

TOWN OF MENOMONIE
ALL TERRAIN VEHICLES – ORDINANCE

Designation and Regulation of All Terrain Vehicle Routes

SECTION 1 TITLE AND PURPOSE

The title of this ordinance is the Town of Menomonie All-Terrain Vehicle Route Ordinance. The purpose of this ordinance is to establish all-terrain vehicle routes in the town and to regulate the operation of all-terrain vehicles in the town.

SECTION 2 AUTHORITY

The Town Board of the Town of Menomonie, Dunn County, Wisconsin has the specific authority to adopt this All-Terrain Vehicle Route Ordinance under Wisconsin’s SS# 23.33 (8) (b) and 23.33(11).

SECTION 3 ADOPTION OF ORDINANCE

The Town Board of Menomonie, Dunn County, Wisconsin, by this ordinance, adopted on proper notice with a quorum and roll call vote by a majority of the Town Board present and voting, provided the authority for the town to designate all-terrain vehicle routes in the town and to regulate the use of those routes.

SECTION 4 OPERATION OF ALL-TERRAIN VEHICLES

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 on the roadway portion of any highway in the town except on roadways that are designated as all terrain vehicle routes by this ordinance. Operation of all-terrain vehicles on a roadway in the town that is an all-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. On paved roadway all-terrain vehicles must be operated on the paved portion of the roadway and not on the gravel shoulder.

SECTION 5 DESIGNATION OF ALL-TERRAIN VEHICLE ROUTES

The following routes are designated all-terrain vehicle routes in the town:

420th Street (between CTH D – Town of Dunn)

430th Avenue (between CTH D – CTH D)

440th Avenue (between CTH D –370th Street)

370th Street (between 440th Avenue –550th Avenue)

550th Avenue (between CTH K – 410th Street >Midway Road<)

410th Street (between 550th Avenue –STH 29)

Only designated / signed roads / streets maybe used by ATV's.

SECTION 6 CONDITIONS TO ALL-TERRAIN VEHICLE ROUTES

Pursuant to s.23.33 (8), Wis. Stats, the following restrictions are placed on the use of the town all-terrain vehicle routes designated by this ordinance.

- A. Routes shall be marked with uniform all-terrain vehicle route signs in accordance with s. NR 64.12 (7), Wisconsin Administrative Code. No person may do any of the following in regard to signs marking all-terrain vehicle routes:
 1. Intentionally remove, damage, deface, move, or obstruct any uniform all-terrain vehicle route or trail sign or standard or intentionally interfere with the effective operation of an uniform all-terrain vehicle route or trail 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 route or trail sign or standard of the types established by the department for the warning, instruction or information of the public, unless he or she obtained the uniform all-terrain vehicle route or trail sign or standard in a lawful manner. Possession of a uniform all-terrain vehicle route or trail sign or standard creates a rebuttable presumption of illegal possession.
- B. Operation shall be subject to all provision 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 forward to the Dunn County Sheriff Department.
- D. In addition to the provisions of s.23.33, Wis. Stats, the following restrictions are placed on the use of the town all-terrain vehicle routes designated by this ordinance:
 1. All designated ATV trails are posted for 35 MPH. Operators shall reduce speed whenever the posted limit is less or as stated in the Wisconsin

- Statutes that relate to ATV operation.
2. All ATV operators shall ride single file.
 3. The allowed hours of operation shall be from dawn until dusk.
 4. Anyone under the age of twelve (12) cannot operate an ATV on a road or route under any circumstances.
 5. Anyone born after Jan. 1st 1988 cannot operate an ATV on a roadway without a safety certification.
 6. All ATV operators under the age of 18 must wear a helmet.
 7. Lights must be on at all times.
 8. Operation will be April 1st till Dec 1st

SECTION 7 SPECIAL PROVISIONS

All signs, posts and similar material associated with the approved ATV trails, roads and streets in the Town of Menomonie will be installed and maintained by an ATV Club or Organization through an agreement with the Township. The said agreement will be reviewed annually at the Town Board to ensure compliance with all provisions of this ordinance.

SECTION 8 ENFORCEMENT

Any law enforcement officer authorized to enforce the laws of the State of Wisconsin may enforce this ordinance.

SECTION 9 PENALITIES

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

SECTION 10 EFFECTIVE DATE

This ordinance is effective when all-terrain vehicle routes signs are posted by the local ATV clubs and can be discontinued at any time by the decision of the Menomonie Town Board.

Passed this 14th day of April 2011 Published ___ April 24th 2011

Chairman _(s)_____

Frank Bammert

1st Supervisor _(s)_____

Francis Eiseth

2nd Supervisor _(s)_____

Neil Koch

Clerk _(s)_____

Leslie Hulbert

TOWN OF MENOMONIE

ALL TERRAIN VEHICLE ORDINANCE - AMENDMENT DATED 08-09-12

The Town of Menomonie, Dunn County, Wisconsin amends the All Terrain Vehicles Ordinance to allow the use of Utility Terrain Vehicles (UTVs) under Wisconsin Act 208 as defined under SS#340.01 (2g). and allowed operation on designated Roads and Highways under SS# 23.33 or the Wisconsin Statutes relating to ATV's and UTV's.

Effective Date: This amendment shall take effect upon posting and publication. This shall be in addition to the ATV ordinance and will not affect the ordinance adopted on April 24th 2011.

Passed this 09th day of August 2011 Published August 19th 2012

Chairman _____

Frank Bammert

1st Supervisor _____

Francis Eiseth

2nd Supervisor _____

Neil Koch

Clerk _____

Leslie Hulbert

TOWN OF MENOMONIE

ALL TERRAIN VEHICLE ORDINANCE - AMENDMENT DATED 03-13-14

The Town of Menomonie, Dunn County, Wisconsin amends the All Terrain Vehicles Ordinance to allow the additional ATV routes on the following streets and roadways.

SECTION FIVE: ADDITIONAL DESIGNATION OF ROUTES

370th Avenue (Daneville Road) from the Town of Dunn Line. West to 350th Street.

350th Street (Calvary Road) from 370th Avenue, South to Weston town line.

380th Avenue (Daneville Road) from 350th Street, West to County Highway K.

Effective Date: This amendment shall take effect upon posting and publication. This shall be in addition to the ATV ordinance and will not affect the ordinance adopted on April 24th 2011 and amendment adopted August 9th 2012.

Passed this 13th day of March 2014 Published Marched 23rd 2014.

Chairman _____ S _____

Frank Bammert

1st Supervisor _____ S _____

Edward Hartung

2nd Supervisor _____ S _____

Neil Koch

Clerk _____ S _____

Leslie Hulbert

