

**ALL-TERRAIN VEHICLE AND
UTILITY TERRAIN VEHICLE ROUTE
TOWN OF TROY, SAUK COUNTY, WISCONSIN
ORDINANCE #5-19**

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1.10 Title and Purpose. The title of this ordinance is the Town of Troy 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 and to regulate the operation of all-terrain vehicles and utility terrain vehicles in the town.

1.20 Authority. The Town Board of the Town of Troy, Sauk County, Wisconsin, has the specific authority to adopt this All-Terrain Vehicle and Utility Terrain Vehicle Ordinance under section 23.33(8)(b) and (11), Wis. Stats.

1.30 Adoption of Ordinance. This ordinance adopted on proper notice with a quorum and roll call vote by a majority of the Town Board present and voting, provides the authority for the town to designate all-terrain vehicle and utility terrain vehicles in the town, designates all-terrain vehicle and utility terrain vehicle routes in the town, and provides for the regulation of the use of those routes and of all-terrain vehicles and utility terrain vehicles in the town.

1.40 Adoption of State Standards. Section 23.33, Wis. Stats., is hereby adopted and incorporated into this ordinance as though fully set forth herein and establishes the standards and regulations applicable to operation of all-terrain vehicles and utility terrain vehicles in the town.

1.50 Operation of All-Terrain Vehicles and Utility Terrain Vehicles. No person may operate an all-terrain vehicle or a utility terrain vehicle on or off the roadway portion of any highway in the town except on roadways that are designated as all-terrain vehicle and utility terrain vehicle routes by this ordinance, or listed as exceptions to the town's prohibition as set forth in section 23.33(4), Wis. Stats.

1.60 Designation of All-Terrain Vehicle and Utility Terrain Vehicle Routes. The following routes are designated all-terrain vehicle and utility terrain vehicle routes in the town for their entire length. Routes will not be open if the road is a dead end and only one resident resides on the route and doesn't want it open. If there are multiple residents on the dead-end route, the decision of the majority rules.

Alda Ct.	Fuchs Rd.	Santerra Rd.
Anderson Rd.	Guhl Rd.	Schauer Rd.
Babington Rd.	Harrisburg Rd.	School Rd.
Badger Rd.	Hasheider Rd.	Schweppe Rd.
Bauer Rd.	Herbrand Rd.	Seitz Rd.
Blackhawk Dr.	Hilton Dr.	Skip Dr.
Block Rd.	Hoppe Rd.	Skunk Valley Rd.
Cassel Rd.	Julius Ln.	Sprecher Rd.
Church Rd.	Lohr Rd.	Sprechline Rd.
Country Ln.	Marklein Rd.	Spring Dr.
Enge Rd.	Mill Rd.	Strait Rd.
Evelyn Rd.	Munz Dr.	Troy Rd.
Factory Rd.	Radel Rd.	Troy Village Rd.
Fairview Rd.	Round River Trl.	Williams Rd.
Fox Rd.	Runaway Rd.	Winke Rd.
		Wipp Dr.

1.70 Conditions Applicable to All-Terrain Vehicle and Utility Terrain Vehicle Routes.

Pursuant to section 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 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 regarding signs marking town all-terrain vehicle and utility 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 place 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 section 23.33, Wis. Stats., which is adopted as a part of this ordinance by reference, pursuant to section 23.33(11), Wis. Stats.
- C. Pursuant to section 23.33 (8)(d), Wis. Stats., the Town of Troy restricts operation of all-terrain vehicles and utility terrain vehicles on the designated all-terrain vehicle and utility terrain vehicle routes to the following:
 - 1. During the hours of thirty (30) minutes before dawn to thirty (30) minutes after dark throughout the calendar year.
- D. A copy of this ordinance shall be sent by the town clerk to the Department of Natural Resources, the Sauk County Sheriff's Department, and any other law enforcement agency serving the town's jurisdiction.
- E. All all-terrain vehicle and utility terrain vehicle operators shall observe posted roadway limits.

1.80 Enforcement. This ordinance may be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin and as set forth in section 23.33, Wis. Stats., and additionally as stated in the town's citation authority ordinance, if applicable.

1.90 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.

1.100 Penalties. The penalty amounts set forth in section 23.33 (13), Wis. Stats., are hereby adopted for violation of this ordinance.

Adopted this _____ day of _____, 2019

TOWN OF TROY, SAUK COUNTY, WISCONSIN.

APPROVED:

Jeffrey Lohr, Chairman

Bradley Anderson, 1st Supervisor

Edward Larsen, Jr. 2nd Supervisor

ATTESTED:

Mary Zins, Town Clerk

Adopted: _____

Published: _____

CERTIFICATION

I hereby certify that the above ordinance was duly adopted by the Town of Troy, Sauk County, Wisconsin, by a roll call vote of the members of the town board on the _____ day of _____, 2019.

Mary Zins, Town Clerk