

Village of Menomonee Falls Resolution No. 1029-R-14

A RESOLUTION APPROVING POLICY ON LOCATION OF CAMPAIGN SIGNS

WHEREAS, Wisconsin Statutes § 86.19 provides that, with certain exceptions, no sign shall be placed within the limits of any street or highway except such as are necessary for the guidance or warning of traffic or as provided by Wisconsin Statutes §§ 60.23 (17m) and 66.0429; and requires that authorities charged with the maintenance of streets or highways shall cause the removal therefrom and the disposal of all other signs; and

WHEREAS, Wisconsin Statutes § 86.19 also authorizes and directs that Wisconsin Department of Transportation shall prescribe regulations with respect to the erection of signs on public highways; and further provides that such regulations shall have the full force of law; and

WHEREAS, the Wisconsin Department of Transportation has promulgated regulations concerning the placement of signs along highways and generally limits the location of political signs to entirely on private property with the property owner's consent; and sets time limits for when such signs can be erected and for when they must be removed; and

WHEREAS, Village of Menomonee Falls Ordinance § 78-6(7) a.2 provides that political campaign signs shall not be located within the public right-of-way or on public property; and

WHEREAS, attached to this resolution is a policy that would regulate the location of political campaign signs; and

WHEREAS, the Village Board of Trustees finds that the attached policy is narrowly tailored to eliminate hazards in the public right of way and to treat all signs equally with respect to public property; and would constitute a reasonable and least restrictive limitation on the placement of such signs; and

WHEREAS, Board of Trustees finds that the placement of such signs in the public right of way poses a hazard to the public and is an issue of public safety; and

WHEREAS, the Board of Trustees finds that it would be in the public interest to adopt the attached policy regulating the placement of political signs.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Menomonee Falls that the attached policy regulating the placement of political signs is hereby approved; and

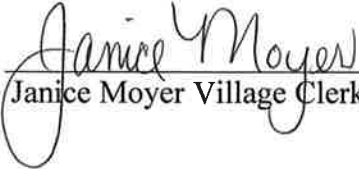
BE IT FURTHER RESOLVED that the Village Manager and Chief of Police are authorized and directed to implement the policy; and

BE IT FURTHER RESOLVED that if a court of competent jurisdiction adjudges any section, clause, provision or portion of the attached policy unconstitutional or invalid, the remainder of the policy shall not be affected thereby; and

BE IT FURTHER RESOLVED that this resolution shall take effect and be in full force from and after its passage.

Adopted by the Board of Trustees of the Village of Menomonee Falls on the 18th day of August, 2014.

By: 
Randall R. Newman, Village President

Attest: 
Janice Moyer Village Clerk

VILLAGE OF MENOMONEE FALLS

LOCATION OF POLITICAL CAMPAIGN SIGNS

According to Wisconsin Statutes and Village of Menomonee Falls Code of Ordinances Sec. 78-6(7) a.2 Political Campaign Signs shall not be located within the public right-of-way or on public property

Campaign signs must be located on private property and only with permission from the property owner.

- In urban areas with curb and gutter – the property line is generally located 12 feet from the back of curb
- In rural areas with roadside drainage ditches – the property line is generally located 18 feet from the edge of street pavement (generally at the top of the back slope of the roadside ditch)

Description of Areas Where Campaign Signs May Not be Placed

- Between the curb and gutter and sidewalk
- Between the edge of street pavement and walking paths or roadside drainage ditches
- In the grass area adjacent to the street pavement
- On boulevard medians
- On power poles and telephone poles

POLITICAL CAMPAIGN SIGN REMOVAL POLICY

The Menomonee Falls Police Department Will Regulate Improperly Placed Political Campaign Signs

- Political campaign signs that are improperly placed on public property or in the public right-of-way will be removed by the Police Department
 - The candidate or the candidate's representative will be contacted and informed of the removal of the improperly placed sign(s).
 - When the Menomonee Falls Police Department removes a sign, it will be held at the Village Public Works Facility for one week. The Public Works Facility is located at N72 W15920 Good Hope Road, Menomonee Falls.
 - All signs unclaimed after the one-week period will be disposed of by the Village.

Should you have any questions, please contact the Village of Menomonee Falls Police Department at 262-532-8700