

ALL-TERRAIN and UTILITY TERRAIN VEHICLE ORDINANCE #2007-1 Amended-September-2022

State of Wisconsin
Town of Vance Creek
Barron County

SECTION I – TITLE AND PURPOSE

The title of this ordinance is the Town of Vance Creek All-Terrain Vehicle and Utility Terrain Vehicle Route Ordinance. The purpose of this ordinance is to establish All-Terrain Vehicle and Utility Terrain Vehicle routes in the town and to regulate the operation of All-Terrain Vehicle and Utility Terrain Vehicles in the town.

SECTION II – AUTHORITY

The Town Board of the Town of Vance Creek, Barron County, Wisconsin, has the specific authority to adopt this All-Terrain Vehicle and Utility Terrain Vehicle Ordinance under s. [23.33 \(8\) \(b\)](#) and [\(11\)](#), Wis. stats.

SECTION III – ADOPTION OF ORDINANCE

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 and Utility Terrain Vehicle routes in the town and to regulate the use of those All-Terrain Vehicle and Utility Terrain Vehicle routes in the town

SECTION IV – OPERATION OF ALL-TERRAIN VEHICLE AND UTILITY TERRAIN VEHICLE

Pursuant to s. [23.33 \(4\) \(d\) 4.](#), Wis. stats., except as otherwise provided in s. [23.33 \(4\)](#), Wis. stats., no person may operate an All-Terrain Vehicle or Utility Terrain Vehicle on the roadway portion of any highway in the town except on roadways that are designated as All-Terrain Vehicle and Utility Terrain Vehicle routes by this ordinance. Operation of All-Terrain Vehicle or Utility Terrain Vehicle on a roadway in the town that is an All-Terrain Vehicle and Utility 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 AND UTILITY TERRAIN VEHICLE ROUTES

A. All Town roads in the Town of Vance Creek are designated as routes as long as roads are signed for All-Terrain Vehicle and Utility Terrain Vehicle use in accordance with Barron County Regulations. The ATV Club or those wishing to ride will provide signage on all exterior outlets.

SECTION VI – CONDITIONS APPLICABLE TO ALL-TERRAIN VEHICLE AND UTILITY TERRAIN VEHICLE ROUTES

Pursuant to s. [23.33 \(8\) \(d\)](#), Wis. stats., the following restrictions are placed on the use of the town ATV/UTV routes designated by this resolution:

A. Routes shall be marked with uniform ATV/UTV route signs in accordance with s. [23.33 \(8\) \(e\)](#), Wis. stats., and s. [NR 64.12 \(7\)](#), Wisconsin Administrative Code. No person may do any of the following in regard to signs marking town ATV/UTV routes:

1. Intentionally remove, damage, deface, move, or obstruct any uniform ATV/UTV route or trail sign or standard or intentionally interfere with the effective operation of any uniform ATV/UTV 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 ATV/UTV 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 ATV/UTV route or trail sign or standard in a lawful manner. Possession of a uniform ATV/UTV] 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 s. [23.33 \(11\)](#), Wis. stats.

C. A copy of this ordinance shall be sent by the town clerk to the Department of Natural Resources, the Barron County Sheriff's Department and any other law enforcement agency serving the Town of Vance Creek's jurisdiction.

D. No person shall operate an All-Terrain Vehicle or Utility Terrain Vehicle on any road who fails to meet all of the following conditions:

ATV/UTV operators shall follow all current traffic laws.

ATV/UTV operators shall ride single file.

ATV/UTV operators shall slow the vehicle to 10 mph or less when operating within 150 feet of a dwelling.

ATV/UTV operation on private premises restricted, without the expressed consent of the owner.

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 under s. [23.33 \(13\)](#), Wis. stats., are adopted by reference.

SECTION IX – SEVERABILITY

If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

SECTION X – EFFECTIVE DATE

This ordinance is effective on publication or posting.

Adopted this 11th day of October, 2022.

The town clerk shall properly publish this ordinance as required under s. [60.80](#), Wis. stats.

[NOTE: ATV trails will not be accessible until such time as appropriate signage has been put up.]