

APPENDIX C
Town of Menasha
FINES AND PENALTIES

<i>Code Section</i>	<i>Offense</i>	<i>State Statute</i>	<i>Fines/Penalties (plus costs)</i>
Chapter 2 – Town Board and Other Meetings			
2.02(2)(d)	Quorum; any Supervisor 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 residing officer		\$ 25.00
Chapter 3 – Police and Emergency Government Management			
3.01(6)	General Powers-Chief and each officer, refusal or neglect assistance, violation must pay forfeiture	\$814.70, \$814.705(2)	\$ 10.00
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 the 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> <i>Second offense within 2 years, plus costs of prosecution</i>		\$20.00-300.00* 50.00-500.00*
4.14(3)(a)	Parking regulations violations of Sec. 4.04 Snow emergency violations, Sec. 4.04(3.5), forfeitures Handicap parking violations (per St. Stat.) forfeitures	\$346.505	\$10.00-100.00* 25.00-100.00* 50.00-300.00*
4.14(3)(b)	Non-moving traffic offenses, forfeitures as referenced in Sec. 4.01 <i>First offense</i> <i>Second offense within one year</i>	\$346.50-346.55	\$10.00-200.00* 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 Fines not paid within 20 days Handicap violations & snow emergency Minimum penalty if not paid after 10 days Fines not paid with 20 days		\$ 20.00* 30.00* 40.00* 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 <i>First offense, plus prosecution costs</i> <i>Second offense, plus prosecution costs</i>	\$101.14	\$ 50.00-200.00* 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. 907.20 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 Installation completed without Install. Permit in addition to permit fees		\$ 100.00 200.00
5.22(7)(a)	Violation of Sec. 5.17 Flammable/Combustible Liquids Tank Program <i>First offense</i> <i>Second offense</i>		\$ 50.00-200.00 100.00-400.00
5.22(8)(a)	Violation of Sec. 5.18 Fireworks		\$100.00-1,000.00
5.22(9)	False alarms <i>First alarm per 12-month period</i> <i>Second false alarm per 12-month period, plus payroll for 4 firefighters</i> <i>Third and subsequent false alarms per 12-month period, plus full firefighter payroll</i>	\$60.55(2)(b)	No charge \$ 100.00* 150.00*

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5.22(10)	Hazardous materials release/spill fees, per vehicle per hour for expenses incurred, plus firefighters payroll exp. and reimbursement for materials		\$ 45.00+ (+per FEMA)
5.22(11)	Motor vehicle crash response per apparatus, not to exceed 2 apparatus Jaws equipment – multiple vehicles billed individually Oil dry, per 5 gallon container Firefighter payroll based upon prevailing wage per call. Multiple vehicles, will be based upon number of vehicles divided into payroll		\$ 100.00 250.00 25.00 Per call
5.22(12)	Repeat fire prevention visits Routine fire prevention visits Revisit after routine visit (warning letter issued), per outstanding violation Revisit from warning letter (citation issued), per outstanding violation Revisit from citation issuance, per outstanding violation		\$ 0 25.00 25.00 25.00
5.25(6)(5)	Appendix-Fire Prevention Code User, violation of this section on manufacture, storage & distribution of matches <i>First offense</i> <i>Each subsequent offense</i>	\$167.07	\$ 5.00-25.00 25.00
Chapter 6 – Land Division Control			
6.03(8)(b)	Failure to comply with this ordinance	\$236.30-\$236.32	\$ 25.00-200.00
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 Total property damaged is reduced in value by more than \$1000		\$ 200.00-500.00 500.00-1,000.00
7.21(1) 7.21(2) 7.21(3)	Violation of Sec. 7.03 Obstructing Streets, Sidewalks & Roads Maximum forfeiture Violation of any other provision of this Chapter except Sec. 7.03, 7.10, 7.15 and 7.16 Violation of either Sec. 7.15 Licensed Premises; Regulation of Attire, Conduct & Entertainment, or 7.16 Climbing on Motor Vehicles		No more than 25.00 \$ 10.00-200.00 50.00-300.00
7.23(2)(e)	Private alarm system equipment and testing requirements; forfeitures		10.00-200.00
7.23(3)(a)(1)-(4)	False alarms – Fire Department <i>First two false alarms per any 12-mo. period</i> <i>Third and fourth private false alarms per 12-month period, ea.</i> <i>Fifth through eighth private false alarms in 12-month period, ea.</i> <i>Ninth and subsequent private false alarms in 12-month period ea.</i>		No charge \$ 25.00 50.00 100.00
7.23(3)(b) & 7.23(4)(b)	False alarm penalties for Fire and Police Departments shall be a special charge, and lien on the property, shall be paid in full within 30 days of receipt notice, or on being delinquent shall accrue simple interest per annum rate of	\$60.55(2)(b), \$60.60(15) & (16)	12%
7.23(4)(a)(1)-(4)	Private alarm systems – Police Department <i>First two false alarms per any 12-mo. period</i> <i>Third and fourth false alarms per 12-month period, ea.</i> <i>Fifth and sixth false alarms per any 12-month period, ea.</i> <i>Seventh and eight false alarms per any 12-month period, ea.</i> <i>Ninth and subsequent false alarms per any 12-month period, ea.</i>		No charge \$ 25.00 75.00 100.00 200.00
7.24(6)(a)	Under age 18, Penalty for violation of ordinance, cigarette/tobacco products		\$ 50.00
7.24(d)	Other penalties, any person who violates (2)(b) "Retailer shall place sign stating person under 18 unlawful to sell cig/tobacco"		\$ 50.00-200.00
7.25(5)	Uniform Controlled Substances Act penalties, violation of 7.25(3) possession of marijuana <i>First offense</i> <i>Second & any succeeding offense within 12 mos.</i>	\$161	\$ 250.00-500.00 500.00-1,000.00

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7.25(5)	Uniform Controlled Substances Act penalties, violation of 7.25(4) concerning drug paraphernalia <i>First offense</i> <i>Second & any succeeding offense within 12 mos.</i>	\$161 \$161.571-577	\$ 100.00-350.00 \$ 350.00-750.00
7.26(2)	Harassment of police animals	\$951.095	\$ 50.00-500.00
7.27(2)	Theft, penalties for violation of the code	\$943.20	\$ 10.00-1,000.00
7.28(3)(a)	Truant penalties, child under 18 found truant <i>First violation, maximum penalty</i> <i>Second or subsequent within 12 mos. of previous violation, max. amt.</i>	\$948.45 \$938.37	\$ 50.00 100.00 500.00
7.28(4)(a)	<i>Maximum cumulative forfeiture amount</i> Habitual truancy penalties, maximum forfeiture amount	\$948.45	500.00
Chapter 8 – Public Nuisances			
8.16	Chronic Nuisance Premises <i>First offense</i> <i>Second offense</i> <i>Third offense & higher</i>		\$ 150.00-250.00 250.00-500.00 500.00-1,000.00
8.17	Penalty for violating chapter		\$ 25.00-200.00
Chapter 9 – Licenses, Permits & Fees			
9.015(7)	Regulation of alcohol licenses for sexually oriented businesses; violations of this section: <i>First Offense</i> <i>Second Offense</i> <i>Third Offense</i>		\$500.00-1,000.00 500.00-3,000.00 500.00-5,000.00
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> <i>Second and subsequent offense</i>		\$ 10.00-200.00 200.00-500.00
9.01 9.11(1)(a) 9.11(3) 9.11(4) 9.11(5)	Intoxicating liquor & fermented malt beverages section; Liquor penalties, besides costs of prosecution Violation of any other provision of this ordinance, <i>First violation</i> Any person violating ordinance, and previously convicted <i>*Penalties set forth in 9.11 shall be in addition to penalty provisions in Other Sections of Chapter 9, if any</i>	\$125.12 \$125*	Follow State Stat.* \$ 10.00-100.00* 10.00-200.00*
9.12(6)(b)	Bicycle license required; penalty plus court costs		\$ 2.00-25.00
9.13(2)(a) 9.13(4)(a) 9.13(4)(b) 9.13(4)(b)(1) 9.13(4)(c) 9.13(6)	Hotel and motel room tax; Failure to file; percentage of amt. required to be paid Interest rate for unpaid taxes Delinquent tax returns late filing fee Negligence; late, incorrect return subject to percentage of the tax Fraudulent return; intent to evade tax – exclusive of other penalties Failure to obtain permit, refuse inspection, failure to file return, violation of any provision of this section	\$66.75, \$77.52(2)	6% 10% 7% \$ 10.00 25% 50% 200.00
9.17(7)	Secondhand article, jewelry, pawnbroker; penalties <i>First offense</i> <i>Second or subsequent offense</i>	\$134.71	\$ 50.00-1,000.00 500.00-2,000.00
9.19(6)	Christmas trees; failure to obtain permit /non-compliance, per day Failure to clean up lot; fine		\$ 10.00-100.00 100.00
9.20(5)	Massage/reflexology; penalty, failure to obtain permit		\$ 10.00-200.00
9.21(3),(6),(7) 9.21(12)	Escort, escort services; Violation of ordinance (ea. day separate offense); plus license revocation	\$111, \$944	Not over \$1,000.00

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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
27.33(2)	Violation of Subchapter 1 of Ch. 295 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.		\$50.00-250.00
29.06 (12)	Non-compliance of provisions of Town B-4/B-5 Conditional Use Permit		\$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 31 – Construction Site Erosion Control and Stormwater Management Ordinance			
31.05(7)	Failure to comply with chapter provisions, to cease activity in stop-work order, or failure to comply with approved plan or permit, per offense, each day		\$500.00-1,000.00
Chapter 32 – Construction Site Erosion Control			
32.12(6)	Failure to comply with Ordinance provisions, per offense, each occurrence (less than 1 acre / 1 acre or more of disturbance) Failure to apply for and obtain an erosion control permit Failure to develop & implement an erosion & sediment control plan Failure to post the “Certificate of Permit Coverage” at the site Failure to retain plans and inspection reports at the site Failure to inspect and monitor erosion & sediment control BMPs Failure to repair, replace or maintain erosion & sediment control BMPs Failure to amend an erosion & sediment control plan, as needed Failure to implement an amended erosion & sediment control plan		\$ 50.00-500.00 50.00-500.00 ----- 25.00-250.00 30.00-300.00 50.00-500.00 50.00-500.00 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 Failure to develop & implement a storm water management plan Failure to prepare a maintenance agreement or record drawings Failure to post the “Certificate of Permit Coverage” at the site Failure to retain plans, maintenance logs, inspection reports Failure to inspect and monitor storm water management BMPs Failure to repair, replace or maintain storm water management BMPs Failure to amend a storm water management plan, as needed Failure to implement an amended storm water management plan		\$ 50.00-500.00 50.00-500.00 0-250.00 25.00-250.00 25.00-250.00 30.00-300.00 50.00-500.00 50.00-500.00 50.00-500.00

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State Statute

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Chapter 34 – Illicit Discharge and Connection Ordinance			
34.13(5)(a)	Failure to comply with chapter provisions, per offense, each day: Failure to properly dispose of a pollutant or illicit discharge Failure to take reasonable actions to eliminate an illicit discharge Failure to take reasonable actions to locate an undocumented drain Failure to implement WPEDS Industrial Discharge Permit Failure to allow reasonable access for inspection or sampling Failure to install, maintain or calibrate monitoring equipment Failure to install or maintain non-structural and structural BMPs Failure to notify Town of a spill or release of hazardous substance Failure to take reasonable actions to prevent or contain a spill or release of a hazardous substance *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.		Home Owner/Other Not less than: \$ 50.00*-500.00* 50.00*-500.00* 30.00*-300.00* 0-500.00* 50.00*-500.00* 0-500.00* 0-500.00* 25.00*-250.00* 50.00*-500.00*