

**AN ORDINANCE  
PROVIDING A POLICY REGARDING THE USE OF ALL TERRAIN  
RECREATIONAL VEHICLES WITHIN THE CITY LIMITS**

WHEREAS, the City resolved to promote tourism and recreation in the City of Williamson, and

WHEREAS, the City desires to continue to promote tourism and recreation activities in the area because of the community benefit it provides as well as the positive economic impact it has in our community; and

WHEREAS, one of the recreational activities enjoyed in the area is the use of All Terrain Vehicles (ATV's) for joy riding and sight seeing on surrounding trails developed and undeveloped in the area; and

WHEREAS, the City has many residents that, in addition to tourists and visitors, own and use ATV's for recreation; and

WHEREAS, the City desires to increase the number of visitors to the area and the length of time that visitors stay in the area, and in addition, encourage the use of City businesses; and

WHEREAS, the City desires to make the use of ATV's for recreation more convenient for city residents as well as visitors to the area; and

WHEREAS, Federal and State law gives the City the option to do the same; and

WHEREAS, other City's within the State have done the same and have had positive results.

**NOW, THEREFORE, IT IS HEREBY RESOLVED AND ADOPTED  
BY THE WILLIAMSON CITY COUNCIL AS FOLLOWS:**

1. That an ATV is allowed to be driven on streets within City Limits under the following conditions or restrictions:
  - a) The ATV is legally licensed and registered with the Hatfield-McCoy Trail System

- b) The driver of an ATV who is over sixteen must hold a legal driver's license.
  - c) The ATV driver obeys all state and city traffic laws and local City ordinances.
  - d) The ATV is in a safe running condition.
  - e) The ATV is being operated in a safe condition.
  - f) The ATV is not driven down any street within city limits that borders school grounds while school is in session.
  - g) The ATV, when driven at night, must have working head and tail lights.
  - h) The ATV driver, when driving on streets within city limits, must be going to or from city services, a local city business, or a legal riding area.
  - i) All riders must comply with rules and regulations promulgated by Hatfield-McCoy Regional Recreational Authority.
2. The streets within the City Limits upon which all ATV drivers shall use are as follows:
- Weekdays, Monday thru Friday at 7:00 p.m., drivers will follow the ATV signs which direct traffic down Ben Street to cross at the Armour (Railroad) Crossing and continuing to First Avenue; thence turning left on First Avenue to the Marathon Station and Convenience Store; upon exiting the City, the reverse hereof shall be used except that Ben Street is a one-way street into the City, and drivers will proceed across the railroad tracks to Fourth Avenue, turning left on Fourth (U.S. Rt. 52 North) to the point of returning to the Hatfield-McCoy Trails, all marked with the ATV signs.
- On weekends, which will include from 7:00 p.m. Friday until 7:00 p.m. Sunday, ATV drivers may use all of First, Second and Third Avenues within the City Limits.
3. The City Police Department or other legal policing authority is given all rights to write citations to those individuals breaking laws or safety guidelines as outlined in this Ordinance. The Williamson Chief of Police will meet with the County Sheriff to educate his department regarding the ATV regulations outlined herein.

This Ordinance shall become effective upon final passage.

PASSED ON FIRST READING the 8<sup>th</sup> day of March, 2001.

PASSED ON SECOND READING the 23<sup>rd</sup> day of March, 2001.

Estel L. Lewis  
MAYOR

ATTEST:

Frances Feys  
CITY CLERK



*Revised  
Ordinance*

**City of Williamson  
Hatfield-McCoy Trail Committee**

Recommended changes to the city ordinance regarding the use of ATV and off highway recreational vehicles within the city limits.

1. That ATVs and Off Highway Vehicles (OHV) are allowed to be driven on streets within City Limits under the following conditions or restrictions:
  - a) The ATV or OHV is legally licensed and registered with the Hatfield-McCoy Trail System.
  - b) The driver of an ATV or OHV who is Sixteen or over must hold a legal driver's license.
  - c) The ATV or OHV driver obeys all state and city traffic laws and local city ordinances.
  - d) The ATV or OHV is in a safe running condition.
  - e) The ATV or OHV is being operated in a safe manner.
  - f) The ATV or OHV must have working head and tail lights.
  - g) The ATV or OHV driver, when driving on streets within city limits, must be going to or from city services, a local city business, or a legal riding area.
  - h) All riders must comply with rules and regulations promulgated by Hatfield-McCoy Regional Recreational Authority.
2. The streets within the City Limits upon which all ATV or OHV drivers shall use are as follows:
  - a) Drivers will follow the ATV or OHV signs which direct traffic down Ben Street to West Third Avenue to cross at the Armour (Railroad) Crossing on Prichard Street and continuing to Second Avenue thence turning left on Second Avenue to the intersection of East Second Avenue and Vinson Street; thence turning left onto Vinson Street and then turning left onto East Third Avenue and continuing on East Third Avenue back to its intersection with Prichard Street and drivers will proceed across the railroad tracks to Fourth Avenue turning left on Fourth (U.S. Rt. 52 North) to the point of returning to the Hatfield-McCoy Trails, all marked with ATV / OHV signs.
  - b) ATV or OHV drivers may use all of First, Second and Third Avenues and, with the exception of Harvey Street, all cross streets interconnecting First, Second and Third Avenues within the City business district Limits.
  - c) ATV or OHV drivers may park their trucks, trailers or other ATV or OHV haulage equipment, free of charge, in the city parking lot located outside the flood wall in the vicinity of the City Water Treatment Plant in the 300 block of East

Third Avenue and may commence and end their Hatfield-McCoy trail ride at that point.

- d) The Mayor of the City, at his sole discretion, may at any time name alternate streets within the City for temporary ATV or OHV use in case an alternate ATV / OHV entrance to the city is needed or for any other reason that may benefit the City

- 3. The City Police Department or other legal policing authority is given all rights to write citations to those individuals breaking laws or safety guidelines as outlined in this Ordinance. The Williamson Chief of Police will meet with the County Sheriff and West Virginia State Police Williamson Detachment Commanding Officer to educate their departments regarding the ATV / OHV regulations outlined herein.