

TOWN OF GIBSON  
MANITOWOC COUNTY, WISCONSIN

Ordinance No. 2016—01

**AN ORDINANCE DESIGNATING ALL-TERRAIN/UTILITY-TERRAIN VEHICLE ROUTES, AND  
REGULATING THE OPERATION OF ALL-TERRAIN/UTILITY-TERRAIN VEHICLES**

**Section 1 — Intent**

The Town of Gibson, Manitowoc County adopts the following all-terrain/utility-terrain vehicle route for the operation of all-terrain and utility-terrain vehicles upon the roadways listed in Section 3.

Following due consideration of the recreational value to connect trail opportunities and weighted against possible dangers, public health, liability aspects, terrain involved, traffic density and history of automobile traffic, this route has been created.

**Section 2— Statutory Authority**

Ordinance and the routes created herein are adopted pursuant to the powers of the Town, together with the authority under Section 23.33(8)(b) and (11), Wis. Stat. The terms of Section 23.33, Wis. Stat. are incorporated herein by reference. In the event any provision of this Ordinance is inconsistent with or in conflict with any portion of Section 23.33 Wis. Stat., then Section 23.33 Wis. Stat. shall control and be applicable.

**Section 3 — Routes**

The following are designated routes and trails for ATV/UTV use within the Town: All public roads except State Highway 147 and Interstate 43, as well as any road where operation is prohibited by a posted sign. An ATV/UTV may be operated to cross a prohibited road or highway from a legal area on one side of the road to the other side to reach a road which is legal upon which to operate.

**Section 4— Conditions**

As a condition for the use of these routes, the following conditions shall apply to all operators (and passengers):

- A. All ATV/UTV operators shall observe posted roadway speed limits.
- B. ATV's/UTV's shall be operated on the extreme right side of the roadway and travel with the flow of traffic and shall be operated in single file.
- C. ATV/UTV operators shall yield the right—of—way to all other vehicular traffic and pedestrians.
- D. Any ATV/UTV unable to reach a speed of 25 miles per hour shall display a slow moving vehicle triangle visible on the rear of such vehicle according to the Wisconsin Statutes and Administrative Code governing SMV emblems at all times while in operation on any roadway.
- E. No ATV/UTV shall be operated on any road or route within the Town unless it conforms to all noise, registration, and other equipment requirements as required by Wisconsin Statutes, Administrative Code, or the Code of Ordinances of the Town.

- F. No person shall leave or allow any ATV/UTV owned or operated or under his/her control to remain unattended on any public highway or public property within the Town while the motor of the ATV is running or with the starting key left in the ignition.
- G. ATV/ UTV Route signs must comply with NR 64.12 and NR 64.12(7)c

#### Section 5- Enforcement

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

#### Section 6— Penalties

Wisconsin state All Terrain Vehicle penalties as found in 23.33 (13)(a) Wis. Stats. are adopted by reference.

#### Section 7 — Severability

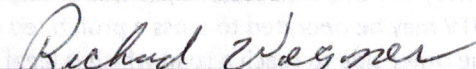
The provisions of this ordinance shall be deemed severable and it is expressly declared that the Town would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstance is held invalid the remainder of the ordinance and the application of such provisions to other persons circumstances shall not be deemed affected.

#### Section 8— Effective Date

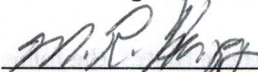
This ordinance becomes effective upon passage and publication. Passed this 2nd day of May 2016.

#### Town of Gibson Town Board

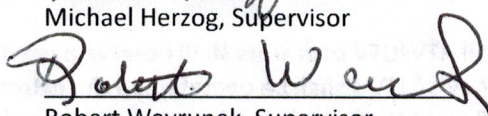
By:



Richard Wegner, Town Chairperson




Michael Herzog, Supervisor



Robert Wavrunek, Supervisor

Attest:



Linda Herman, Town Clerk / Treasurer