

01.00 ALL-TERRAIN AND UTILITY TERRAIN VEHICLES

01.01 Title And Purpose

01.02 Authority

01.03 Operation Of ATV/UTVs

01.04 Local Regulation

01.05 Enforcement

01.06 Penalty

01.01 Title and Purpose

The title of this chapter is the Town of Highland All-Terrain and Utility Terrain Vehicle Route Ordinance. The purpose of this chapter is to establish all-terrain vehicle and utility terrain vehicles routes in the town and to regulate the operation of ATV and UTVs in the town. This does not apply to golf cart type vehicles.

HISTORY

*Initial Review Date – 13 Oct 2020*

01.03 Authority Of ATV/UTVs

The Town Board of the Town of Highland, Douglas County, Wisconsin, has the specific authority to adopt this ATV/UTV ordinance under Wis. Stats. 23.33 (8)(b) and (11).

HISTORY

*Adopted by Ord. - TBD*

01.03 Operation Of ATV/UTVs

Pursuant to Wis. Stats. 23.33 (4)(d)4, except as otherwise provided in Wis. Stats. 23.33 (4), no person may operate an ATV/UTV on the roadway portion of any highway in the town except on roadways that are designated as ATV/UTV routes.

HISTORY

*Adopted by Ord. - TBD*

01.04 Local Regulation

The operator of an ATV/UTV shall obey ALL State of Wisconsin laws regarding the operation of ATVs/UTVs and the following conditions:

1. No person may operate an ATV/UTV on the roadway portion of any highway in the town unless it is a town road or a road that has been properly signed in accordance with the Wisconsin Natural Resources Administrative Code NR 64.12 (7)(c) as an ATV or UTV route, by this chapter.
2. All town roads are designated ATV/UTV routes in the town EXCEPT THE FOLLOWING:

(Which roads have we identified as off limits, if any) *None*

3. All ATV/UTV operators:
  1. shall ride on the extreme right side of the pavement except that left turns may be made from any part of the roadway which is safe and given prevailing conditions, but shall not operate on the shoulders or in the ditch.
  2. shall not exceed the speed limit of 35 MPH for ATV/UTV traffic.
  3. shall be single file in a line of ATV/UTV s arranged one behind the other.
  4. shall be 16 years of age or older and possess a valid driver's license, and a DNR safety certificate if born after 1988.
  5. shall be allowed access to routes in the most direct manner practicable, yielding to motor vehicle and pedestrian traffic as necessary.
  6. shall be allowed use of ATV/UTV routes in the Town of Highland from 5:00 A.M. to 11 :00 PM. Routes are considered closed outside those hours, except for properly licensed agricultural ATV/UTVs.
4. All ATV/UTVs operating on any portion of an established designated ATV/UTV route shall display lighted headlight(s) and tail light(s) conforming to Wis. Stats. 23.33 equipment requirements at all times.
5. ATVs may be operated on Douglas County highways ONLY and EXCLUSIVELY if the ATV/UTV is used exclusively for agricultural purposed pursuant to Wis. Stats. 23.33 (4)(d)5.

HISTORY

*Adopted by - TBD*

01.05 Enforcement

This chapter shall be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin, including but not limited to elected Town Officials. Upon approval of this ordinance, the Town Clerk shall immediately send a copy to the Wisconsin Department of Natural Resources (WDNR), to the state traffic patrol, and to the Douglas County Sheriff's Department per Wis. Stats. 23.33 (11)(b).

HISTORY

*Adopted by Ord - TBD*

01.06 Penalty

1. Any person who violates this chapter shall forfeit not more than \$250, plus court fees.
2. Any person who causes road damage by improper handling of an ATV/UTV may be fined for the full cost of the repair of said damage.
3. Nothing in this chapter is intended to foreclose the enforcement of the provisions of state law with regard to ATV/UTV operation, specifically including Wis. Stats. 23.33 in a court of competent jurisdiction.

11-10-20

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