

TOWN OF PALMYRA, WI ORDINANCE NO. 2022-002

**Ordinance Establishing
All-Terrain Vehicle and Utility Terrain Vehicle Routes and Regulations
in the Town of Palmyra, Jefferson County, Wisconsin**

SECTION I – TITLE AND PURPOSE

The title of this ordinance is the Town of Palmyra 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 of Palmyra and to regulate the operation of all-terrain vehicles and utility terrain vehicles in the Town of Palmyra.

SECTION II – AUTHORITY

The Town Board of the Town of Palmyra, Jefferson 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 Palmyra Town Board present and voting, provides the authority for the Town of Palmyra to designate all-terrain vehicle and utility terrain vehicle routes in the Town of Palmyra and to regulate the use of those routes and all-terrain vehicles and utility terrain vehicles in the Town of Palmyra, designates all-terrain vehicle and utility terrain vehicle routes in the Town of Palmyra and provides for the regulation of the use of those routes and of all-terrain vehicles and utility terrain vehicles in the Town of Palmyra.

SECTION IV – DESIGNATION OF ALL-TERRAIN VEHICLE AND UTILITY TERRAIN VEHICLE ROUTES

A. All Town of Palmyra roads are designated all-terrain vehicle and utility terrain vehicle routes in the Town of Palmyra, except the following:

- South Shore Drive
- North Blue Spring Lake Drive

B. The Palmyra Town Board shall have the authority to suspend operation on any Town of Palmyra road, route or segment thereof due to hazards, construction, emergency conditions, road damage, or any other issue deemed appropriate for public safety. Routes

subsequently removed as an ATV/UTV vehicle route will be posted on the Town of Palmyra website.

SECTION V – 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 all-terrain vehicle and utility terrain vehicle routes designated by this resolution:

A. Routes shall be marked with uniform all-terrain vehicle and utility terrain vehicle 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 all-terrain vehicle and utility terrain vehicle routes:

1. Intentionally remove, damage, deface, move, or obstruct any uniform all-terrain vehicle and utility terrain vehicle route or trail sign or standard or intentionally interfere with the effective operation of any uniform all-terrain vehicle and utility 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 and utility 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 and utility terrain vehicle route or trail sign or standard in a lawful manner. Possession of a uniform all-terrain vehicle and utility terrain vehicle 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 Jefferson County Sheriff's Department and any other law enforcement agency serving the Town of Palmyra's jurisdiction.

D. Additional restrictions and applicable time periods:

- All all-terrain vehicle and utility terrain vehicle operators shall not operate between 10 pm and 5 am.
- All all-terrain vehicle and utility terrain vehicle operators shall observe posted roadway speed limits.

- All all-terrain vehicle and utility terrain vehicle operators shall ride single file.
- All persons who operate an ATV or UTV in the Town of Palmyra must be 16 years of age or older and must possess a valid driver's license as defined in Wis. Stats. 340.01(41g).
- All persons who operate an ATV or UTV on any Town of Palmyra road shall have in effect a liability insurance policy covering the vehicle being operated and such operator shall have in his or her immediate possession proof of said insurance, which shall be displayed upon demand from any law enforcement officer.

SECTION VI – ENFORCEMENT

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

SECTION VII – PENALTIES

The penalties under s. 23.33 (13), Wis. stats., are adopted by reference.

SECTION VIII – SIGNAGE

All required designated route signs shall be paid for and installed by an ATV/UTV club. Installation of such signs will be approved and under the direction of the Town of Palmyra Board.

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 shall take effect immediately upon passage, posting and publication as provided under s. 60.80, Wis. Stats.

Adopted this 17 day of May, 2022

Posted this 17 day of May, 2022

Town Hall Board and Town Website

Attest:

Town of Palmyra Chair

Larry Kau

Larry Kau

Town of Palmyra Clerk/Treasurer

Laura Lowrey

Laura Lowrey