



City of Madison

City of Madison
Madison, WI 53703
www.cityofmadison.com

Master

File Number: 44204

File ID: 44204

File Type: Ordinance

Status: Items Referred

Version: 1

Reference:

Controlling Body: PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION

Lead Referral:

File Created Date : 08/24/2016

File Name: Restricting entering or staying on highways

Final Action:

Title: Repeal and recreate Section 12.325 of the Madison General Ordinances to limit persons entering or staying on highways.

Notes: 5865highways
BACK TO THE 9/20 COMMON COUNCIL MTG

CC Agenda Date: 09/06/2016

Agenda Number: D.1.

Sponsors: Paul R. Soglin, Samba Baldeh and Barbara Harrington-McKinney

Effective Date:

Attachments: Body, Mayor Soglin's memo.8.25.16, DRAFT RESJI Analysis Tool 9 6 16.pdf, Distracted Driver Crash Facts

Enactment Number:

Author: Michael May

Hearing Date:

Entered by: dalthaus@cityofmadison.com

Published Date:

Approval History

Version	Date	Approver	Action
1	08/25/2016	Michael May	Approved as to Form
1	08/30/2016	Laura Larsen	Approve

History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Attorney's Office/Approval Group	08/24/2016	Referred for Introduction				
	Action Text:		This Ordinance was Referred for Introduction				
	Notes:	9/20/16 Common Council					

1	COMMON COUNCIL	09/06/2016	Refer	PUBLIC SAFETY REVIEW COMMITTEE	Pass
	Action Text:	A motion was made by Verveer, seconded by Rummel, to Refer to the PUBLIC SAFETY REVIEW COMMITTEE. The motion passed by voice vote/other.			
	Notes:	Additional referrals: City-County Homeless Issues Committee, Equal Opportunities Commission, Pedestrian/Bicycle/Motor Vehicle Commission.			
1	PUBLIC SAFETY REVIEW COMMITTEE	09/07/2016	Refer	CITY-COUNTY HOMELESS ISSUES COMMITTEE	
	Action Text:	This Ordinance was Refer to the CITY-COUNTY HOMELESS ISSUES COMMITTEE			
	Notes:				
1	PUBLIC SAFETY REVIEW COMMITTEE	09/07/2016	Refer	EQUAL OPPORTUNITIES COMMISSION	
	Action Text:	This Ordinance was Refer to the EQUAL OPPORTUNITIES COMMISSION			
	Notes:				
1	PUBLIC SAFETY REVIEW COMMITTEE	09/07/2016	Refer	PEDESTRIAN/BIC YCLE/MOTOR VEHICLE COMMISSION	
	Action Text:	This Ordinance was Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION			
	Notes:				
1	PEDESTRIAN/BICYCLE/ MOTOR VEHICLE COMMISSION	09/27/2016			
	Action Text:	After much discussion, Kemble made a motion to refer the item to the next meeting, in order for an ordinance sponsor be in attendance to explain and answer questions, as outlined in the Racial Equity and Social Justice Initiative Tool. The motion passed by voice vote/other. (Kolar and Lehner did not vote.)			
1	PUBLIC SAFETY REVIEW COMMITTEE	10/13/2016			

Text of Legislative File 44204

Fiscal Note

No fiscal impact.

Title

Repeal and recreate Section 12.325 of the Madison General Ordinances to limit persons entering or staying on highways.

Body

DRAFTER'S ANALYSIS: This is a public safety measure that limits persons from entering a highway and approaching a vehicle that is in operation. It also limits a person from staying upon the median of any highway. The ordinance provides exceptions for crossing at crosswalks, getting into or out of a vehicle, highway maintenance and others.

Chapter 12, MGO, adopts the definitions in the State traffic laws. In those laws, "Highway" is defined as "all public ways and thoroughfares and bridges on the same. It includes the entire width between the boundary lines of every way open to the use of the public as a matter of right for the purposes of vehicular travel. It includes those roads or driveways in the state, county or municipal parks and in state forests which have been opened to the use of the public for the purpose of vehicular travel and roads or driveways upon the grounds of public schools, as defined in s. 115.01 (1), and institutions under the jurisdiction of the county board of supervisors, but does not include private roads or driveways as defined in sub. (46)." Wis.

Stats. § 340.01(22).

Mayor Soglin was the sponsor of another ordinance, Legistar ID #42503, which should be placed on file and this proposal considered in its place.

The Common Council of the City of Madison do hereby ordain as follows:

Please see "Body" in Attachments.