

ORDINANCE
ALL-TERRAIN VEHICLE ROUTES

The purpose of this ordinance is to establish All-Terrain Vehicle (ATV) and Utility Terrain Vehicle (UTV) routes and to regulate the operation of all-terrain and utility terrain vehicles.

Section I – Intent

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, the Town of Buffalo adopts this ATV/UTV ordinance for the operation of All-Terrain (ATV) and Utility Terrain Vehicles (UTV) on the roadways as identified in Section IV.

Section II – Statutory Authority

The Town Board of the Town of Buffalo, Buffalo County, WI, has the specific authority to adopt this ATV/UTV Ordinance under Wi.Stats.23.33 (8)(b) and (11)

Section III – Route Selection Criteria

Prior to selection of Town of Buffalo roads to be designated as ATV/UTV routes, the following criteria was considered:

- Route was designated by Buffalo County as a recommended ATV/UTV route
- Traffic density and history of traffic on said route
- Line of sight and general traffic safety concerns on route
- Condition of route (shoulders, pavement, ditches, etc.)

Section IV – Route Designation

These Town of Buffalo roads are designated as approved routes for ATV/UTV use (map attached)

Bluff Siding RD	0.91 Municipal miles
Brandhorst RD	2.09 Municipal miles
Cole Bluff LN	1.18 Municipal miles
Piepers Vly RD	4.40 Municipal miles
Plattes Vly RD	3.10 Municipal miles

Section V – Operator Conditions

As a condition for use of the designated routes, the following conditions shall apply to all operators (and passengers where applicable)

- A. All ATV/UTV operators must carry liability insurance coverage.
- B. All ATVs/UTVs must be properly registered with DNR prior to operating on any route.
- C. All ATV/UTV operators shall observe posted speed limits.
- D. All ATV/UTV operators shall operate on paved portions of the roadway only. Operation on gravel shoulders, grassy in-slopes, ditches, or other highway right-of-ways is prohibited.
- E. All ATV/UTV operators shall ride in single file on the right hand side of paved hwy portion.
- F. All ATV/UTV operators shall have their headlight(s) and taillight(s) illuminated while operating on a hwy and have a working brake light(s)
- G. ATV/UTV operators born after January 1, 1988 and operating on a hwy are required to have

an ATV Safety Certificate provided by Dept. of Natural Resources.

- H. ATV/UTV operators under 18 years of age shall wear protective headgear of the type required by Wis. Stats. 347.485(1)(a).

Section VI – Route Conditions

The following conditions are applicable to ATV/UTV routes:

ATV/UTV routes shall be marked with uniform ATV/UTV route signs in accordance with NR 64.12(7), Wisconsin Administrative Code.

No person may do any of the following in regard to signs marking town ATV/UTV routes:

1. Intentionally remove, damage, deface, move or obstruct any uniform ATV/UTV route or trail sign or standard or intentionally interfere with the effective operation of any uniform ATV/UTV 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 ATV/UTV route or trail sign or standard of the type established by Buffalo County or State of Wisconsin for the warning, instruction, or information of the public, unless he or she obtained the uniform ATV/UTV route or trail sign or standard in a lawful manner. Possession of a uniform ATV/UTV route or trail sign or standard creates a rebuttable presumption of illegal possession.

A copy of this ordinance shall be sent, by the town clerk, to the Dept. of Natural Resources, Buffalo County Sheriff's Dept. and other law enforcement agency serving the Town of Buffalo.

Section VII – Enforcement:

This ordinance shall be enforced by any law enforcement officer of the Buffalo County Sheriff's Department, or any other law enforcement official, as set forth in Wis.Stats 23.33(12).

Section VIII – Penalties

Wisconsin state All-Terrain Vehicle penalties Wis.Stats.23.33(13)(a) adopted by reference.

Section IX - Severability

The provision of this ordinance shall be deemed severable and it is expressly declared that the Town of Buffalo would have passed the other provisions of the ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision or application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other person's circumstances shall not be deemed affected.


Section X – Effective Date

This ordinance becomes effective upon passage and publication (pending placement of signage)

Passed this 22nd Day of June, 2021




Steve James, Chairman



Claire Waters, Supervisor 1



Chris Drazkowski, Supervisor 2



Lisa Bratten, Clerk/Treasurer

TOWN OF BUFFALO BUFFALO COUNTY, WI

ATV / UTV ROUTES

