

CHAPTER 3

ATV & UTV Regulations

An ordinance to approve and regulate all-terrain vehicle (ATV) and utility terrain vehicle(UTV) travel on roads in the Township of Packwaukee, Marquette County, Wisconsin, and prescribing penalties for violation thereof.

Section 8-3-1

I. Applicability and Enforcement

(a) The provisions of this Ordinance shall apply to the roadway(s) of the Town of Packwaukee

(b) This chapter shall be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin.

II. Intent

The Township of Packwaukee, Marquette County, Wisconsin, adopts the following ordinance

for the operation of all-terrain vehicles and utility terrain vehicles upon the roadway(s) listed in Section IV.

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.

III. 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 and UTV operation pursuant to routes are adopted.

IV. Routes

Property owners and renters who live in the Town of Packwaukee may drive their ATV or UTV

on a non described route/road from their home to a described route using the most direct route to that described road.

From Montello township line on County Rd. C to Packwaukee entering on Main St. and

continuing out the west end on Cty Rd. D crossing I-39.

From the north from Cty Rd. M east on Fawn Ct. to 9th Ave. then south to Cty. Rd. ZZ crossing

Hwy 23 continuing on to Main Street in Packwaukee.

From Packwaukee south on Cty Rd. D to 11th Ave. then north to Fox Rd., right on Fox Rd.

Rd.D to Cty Rd. K then west on Cty Rd. K back to the intersection of Cty. Rd. K and Cty
then north back into Packwaukee.
South From Cty Rd. B north on Cty Rd. B to Evergreen Ln. West on Evergreen into 11th Dr.
on 11th Dr. to Fern Ave. West on Fern Ave. to 9th Ave. south to Packwaukee.

V. Conditions

As a condition for the use of this route, the following conditions shall apply to all operators, and passengers:

- A. All ATV & UTV operators shall operate at no more than 35 MPH
- B. All ATV & UTV operators shall ride single file on extreme right side of roadways.
- C. All ATV & UTV operators shall only ride on paved surface of roadways.
- D. All ATV & UTV operators shall slow the vehicle to 10 mph or less when operating within 150 feet of a dwelling.
- E. All ATV & UTV operators shall slow the vehicle to 10 mph or less when operating within 100 feet of a non-motorized vehicle.
- F. Routes must be signed in accordance with NR 64.12, and NR 64.12(7)(c).
- G. Routes will be open for public ATV & UTV usage daily during the following time periods: 5:00 AM through 12:00 midnight.

VI. Enforcement

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

VII. Penalties

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

VIII . Severability

The provision of this ordinance shall be deemed severable and is expressly declared that the County and Town would have passed the other provisions 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 remainder of the ordinance and the application of such provisions to other persons circumstances shall not be deemed affected.

IX. Effective Date

This ordinance becomes effective on publication and posting. The town clerk shall Properly publish or post this ordinance as required under Sec. 60.80, Wis Stats.

Passed this 8th day of January, 2013

Don Hall, Chairman

Janny Slama, Clerk