

Subchapter 106. Municipal Judge.

- 106.1.PURPOSE. The purpose of this ordinance is to provide for the election of a municipal judge and establish a municipal court in the Town of Presque Isle.
- 106.2.AUTHORITY. The Town of Presque Isle has the authority, pursuant to s. 60.36, 60.37 and 755.01, Wis. Stats. to enact this ordinance.
- 106.3.ADOPTION OF ORDINANCE. The Town Board of the Town of Presque Isle has, by the adoption of this ordinance, confirmed the statutory authority, powers and duties noted above in CH 60 and 755 Wis. Stats and has established, pursuant to these chapters and this ordinance for the operation and maintenance of a municipal court system and to provide for the election of a Municipal Judge.
- 106.4.TERM OF OFFICE. The term of office for the Municipal Judge of the Town of Presque Isle shall be two years (2). The term shall commence on May 1 of the year elected and shall end on April 30.
- 106.5.OATH AND BOND. The Municipal Judge of the Town of Presque Isle shall file the appropriate oath and bond as required by s. 60.31(2) and Sec. 755.03, Wis. Stats.
- 106.6.SALARY AND FEES. The salary for the Municipal Judge of the Town of Presque Isle shall be affixed by the Town Board prior to the election of said office. This salary shall be paid annually on or before April 30.
- 106.7.SINGLE JURISDICTION. The municipal court in the Town of Presque Isle is a single jurisdiction court system.
- 106.8.JURISDICTION.
- (1). The municipal court of the Town of Presque Isle has exclusive jurisdiction in the Town of Presque Isle over any action in which the Town of Presque Isle rules to impose forfeiture for violation of the Town of Presque Isle ordinances unless the action is transferred under s. 800.04(1) or s. 800.05(3) Wis. Stats. to a court of review. If equitable relief is sought or demanded, the municipal court in the Town of Presque Isle does not have jurisdiction.
- (2). The Municipal Judge of the Town of Presque Isle is authorized to issue inspection warrants under s. 66.122 and 66.123 Wis. Stats. The Municipal Judge may order the payment of restitution for violation of ordinances in conformity with s. 943.24 and s. 943.50, Wis. Stats. The restitution provided shall be under s. 943.24(5) or 943.50(5), Wis. Stats.
- 106.9.SESIONS OF COURT. The municipal court of the Town of Presque Isle shall be opened on the third (3) Tuesday of the month at 7:00 P.M. The municipal court shall be opened on other dates and times as determined by the Municipal Judge of Presque Isle.
- 106.10.OFFICE. The Municipal Judge of the Town of Presque Isle shall keep his or her office and hold court in the Town Hall in the Town of Presque Isle.
- 106.11.EMPLOYEES. The Municipal Judge shall in writing appoint such clerk and deputy clerks as are authorized by the Town Board of Presque Isle. Their salaries shall be fixed by the Town Board of Presque Isle. The clerks, before entering upon the duties of their offices, take the oath provided by s. 19.01 Wis. Stats. and be bonded.
- 106.12.COMPLIANCE WITH STATE LAW. The Municipal Judge of the Town of Presque Isle shall comply with CH 755 and CH 800 Wis. Stats.
- 106.13.VALIDITY. Shall any section, clause or provision of this ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof.
- 106.14.EFFECTIVE DATE. This ordinance shall take effect after its passage and publication. Upon its passage shall repeal any previous ordinances that pertain to the Municipal Judge or Municipal Court of the Town of Presque Isle.