CHAPTER 9

PUBLIC PEACE AND GOOD ORDER

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9.01 OFFENSES AGAINST STATE LAWS SUBJECT TO FORFEITURE. **The provisions of Chapters 940-947 of the Wisconsin Statutes as from time to time amended, including but not limited to each of the following Statutes which create and define offenses against the peace and good order of the State, are hereby adopted by reference and made a part hereof except to the extent such incorporation by reference is specifically prohibited by any section in any said Chapters, in which case such section of such Chapter is not adopted by reference; provided the penalty for commission of such offenses hereunder shall be limited to a forfeiture imposed under Section 25.04 of this Municipal Code, regardless the penalty established in such State Statutes.**[Ord.609 12/2010, Ord.610 03/2011]

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9.02 DISCHARGING AND CARRYING FIREARMS AND GUNS. (1) No person, except a law enforcement officer as defined in Wis. Stats.165.85(2)(c), shall fire or discharge any firearm, rifle, spring or air gun within the Village, except as might otherwise be justified by Wis. Sec. 895.62. [Ord. 625 08/12]

(2) No person, except a law enforcement officer as defined in Wis. Stats. 165.85(2)(c), may carry a concealed weapon as defined in Wis. Stats. Sec. 175.60,(1)(ag) and (j), unless the person is a "licensee" as defined by Wis. Stats. Sec. 175.60(1)(d) or has an "out-of-state-license" as defined by Wis. Stats. Sec. 175.60(1)(f). [Ord. 625 08/12]

(3) No person may enter or remain at a special event while carrying a firearm if the organizers of the special event have notified the actor not to enter or remain at the special event while carrying a firearm or with that type of firearm. This subsection does not apply, if the firearm is in a vehicle driven or parked in the parking facility, to any part of the special event grounds or building used as a parking facility. The term "special event" has the meaning set forth in Wis. Stats. Sec. 943.13(1e)(h). For purposes of this subsection the organizers of the special event have notified an individual not to enter or remain at the special event while carrying a firearm or with a particular type of firearm if the organizers have posted a sign that is located in a prominent place near all of the entrances to the special event and any individual attending the special event can be reasonably expected to see the sign.[Ord. 625 08/12]

(4) No person may transport a firearm, bow or crossbow in or on a vehicle or all-terrain vehicle, unless the firearm is a handgun as defined in Wis. Stats. Sec. 175.60(1)(bm), unless the firearm is unloaded or unless the bow does not have an arrow

nocked, or unless the crossbow is not cocked or is unloaded and enclosed in a carrying case. A loaded firearm, a bow that has an arrow nocked, or a crossbow that is cocked may be placed on the exterior of a vehicle or all-terrain vehicle provided that the vehicle or all-terrain vehicle is stationary as that term is defined by Wis. Stats. Sec. 167.31 (1)(fg). No firearm, except a handgun as defined by Wis. Stats. Sec. 175.80(1)(bm), bow, or crossbow may be loaded inside a vehicle[Ord. 619 01/12, 625 08/12]

(5) The Chief of Police may grant a permit for any shotgun or rifle to be discharged and to be carried outside of a carrying case or other suitable container for any lawful purpose such as pest extermination. Any such permit shall be for a term not exceeding 1 year, and such permits should be subject to revocation by the Chief of Police at any time at the Chief's discretion. Such permits shall only be issued to adult residents of the Village of Ellsworth. [Ord. 154, 222, 386, 618 10/11, 625 08/12]

9.03 THROWING OR SHOOTING OF ARROWS, STONES AND OTHER MISSILES PROHIBITED. (1) No person shall throw or shoot any object, arrow, stone, snowball or other missile or projectile, by hand or by any other means at any person or at, in or into any street, sidewalk, alley, highway, park, playground or other public place within the Village. [Ord. 638 04/14]

(2) No person may hunt with a bow and arrow or crossbow within one hundred yards of any building located on another person's land, unless the owner of the building allows the hunter to hunt within a lesser distance from the other's building. Any person who hunts with a bow and arrow or crossbow must discharge the arrow or bolt from the respective weapon toward the ground.[Ord. 638 04/14]

9.04 SALE AND DISCHARGE OF FIREWORKS RESTRICTED. Sec. 167.10, Wis. Stats., regulating the sale and use of fireworks exclusive of any penalty imposed thereby is adopted by reference and made a part of this section as though set forth in full.

9.05 LOUD AND UNNECESSARY NOISE PROHIBITED. (1) No person shall make or cause to be made any loud, disturbing or unnecessary sounds or noises such as may tend to annoy or disturb another in or about any public street, alley or park or any private residence.

(2) OPERATION OF MOTOR VEHICLES. It shall be a violation

of this section for a person to operate a motor vehicle so as to cause the tires thereof to squeal, the horn to blow excessively or the motor to race excessively.

9.06 OBEDIENCE TO OFFICERS. No person shall resist or in any way interfere with any officer of the Village while such officer is doing any act in his official capacity and with lawful authority, or shall refuse to assist an officer in carrying out his duties when so requested by the officer. [Ord. 228]

9.07 OBSTRUCTION OF TRAFFIC. No person shall obstruct the public streets, alleys , sidewalks, street crossing or bridges or in any other public places within the Village in such manner as to prevent, interfere with or obstruct the ordinary free use of said public streets, sidewalks, street crossings, bridges or other public places by persons, pedestrians or vehicular traffic passing along and over the same. [Ord. 418]

9.08 BURNING. (1) IN STREETS PROHIBITED. No person shall set a fire within any street or alley in the Village.

(2) FIRE LIMITS. Except as provided in Section 11.11,no person shall cause to be set any fire within the fire limits ofthe Village unless it be within a stove or furnace within a building. [Ord. 150][Repealed June 1, 1998, Ord. 474]

9.09 STORAGE OF JUNK, ETC., REGULATED. (1) No person shall store junked or discarded property including automobiles, automobile parts, trucks, tractors, refrigerators, furnaces, washing machines, stoves, machinery or machinery parts, wood, bricks, cement blocks, or other unsightly debris which substantially depreciates property values in the neighborhood except in an enclosure which houses such property from public view, or upon permit issued by the Village Board. The Building Inspector or Chief of Police may require by written order any premises violating this Section to be put in compliance within the time specified in such order, and if the order is not complied with, may have the premises put in compliance and the cost thereof assessed as a special tax against the property. Where there is great and immediate danger to the public health, safety, peace, morals or decency, the violation may be summarily abated as provided in Sec. 10.06. [Ord. 157, 404]

(2) ABANDONED VEHICLES. (a) Vehicle Abandonment Prohibited. No person shall leave unattended any motor vehicle,

trailer, semitrailer or mobile home on any public street or highway or public or private property, for such time and under such circumstances as to cause the vehicle to reasonably appear to have been abandoned. When any such vehicle has been left unattended on any Village street or highway or on any public or private property within the Village without the permission of the owner for more than 48 hours, the vehicle is deemed abandoned and constitutes a public nuisance.

(b) Removal and Impoundment of Abandoned Vehicles. Any vehicle in violation of this section shall be impounded until lawfully claimed or disposed of under par. (c), except that if the Chief of Police or his duly authorized representative determines that the cost of towing and storage charges for the impoundment would exceed the value of the vehicle, the vehicle may be junked by the Village prior to expiration of the impoundment period upon determination by the Chief of Police or his duly authorized representative that the vehicle is not wanted for evidence or other reason.

(c) Disposal of Abandoned Vehicles. (1) The provisions of Section 342.40, Wis. Stats., unless otherwise provided herein, shall apply to the notice and sale of abandoned vehicles.

(2) Where there is no lien holder of record, and the owner cannot be identified or located, the balance of the proceeds, if any, after deducting the expense of impounding and sale, shall be paid into the Village treasury. [Ord. 315, 410]

(d) Owner Responsible for Impoundment and Sale Costs. The owner of any abandoned vehicle, except a stolen vehicle, is responsible for the abandonment and all costs of impounding and disposing of the vehicle. Costs not recovered for the sale of the vehicle may be recovered in a civil action by the Village against the owner. Where the identity of the owner is unknown, or the Chief of Police otherwise so elects, and where the removal of the vehicle is from private property, the owner of the private property premises shall be responsible for all costs of impounding and disposing of the vehicle and otherwise

eliminating any nuisance caused by such vehicle. [Ord. 410]

(e) Notice of Sale or Disposition. Within 5 days after the sale or disposal of a vehicle as provided in par. (c), the Chief of Police or his duly authorized representative shall advise the Wisconsin Department of Transportation, Division of Motor Vehicles, of such sale or disposition on a form supplied by the Division. A copy of such form shall also be given to the purchaser of the vehicle. A copy shall also be retained on file in the Village. [Ord. 410]

(3) DISPOSAL OF JUNKED, UNREGISTERED MOTOR VEHICLES. (a) No disassembled, dismantled, junked, inoperable or wrecked vehicle or parts thereof shall be stored or allowed to remain in the open upon public or private property, and no unlicensed or unregistered vehicle shall be stored or allowed to remain in the open upon private property, for more than 7 days unless in connection with an existing and operating auto salvage yard, junk yard, garage, auto sales lot or auto service station located in a properly zoned area for such business. Any such vehicle or parts thereof, shall be removed, stored and disposed of as provided in Sec. 342.40 (3), Wis. Stats.

(b) No unregistered motor vehicle may be located upon a highway, street or roadway for such time and under such circumstances as to cause the motor vehicle to reasonably appear to have been unregistered for not less than 30 days. Any such unregistered motor vehicle may be immobilized, impounded and disposed of in the manner provided in Sec. 341.65, Wis. Stats. [Ord. 208, 410]

9.11 LITTERING PROHIBITED. (1) No person shall place, throw or discard any glass, refuse, waste, furniture, furnishings, appliances, filth or other litter upon the street, alleys, highways, public right of ways, sidewalks, or parks, or in or upon any other property of the Village, or in or upon any private property, including privately owned or leased trash bins or garbage dumpsters, or upon the surface of any water within the Village.

(2) Refuse may be deposited at curbside for garbage or recycling collection, but such refuse shall be placed only in bags or containers authorized by the Village Board pursuant to its refuse collection contract, and such refuse shall not be placed at curbside more than 24 hours prior to the scheduled collection pickup time. [Ord. 391]

9.12 ANIMALS AND FOWL. No person having in his possession or under his control any animal or fowl shall allow the same to run at large within the Village. [Ord.616 08/2011, Ord.660 3/2017]

9.13 OPEN CISTERNS, WELLS, BASEMENTS OR OTHER DANGEROUS EXCAVATIONS PROHIBITED. No person shall have or permit on any premises owned or occupied by him any open cisterns, cesspools, well, unused basements, excavations or other dangerous openings. All such places shall be properly filled, securely covered or fastened, in such manner as to prevent injury to any person and any cover shall be of a design, size and weight that the same cannot be removed by small children. (Private well abandonment: see section 11.07 (4)).

9.14 ABANDONED OR UNATTENDED ICE BOXES, ETC., PROHIBITED. No person shall leave or permit to remain outside of any dwelling, building, or other structure, or within any unoccupied or abandoned building, dwelling or other structure under his control in a place accessible to children, any abandoned, unattended or discarded ice box, refrigerator or other container which has an airtight door or lid, snap lock, or other locking device which may not be released from the inside without first removing said door or lid, snap lock or other locking device from said ice box, refrigerator or container unless such container is displayed for sale on the premises of the owner or his agent and is securely locked or fastened.

9.15 SMOKING PROHIBITED IN VILLAGE BUILDINGS. (1) No person may smoke in any enclosed, indoor area of a Village building. (2) The definitions contained in Section 101.123, Stats., as adopted and hereafter amended are incorporated herein by reference. [Ord. 394]

9.20 ATTEMPTS TO VIOLATE ORDINANCES PROHIBITED. (1) No person shall attempt to commit an ordinance violation.

(2) An attempt to commit an ordinance violation requires that the actor have an intent to perform acts and attain a result which if accomplished, would constitute such ordinance violation and that he does act toward the commission of the violation which demonstrates unequivocally, under all circumstances, that he formed that intent and would commit the violation except for the intervention of another person or some other extraneous factor.

(3) This section shall apply only to those ordinances which specifically require intent as an element of proof of violation thereunder. [Ord. 235]

9.21 PARTIES TO ORDINANCE VIOLATIONS. (1) Whoever is concerned in the commission of an ordinance violation is a principal and may be charged with and convicted of the commission of an ordinance violation although he did not directly commit it and although the person who directly committed it has not been convicted or has been convicted of some other ordinance violation based on the same act.

(2) A person is concerned in the commission of an ordinance violation if he:

(a) Directly commits the violation.

(b) Intentionally aids and abets the commission of it.

(c) Is a party to a conspiracy with another to commit it or advised, hires, counsels or otherwise procures another to commit it. Such a party is also concerned in the commission of any other ordinance violation which is committed in pursuance of the intended ordinance violation and which under the circumstances is a natural and probable consequence of the intended ordinance violation. This paragraph does not apply to a person who voluntarily changes his mind and no longer desires that the violation be ommitted and notifies the other parties concerned of his withdrawal within a reasonable time before the commission of the violation so as to allow the others also to withdraw. [Ord. 234]

9.22 UNDERAGE PERSON'S MISREPRESENTATION TO PROCURE FERMENTED MALT BEVERAGES OR INTOXICATING LIQUORS. (1) No underage person shall represent that he is of age to ask for or receive any fermented malt beverages from any keeper of any place for the sale of fermented malt beverages, except in case authorized by law.

(2) No underage person shall represent that he is of age to ask for or receive any intoxicating liquors from any keeper of any place for the sale of intoxicating liquors except in cases authorized by law.

(3) No underage person shall procure, seek to procure, knowingly possess or consume in public any fermented malt beverage.

(4) No underage person shall procure, seek to procure, knowingly possess or consume in public any intoxicating liquor. [Ord. 74, 236]

9.23 REGULATION OF THE SALE OF FERMENTED MALT BEVERAGES OR INTOXICATING LIQUORS BY KEEPERS OF PLACES SELLING SUCH LIQUORS OR MALT BEVERAGES. No keeper of place for the sale of any intoxicating liquor or fermented malt beverages shall sell, vend, give or deal or traffic in the sale of intoxicating liquors or fermented malt beverages to an underage person, or to any person intoxicated or bordering on a state of intoxication. [Ord. 74]

9.24 PARKS. (1) This section creates regulations governing the Summit Hill Park, the East End Park, and Cairns Woods in the Village of Ellsworth. [Ord. 424]

(2) Village Parks shall be closed between the hours of 10:30 p.m. and 6:00 a.m.

(3) The consumption of intoxicating liquors or fermented malt beverages in Village Parks shall be restricted to the hours of 8:00 a.m. and 10:30 p.m.

(4) The consumption of intoxicating liquors or fermented malt beverages in the Summit Hill Park shall be restricted and limited to the picnic area thereof and to such other areas as

may be designated under a picnic license or beer license granted by the Village Board. The picnic area of said Park is that part thereof located under and immediately adjacent to the picnic shelter at the North end of said Park, being adjacent and to the East of the volleyball courts. [Ord. 352, 424]

(5) No fires shall be permitted in Cairns Woods at any time or under any circumstances. No fires shall be permitted in any other park except in cooking grills fueled by charcoal. [Ord. 424]

(6) Overnight camping or sleeping in Cairns Woods is prohibited. Overnight camping in other parks is allowed only upon approval of the Chief of Police or his subordinates. [Ord. 300, 352, 424]

(7) Notwithstanding the closing hours established in subsec. (2) above, Summit Hill Park, also known as Summit Park, shall remain open until 11:30 p.m. on any evening when an Ellsworth Baseball Association sanctioned baseball game is played on the same said evening. A calendar of said games shall be furnished the Village Clerk by the Association. [Ord. 461]

(8) No events other than baseball games are to take place at Bob Young Field at Summit Park except upon mutual consent of the Village Board and the Ellsworth Baseball Association. The purpose of this subsection is to preserve the integrity of the baseball field. [Ord. 461]

9.25 SMOKING PROHIBITED. (1) No person shall smoke in any place in or upon the Pierce County Fairgrounds or grandstand where a "No Smoking" sign is posted.

(2) The term "smoking" means the carrying of lighted pipe, cigarette, cigar or other lighted tobacco in any form. [Ord. 310]

9.26 CURFEW. (1) It shall be unlawful for any person under the age of sixteen (16) years to congregate, loiter, wander, stroll, stand or play in or upon the public street, highways, roads, alleys, parks, public buildings, places of amusement and entertainment, vacant lots or any public places in the Village of Ellsworth, either on foot or in or upon any

conveyance being driven or parked thereon, between the hours of 10:30 p.m. and 5:00 a.m. of the following day, Central Time, unless accompanied by his or her parent or legal guardian. [Ord. 428]

(2) This Section shall not apply to a child:

(a) Who is performing an errand as directed by his parent, guardian or person having lawful custody.

(b) Who is on his own premises or in the areas immediately adjacent thereto.

(c) Who is returning immediately home from a supervised school, church or civic function or from employment.

These exceptions shall not, however, permit a child to unnecessarily loiter about the streets, alleys or other public places or in a motor vehicle parked or traveling on any public street.

(3) The curfew hours for Fridays and Saturdays shall be extended to midnight, thus running from midnight to 5 a.m. the following Sunday morning. [Ord.412]

9.27 FIREWORKS REGULATED. (1) It is unlawful for any person to sell, expose or offer for sale, use, keep, discharge or explode any firecrackers, blank cartridges, toy pistols or cannons, toy canes or cannons in which explosives are used, contrivances using explosive caps or cartridges, sparklers, display wheels, the type of balloon which requires fire underneath to propel the same, torpedoes, sky rockets, Roman candles, aerial salutes, American or Chinese bombs or other fireworks of like construction, or any fireworks containing any explosive or flammable compound, or any tablets or other devices commonly used and sold as fireworks containing nitrates, chlorates, oxalates, sulphides of lead, barium, antimony, arsenic, mercury, nitroglycerine, phosphorus or any compound containing any of the same or other modern explosives, within the Village of Ellsworth, except as hereinafter provided.

(2) Nothing herein contained shall prohibit the use of fireworks other than those prohibited by Sub. (6) for pyrotechnic displays given by public authorities, fair

associations, amusement parks, park boards, civic organizations or groups of individuals, or for the protection of crops from predatory birds of animals by agricultural producers that been granted a permit for such display or protective use by the president of the village wherein the display is to be given or the protective use is to occur, and permits issued for crop protection shall state the type of fireworks to be used for such purpose, and the owner or lessee of said land on which sad fireworks are installed shall erect appropriate warning signs disclosing the use of fireworks for crop protection.

(a) The issuing officer may require an indemnity bond with good and sufficient sureties for the payment of all claims that may arise by reason of injuries to person or property from the handling, use or discharge of fireworks under such permit.

Such bond, if required, shall be taken in the name of the village wherein the fireworks display is to be given, and any person injured thereby may bring an action on said bond in his own name to recover the damage he has sustained, but the aggregate liability of the surety to all persons shall in no event exceed the amount of such bond. The bond, if required, together with a copy of the permit shall be filed in the office of the clerk of the village.

(3) Nothing herein contained shall prohibit the use of sale of blank cartridges for circus or theatrical purposes, or signal purposes in athletic contests or sports events, or use by militia, police or military organizations; nor the use of sale of colored flares or torpedoes for railway, aircraft, or highway signal purposes.

(4) Nothing in this ordinance shall be construed to prohibit any resident wholesaler, dealer or jobber from selling fireworks other than those prohibited by Sub. (6) at wholesale, but only when the same are shipped or delivered directly outside the state of Wisconsin or to an organization, agricultural producer or group granted a permit under Sub.(2).

(5) The following provisions shall apply to places where fireworks are stored or handled:

(a) Such premises shall be equipped with fire extinguishers approved by the fire chief or

chief engineer or the fire department in the community in which such premises are located;

(b) Smoking shall be prohibited where fireworks are stored or handled;

(c) It is hereby made the duty of every wholesaler, dealer or jobber keeping, storing or handling, within the Village of Ellsworth, fireworks of any description to notify the fire chief of the fire department in the village wherein such fireworks are kept, stored or handled, immediately of the receipt of such fireworks, or the removal thereof from one location to another, and the location where such fireworks are stored. No fireworks shall be stored in any building used for dwelling purposes or in any building situated within 50 feet of any building used for dwelling purposes, or in places of public assemblage, or within 50 feet of any gasoline pump, gasoline filling station or gasoline bulk station, or any building in which gasoline or volatile liquid is sold in quantities in excess of one gallon.

(6) Under no circumstances shall any person sell, keep for sale, manufacture or bring into the village for use therein fire ballon, mortars excepting mortars used for special display purposes or cannon, or any explosive caps or cartridges, and Chinese firecrackers more than 2 inches in length or more than three-eighths inch in diameter, outside measurements of container, or any article containing a compound of mercury or yellow phosphorus.

(7) A parent or legally appointed guardian of any minor who shall knowingly permit such minor to purchase or have in his possession or to discharge any fireworks forbidden by this ordinance shall be deemed to have violated this ordinance and such parent or guardian shall be personally liable for any damage caused by such possession or discharge of fireworks.

(8) Any person violating any provision of this ordinance shall, upon conviction thereof, forfeit not more than $500.00, and in default of payment of such forfeiture and costs shall be imprisoned in the county jail until payment of such forfeiture and costs or prosecution, but not to exceed six months.

(9) The prohibitions and penalties provided in this ordinance shall not apply to toy pistols, toy canes, toy guns or

other devices in which paper caps manufactured in accordance with the United States Interstate Commerce Commission regulations for packing and shipping of toy paper caps are used or to toy pistol paper caps so manufactured, the sale and use of which shall be permitted at all times.

(10) The prohibitions and penalties provided in this ordinance shall not apply to (a) gold star producing sparklers on wires which contain no magnesium, chlorate or perchlorate, and (b) toy snakes which contain no mercury; the sale and use of which shall be permitted at all times.

(11) The prohibitions and penalties provided in this ordinance shall not apply to smoke novelties and party novelties which contain less than 20/500ths of a grain of explosive mixture. [Ord. 242]

9.28 CONTRIBUTING TO TRUANCY. Repealed by Ord. 514. See Sec. 948.45,Wis. Stats. [Ord. 514]

9.49 MUNICIPAL CITATION - UNIFORM COMPLAINT. (1) The Village Board hereby authorizes the use of a uniform citation to be issued for violations of Ordinances, including Ordinances for which a statutory counterpart exists. The citation shall be in the form of the "Uniform Complaint" attached hereto by reference. This Complaint form may be changed from time to time provided such changes are in substantial conformity with the said within Complaint.

(2) The Uniform Complaint adopted in this section shall not be used in connection with those traffic ordinances adopted by reference where a uniform traffic citation is required to be used. [Ord. 369]

9.50 PENALTIES. (1) Except as otherwise provided herein, any person who shall violate any provision of this chapter shall be subject to a penalty as provided in sec. 25.04 of this Municipal Code. (2) Any person who shall violate any provision of 9.01-48.45 shall, upon conviction thereof, forfeit not more than $500, 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 one year.

(3) In addition to any penalty imposed for violation of Sec. 9.01-943.01 any person who shall cause physical damage to or destroy any public property shall be liable for the costs of replacing or repairing such damaged or destroyed property. The parent or parents of any unemancipated minor child who violates sec. 9.01-943.01 (1) may also be held liable for the cost of replacing or repairing such damaged or destroyed property in accordance with Sec. 895.035, Wis. Stats.

(4) Any person who shall violate any provision of secs. 9.01-946.12 and/or 9.01-946.13 shall, upon conviction therefore, forfeit not more than $500, 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 one year.

(5) (a) Any person who shall violate any provision of sec. 9.22 (2) and (4) shall, upon conviction thereof, forfeit not more than $100, together with the costs of prosecution, and in default of such forfeiture and costs of prosecution, shall be imprisoned in the County Jail until such forfeiture and costs are paid, not to exceed 10 days.

(b) Any person who shall violate any provision of sec. 9.22 (2) and (4) shall, upon conviction thereof, forfeit not more than $100, together with the costs of prosecution, and in default of such forfeiture and costs of prosecution, shall be imprisoned in the County Jail until such forfeiture and costs are paid, not to exceed 10 days. The court shall also restrict or suspend the motor vehicle operating privileges provided in Sec. 343.30 (6), Wis. Stats.

(6) (a) Any person violating provisions of sec. 9.23 shall, upon conviction thereof, forfeit not more than $500, and in default of payment of such forfeiture and costs, shall be imprisoned in the County Jail until payment of such forfeiture and costs of prosecution, but not to exceed 60 days.(b) If any such person shall be found guilty of a second violation of any provision of sec. 9.23, in addition to the above penalties, he shall forthwith forfeit any fermented malt beverage or liquor license issued to him without further notice.

(7) Where not otherwise expressly prohibited by this Municipal Code, and where otherwise in compliance with Wisconsin Statutes, the forfeiture imposed upon any person who shall violate any provision of this chapter may be imposed and assessed in a manner conforming with the forfeiture provided by Wisconsin Statutes for a similar violation. In no event shall these guidelines provided by the forfeiture provisions of Wisconsin Statutes be exceeded by the forfeiture actually imposed by the Village.