

**City of Waukesha
Office of the Mayor**

Emergency Order – Municipal Enforcement of DHS Emergency Order #12

March 27, 2020

Whereas the State of Wisconsin and the City of Waukesha have declared a state of emergency in response to the increasing coronavirus pandemic; and

Whereas the Wisconsin Department of Health Services has issued Emergency Order #12, Safer at Home Order, which generally orders all persons in the State of Wisconsin to remain at home, with certain stated exemptions; and

Whereas Emergency Order #12 provides that local law enforcement officials may enforce the Order; and

Whereas the Waukesha County District Attorney has issued a memo, dated March 17, 2020, advising law enforcement officers not to issue criminal citations for violation of Emergency Order #12 and instead simply to disband crowds; and

Whereas the City of Waukesha Police Department has determined that the procedure recommended by the District Attorney may be insufficient to address all situations that Waukesha Police Department officers may encounter, and that enforcement of Emergency Order #12 by issuance of municipal citations may be required; and

Whereas the Mayor has determined that it is necessary and expedient for the health, safety, protection, and welfare of the citizens of Waukesha that City of Waukesha Police officers have the authority to issue municipal citations for violations of Emergency Order #12, and that there be a municipal penalty for such violations;

Now, therefore, pursuant to Wisconsin Statutes §323.14(4)(b) and Waukesha Municipal Code §5.06(2) **it is hereby ordered that** as of 3:00 p.m., Central Daylight Time, March 27, 2020, ordinance number 11.45 is hereby created incorporating Wisconsin Department of Health Services Emergency Order #12, Safer at Home Order by reference as if fully set forth herein; violations of that ordinance are prohibited in the City of Waukesha; that sworn police officers and community service officers are authorized to issue citations for such violations; that upon conviction of such violation, violators shall be subject to a penalty of \$100, plus the maximum municipal court fees provided in Wis. Stat. §814.65(1) and all other applicable fees, surcharges and costs provided for in Wis. Stat. Chapter 814; and that by proclamation pursuant to Wis. Stat. §323.14(4)(b) an ordinance to that effect is now enacted.

This Order shall remain in effect until ratified, modified, or repealed by the Common Council at its next meeting.


Shawn Reilly (Mar 27, 2020)

Shawn N. Reilly, Mayor
March 27, 2020



Gina L. Kozlik, City Clerk
March 27, 2020









Emergency Order-Enforce Stay at Home Order

Final Audit Report

2020-03-27

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