

Ordinance 2019 – 1
All-terrain Vehicle/Utility Task Vehicle Routes Ordinance
TOWN OF PRAIRIE LAKE
(Formerly Ordinance #2008-4; Amended 6/2009; Amended 8/2009; Amended 9/2011; Amended 8/2019; Amended 5/2020)

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/Utility Task Vehicle Route Ordinance. The purpose of this ordinance is to establish all-terrain vehicle/utility task vehicle routes in the town and to regulate the operation of all-terrain vehicles/utility task 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/Utility Task 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/utility task vehicle routes in the town and to regulate the use of those routes and all-terrain vehicles/utility task vehicles in the town.

SECTION IV - OPERATION OF ALL-TERRAIN VEHICLES/UTILITY TASK 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/utility task 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/utility task 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/UTILITY TASK VEHICLE ROUTES

The following routes are designated all-terrain vehicle/utility task vehicle routes in the town: 7½ Avenue from Chetek City Limits to 22¾ Street going north across “D”/8th Ave. continuing on 22¾ Street to 9th Avenue to 22nd Street (21st 22nd Street) to 10¾ Avenue to 21st Street to 12th Avenue to 20th Street/Creamery Rd. & 22nd Street between 8th (CTH “D”) & 7th Avenues thence west on 7th Avenue to CTH “D” (19½ Street) and north & south on 20th Street, depending on the location of the trail on private land on this stretch, thence to 6th Avenue to the Town of Sioux Creek line with possible use of 19th Street to Sioux Creek line, & also 21st Street from 8th Avenue (CTH “D”) to 7th Avenue & the following roads on the east side of the lake - 23¾, 23⅞ Streets & 10¾ Avenue & 24th Street from junction of 10¾ Avenue to 12th Avenue.). 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 21st Street as well as 21st Street south from 12 ¼ Avenue to 12th Avenue. (Amended 8/13/2019) The section of 12th Avenue between 18th Street and 19th Street will also be open to ATV/UTV traffic.(Amended 5/13/2020) The dead end road section of 21 ¾ Street south to 9th Avenue that connects to 22nd Street to connect the trail to county highway D. This is residential only trail for this dead end road section.

SECTION VI - CONDITIONS APPLICABLE TO ALL-TERRAIN VEHICLE/UTILITY TASK

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 standards 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 §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; ATVs/UTVs 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/UTV operators shall slow the vehicle to 10 mph or less when operating within 150 feet of a dwelling. All ATV/UTV 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 November 11, 2008 & duly amended on June 9, 2009, & further amended on August 11, 2009, and further amended on September 13, 2011 & further amended on March 12, 2013.

Filed this 12th day of March, 2013,
in the Office of the Town Clerk

/s/ Karn Moe
Attest: Karn Moe, Clerk

/s/ Dale Lehner
Dale Lehner, Chairman

/s/ Janice Rustong
Janice Rustong, Supervisor

/s/ Almar Larson
Almar Larson, Supervisor