

1 CHAPTER 6

2 ALL TERRAIN VEHICLE AND UTILITY TERRIAN VEHICLE ROUTE ORDINANCE

3 AN ORDINANCE CREATING ALL TERRAIN VEHICLE AND UTILITY TERRAIN VEHICLE ROUTE ORDINANCE,  
4 CHAPTER 6 OF THE CODE OF ORDINANCES FOR THE TOWN OF LAKE MILLS

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17 6-6-1: INTENT

18 The Town of Lake Mills, Jefferson County, Wisconsin, Adopts the following all-terrain vehicle (ATV) and  
19 utility-terrain vehicle (UTV) route for the operation of all-terrain and utility-terrain vehicle upon the  
20 roads listed in sections 6-6-3

21 Following due consideration of the recreational value to connect trail opportunities and weighted  
22 against possible dangers, public health, liability aspects, terrain involved, traffic density and history of  
23 automobile traffic, this route(s) has been created.

24 6-6-2: STATUTORY AUTHORITY

25 The route is created pursuant to town authority as authorized by Section 23.33(8)(b), Wisconsin  
26 Statutes, the applicable provisions of Section 23.33 regulating ATV/UTV operation pursuant to routes  
27 are adopted.

28 6-6-3: ROUTES

29 Pursuant to section 23.33 (8)(b)(2) Wis Statutes. The following roads are designated as routes: All official  
30 town roads located within the Town of Lake Mills but only if the road is signed in accordance with  
31 Wisconsin Statutes.

32 6-6-4: SIGNAGE

- 33 a. All routes are to be signed pursuant to section 23.33 (8) (e), 3 and 4 Wisconsin State Statutes.
- 34 b. The ATV/UTV club or its succeeding group will be responsible for all costs of all ATV/UTV signs
- 35 on all town roads and for all cost of their proper installation and future maintenance.
- 36 c. All routes shall be marked with uniform ATV and UTV route signs in accordance with
- 37 s.NR64.12(7), Wisconsin Administrative Code.
- 38 d. Pursuant to section 23.33 (8)(f) Wisconsin Statutes. No person may do any of the following in
- 39 regard to signs marking Town ATV and UTV routes.
- 40 1. Intentionally remove, damage, deface, move or obstruct any ATV and UTV route or trail
- 41 sign or standard or intentionally interfere with the effective operation of any uniform
- 42 ATV and UTV route or trail sign or standards if the sign or standard is legally placed by
- 43 the state, any municipality or any authorized individual.
- 44 2. Possess any uniform ATV and UTV route or trail sign or standard of the type established
- 45 by the department for the warning, instruction, or information of the public, unless he
- 46 or she obtained the uniform ATV and UTV route or trail sign or standard in the lawful
- 47 manner. Possession of an ATV and UTV route or trail sign or standard creates a
- 48 rebuttable presumption of illegal possession.

49 6-6-5: CONDITIONS

- 50 a. Operation shall be subject to all provisions of s. 23.33 Wis. Statutes, which is adopted as a part
- 51 of this ordinance by reference, pursuant to s. 23.33 (11), Wis. Statutes.
- 52 b. Applicable to All Terrain Vehicles and Utility Terrain Vehicle Routes- Pursuant to Sec. 23.33(8)(d),
- 53 Wis. Statutes, the following restrictions are placed on the use of the ATV and UTV routes
- 54 designated in 6-6-3 above.
- 55 1. The speed limit for ATV/UTV's shall be established at not greater than 35 (thirty-five)
- 56 miles per hour or the speed limit for automobiles, whichever is lower, on any designated
- 57 route.
- 58 2. No person under the age of sixteen (16) may operate an ATV/UTV on any segment of
- 59 town roads which are designated ATV/UTV route. All ATV/UTV operators must hold a
- 60 valid driver's license.
- 61 3. Every person who operates an ATV/UTV on a segment of town roads, which is
- 62 designated as an ATV route shall have in his or her immediate possession a valid motor
- 63 vehicle operator's license and shall display the license document upon demand from
- 64 any law enforcement officer or official described in Wis. Stats. Section 23.33 (12).
- 65 4. All ATV or UTV's must display a registration sticker and license plate
- 66 5. Owner must have liability insurance on the ATV/UTV.
- 67 6. No person under the age of (18) eighteen may operate an ATV/UTV on any designated
- 68 route unless wearing approved protective head gear.
- 69 a. Any passenger under the age of (18) eighteen must wear protective head gear
- 70 7. All ATV/UTV operators shall ride in single file.
- 71 8. ATV's/UTV's are to operate on the extreme right side of the road pavement except that
- 72 left turns may be made from any part of the roadway that is safe given prevailing
- 73 conditions.
- 74 9. ATV/UTV's are to be operated on paved surfaces only, unless yielding the right of way,
- 75 10. Operators must abide by all traffic laws unless further restricted by this ordinance.

- 76 11. No ATV/UTV's may be operated on any designated route without fully functioning  
77 headlights, tail-lights and brake lights.  
78 a. Standard equipment only may be used.  
79 b. Use of additional light bars or other lighting is not allowed.  
80 12. No ATV/UTVs may be operated on any designated ATV route if the ATV/UTV does not  
81 meet all applicable federal noise and air pollution standards  
82 a. No modified exhausts allowed  
83 13. A copy of this ordinance upon passage shall be sent to the Wisconsin Department of  
84 Natural Resources, the State of Wisconsin traffic patrol, and the Jefferson County  
85 Sheriff's Department  
86 14. The Town Board has the right to revoke this ordinance at any time without cause and  
87 remove signage.

88

89 6-6-6: AGRICULTURAL USE

- 90 a. ATV/UTV's legally registered for private- agricultural use are exempt from this ordinance  
91 b. ATV/UTV's legally registered for private-agricultural use are subject to the laws and regulations  
92 of the Wisconsin State Statutes Chapter 23.33 and 23.335 and Wisconsin Administration codes  
93 NR64 and NR65.  
94 1. Exception: ATV/UTV's legally registered for private-agricultural use are restricted to  
95 a speed limit of not greater than 35 (Thirty-five) miles per hour or the speed limit for  
96 automobiles, whichever is lower on any designated route.

97 6-6-7: ENFORCEMENT

98 Pursuant to section 23.33(12) Wisconsin Statutes. This ordinance shall be enforced by any law  
99 enforcement officer authorized to enforce the laws of the Town of Lake Mills.

100 6-6-8: PENALTIES

101 Wisconsin state all-terrain vehicle and utility-terrain vehicle penalties are found in Section 23.33 (13)(a),  
102 Wisconsin Statutes, and are adopted by reference into this ordinance.

103 6-6-9: SEVERABILITY

104 The sections of this Ordinance are declared to be severable. If any section or portion thereof shall be  
105 declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision  
106 shall apply only to the specific section or portion directly specified in the decision and shall not affect the  
107 validity of any other provisions' sections or portion of this Ordinance. The remainder of the Ordinance  
108 shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions  
109 of this Ordinance are hereby repealed as to those terms that conflict.

110 6-6-10: RESERVED AUTHORITY

111 The Lake Mills Town Board reserves the right to repeal this Ordinance and prevent all use of ATV's and  
112 UTV's on Town of Lake Mills town roads, at any time with or without cause.

113 6-6-11: EFFECTIVE DATE

114 This ordinance becomes effective upon passage by the Town Board and the posting of the required  
115 signage.

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117 Passed this 10 day of Sept, 2019

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119 Attest:

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Robin Untz, Town Clerk

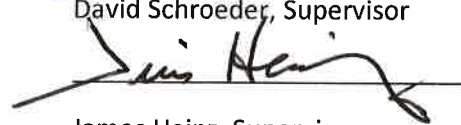
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Hope Oostdik, Chairperson



David Schroeder, Supervisor



James Heinz, Supervisor