



City of MONDOVI

156 S. Franklin St., Mondovi, WI 54755

Tel. 715-926-3866

ORDINANCE 0-19-06-01 **City of Mondovi, Wisconsin**

To Amend CHAPTER 7B All-Terrain Vehicle or Utility Task Vehicle to be effective upon its adoption and publication as required by law.

NOW THEREFORE, THE COMMON COUNCIL OF THE CITY OF MONDOVI DOES HEREBY ORDAIN THAT MONDOVI MUNICIPAL CODE CHAPTER 7b SHALL BE AMENDED AS FOLLOWS:

SECTION ONE: That Chapter 7B.00 (1) re Statement of Policy shall be amended to read as follows:

Following due consideration of the recreational value to connect trail opportunities and weighted against possible dangers, public health, liability aspects, terrain involved, traffic density and history of automobile traffic, these routes have been created pursuant to municipal authority under Wis. Stat. Chapter 23.33, including, but not limited to s. 23.33 (8) (b) and 23.33 (4)(b) and (d) 4. Wisconsin Statutes Chapter 23.33 are incorporated herein by reference.

SECTION TWO. That Section 7B.01 (2) shall be amended to read as follows:

(2) The adoption of s. 346.02 (11) of the Wis. Stats. By reference is intended to include the rules of the road therein enumerated which are as follows:

346.04, 346.06, 346.11, 346.14 (1m), 346.18 to 346.21, 346.215 (3), 346.26, 346.27
346.33, 346.35, 346.37, 346.39, 346, 40, 346.44, 346.46, 346.48, 346.50 (1)(b) 346.51 to
346.55, 346.71, 346.87 to 346.91 and 346.94 (1) and (9), as these may be amended from
time to time.

SECTION THREE: That CHAPTER 7B .02 ATV and UTV Trails and Routes Designated or Authorized shall be amended to add Sub-section (3) establishing Special Route shall read as follows:

(3) Special Routes. Pursuant to Wis. Stat. 23.33 (11) (am) 4,

Operation of ATV/UTVs shall be authorized on the following state trunk highways or portions thereof:

West Riverside Avenue/Wisconsin State Highway 37; Including the 300 block of S. Eau Claire Street/County Road H, from the western boundary of 715 W Riverside Avenue east to the intersection with Water Street with the following conditions:

- i. Must be and have in their possession a valid driver's license from any of the 50 states of the United States of America, or

- ii. Be accompanied by a family member, that meets the above criteria, as a passenger of the same ATV/UTV if there are additional seats or within 50 feet if the operator's ATV/UTV is a single seat vehicle, and
- iii. Must exit W. Riverside Avenue at the nearest side street or recognized ATV/UTV trail.
- iv. The ATV/UTV club must attach a "Caution: ATV/UTV Moving Vehicles" with the following details and locations:
 - 1. In high visibility yellow color, diamond reflective material with letters at least three inches high and one and a half inches wide.
 - 2. The beginning of trail access on any portion of State Highway 37; including 715 W. Riverside Avenue western property line.
 - 3. On all roads leading into the City at its corporate boundary lines.

SECTION FOUR: Section 7B.03 (1) Street and Roadways Designated as no ATV/UTV Travel shall be amended to read as follows:

- (1) 100 through the 300 block of S. Eau Claire Street/Wisconsin State Highway 37 from its intersection with Water Street north to the City's boundaries.

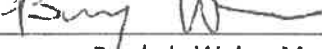
SECTION FIVE: Severability, if in the event that any section, subsection, paragraph, or portion of this ordinance is ruled as unconstitutional or invalid for any reason, that section, subsection, paragraph or portion ruled unconstitutional or invalid shall be removed and the remainder shall exist as if the unconstitutional or invalid portion was never adopted.

SECTION SIX: This Ordinance Amendment shall be effective and enforced upon its adoption and publication as required by law.

Approved by the Common Council, this 11th day of June, 2019.

ATTEST:

By: 
Bradley Hanson, City Clerk/Administrator

By: 
Brady L. Weiss, Mayor



City of MONDOVI

156 S. Franklin St., Mondovi, WI 54755

Tel. 715-926-3866

ORDINANCE 0-19-02-01 City of Mondovi, Wisconsin

To repeal and recreate CHAPTER 7B All-Terrain Vehicle or Utility Task Vehicle to be effective upon its adoption and publication as required by law.

NOW THEREFORE, THE COMMON COUNCIL OF THE CITY OF MONDOVI DOES HEREBY ORDAIN AS FOLLOWS:

SECTION ONE: CHAPTER 7B be repealed and recreated to read as follows:

7B.00 STATEMENT OF POLICY

- (1) Following due consideration of the recreational value to connect trail opportunities and weighted against possible dangers, public health, liability aspects, terrain involved, traffic density and history of automobile traffic, these routes have been created pursuant to municipal authority under section 1.1.01 as authorized by 23.33 (8) (b), Wis. Stats.
- (2) The City of Mondovi adopts the following routes for operation of ATV and UTVs upon roadways listed in 7B.02 (3).

7B.01 STATE ATV AND UTV LAWS ADOPTED

- (1) Except as otherwise specifically provided in this ordinance, the statutory provisions describing and defining regulations with respect to ATVs & UTVs in chapter 23.33 Wis. Stats. Are adopted and made part of this ordinance as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required or prohibited by this ordinance.
- (2) The adoption of s.346.02(11) of the Wis. Stats. By reference is intended to include the rules of the road therein enumerated which are as follows:
346.04, 346.06, 346.11, 346.14 (1), 346.18 to 346.21, 346.215 (3), 346.26, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40, 346.44, 346.46, 346.48, 346.50 (1) (b), 346.51 to 346.55, 346.71, 346.87, to 346.91 (1) and 346.94 (1) and (9).
- (3) All other applicable words or phrases defined within Chapter 340.01 of the Wis. Stats. Are incorporated within this ordinance.

7B.02 ATV & UTV TRAILS & ROUTES DESIGNATED

- (1) All ATV and UTV operation must be done single file on the extreme right side of the roadway except when making a left-hand turn. Then the operator shall move to the farthest point left in the lane which is lawfully available for traffic moving in the direction of travel of the vehicle about to turn left.
- (2) No person shall operate an ATV or UTV upon any public right-of-way, in any public park (except on sharps Point park road and its parking lot, the Tourist park road (also known as East Parkview Ave), and the Joseph T. Peterson Recreational Park and Arboretum parking lot), on any public sidewalk (except for crossing to obtain immediate access to an authorized area of operation), or on any other public municipal property in the City of Mondovi except upon the following designated ATV & UTV trail and routes:
 - (a) TRAIL – Buffalo River Trail
 - (b) ROUTES – the following streets in their entirety:

- i. Avenues in their entirety – Badger, Columbia, Cottage, Gaylord, Glen, Highland, Parker, Parkview, E. Riverside;
- ii. Courts in their entirety – Commerce, Coolidge, Evergreen, Komro, Lambeau;
- iii. Drives in their entirety – Commercial, Countryside, Dell, Golf View, Industrial, Lakewood, Memorial, Milomere, Mirror Lake, Morningside, Ness;
- iv. Lanes in their entirety – Cattail, Cloverleaf, Creek, North Creek;
- v. Streets in their entirety – Buffalo, Canal, Cleveland, Eisenhower, Franklin, Garfield, Gilman, Harrison, Howard, Hudson, Jackson, Jefferson, Joel, Kennedy, Lincoln, McKinley, Madison, Marten, Mill, Monroe, Oak, State, Union, Van Buren, Vernon, Vine, Washington, Water;
- vi. Other roadway names in their entirety – Hehl Way, Valley Estate Road, Nordic Circle, Countryside Parkway, Poeden Place;
- vii. North Eau Claire St from the southern lot line of Lot 181 of the 1940s Assessors Plat of the City of Mondovi.
- viii. South Eau Claire St from the southern edge of the intersection with West Riverside Ave (Wisconsin State Highway 37) to the southern corporate boundaries of the City of Mondovi.
- ix. All unmarked alleys.

7B.03 STREET AND ROADWAYS DESIGNATED AS NO ATV & UTV TRAVEL

- (1) W. Riverside Avenue and State Hwy. 37 in their entirety;
- (2) East & West Main Street, and US Hwy. 10 in their entirety;
- (3) North Eau Claire Street from its intersection with Main Street (U.S. Highway 10) north until the southern lot line of Lot 181 of the 1940s Assessors Plat of the City of Mondovi.
- (4) South Eau Claire Street from its intersection with Main Street (U.S. Highway 10) south until the northern border of the intersection with West Riverside Ave.
- (5) Tower Lane in its entirety.

7B.04 ATV & UTV PARKING REGULATIONS

- (1) ATV or UTV parking shall be allowed on city streets designated according to Section 7B.02 (2) and only from 7:00 a.m. until 10:00 p.m.
- (2) No person shall leave or allow an ATV/UTV to remain unattended on any public highway or public property while the motor is running or with the starting key in the ignition.

7B.05 ADDITIONAL REGULATIONS

- (1) The City of Mondovi reserves the right to close or modify routes at any time.
- (2) The ATV/UTV Club (Buffalo County Trial Riders) shall pay the cost of, installation of and maintenance of all route signs and posts within the City of Mondovi in accordance with NR 64.12 and NR 64.12 (7) (c) or as directed by the City. Failure to fulfill this obligation will cause the City to close all routes.
- (3) No person shall fail to obey any route sign, marker, or limit erected in accordance with this ordinance.
- (4) No person shall operate an ATV/UTV upon any public highway within the City of Mondovi at a speed in excess of ten (10) miles per hour at any time.
- (5) No person shall operate an ATV/UTV within the City of Mondovi between the hours of 10:00 p.m. and 7:00 a.m.

7B.06 PENALTY

Any person who shall violate any part of this Chapter not covered in Wis. Statute 23, shall be subject to a forfeiture of not less than \$25.00 and not more than \$100.00 for the first offense within a twelve (12) month period of time and not less than \$25.00 and not more than \$200.00 for the second and additional offenses

within a twelve (12) month period of time. For any violations of Wis. Statute 23, the State of Wisconsin Uniform Traffic Deposit Schedule applies.

SECTION THREE: This Ordinance Amendment shall be effective and enforced upon its adoption and publication as required by law.

SECTION FOUR: Severability, if in the event that any section of this ordinance is ruled as unconstitutional, that section ruled unconstitutional shall be removed and the remainder shall exist as if the unconstitutional portion was never adopted.

SECTION FIVE: Approved by the Common Council, this 12th day of February, 2019.


Approved 02/12/19

Published 04/04/19

Adopted 04/04/19

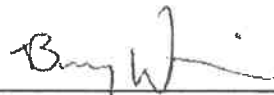
ATTEST:

By:



Bradley Hanson, City Clerk/Administrator

By:



Brady L. Weiss, Mayor



City of MONDOVI

156 S. Franklin St., Mondovi, WI 54755

Tel. 715-926-3866

ORDINANCE 0-19-01-01 **City of Mondovi, Wisconsin**

To Amend CHAPTER 7B All-Terrain Vehicle or Utility Task Vehicle to be effective upon its adoption and publication as required by law.

NOW THEREFORE, THE COMMON COUNCIL OF THE CITY OF MONDOVI DOES HEREBY ORDAIN AS FOLLOWS:

SECTION ONE: That CHAPTER 7B Section 02 ATV and UTV Trails and Routes Designated Sub-section (2) untitled paragraph (b) Routes: to amend, add and read as follows:

- vii. North Eau Claire St from the southern lot line of Lot 181 of the 1940s Assessors Plat of the City of Mondovi.
- viii. South Eau Claire St from the southern edge of the intersection with West Riverside Ave (Wisconsin State Highway 37) to the southern corporate boundaries of the City of Mondovi.
- ix. All unmarked alleys.

SECTION TWO: CHAPTER 7B Section 03 Street and Roadways Designated as no ATV/UTV Travel Sub-section to amend, add and read as follows:

- (3) North Eau Claire Street from its intersection with Main Street (U.S. Highway 10) north until the southern lot line of Lot 181 of the 1940s Assessors Plat of the City of Mondovi.
- (4) South Eau Claire Street from its intersection with Main Street (U.S. Highway 10) south until the northern border of the intersection with West Riverside Ave.
- (5) Tower Lane in its entirety

SECTION THREE: This Ordinance Amendment shall be effective and enforced upon its adoption and publication as required by law.

SECTION FOUR: Severability, if in the event that any section of this ordinance is ruled as unconstitutional, that section ruled unconstitutional shall be removed and the remainder shall exist as if the unconstitutional portion was never adopted.

SECTION FIVE: Approved by the Common Council, this 8th day of January, 2019.

Approved _____

Published _____

Adopted _____

By: _____

Brady L. Weiss, Mayor

ATTEST:

By: _____

Bradley Hanson, City Clerk/Administrator