

STATE OF WISCONSIN
TOWN OF WAUMANDEE, BUFFALO COUNTY

Ordinance Designating All-Terrain / Utility-Terrain Vehicle Routes and Operation Regulations

ORDINANCE #2022-06-14

WHEREAS, the Town Board of the Town of Waumandee deems it necessary to establish all-terrain vehicle routes in the Town and to regulate the operation of all-terrain vehicles on said routes;

THEREFORE, the Town Board of the Town of Waumandee does ordain as follows:

SECTION I. "Definitions". The following definitions apply throughout this Ordinance:

1. All-Terrain Vehicle ("ATV") has the meaning specified within Wis. Stat. Sec. 340.01(2)(g).
2. Utility-Terrain Vehicle ("UTV") has the meaning specified within Wis. Stat. Sec. 23.33(1)(ng).
3. ATV/UTV Route shall mean a highway designated for use by all-terrain and utility-terrain vehicle operators.

SECTION II. "Routes". The following roads are designated as ATV/UTV routes:

1. All Town Roadways that connect to a town road or County Highway with the exception of Upper Rotering Rd. and Lower Rotering Rd.
2. The Town Board may suspend any route at any time for any reason.

SECTION III. "Conditions". The operation of ATV's and UTV's on any portion of a Town Road designated as an ATV/UTV route shall be subject to the following:

1. Operation shall be subject to all provisions of Wis. Stat. 23.33, as from time to time amended, which is hereby adopted by reference under authority of Wis. Stat. 23.33(11).
2. All ATV/UTV operators shall observe a speed limit of not more than 35 MPH or the posted roadway speed limit, whichever is lower.
3. All ATV/UTV operators shall ride single file on the far-right hand side of the paved portion/lane of traffic of the roadway. Operation on gravel shoulders, grassy in-slope, ditches, or other highway right-of-way area is prohibited. Left turns may be made from any part of the roadway which is safe given prevailing conditions.
4. All ATV/UTV operators shall maintain liability insurance for their ATV/UTV in the amount established by the State of Wisconsin for motor vehicle operation. By utilizing any ATV/UTV, the operator agrees to fully indemnify and hold harmless the Town of Waumandee for all liability arising from use on Town roadways.
5. All ATV/UTV's operating on Town roads must be equipped with a functioning headlamp and tail lamp, illuminated while operating on a Town road.
6. All ATV/UTV operators are allowed to operate their ATV/UTV during the period of one (1) hour prior to sunrise and no later than one (1) hour after sunset.
7. ATV/UTV routes will be open for use from April 1 through December 1.
8. On all roads shared with another jurisdiction the most restrictive Ordinance shall apply.
9. All ATV/UTV operators ages 16 years or older must have a valid driver's license. All ATV/UTV safety certified operators age 12-15 must be accompanied by a parent or legal guardian, or an adult designated by the parent or legal guardian, with continuous verbal direction and physical control over operation of the ATV/UTV. Any such parent, guardian, or adult shall hold a valid driver's license. Anyone under age 12 may not operate an ATV/UTV on any roadway.

10. All operators under the age of 18 must wear protective headgear as required by Wis. Stat. Sec. 23.33.
11. On any trail or route, if the ATV/UTV was originally equipped with a seatbelt, all occupants riding in or operating an ATV/UTV shall be required to wear a seatbelt.
12. It shall be unlawful for any person to possess any bottle or receptacle containing alcohol beverages if the bottle or receptacle has been opened, the seal has been broken, or the contents of the receptacle have been partially removed, while operating or as a passenger on an ATV/UTV.
13. ATV/UTV operators born after January 1, 1988, are required to have an ATV Safety Certificate provided by the Department of Natural Resources.

SECTION IV. "Signs". The Town shall have oversight of the installation of signage in compliance with s. NR64, Wisconsin Administrative Code. The quantity and location of all signs shall be reviewed and approved by the Town Board.

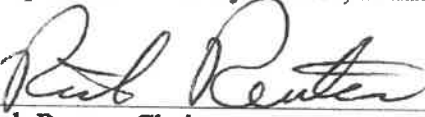
1. No person may intentionally remove, damage, deface, move, or obstruct any uniform ATV/UTV route or trail sign or standard or intentionally interfere with the effective operation of any uniform ATV/UTV route or trail sign.
2. No person shall operate an ATV/UTV contrary to any authorized and official posted sign.


SECTION V. "Enforcement". This Ordinance shall be enforced by the Town of Waumandee and any law enforcement officer authorized to enforce the laws of the State of Wisconsin, as set forth in Wis. Stat. Sec. 23.33(12).

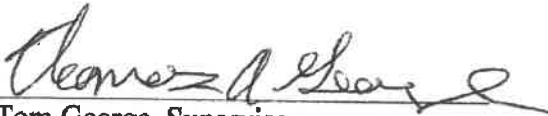
SECTION VI. "Penalties". Any person violating this Ordinance shall be subject to the penalties as set forth in Wis. Stat. Sec. 23.33(13).

SECTION VII. "Effective Date". This ordinance shall take effect following passage and posting in 3 public places within the town.

Adopted this 14th day of June, 2022.


Rick Reuter, Chairman


Del Twidt, Supervisor


Tom George, Supervisor


ATTEST: Kim Pronschinske, clerk

Posted at:

S2021 Co Rd U, Waumandee, WI 54622

S1853 Co Rd U, Waumandee, WI 54622

S2004 Co Rd U, Waumandee, WI 54622