

Ordinance No. 54-09

Polk County Annual Vehicle Registration Fee Ordinance

WHEREAS, building and maintaining highways and bridges are essential to sustaining the quality of Wisconsin's highway infrastructure, which is vital to the state, counties and municipalities to support commerce, tourism and the safe transportation of people and goods; and

WHEREAS, the Polk County property tax appropriation and other revenues have not been able to keep up with increases in the cost of materials needed to maintain the county highway maintenance goals and programs; and

WHEREAS, Wisconsin Stats. Sec. 341.35 gives a county the authority to enact an ordinance imposing an annual flat registration fee on all motor vehicles customarily kept in the county; and

WHEREAS, Wis. Stats. Sec. 341.35 defines "motor vehicle" as an automobile, or motor truck registered under Wis. Stats. Sec. 341.25(1)(c) at a gross weight of not more than 8,000 pounds; and

WHEREAS, a \$20.00 annual county vehicle registration fee would become a designated revenue source for the core service of highway maintenance in Polk County that comes directly from the users of highways; and

WHEREAS, the Wisconsin Department of Transportation collects the fee and remits the moneys collected to the county less an administrative fee, currently \$0.10 per motor vehicle; and

WHEREAS, it is the intent of the Polk County Board of Supervisors in adopting this ordinance that annual vehicle registration fees shall be collected for a period of five (5) years and be utilized by the Polk County Highway Department.

NOW, THEREFORE, the Polk County Board of Supervisors does ordain the Polk County Annual Vehicle Registration Fee Ordinance, as follows:

1. Authority: This ordinance is adopted pursuant to the authority granted by Wisconsin Statutes § 341.35.
2. Purpose: The purpose of this ordinance is to provide the Polk County Highway Department a source of funds in addition to other funding sources currently being utilized to maintain highways and bridges.
3. Definition: In this ordinance "motor vehicle" means an automobile, or motor truck registered under Wisconsin Statutes § 341.25 (1)(c) at a gross

weight of not more than 8,000 pounds, that is registered in this state and is customarily kept in Polk County.

4. Exemptions: The following motor vehicles are exempt from the annual vehicle registration fee:
 - A. All vehicles exempted by Wisconsin Statutes Chapter 341 from payment of a state vehicle registration fee.
 - B. All vehicles registered by the state under Wisconsin Statutes § 341.26 for a fee of \$5.
5. Replacements: No county vehicle registration fee may be imposed on a motor vehicle which is a replacement for a motor vehicle for which a current county vehicle registration fee has been paid.
6. Annual Vehicle Registration Fee:
 - A. At the time a motor vehicle is first registered or at the time of registration renewal, the applicant shall pay a county vehicle registration fee of \$20. This fee is in addition to other fees required by Wisconsin Statutes Chapter 341. The Wisconsin Department of Transportation (WisDOT) shall collect the fee.
 - B. The annual fees authorized herein shall be collected for a period of five (5) years and shall be utilized by the Polk County Highway Department.
7. Administrative Costs: WisDOT shall retain a portion of the moneys collected equal to the actual administrative costs related to the collection of these fees (currently \$0.10 per motor vehicle). The method for computing the administrative costs will be reviewed annually by WisDOT, as provided in Wisconsin Statutes § 341.35.
8. Effective Date: This ordinance shall be effective on passage, publication, and appropriate notice to WisDOT.
9. Publication and Notice: Upon adoption, the County Clerk shall cause this ordinance to be published and provide the WisDOT with notice of the same in a manner consistent with §341.35(4).

Funding amount: N/A
Funding source: N/A
Date Finance Committee Advised: _____
Finance Committee recommendation: _____

Submitted/Sponsored By:



Approved as to form: Jeffrey B. Fuge
Jeffrey B. Fuge, Corporation Counsel.

Date Submitted to County Board: 7-21-09

*Failed Roll Call Vote
24 yes / 19 no*

The above ordinance was adopted by the Polk County Board of Supervisors by a vote of _____ for and _____ against on the _____ day of _____, 2009.

Bryan Beseler, Chairperson

Attest: _____ <SEAL>
Carole Wondra, County Clerk

The above enacted ordinance was published on the _____ day of _____, 2009.

Carole Wondra, County Clerk

STATE OF WISCONSIN)
COUNTY OF POLK)

I, Carole T. Wondra, County Clerk for Polk County, do hereby certify that the foregoing minutes are true and correct copy of the County Board Proceedings of the Polk County Board of Supervisor's Session held on



Carole T. Wondra
Polk County Clerk

CW:smf