

December 15, 2022 ATV

SEC. 10-4-1 STATE ALL-TERRAIN VEHICLE LAWS ADOPTED.

All provisions and regulations as set forth in Section 23.33 of Wisconsin Statutes, any future amendments or revisions, are hereby adopted by reference and made part of this Section as if fully set forth herein.

SEC. 10-4-3 ALL TERRAIN AND UTILITY VEHICLES ON PUBLIC ROADS

Notwithstanding Section 10-4-2 above, and as further described in this Ordinance, the City allows a person to operate an ATV or UTV as defined in Section 23.33 of the Wisconsin Statutes, for the purpose of traveling to or from a residence, or lodging establishment to a gas station or the lake within the limits of the City of Green Lake, Green Lake County, Wisconsin, on routes and streets designated by the Common Council.

(a) Definitions. "Lodging Establishment" means any of the following:

(1) A bed and breakfast establishment, as defined in Section 254.61(1) of the Wisconsin Statutes

(2) A hotel, as defined in Section 254.61(3) of the Wisconsin Statutes.

(3) A tourist rooming house, as defined in Section 254.61(6) of the Wisconsin Statutes.

(4) A campground.

(b) There shall be certain routes or streets within the City designated by the Common Council to effectuate the purpose of this ordinance. The designated streets and routes to be used within the city limits shall be adopted by Resolution by the Common Council, a copy which shall be on file with the City Clerk/Treasurer

(c) Residents of the City of Green Lake or those accompanying said residents are permitted to travel to and from their home on an ATV or UTV to obtain access to the lake via landings during the time period from December 15 to April 1.

However, this route to and from the house or residence should be the **shortest practical roadway route** under all circumstances.

(d) During the time period from December 15 to April 1, ATV or UTV users are also permitted to go directly to either of the two local gas stations in the City from their residence, lodging establishment or lake. However, the route to and from said gas station shall be the shortest practical roadway route which can be taken.

(e) Those persons who are staying at a lodging establishment are permitted to travel to and from a lodging establishment on an ATV or UTV to obtain access to the lake via a landing during the time period from December 15 to April 1. However, the route to and from the lodging establishment shall be the shortest practical roadway route under all circumstances.

(f) **Conditions of Operation. In order to get to and from the residence, lodging establishment, gas station or lake during the time period from December 15 to April 1, ATV or UTV operators shall operate their ATVs or UTVs on the extreme right side of the roadway or shoulder portion of the roadway and travel with the flow of traffic. ATVs or UTVs shall stay on the extreme right side of the roadway or the shoulder portion of the roadway and shall not go on to the property of another without the owner's consent.**

(g) ATVs and UTVs shall be operated in single file with head lights and tail lights in operation at all times, day or night. If a trailer is towed behind an ATV or UTV, the trailer must conform to all lighting requirements for ATVs or UTVs.

(h) ATV or UTV operators shall yield the right of way to all other vehicular traffic and pedestrians. ATVs or UTVs operated on any portion of any roadway or shoulder of the highway pursuant to this section shall observe the posted speed limit for that roadway.

(i) Any ATV or UTV unable to reach a maximum speed of 25 miles per hour, must display a slow moving vehicle triangle, visible on the rear of such vehicle according to Wisconsin State Statutes governing the SMV emblems at all times while in operation on any roadway.

(j) Enforcement. This Ordinance shall be enforced by any law enforcement officer of the City or County of Green Lake, or State of Wisconsin.

(k) Penalties. Any person who shall violate any provision of this Ordinance, shall upon conviction thereof, forfeit not less than \$25.00 nor more than \$250.00, together with all applicable court costs.

(l) Severability. The provision of this ordinance shall be deemed severable and it is expressly declared that the City Council 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 persons or circumstances shall not be affected.