

TABLE OF CONTENTS
Designating All-Terrain Vehicle Routes

404.01 Designating All-Terrain Vehicle Routes.....404-1

WOOD COUNTY ORDINANCE #404
DESIGNATING ALL-TERRAIN VEHICLE ROUTES

404.01 Designating All-Terrain Vehicle Routes

(a) *Intent.* To authorize the Wood County Highway Commissioner (Commissioner) to establish all-terrain vehicle (ATV) routes on portions of Wood County highways following due consideration of the recreational value to connect trails and weighted against possible dangers, public health, liability aspects, terrain involved, traffic density and history of automobile traffic, applicable to potential and existing routes.

(b) *Statutory Authority.* The ATV routes are created pursuant to § 23.33(8)(b), Wis. Stats. The provisions of § 23.33, Wis. Stats. and of Wisconsin Administrative Code NR 64 regulating ATV operation, are hereby adopted by reference thereto.

(c) *Routes.* The Commissioner shall designate what portions of county highways are ATV routes and will keep the oversight committee updated with respect to such routes and changes to them. The Commissioner shall have said routes properly posted.

(d) *Annual Reviews of ATV Routes.* All ATV routes established pursuant to this ordinance shall be reviewed annually by the Commissioner and the Highway Infrastructure and Recreation Committee to consider the continued value, efficacy and need for the ATV routes as well as the inclusion of additional ATV routes, all pursuant to and in accordance with the intent of this ordinance.

(e) *Conditions.* In addition to all statutory and regulatory requirements for ATV operation, as a condition for the use of these routes, the following rules shall apply to all ATV operators (and passengers) when using the routes:

1. Operators and passengers, when applicable, shall comply with all federal, state, and local applicable laws, orders, regulations, restrictions and rules, including Section 23.33, Wis. Stat., and Wisconsin Administrative Code NR 64.
2. All ATV operators shall observe posted ATV speed limits.
3. All ATV operators shall ride single file on the right side of the paved portion of the highway
4. All ATV operators shall slow their vehicle to 10-mph or less when operating within 100 feet of a person who is not operating an ATV, snowmobile, motorcycle, or other motor vehicle.
5. ATVs and UTVs may be operated on the designated route if, and only if, routes are signed in accordance with NR 64.12(7), DNR guidelines, and the Manual on Uniform Traffic Control Devices (MUTCD), including Wisconsin's Supplement.
6. All ATVs shall operate only on the paved portion of the roadway and gravel shoulder. Operation on the grassy in-slope, ditches, or other highway right-of-way is prohibited and illegal.

7. All ATV/UTVs must be licensed in Wisconsin or display a valid non-resident ATV/UTV trail pass.

(f) *Enforcement.* This ordinance shall be enforced by the Wood County Sheriff's Department via the use of citations.

(g) *Penalties.* The penalties as set forth in § 23.33(13) Wis. Stats., are adopted by reference. A forfeiture of not less than \$50.00 or more than \$500.00 including court costs is hereby established.

(h) *Severability.* The provisions of this ordinance shall be deemed severable and it is expressly declared that Wood County 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 other person's circumstances shall not be deemed affected.

Section 2. That said ordinance shall take effect upon passage and publication as required by law.