

Ordinance #: 2005-02
August 14, 2014

Town of Atlanta All-Terrain Vehicle Route Ordinance

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ALL-TERRAIN VEHICLE ROUTE ORDINANCE

TOWN OF ATLANTA, RUSK COUNTY

Section 1. Intent

The Town of Atlanta, Rusk County adopts the following all-terrain vehicle route ordinance for the operation of all-terrain vehicles upon roadways 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, these routes have been created.

This ordinance shall precede any and all previous Town of Atlanta all-terrain vehicle route ordinances.

Section 2. Statutory Authority

This route is created pursuant to town authority authorized by 23.33 (8) (b), Wis. Stats.

The applicable provisions of 23.33 regulating ATV operation pursuant to routes are adopted.

Section 3. Routes

All Town of Atlanta roads are open to ATV's unless posted otherwise.

Section 4. Conditions

- A. ATVs can be operated on any town road unless that road is properly marked "NO ATV ROUTE".
- B. Maximum speed for ATVs on these routes shall be 25 miles per hour.
- C. All ATV operators shall ride single file and to the extreme right of the roadway.
- D. ATVs on these routes shall be equipped with proper exhaust systems equal to or quieter than the original equipment for that machine. ATVs without mufflers are prohibited on these routes.
- E. ATVs shall not be operated in a way that will cause damage to the road.
- F. ATVs shall be operated only on the paved portion of paved roads.

Section 5. Enforcement

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

Section 6. Penalties

Wisconsin state All-Terrain Vehicle penalties as found in s. 23.33 (13) (a) Wis. Stats., are adopted by reference.

Treble damages to highway as authorized in Wis. Stats. 86.02.

Section 7. Severability

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

Section 8. Effective Date

This ordinance becomes effective upon passage and publication

Initially passed this 18th day of August, 2005.

Updated and passed this 12th day of June, 2008.

Updated and passed this 10th day of September, 2009.

Updated and passed this 13th day of May, 2010.

Updated and passed this 14th day of August, 2014.

Signed:

Steve Tiegs – chairman

Arian Knops – Supervisor

Garret Lockburner - Supervisor

Attest:

Joan Leer - clerk