

**VILLAGE OF EDEN
FOND DU LAC COUNTY, WI**

GENERAL PENALTY ORDINANCE

SECTION 1: ENFORCEMENT; PENALTIES

- A) **General Penalty.** Except where a penalty is provided elsewhere in this Code of Ordinances, any person who shall violate any of the provisions of this Code shall, upon conviction of such violation, be subject to a penalty, which shall be as follows:
- 1) **First Offense: Penalty.** Any person who violates any provision of this Code shall, upon conviction thereof, forfeit not less than One-Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00), together with the costs of prosecution and, in default of payment of such forfeiture and costs of prosecution, shall be imprisoned in the County jail until such forfeiture and costs are paid, but not exceeding ninety (90) days.
 - 2) **Second Offense: Penalty.** Any person found guilty of violating any Ordinance or part of an Ordinance of this Code who shall previously have been convicted of a violation of the same Ordinance within one (1) year shall, upon conviction thereof, forfeit not less than Two Hundred Fifty Dollars (\$250.00) nor more than Two Thousand Dollars (\$2,000.00) for each such offense, together with costs of prosecution and, in default of payment of such forfeiture and costs, shall be imprisoned in the County jail until such forfeiture and costs of prosecution are paid, but not exceeding six (6) months.
- B) **Continued Violations.** Each violation and each day a violation continues or occurs shall constitute a separate offense. Nothing in this Code shall preclude the Village from maintaining any appropriate action to prevent or remove a violation of any provision of this Code.
- C) **Other Remedies.** The Village shall have any and all other remedies afforded by the Wisconsin Statutes in addition to the forfeitures and costs of prosecution above.
- D) **Execution against defendant's property.** Whenever any person fails to pay any forfeiture and costs of prosecution upon the order of any court for violation of any provision of a Village Ordinance, the court may, in lieu of ordering imprisonment of the defendant, or after the defendant has been released from custody, issue an execution against the property of the defendant for such forfeiture and costs.
- E) **Court Authority to Impose Alternative Juvenile Dispositions and Sanctions.**
- 1) For a juvenile adjudged to have violated an ordinance, a court is authorized to impose any of the dispositions listed in Sec. 938.343 and 938.344, Wis. Stats.

- 2) For a juvenile adjudged to have violated an ordinance who violates a condition of a dispositional order of the court under Sec. 938.343 or 938.344, Wis. Stats., a court is authorized to impose any of the sanctions listed in Sec. 938.355(6)(d), Wis. Stats., in accordance with the provisions of those statutes.
- 3) This Section is enacted under the authority of Sec. 938. 17(2)(cm), Wis. Stats.

Dated this _____ day of _____, 2024.

VILLAGE OF EDEN

Kevin Goebel, Village President

Attest:

Kari Schlefke, Village Clerk/Treasurer