

# **Ordinance to Regulate All-Terrain Vehicles (ATVs) within the Town of Lisbon Ordinance # 55**

The Town Board of the Town of Lisbon, Juneau County, Wisconsin, in order to promote the public health, safety, general welfare and good order of the Town of Lisbon, does ordain as follows:

Section 1: Definitions – The definitions of Section 23.33(1) Wis. State Statutes on all-terrain vehicles (ATVs) are adopted and incorporated herein by reference.

Section 2: ATV Routes Designated – Following all of the rules as provided in Section 23.33, Wis. State Statutes, all Town roads north of the Lemonweir River are hereby designated as ATV routes. The Town Board will review these routes from time to time any may change them by resolution.

Section 3: Prohibited Routes – No person, unless authorized by a private use registration, shall operate an ATV in the Town of Lisbon which is not designated as an all-terrain vehicle route.

Section 4: Rules Use

- a) Operation of ATVs on Town roads is authorized only for the extreme right side of the roadway, except that left turns may be made from any part of the roadway which is safe, given prevailing considerations.
- b) All ATV operators, on any part of a designated route, must possess a valid driver's license or ATV Safety Certificate, whether they are operating in the road right-of-way or on the road itself.
- c) Operators must obey all related laws, including all regulations of the Department of Natural Resources.
- d) Operators on designated routes must travel single file, whether on the travel portion or the right-of-way.
- e) All other licensed vehicles and pedestrians have the right-of-way over ATV use.
- f) No ATV can be operated on the designated route in a way that causes damage to the roadway or the road right-of-way.
- g) All ATVs while in operation on designated routes will have lights on at all times.
- h) All ATVs operated on designated routes will maintain physical control, reasonable and prudent speed or such speed that is set by the Town Board by resolution from time to time.
- i) No ATV will be operated between the hours of 11:00pm and 5:00am.

Section 5: Enforcement – To the extent necessary for enforcement of this Ordinance, all of the terms and conditions, rules and regulations, and text of Section 23.33, Wis. State Statutes, is incorporated herein by reference and made a part hereof. In addition, the Juneau County ATV Club will be responsible to patrol & inspect the route and call to the Town Boards attention any surface defects or other problems that would pose a safety concern.

Section 6: Penalties – Any person or persons who violate any provision of the ordinance shall, upon conviction thereof, forfeit not less than \$50 nor more than \$250 for each violation, together with the cost of prosecution. Any person who, within the last two (2) years prior to the arrest for current violation, was two (2) or more times previously convicted for violating a provision of this chapter, shall forfeit not less than \$250 nor more than \$500 for each offense and in default of payment thereof may be imprisoned in the County Jail not to exceed ten (10) days. As additional penalties, this

ordinance adopts the penalties of Section 23.33 (13) Wis. State Statutes, to the extent they are greater than those stated above.

Section 7: Ordinance to be Filed – The Town Clerk shall file a copy of this ordinance upon its enactment and publication with the Wisconsin Department of Natural Resources and with the Juneau County Sheriff pursuant to Section 23.33 (11) Wis. State Statutes.

Section 8: Effective Date – This ordinance will become effective upon passage, publication and proper signage as approved by the Town.

This ordinance was introduced and adopted by the Town Board of the Town of Lisbon on this 15<sup>th</sup> day of March 2012.

Town of Lisbon Board:

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Bill E. Pfaff, Chairman

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Kevin K. Klinker, Supervisor

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Kevin R. Wetley, Supervisor

Attest:

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Andrea L. Hawkins, Clerk/Treasurer