

ATV VEHICLE ROUTE ORDINANCE # _____
AMMENDED ATV VEHIVLE ROUTE ORDINANCE # _____

STATE OF WISCONSIN
Town of Woodboro
Oneida County

SECTION I – TITLE AND PURPOSE

The title of this ordinance is the Town of Woodboro All Terrain Vehicle Route Ordinance. The purpose of this ordinance is to establish all-terrain vehicle routes in the town and to regulate the operation of all-terrain vehicles in the town.

SECTION II – AUTHORITY

The Town Board of the Town of Woodboro, Oneida County, Wisconsin, has the specific authority to adopt this All-Terrain Vehicle Route Ordinance under s. 23.33 (8) (b) and (11), Wis. Stats.

SECTION III – ADOPTION OF ORDINANCE

The Town Board of the Town of Woodboro, Oneida County, Wisconsin, by this ordinance adopted on proper notice with a quorum and roll call vote by a majority of the town board present and voting, provides the authority for the town to designate all-terrain vehicle routes in the town and to regulate the use of those routes and all-terrain vehicles in the town.

SECTION IV – OPERATION OF ALL-TERRAIN VEHICLES

Pursuant to s. 23.33 (4) (d) 4., Wis. Stats., except as otherwise provided in s. 23.33 (4), Wis. Stats., no person may operate an all-terrain vehicle on the roadway portion of any highway in the town except on roadways that are designated as all-terrain vehicle routes by this ordinance. Operation of all-terrain vehicles on a roadway in the town that is an all-terrain vehicle route is authorized only the extreme right side of the roadway except that left turns may be made from any part of roadway that is safe given prevailing conditions. All tires must stay on the pavement, no riding on the shoulder.

SECTION V – DESIGNATION OF ALL-TERRAIN VEHICLE ROUTES

The following routes are designated all-terrain vehicle routes in the town:

Rapids Water Road
Hancock-Oneida Lake Road from Highway N to Oneida Lake Road

Oneida Lake Road to Old Highway K Road
Old Highway K Road from Oneida Lake Road to North Oneida Lake Drive
North Oneida Lake Drive Road from Old Highway K to cul de sac (.7 miles)
Hancock Lake Road from Highway K to Oneida Lake Road
Nose Lake Road from Hancock Lake Road to Highway N
Trout Creek Road from Nose Lake Road to Washburn Lake Road
Fire Tower Road from Spring Creek Road to Town Line
Spring Creek Road from Highway 8 to Town Line
Washburn Lake Road from Highway K to Highway N
Memorial Forest Road from Highway 8 to Nose Lake Road
Virgin Lake Road
Reichert's Road
Birch Bay Road
Schmidt Drive

SECTION VI – PROCEDURES FOR ADDING/DELETING TOWN ROADS AS ROUTES

Road and road segments may be added/deleted as all-terrain vehicles routes through the following process:

- A. A property owner or resident within the town must petition the town to add/delete a road or road segment. The petitioner must obtain blank forms from the town clerk's office. The petitioner must secure a majority of signatures of all the property owners/residents on the road.
- B. The town board shall, within 30 days of the receipt of the petition, review the petition and make a determination as to whether the road or road segment in question is appropriate for use as permitted under this article.
- C. The town board shall hold a public hearing on the petition. This public hearing may be held in conjunction with a regularly scheduled town board meeting. That public hearing shall be considered first consideration of a proposed change to the town's ordinance. The board shall make reasonable efforts to ensure residents on affected roads are given notice of the public hearing.
- D. If the town board gives tentative approval to the ordinance change at first consideration, the board shall bring the matter up for second consideration at the next regularly scheduled meeting of the board.

SECTION VII – CONDITIONS APPLICABLE TO ALL-TERRAIN VEHICLES ROUTES

Pursuant to s. 23.33 (8) (d), Wis. Stats., the following restrictions are placed on the use of the town all-terrain vehicle routes designated by this ordinance.

- A. Routes shall be marked by the Nokomis ATV Club with uniform all-terrain vehicle route signs in accordance with s. NR 64.12 (7), Wisconsin Administrative Code. Signage to be inspected by and maintained annually by the Nokomis ATV Club. No person may do any of the following in regard to signs marking town all-terrain vehicle routes.
 1. Intentionally remove, damage, deface, move, or obstruct any uniform all-terrain vehicle route or trail sign or standard or intentionally interfere with the effective operations of any uniform all-terrain vehicle route or trail sign or standard if the sign or standard is legally placed by the state, any municipality or any authorized individual.
 2. Possess any uniform all-terrain vehicle route or trail sign or standard of the type established by the department for the warning , instruction or information of the public, unless he or she obtains the uniform all-terrain route or trail or standard in a lawful manner. Possession of a uniform all-terrain vehicle route or trail sign or standard creates a rebuttable presumption of illegal possession.
- B. Operation shall be subjected to all provisions of s. 23.33. Wis. Stats. which is adopted as a part of this ordinance by reference, pursuant to s. 23.33 (11), Wis. Stats.
- C. A copy of this ordinance shall be sent by the town clerk to the Oneida County Sheriff's Department.
- D. In addition to the provisions of s. 23.33, Wis. Stats., the following restrictions are placed on the use of the town all-terrain routes designated by this ordinance.
 1. All ATV/UTV operators shall observe a speed limit of not more than 25 mph and slow the vehicle to 10 mph when operating

with in 150 feet of a dwelling and within 100 feet of a pedestrian.

2. All ATV/UTV operators shall ride single file.
3. Anyone under the age of twelve (12) cannot operate an ATV/UTV on a road or route under any circumstances
4. Anyone under the age of sixteen (16) cannot operate an ATV/UTV on a road or route without a safety certification.
5. All ATV/UTV operators under the age of eighteen (18) must wear a helmet.
6. Lights must be on at all times
7. Patrolling of the routes will be done by the Nokomis ATV Club

SECTION VIII – ENFORCEMENT

This ordinance may be enforced by any law enforcement officer authorized to enforce the laws of the state of Wisconsin.

SECTION IX – PENALTIES

The penalties under in s. 23.33 (13) (a), Wis. Stats., are adopted by reference.

SECTION X – SEVERABILITY

If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to this end, the provisions of the ordinance are severable.

SECTION XI – EFFECTIVE DATE

This ordinance is effective when the Nokomis ATV Club post all-terrain vehicle route signs, but can be discontinued at any time by the decision of the Woodboro Town Board, or
Should the Nokomis ATV Club disperse, the Town of Woodboro routes will no longer exist.

The town clerk shall properly post this ordinance as required under s. 60.80, Wis. Stats.

Adopted this ____ day of _____ 2012

Town of Woodboro, Oneida County, Wisconsin

Sherry Tischendorf, Chairperson

Lois Haese, Supervisor

Phil Kriesel, Supervisor

Beverly Schmidt, Clerk