

TOWN OF REEDSBURG FINAL ATV / UTV ORDINANCE # 09-2019

**A FINAL ORDINANCE TO CONSOLIDATE, CLARIFY AND RESCIND
ORDINANCE # 04-2016, ORDINANCE # 4-2017 AND ORDINANCE # 3-2018.
ALL-TERRAIN VEHICLE (ATV) / UTILITY TERRAIN VEHICLE (UTV) OF
THE CODE OF ORDINANCES**

**TOWN OF REEDSBURG
SAUK COUNTY
STATE OF WISCONSIN**

TITLE AND PURPOSE

The title of this ordinance is the Town of Reedsburg All-Terrain Vehicle (ATV) / Utility Terrain Vehicle (UTV) Final Ordinance. The purpose of this final ordinance is to rescind all previous ordinances regarding the ATV / UTV routes and to consolidate and clarify previous ordinances into one final ordinance. Thus, this final ordinance is to establish ATV / UTV vehicle routes on public roadways in the Town of Reedsburg which are permitted to provide safe and healthful conditions for the enjoyment of ATV / UTV recreation consistent with public rights and interest.

Section I – AUTHORITY

The Town of Reedsburg Town Board has considered the recreational and economic value of ATV and UTV opportunities weighted against protecting the safety of motorists by maintaining the road edge, surface and integrity of the right-of-way, public safety, liability aspects, terrain involved, traffic density, and history of automobile traffic. After due consideration, this ordinance is created pursuant to town board authority under Wis. State Statues 60.22, 23.33(8), and 23.33(11)(a) and (am).

Section II – STATE ATV/UTV LAWS ADOPTED

The statutory provision in Wis. State. Statues chs. 23, 340 to 348, and 350 establishing definitions and regulations with respect to ATVs and UTVs, and Wis. Adm. Code. Ch. NR 64, are hereby adopted and by reference made a part of this chapter as if fully set forth herein. Unless otherwise provided in this chapter, any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this ordinance. Any future amendments, revisions or modification of the statutes incorporated herein are made a part of this chapter in order to secure uniform statewide regulation of ATVs and UTVs.

Section III – DESIGNATION OF ALL-TERRAIN VEHICLE AND UTILITY VEHICLE ROUTES

The Town of Reedsburg Town Board has designated all Town Roads as All-Terrain Vehicle (ATV) / Utility Terrain Vehicle (UTV) Routes for their entire length unless signed as a No ATV / UTV route and/or noted otherwise or described:

In addition, for the purpose of crossing a bridge over an unnamed creek on State Highway 154, the Town of Reedsburg will authorize the operation of ATV/UTV on STH 154 from Grote Hill Road to Dunse Road, provided the operators comply with Wis.Stats. 23.33(11)(am)3.

Lane Drive is a dead end Road that doesn't go anywhere except to a private residence, therefore, Lane Drive is NOT a designated route and closed to all ATV/UTV traffic.

Klitzke Drive is a dead end Road that doesn't go anywhere except to privately owned cropland, therefore, Klitzke Drive is NOT a designated route and closed to all ATV/UTV traffic.

Section IV – ROUTE SIGNS

Under the direction of the Town Board, all ATV/UTV signs shall be provided by and shall be installed by the Sauk Ridge Runners ATV Club or their successor, in accordance with Wisconsin Administration Code NR 64.12 (7). Signs shall be inspected annually and shall be maintained by the Sauk Ridge Runners ATV Club or their successor. The Town shall be notified immediately in any change in responsibility for maintenance of ATV/UTV Route signs.

Section V – OPERATION OF ALL-TERRAIN VEHICLES AND UTILITY TERRAIN VEHICLES

- (1) Operation on designated ATV/UTV routes shall be subject to all provisions of s. 23.33, Wis. Stats., which is adopted as a part of this ordinance by reference.
- (2) Pursuant to S. 23.33 (8) (d), Wis Stats., the Town of Reedsburg restricts operation on the designated ATV/UTV routes to 6:00 am – 10:00 pm
- (3) ATVs and UTVs operated on established ATV/UTV Route shall operate at a safe speed not to exceed 35 miles per hour unless a reduced speed is otherwise required by law.
- (4) Wis. Stats. S. 23.33 (4) (d) 4, provides that a person may operate an all-terrain vehicle or utility terrain vehicle on the roadway portion of any highway which are designated as all-terrain vehicle routes.

Section VI – NOTIFICATIONS

The Town Clerk shall send a copy of this ordinance to the Sauk County Sheriff's Department and to the Wisconsin Department of Natural Resources.

Section VII – ENFORCEMENT

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

Section VIII – PENALTIES

Any person, who violates any section of this ordinance or statutes adopted by reference, shall be subject to the penalties as set forth in Wis. Stat. Ss 23.33 (13). Any person violating any provision of this ordinance shall, upon conviction, be subject to the forfeiture as provided therein.

Section IX – SEVERABILITY

If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or application of this ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

Section X – EFFECTIVE DATE

This ordinance is effective immediately upon approval from the Town of Reedsburg Board after a Public Hearing has taken place. The Town Clerk shall properly publish this ordinance as required under Ss 60.80, Wis. Stats. This is a final ordinance that shall be in effect for an eternity or until otherwise deemed to be reviewed with just cause for the better of the community.

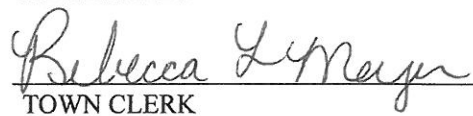
Adopted this 9th Day of September, 2019

TOWN OF REEDSBURG, SAUK COUNTY, WISCONSIN.

APPROVED:


TOWN CHAIRPERSON

ATTESTED:

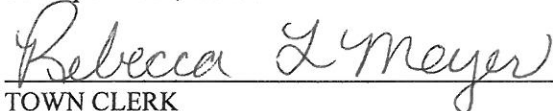

TOWN CLERK

ADOPTED: September 9, 2019

PUBLISHED: _____

CERTIFICATION

I hereby certify that the above ordinance was duly adopted by the Town of Reedsburg, Sauk County, Wisconsin, by at least a majority vote of the members of the Town Board on the 9th Day of September, 2019, and approved by the Town Chairperson on the 9th day of September, 2019.


TOWN CLERK