

ORDINANCE NO. 2018-1

**TOWN OF WOODVILLE,
CALUMET COUNTY, WISCONSIN**

**AN ORDINANCE DESIGNATING ALL-TERRAIN VEHICLE ROUTES AND
REGULATING THE OPERATION OF ALL-TERRAIN VEHICLES WITHIN THE
TOWN OF WOODVILLE**

Be it hereby ordained, by the Town Board of the Town of Woodville, Calumet County, Wisconsin, as follows:

SECTION 1: 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 the history of automobile traffic, the Town of Woodville, Calumet County, Wisconsin, adopts and designates the following all-terrain vehicle (ATV) routes for the operation of ATVs upon the roadways set forth and designated in Section 3 below.

SECTION 2: STATUTORY AUTHORITY AND REFERENCE

This Ordinance is adopted pursuant to Wis. Stat. § 23.33(8)(b) and (11). All provisions of Wis. Stat. § 23.33, along with any future amendments thereto, are adopted and incorporated herein by reference to the fullest extent permitted by law.

SECTION 3: ATV ROUTES

Pursuant to Wis. Stat. § 23.33(4)(d4),, except as otherwise provided in Wis. Stat. § 23.33(4), no person may operate an all-terrain vehicle on the roadway of any highway in the Town of Woodville except on roadways that are designated as all-terrain vehicle routes by ordinance. Operation of all-terrain vehicles on a roadway in the Town of Woodville that is an all-terrain vehicle route is authorized only for the extreme right side of the roadway except that left turns may be made from any part of the roadway that is safe given the prevailing conditions. On paved roadways all-terrain vehicles must be operated on the paved portion of the roadway and not on the gravel shoulder. All Town roadways designated on attached map, to the fullest extent permitted by law, are designated as ATV routes.

SECTION 4: CONDITIONS

As conditions for the use of ATVs on the ATV routes set forth and designated in Section 3 above, all ATV operators and passengers shall comply with all of the following:

- A. All ATV operators shall observe posted speed limits.
- B. All ATV operators shall ride in single file.
- C. All other provisions of Wis. Stat. § 23.33, which is adopted as a part of this ordinance by reference, pursuant to Wis. Stat. § 23.33(11).

SECTION 5: SIGNAGE

All ATV routes set forth and designated in Section 3 above shall be signed in accordance with NR 64.12.

SECTION 6: ENFORCEMENT

This Ordinance may be enforced by any law enforcement officer authorized to enforce the laws in the State of Wisconsin. Any or all ATV/UTV routes may be closed at any time at the discretion of the Town of Woodville.

SECTION 7: PENALTIES

The penalties set forth in Wis. Stat. § 23.33(13) are adopted and incorporated herein by reference.

SECTION 8: SEVERABILITY

The provisions of this Ordinance shall be deemed severable, and it is expressly declared that the Town of Woodville, Calumet County, Wisconsin, would have adopted all other provisions of this Ordinance irrespective of whether or not one or more provisions of this Ordinance may be declared invalid. If any provision of this Ordinance, or if the application of this Ordinance to any person, entity, and / or circumstance, is declared invalid, the remainder of this Ordinance, and the application of such provisions to other persons, entities, and / or circumstances, shall remain in full force and effect.

SECTION 9: NOTICE

Pursuant to Wis. Stat. § 23.33(11)(b), immediately upon the adoption of this Ordinance, the Town Clerk shall send a copy of this Ordinance to the Wisconsin Department of Natural Resources, the State of Wisconsin Department of Transportation Division of State Patrol, and the Calumet County Sheriff's Office

SECTION 10: EFFECTIVE DATE

This Ordinance shall become effective upon adoption and publication.

Adopted and passed this 10th day of June, 2018

TOWN BOARD OF THE TOWN OF WOODVILLE

BY: _____
Dan Thiel, Chairman

BY: _____
David Genslak, Supervisor

BY: _____
Corey Schmidt, Supervisor

ATTEST:

Ellen Pattermann, Clerk