

TOWN OF FARMINGTON
ORDINANCE
ATV

SECTION I – TITLE AND PURPOSE

The title of this ordinance is the Town of Farmington 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 Farmington, Jefferson 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 Farmington, Jefferson 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 at the extreme right side of the roadway except that left turns may be made from any part of the roadway that is safe given prevailing conditions. All ATV trails are open year round.

SECTION V – DESIGNATION OF ALL-TERRAIN VEHICLE ROUTES

Town roads are to be designated as ATV routes.

SECTION VI – CONDITIONS APPLICABLE TO ALL-TERRAIN VEHICLE 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 resolution:

- A. Routes shall be marked with uniform all-terrain vehicle route signs in accordance with s. NR 64.12(7), Wisconsin Administrative Code. 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 operation of any uniform all-terrain vehicle route or trail sign or standards 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 obtained the uniform all-terrain vehicle route or trail sign or standard in a lawful manner. Possession of a uniform all-terrain vehicle route or trail sign or standard creates a reputable presumption of illegal possession.
- B. Operation shall be subject 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 all Law Enforcement Agencies affected.
 - D. All ATV operators shall observe the posted ATV speed limits. All ATV operators must follow Wisconsin All-Terrain Vehicle Laws.
 - E. All ATV operators shall follow designated routes as approved by the Town of Farmington as well as any restrictions placed on the route by the Farmington Town Board.
 - F. All ATV operators cannot operate ATVs between the hours of 10:00p.m. through 6:00a.m. on town roads in the Town of Farmington.
 - G. All ATV riders under the age of 18 are required to wear a helmet at all times. If you are over 18 it is optional.
 - H. Must be sixteen (16) years of age in order to operate ATV vehicle.
 - I. All ATVs shall follow allowed decibel levels as set forth under Wis. Stats 23.33 which is hereby adopted by reference.
 - J. This ordinance shall be reviewed per year.

SECTION VII – ENFORCEMENT

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

SECTION VIII – PENALTIES

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

SECTION IX – SEVERABILITY

If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect the 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 this ordinance are severable.

SECTION X – EFFECTIVE DATE

The ordinance is effective on publication or posting.

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

Adopted this 11th day of July, 2013

Amended this 25th day of June, 2019

Town Chairman

Attest:

Effective: 6/25/2019

Published: 7/15/2019

Town Clerk