

## Chapter 2.28

### MUNICIPAL COURT

#### Sections:

- 2.28.010 Municipal judge.**
- 2.28.020 Municipal court established.**
- 2.28.030 Municipal court procedure.**
- 2.28.040 Contempt of court.**

#### **2.28.010 Municipal judge.**

A. Office Created. Pursuant to Section 755.01, Wis. Stats., there is created the office of municipal judge.

B. Election--Term. The municipal judge shall be elected at large at the spring election in even-numbered years for a term of four years, or until his successor is elected and qualified, commencing immediately after receiving the oath of office.

C. Salary. The salary of the municipal judge shall be set by resolution of the town board. No salary shall be paid for any time during which the municipal judge has not executed his or her official bond or official oath.

D. Bond--Oath. The municipal judge shall execute and file with the clerk of the Circuit Court for Racine County, the oath prescribed by 757.02, Wis. Stats., and a bond in the penal sum of two thousand dollars (\$2,000.00).

E. Jurisdiction. The municipal judge shall have jurisdiction as provided by law and Section 755.045, Wis. Stats., and exclusive jurisdiction of violations of town ordinances. (Editorially amended during 2001 codification; Ord. dated 2/25/93 (part)).

#### **2.28.020 Municipal court established.**

The municipal court for the town is established pursuant to and Chapter 755, Wis. Stats. (Ord. dated 2/25/93 (part))

#### **2.28.030 Municipal court procedure.**

A. The municipal court for the town shall be open as determined by order of the municipal judge.

B. The municipal judge shall keep his office and hold court in the Town Hall.

C. The procedure in municipal court for the town shall be as provided by this section and state law including, without limitation because of enumeration, Chapters 755, 800, and 23.66 to 23.99, and 345.20 to 345.53, Wis. Stats.

D. The municipal judge shall collect all forfeitures, penalty assessments, fees and taxable costs in any action or proceeding before him and shall pay over such moneys to the town treasurer monthly. At such time the municipal judge shall also report to the town treasurer and clerk the title, nature of offenses and total amount of judgment imposed in actions and proceedings in which such moneys were collected. (Ord. dated 2/25/93 (part))

#### **2.28.040 Contempt of court.**

A. The municipal judge may punish for the town, for contempt of municipal court, persons guilty of either of the following acts and no others:

1. Disorderly, contemptuous or insolent behavior committed during its sittings, in its immediate view and presence, and directly tending to interrupt its proceedings or to impair the respect due its authority.

2. Resistance or disobedience to any lawful order or process made or issued by him.

B. The municipal judge may upon finding any person guilty of contempt, order such person to forfeit not more than five hundred dollars (\$500.00) plus a penalty assessment of twelve (12) percent. Any person except an indigent person who defaults upon payment of the forfeiture or penalty may be imprisoned for not to exceed

seven days. (Editorially amended during  
2001 codification: Ord. dated 2/25/93 (part))