

TOWN OF SUMNER
Barron County, Wisconsin
ATV-UTV Ordinance
Ordinance No: 2019-03

An ordinance to regulate the usage of all-terrain vehicles and utility terrain vehicles, to designate all-terrain vehicle and utility terrain vehicle routes and trails, and to provide penalties for violation of the ordinance adopted in accordance with Section 23.33, Wisconsin Statutes.

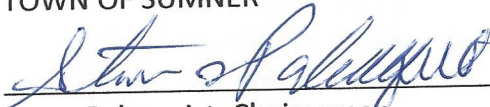
1. Preamble: It is the intent of this ordinance to create all-terrain vehicle and utility terrain vehicle routes for the convenience of Town residents and visitors to the Town of Sumner and to regulate all-terrain vehicle and utility terrain vehicle operation in accordance with Wisconsin Statutes and Administrative Code provisions.
2. Authority: The Town Board of the Town of Sumner has the specific authority, powers and duties pursuant to the statutory provisions noted in this ordinance and/or by its adoption of Village Board Powers under Sections 60.10 and 23.33, Wisconsin Statutes, to regulate, control, prevent and enforce against in the Town of Sumner certain uses, activities, and operations by persons that may designate all-terrain vehicle and utility terrain vehicle routes and trails by Section 23.33, Wisconsin Statutes. The provisions of this ordinance shall apply to all of the roadways in the Town of Sumner, Barron County, within the jurisdiction of the Town Board. The provisions of this ordinance may be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin, and such officials as may be directed by the Town Board of Sumner, or allowed by law.
3. Amend and Restate: The Town of Sumner Ordinance No. 2017-01, which was subsequently amended by The Town of Sumner Ordinance Amendment No. 2017-03 is amended and restated in whole by this Ordinance.
4. State All-Terrain Vehicle/ Utility Terrain Vehicle Laws Adopted: Except as specifically noted otherwise in this ordinance, Section 23.33, Wisconsin Statutes, describing and defining regulations with respect to all-terrain vehicles/utility terrain vehicles and all-terrain vehicle/utility terrain vehicle traffic for which the penalty is a forfeiture, including penalties to be imposed and procedures for prosecution, are hereby adopted and incorporated by reference by the Town of Sumner and made a part of this ordinance as if fully set forth herein. Any future amendments, modifications, revisions, additions, or deletions of the above noted statutory chapter shall be incorporated herein and made a part of this ordinance in order to secure uniform State regulation of all-terrain vehicle/utility terrain vehicle use and traffic on the public highways, roads, all-terrain vehicle/utility terrain vehicle routes, all-terrain vehicle/utility terrain vehicle trails, streets, and alleys of the State of Wisconsin.

5. Application of Rules of the Road to All-Terrain Vehicles/Utility Terrain Vehicles: The operator of an all-terrain vehicle or utility terrain vehicle upon a roadway shall in addition to the provisions of Section 23.33, Wisconsin Statutes, be subject to Sections 346.04, 346.06, 346.11, 346.14(1), 346.18, 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.40, 346.44, 346.46, 346.47, 346.48, 346.50(1)(b), 346.51, 346.52, 346.53, 346.54, 346.55, 346.71, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92(1), 346.94(1),(9), Wisconsin Statutes.
6. Speed Restrictions: Speed limit set at 45 miles per hour. It may be modified by the Town of Sumner Board at the Town's monthly meeting.
7. All-terrain Vehicle/Utility Terrain Vehicle Routes: All town highways are designated ATV/UTV routes in the Town of Sumner. The Town Board reserves the right to modify the designation of routes by amending this ordinance.
8. Signing of ATV/UTV Designated Routes: It shall be the responsibility of the **Town of Sumner** to place, maintain, and repair appropriate signs marking and regulating use of the designated routes. Signs shall be installed that meet the criteria of Wis. Adm. Code Ch. § NR 64, NR 64.12(7).
9. Penalties: Any person or other entity which fails to comply with this ordinance, with the provisions of this ordinance, and the laws of this state, shall be charged in accordance with state laws and be subject to penalties of those laws.
10. Filing: This Ordinance and any future revisions shall be filed with the Department of Natural Resources and the Law Enforcement Agency governing the Town of Sumner and having jurisdiction over the streets and highways of said Town in accordance with Section 23.33 of the Wisconsin State Statutes.

This ordinance becomes effective upon adoption and publication as required by law.

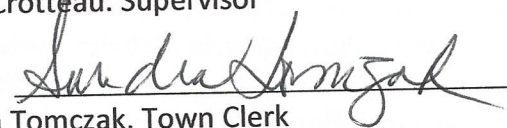
Adopted this 12th day of November 2019.

TOWN OF SUMNER


 Steve Palmquist, Chairperson

 Steve Becker, Supervisor

 Kevin Crotteau, Supervisor

Attest: 
 Sandra Tomczak, Town Clerk

Posted: Nov. 26, 2019
 Published: Dec. 4, 2019