea.</i>	\$25.00	
	<i>Fifth and sixth false alarms per any 12-month period, ea.</i>	\$75.00	
	<i>Seventh and eight false alarms per any 12-month period, ea.</i>	\$100.00	
	<i>Ninth and subsequent false alarms per any 12-month period, ea.</i>	\$200.00	
7.23(4)(b)	False alarm penalties for the Police Dept. shall be a special charge, and a lien on the property, shall be paid in full within 30 days of receipt of notice; delinquencies shall accrue simple interest per annum rate of	12%	§60.55(2)(b), §60.60(15) & §60.60(16)
7.24(6)(a)	Under age 18, Penalty for violation of ordinance, cigarette/tobacco products	\$50.00	
7.24(6)(d)	Other penalties, any person who violates (2)(b)(2) "Retailer shall place sign stating person under 18 unlawful to sell cigarette/tobacco products"	\$50.00-200.00	
7.25(6)	Uniform Controlled Substances Act penalties, violation of 7.25(3) possession of marijuana		§161
	<i>First offense</i>	\$250.00-500.00	
	<i>Second and any succeeding offense within 12 mos.</i>	\$500.00-1,000.00	
7.25(6)	Uniform Controlled Substances Act penalties, violation of 7.25(4) concerning drug paraphernalia		§161, §161.571- 577
	<i>First offense</i>	\$100.00-350.00	
	<i>Second and any succeeding offense within 12 mos.</i>	\$350.00-750.00	
7.25(6)	Synthetic Cannabinoid Prohibited, violation of 7.25(5)		§161
	<i>First offense</i>	\$250.00-500.00	
	<i>Second and any succeeding offense within 12 mos.</i>	\$500.00-1,000.00	
7.26(2)	Harassment of police animals	\$50.00-500.00	§951.095
7.27(2)	Theft, penalties for violation of the code	\$10.00-1,000.00	§943.20
7.28(3)(a)	Truant penalties, child under 18 found truant		
	<i>First violation, maximum penalty</i>	\$50.00	§948.45
	<i>Second or subsequent within 12 mos. of previous violation, max. amt.</i>	\$100.00	§938.37
	<i>Maximum cumulative forfeiture amount</i>	\$500.00	
7.28(4)(a)	Habitual truancy penalties, maximum forfeiture amount	\$500.00	§948.45
Chapter 8 – Public Nuisances			
8.16	Chronic Nuisance Premises		
	<i>First offense</i>	\$150.00-250.00	
	<i>Second offense</i>	\$250.00-500.00	
	<i>Third offense & higher</i>	\$500.00-1,000.00	
8.17	Penalty for violating chapter	\$25.00-200.00	
Chapter 9 – Licenses, Permits & Fees			
9.01(15)(3)	Intoxicating liquor section; first violation of any other provision of this ordinance, shall be fined	Follow State Stat.	§125
9.01(15)(4)	Any person violating ordinance, and previously convicted	\$10.00-100.00*	
9.01(15)(5)	*Penalties set forth in 9.11 shall be <u>in addition</u> to penalty provisions in other Sections of Chapter 9, if any	\$10.00-200.00*	

**TOWN OF MENASHA
APPENDIX C FINES AND PENALTIES**

9.015(7)	this section:		
	<i>First Offense</i>	\$500.00-1,000.00	
	<i>Second Offense</i>	\$500.00-3,000.00	
Chapter 9 – Licenses, Permits & Fees			
	<i>Third Offense</i>	\$500.00-5,000.00	
9.02(12)	Auctions; failure to obtain permit, per day	\$50.00-200.00	
9.025(15)	Transient Merchants; penalty for violation of any portion of this code	\$100.00-1,000.00	
9.08(9)	Public dances, failure to obtain permit		
	<i>First offense</i>	\$10.00-200.00	
	<i>Second and subsequent offense</i>	\$200.00-500.00	
9.12(6)(b)	Bicycle license required; penalty plus court costs	\$2.00-25.00	
9.13(2)(a)	Hotel and motel room tax;	6%	
9.13(4)(a), (b)	Failure to file a return; percentage of amt. required to be paid to the town	25%	\$66.0615(1m)(a), \$77.52(2)
9.13(4)(b)(1)	Interest rate for unpaid taxes	18%	
9.13(4)(c)	Delinquent tax returns late filing fee	\$25.00	
9.13(4)(b)(2) (c)	Negligence; late, incorrect or no return filed; return subject to percentage of entire tax subject to a penalty of the tax	35%	
9.13(4)(b)(2) (c)	Fraudulent return; intent to evade tax – exclusive of other penalties	50%	
9.13(6)	Failure to obtain permit, refuse inspection, failure to file return, violation of any provision of this section	\$200	
9.17(7)	Secondhand article, jewelry, pawnbroker, flea markets; penalties:		
	<i>First offense</i>	\$50.00-1,000.00	\$134.71
	<i>Second or subsequent offense</i>	\$500.00-2,000.00	
9.19(6)	Christmas trees; failure to obtain permit /non-compliance, per day	\$10.00-100.00	
	Failure to clean up lot; fine	\$100.00	
9.20(5)	Massage and/or reflexology; penalty, failure to obtain permit, per day	\$10.00-200.00	
9.21	Escort, escort services;		
9.21(12)	Ordinance violation (ea. day separate offense); plus license revocation	Not over \$1,000.00	
Chapter 10 – Solid Waste and Garbage Disposal: Licensing and Regulation			
10.12(3)(a)	Solid waste and garbage disposal, ordinance violation of 10.03 only		
	<i>First violation</i>	\$10.00-200.00	
	<i>Second violation</i>	\$200.00-500.00	
	<i>Third or subsequent violation</i>	\$500.00-2,000.00	
10.12(3)(b)	Penalties for violation of any other provision of this ordinance (excluding 10.03)	\$50.00-1,000.00	
Chapter 11 – Mobile Home Parks, Mobile Homes and Recreational Campers			
11.17	Mobile home parks; violation of ordinance, Sec. 11.01 to 11.17	\$10.00-100.00	\$66.0435(3)(c)1.d.
11.22	Recreational campers; violation of ordinance, Sec. 11.18 to 11.21	\$10.00-25.00	
Chapter 12 – Minimum Standards Housing Code			
12.16	Violation of Code, maximum penalty	\$200.00	
Chapter 13 – Town Building Code			

**TOWN OF MENASHA
APPENDIX C FINES AND PENALTIES**

13.54(1)	Failure to comply with provisions of the ordinance	\$100.00-\$1500.00	
Chapter 15 – Public Works			
15.025(7)	Violation of this code section relating to Town road right-of-way occupancy	\$50.00-1,000.00	
15.03(9)	Unauthorized excavations, alterations or obstructions within Town right-of-ways; each violation or infraction	\$50.00-1,000.00	
15.065(2)	Depositing snow or ice in any alley, road or street, plus removal charges		
	<i>First offense</i>	\$75.00	
	<i>Second offense</i>	\$150.00	
	<i>Third offense</i>	\$300.00	
15.065(3)(c)	Snow must be removed from sidewalks; if refused or neglected, cost to be billed against property owner and if not paid shall charge the owner by special assessment, plus interest	1.5% per mo.	
15.09(2)	Parking automobiles or other motorized vehicles on private premises which interferes with any town road or public right-of-way, shall pay daily fine	Not exceed \$100.00	
15.12(13)	Street trees within road right-of-way	\$50.00-500.00	
15.13(5)	Vehicles designated as heavy traffic prohibited from using any routes not specifically designed for these vehicles, penalty each violation, per day plus costs of prosecution	\$100.00-1,500.00	
Chapter 17 – Public Parks			
17.07	Violation of ordinance	\$25.00-200.00	
Chapter 19 – Municipal Judge and Court			
19.02(6)	Person guilty of contempt pays forfeitures, plus 10% penalty assessment	Not over \$50.00	
Chapter 21 – Public Health			
21.01(a)	Smoking violation; for person in charge	\$100.00-250.00	
	Smoking violation; for customer	\$100.00-250.00	
Chapter 24 – Hazardous Waste			
24.09	Forfeiture costs for ordinance violations, plus prosecution costs	\$2,000-25,000.00	
Chapter 25 - Industrial Pretreatment Rules & Regulations of Neenah-Menasha Sewerage Commission			
25.32	Civil penalties; any discharger to have violated an order of the Commission, or failed to comply with the provisions of these rules & regulations, or any permit issued, pays fine; per day	\$100.00-5,000.00	
25.34	Falsifying information, negligence, tampering with any monitoring device or method required under these rules & regulations shall pay penalty	\$100.00- 5,000.00	
Chapter 27 – Non-Metallic Mining Reclamation			
27.33(1)	Violation of Ch. NR 135 Admin. Code or an order issued, ea. violation, each day a separate offense	\$25.00-1,000.00	§295

**TOWN OF MENASHA
APPENDIX C FINES AND PENALTIES**

27.33(2)	Violation of Subchapter 1 of Ch. 295, WI Stats., Ch. NR 135 any reclamation plan approved pursuant to this Chapter or an order issued shall forfeit; ea. day separate offense	\$10.00-5,000.00	
Chapter 28 – Sewer and Water; Public Utilities Commission			
28.48(c)	Property owners mandatory public water hookup, failure to connect must pay penalty in addition to actual cost of hookup	\$500.00	
28.54(9)	Penalties for violating Well Head Protection ordinance	\$500.00-1000.00	
28.60	Penalties for Chapter violations, maximum amount	\$500.00	
Chapter 29 – Development Ordinance			
29.03(5)(j)	Non-compliance of provisions of Site Plan Review, plus costs of prosecution; per day each violation that exists	\$50.00-250.00	
29.06 (12)	Non-compliance of provisions of Town B-4/B-5 Conditional Use Permit, plus costs of prosecution; per day each violation that exists	\$50.00-250.00	
29.07(2)(c)(8)	Non-compliance of provisions of Signs.	\$50.00-250.00	
29.08 (11)	Non-compliance of provisions of Official (street, road, highway, park, parkway, waterway, right-of-way etc.) Map	\$50.00-250.00	
29.09 (4)	Non-compliance of provisions of Commercial Vehicle Parking.	\$50.00-250.00	
Chapter 32 – Construction Site Erosion Control			
32.16(6)	Failure to comply with Ordinance provisions, per offense, each occurrence plus the costs of prosecution (less than 1 acre/1 acre or more of disturbance)		
	Failure to apply for and obtain an erosion control permit	\$ 50.00-500.00	
	Failure to develop & implement an erosion & sediment control plan	\$ 50.00-500.00	
	Failure to post the “Certificate of Permit Coverage” at the site		
	Failure to retain plans and inspection reports at the site	\$25.00-250.00	
	Failure to inspect and monitor erosion & sediment control BMPs	\$30.00-300.00	
	Failure to repair, replace or maintain erosion & sediment control BMPs	\$50.00-500.00	
	Failure to amend an erosion & sediment control plan, as needed	\$50.00-500.00	
	Failure to implement an amended erosion & sediment control plan	\$50.00-500.00	
Chapter 33 – Post-Construction Storm Water Management			
33.13(9)	Failure to comply with Ordinance provisions, per offense, each occurrence (less than 20,000 sq ft/20,000 sq ft or more of disturbance)		
	Failure to apply for and obtain a storm water management permit	\$ 50.00-500.00	
	Failure to develop & implement a storm water management plan	\$50.00-500.00	
	Failure to prepare a maintenance agreement or record drawings	\$0-250.00	
	Failure to post the “Certificate of Permit Coverage” at the site	\$25.00-250.00	
	Failure to retain plans, maintenance logs, inspection reports	\$25.00-250.00	
	Failure to inspect and monitor storm water management BMPs	\$30.00-300.00	
	Failure to repair, replace or maintain storm water management BMPs	\$50.00-500.00	
	Failure to amend a storm water management plan, as needed	\$50.00-500.00	
	Failure to implement an amended storm water management plan	\$50.00-500.00	

**TOWN OF MENASHA
APPENDIX C FINES AND PENALTIES**

Chapter 34 – Illicit Discharge and Connection Ordinance			
34.13(5)(a)	Failure to comply with chapter provisions, per offense, each day:	Home Owner/Other	
		Not less than:	
	Failure to properly dispose of a pollutant or illicit discharge	\$50.00-500.00*	
	Failure to take reasonable actions to eliminate an illicit discharge	\$50.00-500.00*	
	Failure to take reasonable actions to locate an undocumented drain	\$30.00-300.00*	
	Failure to implement WPEDS Industrial Discharge Permit	\$0-500.00*	
	Failure to allow reasonable access for inspection or sampling	\$50.00-500.00*	
	Failure to install, maintain or calibrate monitoring equipment	\$0-500.00*	
	Failure to install or maintain non-structural and structural BMPs	\$0-500.00*	
	Failure to notify Town of a spill or release of hazardous substance	\$25.00-250.00*	
	Failure to take reasonable actions to prevent or contain a spill or release of a hazardous substance	\$50.00-500.00*	
	*Alternative Compensatory Actions: Storm drain stenciling, creek cleanup, attendance at a compliance workshop, highway cleanup, or other appropriate action as determined by the Director of Community Development.		