

ORDINANCE NO.: _____

AN ORDINANCE to create Article IV of Chapter 42 of the Code of Ordinances of the City of La Crosse establishing a motor vehicle registration fee.

THE COMMON COUNCIL of the City of La Crosse do ordain as follows:

SECTION I: Article IV in Chapter 42 is hereby created to read as follows:

ARTICLE IV: Wheel Tax

Sec. 42-77. Motor Vehicle Registration Fee.

SECTION II: Section 42-77 is hereby created to read as follows:

Sec. 42-77: Motor vehicle registration fee.

- (a) Authority. This Article is adopted pursuant to the authority granted by Wis. Stat. § 341.35, as amended or superseded.
- (b) Purpose. The purpose of this section is to provide the City with a source of revenue in addition to other revenue sources currently being utilized to maintain public streets, highways, and for all other transportation-related purposes.
- (c) Definitions. In this section, a “motor vehicle” means an automobile or motor truck registered under Wis. Stat. § 341.25(1)(c) at a gross weight of not more than 8,000 pounds.
- (d) Imposition of Motor Vehicle Registration Fee.
 - (1) Pursuant to Wis. Stat. § 341.35, an annual flat motor vehicle registration fee as set forth herein in the amount of twenty-five dollars (\$ 25.00) is hereby imposed upon all motor vehicles registered in the State of Wisconsin that are customarily kept in the City of La Crosse.
 - (2) This motor vehicle registration fee shall be paid by the registration applicant at the time that a motor vehicle is first registered and at each time of registration renewal.
 - (3) The motor vehicle registration fee shall be paid as provided in Wis. Stat. § 341.35(5).
 - (4) The motor vehicle registration fee shall be in addition to state registration fees.
- (e) Administrative Costs. The State of Wisconsin shall retain a portion of the motor vehicle registration fee collected equal to the actual administrative costs related to the collection of the fees as provided in Wis. Stat. § 341.35.

(f) Exemptions. The following motor vehicles are exempt from the annual motor vehicle registration fee:

- (1) All vehicles exempted by Wis. Stat. Ch. 341 from payment of a state vehicle registration fee.
- (2) All vehicles registered by the State under Wis. Stat. § 341.26 for a fee of \$5.

(g) Replacements. No motor vehicle registration fee shall be imposed on a motor vehicle which is a replacement for a motor vehicle for which a current City motor vehicle registration fee has been paid.

(h) Deposit of fee revenues—administration.

- (1) All fees under the applicable statute and this section remitted to the City by the Wisconsin Department of Transportation or other applicable agency shall be deposited into a special revenue fund of the City designated by the City Treasurer.
- (2) The City Treasurer shall be responsible for the administration of this section and funds.

SECTION III: Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of the article shall not be affected.

SECTION IV: This ordinance shall take effect January 1, 2019.

SECTION V: Sunset Date. This ordinance creating a motor vehicle registration fee is being imposed to compensate for the depleted City of La Crosse street maintenance funds. This fee shall sunset at midnight on January 1, 2024.

Timothy Kabat, Mayor

Teri Lehrke, City Clerk

Passed:
Approved:
Published:

Editor's Note: State law requires this fee be established by ordinance, not resolution.