

STATE OF WISCONSIN
TOWN OF COLBURN
ADAMS COUNTY

"Town of Colburn ATV/ UTV Ordinance # 2017-01

AN ORDINANCE TO APPROVE AND REGULATE ALL-TERRAIN VEHICLES (ATV) AND UTILITY TERRAIN VEHICLES (UTV) TRAVEL ON ROAD IN THE TOWN OF COLBURN, ADAMS COUNTY WI AND PRESCRIBING PENALTIES FOR VIOLATION THERE OF.

SECTION I. INTENT

The Town of Colburn, Adams County Wisconsin, adopts the following ordinance for the operation of All-Terrain Vehicles (ATV) and Utility Terrain Vehicles (UTV) upon the roadway(s) 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, this ordinance has been created.

SECTION II. STATUTORY AUTHORITY

This route is created pursuant to town 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.

SECTION III. ROUTES

Road(s) to be open for ATV/UTV routes are as follows:

All towns roads within the Town of Colburn, this does not include any county roads unless posted.

SECTION IV. 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 the extreme right side of roadways in the same direction as motor vehicle traffic
- C. All ATV/UTV operators shall only ride on the 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 NR64.12 and NR 64.12 (7) c.
- G. Routes will be open for public ATV/UTV usage daily during the following time periods
- H. Time period: **1 hour before sunrise to 1 hour after sunset**
- I. All ATV/UTV's must be within compliance of registration per Wisconsin State Statues
- J. All ATV/UTV's And ATV/UTV operators must be within compliance per Wisconsin State Statues 23.33

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/ Utility Terrain Vehicle penalties as found in sec 23.33 (13) (a)
Wisconsin statutes are adopted by reference

SECTIN VII. SEVERABILITY

The provisions 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 the other persons circumstances shall not be deemed affected.

SECTIN VIII. EFFECTIVE DATE

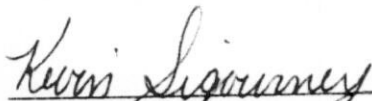
This ordinance becomes effective on publication and/or posting. The town clerk shall properly publish or post this ordinance as required under section 60.80, WI Statutes. However this ordinance is being adopted on a probationary basis and will be reviewed for further consideration 1 year after signs have been properly placed and routes are open for ATV/UTV travel. This ordinance will be reviewed on an annual basis by the Town board. The Town board of Colburn maintains the right to amend or cancel this ordinance at any time by proper notice and posting.

SECTION VIII: MAINTENANCE OF SIGNAGE AND OPENING OF ROADS

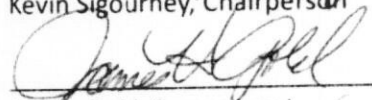
Signs will be posted and maintained by Monroe Prairie and/or Town of Colburn. Roads will not be opened for initial ATV/UTV travel until a member of the town board has inspected signage and approved the opening of the trails.

Town of Colburn/Monroe Prairie ATV Clubs will post, repair/replace route signage in a timely fashion and take all responsibility for maintaining the route signage.

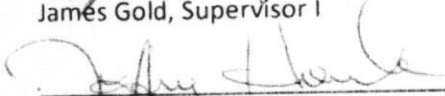
Passed this 11th day of September 2017



Kevin Sigourney, Chairperson




James Gold, Supervisor I



Jeffrey Horacek, Supervisor II

Attest to:



Terri L. Horacek, ClerkTown



Town of Colburn Seal