

**Ordinance #2019-1 (Last Amended 3/2013)**  
**All-terrain Vehicle Routes Ordinance.**  
**TOWN OF PRAIRIE LAKE**

STATE OF WISCONSIN  
BARRON COUNTY  
TOWN OF PRAIRIE LAKE

**SECTION I - TITLE AND PURPOSE**

The title of this ordinance is the Town of Prairie Lake All-Terrain Vehicle Route Ordinance. The purpose of this ordinance is to establish all-terrain vehicle routes in the town and to regulate the operation of all-terrain vehicles in the town.

**SECTION II - AUTHORITY**

The Town Board of the Town of Prairie Lake, Barron County, Wisconsin, has the specific authority to adopt this All-Terrain Vehicle Route Ordinance under §§23.33 (8) (b) and (11) Wis. stats.

**SECTION III - ADOPTION OF ORDINANCE**

The Town Board of the Town of Prairie Lake, Barron County, Wisconsin, by this ordinance adopted on proper notice with a quorum and roll call vote by a majority of the Town Board present and voting, provides the authority for the town to designate all-terrain vehicle routes in the town and to regulate the use of those routes and all-terrain vehicles in the town.

**SECTION IV - OPERATION OF ALL-TERRAIN VEHICLES**

Pursuant to §23.33 (4) (d) 4., Wis. stats., except as otherwise provided in §23.33 (4), Wis. stats., no person may operate an all-terrain vehicle on the roadway portion of any highway in the town except on roadways that are designated as all-terrain vehicle routes by this ordinance. Operation of all-terrain vehicles on a roadway in the town that is an all-terrain vehicle route is authorized only for the extreme right side of the roadway except that left turns may be made from any part of the roadway that is safe given prevailing conditions.

**SECTION V - DESIGNATION OF ALL-TERRAIN VEHICLE ROUTES**

The following routes are designated all-terrain vehicle routes in the town: - 7 ½ Avenue from Chetek City Limits to 22¾ Street going north across “D”/8<sup>th</sup> Ave. to 22 ¾ Street to 9<sup>th</sup> Avenue to 22<sup>nd</sup> Street (21<sup>st</sup> 22<sup>nd</sup> Street) to 10¾ Avenue to 21<sup>st</sup> Street to 12<sup>th</sup> Avenue to 20<sup>th</sup> Street/Creamery Rd. & (as amended 2/10/2009) the following roads on the east side of the lake - 23 ¾, 23 ⅞ Streets & 10 ¾ Avenue & 24<sup>th</sup> Street from junction of 10 ¾ Avenue to bridge & (as amended 5/12/2009) 22<sup>nd</sup> Street between 8<sup>th</sup> & 7<sup>th</sup> Avenues thence west on 7<sup>th</sup> Avenue to 2089 and north & south on 20<sup>th</sup> Street, depending on the location of the trail on private land on this stretch, thence to 6<sup>th</sup> Avenue to the Town of Sioux Creek line with possible use of 19<sup>th</sup> Street to Sioux Creek line, & also 21<sup>st</sup> Street from 8<sup>th</sup> Avenue to 7<sup>th</sup> Avenue & (as amended 6/9/2009) 10<sup>th</sup> Avenue (“OO”) from snowmobile trail on west side of “SS” to 22<sup>nd</sup> Street north to parts of 22<sup>nd</sup> Street (21<sup>st</sup>-22<sup>nd</sup> Street). Also including (amended 7/9/2019) 11 ½ avenue west from 22 ½ street to 22/21 ¾ street, 22/21 ¾ street north to 21 ¾ street. 21 ¾ street northwest to 12 ¼ avenue, 12 ¼ avenue west from 21 ¾ street to 21<sup>st</sup> street as well as 21<sup>st</sup> street south from 12 ¼ avenue to 12<sup>th</sup> avenue.

**SECTION VI - CONDITIONS APPLICABLE TO ALL-TERRAIN VEHICLE ROUTES**

Pursuant to §23.33 (8) (d), Wis. stats., the following restrictions are placed on the use of the town all-terrain vehicle routes designated by this resolution:

- A. Routes shall be marked with uniform all-terrain vehicle route signs in accordance with s.NR 64.12 (7),

Wisconsin Administrative Code. No person may do any of the following in regard to signs marking town all-terrain vehicle routes:

1. Intentionally remove, damage, deface, move, or obstruct any uniform all-terrain vehicle route or trail sign or standard or intentionally interfere with the effective operation of any uniform all-terrain vehicle route or trail sign or standard if the sign or standard is legally placed by the state, any municipality or any authorized individual.
  2. Possess any uniform all-terrain vehicle route or trail sign or standard of the type established by the department for the warning, instruction or information of the public, unless he or she obtained the uniform all-terrain vehicle route or trail sign or standard in a lawful manner. Possession of a uniform all-terrain vehicle route or trail sign or standard creates a rebuttable presumption of illegal possession.
- B. Operation shall be subject to all provisions of s. 23.33, Wis. stats., which is adopted as a part of this ordinance by reference, pursuant to §23.33 (11), Wis. stats.
- C. Speed limit of 20 mph; ATV's must stay on blacktop – stay off shoulders and out of ditches. Board will review agreement at intervals and decide whether to renew it at those times. Infractions will not be tolerated and will be cause for nullifying the agreement forthwith. All ATV operators shall slow the vehicle to 10 mph or less when operating within 150 feet of a dwelling. All ATV operators shall ride single file.
- D. A copy of this ordinance shall be sent by the town clerk to the Barron County Sheriff's Department.

#### **SECTION VII ENFORCEMENT**

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

#### **SECTION VIII PENALTIES**

The penalties in §23.33(13)(a) Wis. Stats. are adopted by reference.

#### **SECTION IX SEVERABILITY**

If any section, sub-section, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of Competent Jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion thereof.

#### **SECTION X – EFFECTIVE DATE**

This ordinance shall become effective upon adoption by the Town Board and publishing or posting as provided by law.

The forgoing ordinance was adopted at a regular meeting of the Town Board of the Town of Prairie Lake on September 10, 2019

Filed this 10<sup>th</sup> day of September, 2019,  
in the Office of the Town Clerk

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Attest: Megan Reichert, Clerk

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Joe Atwood, Chairman

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Wayne Brenholt, Supervisor

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Karn Moe, Supervisor