

Town of Arpin

Ordinance # 2013-01

An Ordinance Designating All Terrain Vehicle Routes and Regulating The operation of all Terrain Vehicles

Section 1 – Intent

The Town of Arpin, Wood County adopts the following all terrain vehicle routes for the operation of all-terrain vehicles (UTV, and ATV) upon the roadways listed in Section III

Section II – Statutory Authority

The Town of Arpin hereby adopts, except as otherwise specifically provided in this chapter, and pursuant to the authority granted in Chapter 23 and Chapter NR64 of the Wisconsin Statutes, the Town Board of the Town of Arpin does hereby adopt Chapter 23 and Chapter NR64 of the Wisconsin State Statutes which deals with All Terrain Vehicles, to be applied on the town roads designated as UTV/ATV routes in the Town of Arpin

Section III – Routes

All roads in the Town of Arpin are open to UTV/ATV's EXCEPT THE FOLLOWING

- 1. State Highway 186**
- 2. County Roads N, E, K**

The aforementioned route does not include private roads or driveways or any private property in the Town of Arpin. The Town of Arpin shall retain the right to close any town road to UTV/ATV operation for special events, unlawful use, road construction/repair without advance notice.

Section IV – Conditions

The Town of Arpin accepts no liability for the operation of UTV/ATVs on any town road under the provisions of this ordinance. UTV/ATVs that operate

on the aforementioned streets shall abide by ALL STATE LAWS regulating UTV/ATV operation including the following:

1. All UTV/ATV operators shall travel at a speed of 45 mph.
2. All UTV/ATV operators shall ride in the extreme right hand portion of the traveled part of the road and in single file.
3. UTV/ATVs operated on town roads pursuant to this Ordinance shall have the following working equipment
 - a. One or more working headlights
 - b. A red rear light and a working red brake light
 - c. Brakes in good mechanical condition
 - d. A muffler system and such other equipment or devices that comply with the noise level standards
4. UTV/ATVs operated on town roads shall be currently registered by the State of Wisconsin in accordance with Wisconsin State Statues. Registration does not constitute a license to cross or operate an UTV/ATV on public or private lands.
5. At all times, operating an UTV/ATV on town roads, operators born after January 1, 1988 shall have passed and approved safety course. The driver of a UTV/ATV shall obey all State of Wisconsin laws regarding this operation of UTV/ATVs.

Section V – Enforcement

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

Section VI – Penalties

Wisconsin state All-Terrain Vehicle penalties as found in s 23.23 (13)(a) Wis. Stats., adopted by reference

Section VII – Severability

The provision of this ordinance shall be deemed severable and it is expressly declared that the 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 provisions of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and application of such provisions to other persons circumstances shall not be deemed affected.

Section VIII – Effective date

This ordinance becomes effective upon passage and publication

Presented: 2/12/13

Passed and Approved: 2-12-13

Posted: 2-18-13

Official's Signatures:

Mark Yerke Date 2-12-2013
Mark Yerke, Chairman

Shelly Grimm Date 2-12-2013
Shelly Grimm, Clerk