

ORDINANCE # 2015-2

AN ORDINANCE TO APPROVE AND REGULATE ALL-TERRAIN VEHICLE (ATV)/UTILITY VEHICLES (UTV) TRAVEL ON ROADS IN THE TOWN OF NESHKORO, MARQUETTE COUNTY, WISCONSIN, AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF.

SECTION 1. INTENT

The Town of Neshkoro, Marquette County, Wisconsin, adopts the following ordinance for the operation of All-Terrain Vehicles/Utility Vehicles upon the roadway(s) listed in Section III.

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, this ordinance has been created.

SECTION II. STATUTORY AUTHORITY

This route is created pursuant to town authorized as authorized by Sec. 23.33(8)(b), Wisconsin Statutes.

The applicable provisions of Section 23.33. Wisconsin Statutes, regulating ATV operation pursuant to routes are adopted.

SECTION III. ROUTES

Road(s) to be open for ATV/UTV routes are as follows:
From Town of Crystal Lake, County N, north to Dover Road, east to 20th Avenue, north to the Village of Neshkoro.

SECTION IV. CONDITIONS

A. All ATV/UTV operators shall operate at no more than 35 MPH. generally and 10 MPH when riding within 100 feet of any pedestrian or within 150 feet of any home or dwelling. All speed limits must be observed and obeyed at all times.

B. All ATV/UTV operators shall ride single file on extreme right side of the roadways.

C. All ATV/UTV operators shall only ride on paved surface of roadways.

D. Routes must be signed in accordance with NR 64.12, and NR 64.12(7)c.

E. Routes will be open for public ATV/UTV usage daily during the following Time Periods: 7:00 A.M. through 10:00 P.M.

F. All ATV/UTV operators shall have their headlights and tail lights on at all times.

G. ATV/UTV operators and passengers are not required to wear a helmet.

H. All ATV/UTV must display current registration decals/license plate.

SECTION V. ENFORCEMENT

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

SECTION VI. PENALTIES

Wisconsin state All-Terrain Vehicles penalties as found in Sec. 23.33(13)(a), Wisconsin Statutes, are adopted by reference.

SECTION VII. SEVERABILITY

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

This ordinance can be terminated by the board if it is deemed there are serious violations/issues with this ATV/UTV route.

SECTION VIII. EFFECTIVE DATE

This ordinance becomes effective on publication and posting for one year and can be terminated (as noted above) at any time, This ordinance will be reviewed again in one year from the date signed below. The Town Clerk shall properly publish or post this ordinance as required under 60.80, WI. Stats.

Passed this 9th day of September, 2015

Chairman

Supervisor

Supervisor

Attest to: _____
Clerk