

CHAPTER 25  
EFFECT OF SOUTH MILWAUKEE CODE

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25.02 VIOLATION OF ORDINANCES, GENERAL PENALTY. Any person who shall violate any of the provisions of the South Milwaukee Code, shall, in cases where no other penalty is provided, upon conviction, pay a fine of not less than \$1.00 nor more than \$200.00 and the cost of prosecution for each offense, and in default of payment of such fine, shall be confined in the House of Correction for a period not to exceed 30 days.

25.021 REPEAL OF GENERAL ORDINANCES. All ordinances heretofore adopted by the Common Council of the City of South Milwaukee are hereby repealed except all ordinances or parts of ordinances relating to the following subjects and not conflicting with any of the provisions of this code, to-wit:

The issuance of corporate bonds of the City of South Milwaukee of whatever name or description;

The establishment of grades, curb lines, and widths of sidewalks in the public streets and alleys;

The vacation, extension and discontinuance of public streets and alleys;

The fixing of salaries of public officials and employees;

The granting of franchises to railroads, public utilities and other companies;

The lighting of streets;

The annexation of territory of the City of South Milwaukee;

The naming and changing of names of streets, alleys, public grounds and parks;

The letting of contracts without bids;

The release and discharge of claims against the United States Government.

25.04 ORDINANCES REPEALED NOT RE-ENACTED. No ordinance or part of any ordinance heretofore repealed shall be considered as a re-ordained or re-enacted by virtue of the provisions of this Chapter of the South Milwaukee Code. The repeal of a curative or validating law does not impair or affect any cure or validation already effected thereby.

25.05 ORDINANCES RE-ENACTED, HOW REGARDED. The provisions of this South Milwaukee Code, so far as they are the same in substance as those of heretofore existing ordinances, shall be construed as a continuation of such ordinances and not as new enactments, and references in laws not repealed to provisions of ordinances incorporated into this South Milwaukee Code shall be construed as applying to the same provisions so incorporated.

25.06 OFFENSES COMMITTED PREVIOUS TO REPEAL. No offense committed and no penalty or forfeiture incurred, previous to the time when any of the ordinances aforesaid shall be repealed, shall be affected by such repeal, except that when any forfeiture or penalty shall have been mitigated by the provisions of these general ordinances, such provision shall apply to and control any judgment to be pronounced, after these general ordinances shall take effect, for any offense committed before that time.

25.07 PROSECUTIONS PENDING NOT AFFECTED. No prosecution for any offense, or the levy of any penalty or forfeiture, pending at the time when any of the ordinances aforesaid shall be repealed, shall be affected by such repeal, but the right of action shall continue and the offender shall be subject to the penalty as provided in such ordinances, and such prosecution shall proceed, in all respects, as if such ordinance or ordinances had not been repealed, except that all such proceedings had after the time these general ordinances shall take effect, shall be conducted according to the provisions of these general ordinances, and shall be, in all respects, subject to said provisions.

25.08 SEPARABILITY OF PROVISIONS. It is the intention of the Common Council of the City of South Milwaukee that each section, subsection, paragraph, sentence, clause, and provision of this Code is severable and if any provisions shall be held unconstitutional or invalid for any other reason, such decision shall not affect the remainder of the Code or any part thereof other than those affected by such decision. Am. 10/29/53, 499

25.09 TITLE OF ORDINANCES. These ordinances shall be known as the "South Milwaukee Code", and shall take effect and be in force from and after their passage and publication in accordance with the provisions of Section 62.11(4)(c), Wisconsin Statutes.

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