

ORDINANCE NO 2021-3**AN ORDINANCE DESIGNATING ALL-TERRAIN VEHICLE ROUTES AND REGULATING THE OPERATION OF ALL-TERRAIN VEHICLES**

WHEREAS, Wis. Stat. 23.33(8)(b) authorizes open usage of township roads pursuant to township authority:

1. ADOPTION

Now, therefore, the Town Board of Town of Meeme, Manitowoc County, Wisconsin does adopt the applicable provisions of Wis Stat. 23.33 regulating ATV/UTV operation pursuant to routes as follows:

Pursuant to Wis. Stat. 23.33(8)(b) the Town Board hereby authorizes all township roads to be open to ATV/UTV usage unless otherwise posted.

All county and state roadways posted 35mph or less will be open to ATV/UTV usage as authorized under Wis. Stat. 23.33(11)(am)4 unless otherwise posted

2. CONDITIONS

As condition for use of township roads, the following conditions shall apply to all operators and passengers.

- a. All ATV/UTV operators shall observe posted speed limits.
- b. No person under 18 years of age may operate or be a passenger on an ATV/UTV without wearing protective headgear of the type required under Wis. Stat. 347.485(1)(a) and with the chin strap properly fastened, except as specifically exempted under Wis Stat. 23.33(3g)(b,c, and d).
- c. All ATV/UTV operators under 16 years old must be in direct verbal supervision of a parent or legal guardian when operating on a designated all-terrain vehicle route.
- d. Operation of ATVs and UTVs on roadways designated as ATV/UTV Routes are authorized only for the extreme right side of the roadway, on the paved surface (if roadway is paved), except that left turns may be made from any part of the roadway that is safe given prevailing conditions.
- e. Approved hand signals are required whenever the operator intends to direction if vehicle is not equipped with turn signals.
- f. All ATV/UTV operators shall ride single file.
- g. The operator of an ATV/UTV shall obey all traffic laws, local ordinances and DNR regulations.
- h. The operator of an ATV/UTV shall display a lighted headlamp, tail lamp and working brake light on the ATV/UTV and display the registration license plate at all times.
- i. All roads must be signed in accordance with NR 64.12, and NR 64.12(7).
- j. ATV/UTV operation is at the risk of the operator. The Town of Meeme has no liability for any damage or injury to persons, real property, or personal property, arising out of the operation of ATVs and UTVs on designated ATV/UTV routes under Wis. Stat 895.52(1)(d)(g).
- k. Routes are open year-round.
- l. On all roads shared with another jurisdiction, the most restrictive ordinance shall apply.
- m. The Town reserves the right to open or close routes by a simple Board motion.

3. ENFORCEMENT

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

4. PENALTIES

Wisconsin State All-Terrain Vehicle penalties as found in Wis. Stat. 23.33(13)(a) are adopted by reference.

5. SEVERABILITY

The provision of this ordinance shall be deemed severable, and it is expressly declared that the Township would have passed the other provisions of this ordinance irrespective of whether or not one or more provision 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 persons or circumstances shall not be deemed affected.

6. EFFECTIVE DATE

Be it resolved that this ordinance shall take effect upon passage and posting.

Adopted on this 21st day of June, 2021

By the Town Board of the Town of Meeme

Dennis Graf 7/19/2021
Town Chairperson

Posted: ^{July 24} ~~June 21~~, 2021

Attested by:

Valerie Sprinkel
Town Clerk