

City of Waukesha, Wisconsin

Ordinance No. 2025 – 6

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**An Ordinance Amending Sections 11.01(10)(a) and 25.05 of the Waukesha Municipal Code, Regarding Penalties for Municipal Code Violations**

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The Common Council of the City of Waukesha do ordain as follows:

**Section 1.** Section 11.01(10)(a) of the Municipal Code is amended as follows:

- (a) Delete the rows in the table for 11.941.22 and 11.941.24 entirely.
- (b) Change each reference to \$500 in the “Penalty” column to \$2,500.

**Section 2.** Section 25.05 of the Municipal Code is amended to read in its entirety as follows:

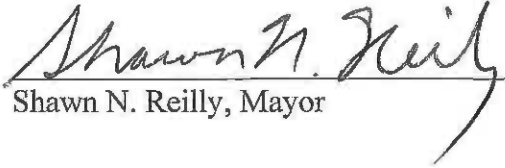
**25.05 Penalties.**

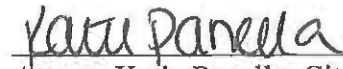
1. **General Penalty.** Any person violating any provisions of this Municipal Code that impose a monetary penalty but do not specify a penalty amount shall, upon conviction of such violation, be subject to the penalty set forth below. All violations of this Code are subject to the maximum municipal court fees as set forth in Wis. Stat. §814.65(1), plus any other applicable fees, surcharges and costs as prescribed in Wisconsin Statutes chapter 814.
  - a. **First Offense.** Not less than \$10 nor more than \$2,500 together with the costs of prosecution.
  - b. **Subsequent Offenses.** Not less than \$100 nor more than \$5,000 for each such offense, together with the costs of prosecution.
2. **Default of Payment.** For failure to pay penalty amounts imposed by this section or by any other provision within this Municipal Code, persons may be subject to imprisonment in the County jail until payment is made, not to exceed 90 days.
3. **Execution against Defendant’s Property.** Whenever any person fails to pay any penalty imposed by this section or by any other provision of this Municipal Code, 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 penalty amounts.
4. **Continuing Violations.** Each violation and each day a violation continues or occurs shall constitute a separate offense.
5. **Other Remedies Preserved.** The penalties provided herein shall be in addition to all other available remedies, whether legal or equitable, and nothing in this Municipal Code shall preclude the City from maintaining any appropriate action to prevent or remove a violation of any provision of this Municipal Code.

All ordinances, or portions of ordinances, inconsistent with this ordinance are hereby repealed.

**Section 3.** This Ordinance shall be effective the day after its publication.

Passed the 1st day of July, 2025.

  
Shawn N. Reilly, Mayor

  
Attest: Katie Panella, City Clerk