

## TOWN OF MOUNT MORRIS

### ORDINANCE 6-2022

#### ATV/UTV OPERATION WITHING THE LIMITS OF THE TOWN OF MOUNT MORRIS

##### Section 1 – Intent

The Town of Mount Morris, Waushara County, Wisconsin hereby adopts the following all-terrain vehicle (UTV) upon roadways listed in Section 3.

##### Section 2- Statutory Authority

This route is created pursuant to township authority as authorized by WI s.23.33(8)(b). The applicable provisions of s.23.33 regulating ATV/UTV operations pursuant to routes and trail adopted.

- The Town of Mount Morris reserves the right to close or modify routes and trails at any time. Any restrictions of trails and routes shall be designated by a motion and by majority of the Town of Mount Morris board and shall be marked accordingly.
- The Town of Mount Morris or its designee shall maintain all routes and trail signs within the township.
- All ATV/UTV routes and trails shall be signed in accordance with WI NR 64.12 and NR 64.12(7)(c). The primary use of the all-terrain vehicle routes sign and arrow is to alert the trail user that it is permissible to use the traveled portion of the road or highway for travel. The signs also alert others that the road or highway is a route. The routes may be signed in accordance with s.23.33(8)(e) or a combination thereof. The Town of Mount Morris may designate a preferred route to connect with other routes that connect top other municipalities.
- All township roads and transportation marked corridors within the Town of Mount Morris are hereby designated as ATV/UTV routes. Authorized private lands subject to public easement or leases are designated trails. All county roadways located in the Township of Mount Morris are hereby declared as ATV/UTV routes if authorized by the County of Waushara. Bridges 1,0 00 feet or less on state or county highways

located the territorial boundaries in the Town Mount Morris are hereby routes. Operators will cross the bridge in the most direct and practicable manner and exit to the next connecting town or county road completing the route or trail. All roadways on state or county roads of 35 MPH or less are hereby declared as routes.

- Pursuant to WI s.23.33(11)(am)2, A person may operate an all-terrain vehicle or utility-terrain vehicle with a snow removal device attached on a roadway or adjacent to a roadway each year for the purpose of ,where the snow removal device will be used. The travel necessary to or from the site may not exceed 2 miles. All roadways located within the territorial boundaries in the Town of Mount Morris are hereby authorized for the operation of all-terrain vehicles and utility-terrain vehicles with snow removal devices attached on any roadway, or adjacent to the roadway, if the applicable roadway speed limit is greater than 45 miles per hour, regardless of whether the town has jurisdiction oner the roadway.
- The ATV/UTV Club (Town of Mount Morris) will maintain a route, trail map and signage.

#### **Section 4 – Conditions**

- Operators of an ATV/UTV shall observe all laws of the state of Wisconsin s.64.12.
- All operators born on or after January 1, 1988, must possess a valid ATV safety certificate issued by this state or any other state of province.
- No person may operate an ATV/UTV from the hours of 10:00 p.m. to 6:00 p.m.

#### **Section 5 – Enforcement**

Pursuant to WI s.233.33(12)(a), An officer of the state traffic patrol under s.110.07(1), inspector under s.110.07(3), conservation warden appointed by the department under s.23.10, county sheriff or municipal peace officer has authority and jurisdiction to enforce this section and ordinances enacted in accordance with this section.

#### **Section 6 – Penalties**

Wisconsin state ATV/UTV penalties as found in WI s.23.33(13)(a), are adopted by reference.

**Section 7 – Severability**

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

**Section 8 – Effective Date**

This ordinance becomes effective upon passage and posting.

**TOWN BOARD OF THE TOWN OF MOUNT MORRIS**



Daniel Nowak, Chairman



Collin Corning, Supervisor

Paul Jarvis, Supervisor

ATTEST: 

Alan Anderson, Clerk

Date: 10/11/2022