

**TOWN OF HAMMOND**  
**St. Croix County, Wisconsin**  
**All-Terrain Vehicle and Utility Terrain Vehicle Routes Ordinance**  
**#2014 - 05**

**SECTION 1 – TITLE AND PURPOSE**

The title of this Ordinance is the All-Terrain Vehicle (“ATV”) and Utility Terrain Vehicle (“UTV”) Routes Ordinance. The purpose of this Ordinance is to establish ATV and UTV Routes in the Town of Hammond (“Town”) and to regulate the operation of ATVs and UTVs in the Town per Wis. Stat. 23.33.

**SECTION 2 – AUTHORITY**

The Town Board , St. Croix County, Wisconsin, (“Town”) adopts this Ordinance by authority of Wis. Stat. 23.33.

**SECTION 3 – APPLICABILITY OF ATV LAW TO UTV**

This provisions of this Ordinance apply equally to ATVs and UTVs.

**SECTION 4 – OPERATION OF ATVs and UTVs**

Pursuant to Wis. Stat. 23.33, Wis. Stats., except as otherwise provided in s. 23.33 (4), Wis. Stats., no person may operate an ATV or UTV on the roadway portion of any highway in the Town except on roadways that are designated as ATV and UTV routes by this Ordinance. Operation of ATV and UTVs on a roadway in the Town that is an ATV and UTV 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 roadways ATVs and UTVs must be operated on the paved portion of the roadway and not on the gravel shoulder.

**SECTION 5 – DESIGNATION OF ATV AND UTV ROUTES**

The ATV and UTV Routes are attached as Addendum A.

**SECTION 6 – CONDITIONS APPLICABLE TO ATV AND UTV[AND UTILITY TERRAIN VEHICLE] ROUTES**

Pursuant to Wis. Stat. 23.33, the following restrictions are placed on the use of the Town ATV and UTV Routes designated in this Ordinance:

- A. Routes shall be marked with uniform ATV and UTV Route signs in accordance with s. NR 64.12, Wisconsin Administrative Code. No person may do any of the following in regard to signs marking Town ATV and UTV Routes:
1. Intentionally remove, damage, deface, move, or obstruct any uniform ATV and UTV Route or trail sign or standard or intentionally interfere with the effective operation of any uniform ATV and UTV Route or trail sign or standards if the sign or standard is legally placed by the state, any municipality, or any authorized individual.
  2. Possess any uniform ATV and UTV 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 ATV and UTV Route or trail sign or standard in a lawful manner. Possession of a uniform ATV and UTV Route or trail sign or standard creates a reasonable presumption of illegal possession.
- B. Operation shall be subject to all provisions of Wis. Stat. 23.33, which is incorporated as a part of this Ordinance by reference, except where the regulations in this Ordinance are more restrictive, this Ordinance shall apply.
- C. A copy of this Ordinance shall be sent by the Town Clerk to the St. Croix County Sheriff's Department, and the Wisconsin Department of Natural Resources (DNR).
- D. In addition to the provisions of Wis. Stat. 23.33, the following restrictions are in place for operators on the Town ATV and UTV Routes designated by this Ordinance.
1. All ATV/UTV operators shall observe a speed limit of not more than 35 MPH or the posted roadway speed limit, whichever is lower.
  2. All ATV/UTV operators shall ride single file.
  3. The allowed hours of operation shall be 24 hours.
  4. Access to the route shall only be at established driveways.
  5. All ATV/UTV operators or occupants 18 years old and under shall wear helmets.
  6. Lights must be on at all times.
  7. Designated Town road ATV/UTV routes will be open to use year round.
  8. All ATV/UTV operators born on or after January 1, 1988 shall possess a valid state issued ATV/UTV Safety Certificate.
  9. All ATV/UTV operators 16 and under must be in direct supervision of a parent or parent approved adult when operating on a designated ATV and UTV Route.
  10. Approved hand signals shall be required whenever the operator intends to change speed or direction.
  11. On all roads shared with another jurisdiction the most restrictive Ordinance shall apply.
  12. Anyone under the age of twelve (12) cannot operate an ATV or UTV on a road or route under any circumstances.

**SECTION 7 - ENFORCEMENT**

This Ordinance may be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin.

**SECTION 8 - PENALTIES**

The penalties in Wis. Stat. 23.33 are adopted by reference.

**SECTION 9 – 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.

**SECTION 10 – EFFECTIVE DATE**

This Ordinance is effective the day after proper publication or posting by the Clerk, and shall remain in effect for a trial period of one year after the ATV/UTV route signs are properly posted by authorized persons. The Ordinance expires after that year. This Ordinance may also be rescinded at any time by a majority vote of the Town Board.

The Town Clerk shall properly publish this Ordinance as required under Wis. Stat. 60.80.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2014 by a majority vote of the Town Board of the Town of Hammond.

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Paul Hueg, Chair

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Attest: Linda Hawkins, Clerk

## **Addendum A**

The following routes are designated ATV/UTV Routes open in the Town of Hammond, subject to all regulations and conditions of the Town ATV/UTV Routes Ordinance and all applicable state and county laws and regulations:

1. The 5 mile segment of 190th street from the north side of 60th avenue on 190th street to 110th avenue.
2. The 6 mile segment of 200th street from the north side of 60th avenue on 200th street to 120th avenue.
3. The 2 mile segment of 90th avenue from 190<sup>th</sup> street to the west side of highway 63.
4. The 3 mile segment of 110th avenue from the east side of county T to the west side of highway 63.
5. The whole segment of 192nd street from 110th avenue north to the end of 192nd street.
6. The 1 mile segment of 205th street from 110th avenue north to the entrance of Pine Lake Park.
7. The whole segment of 117th avenue from 205th street to the end of 117th avenue.
8. All of 207th Street North of 117th Avenue. (Pine Lake Subdivision).
9. The segment of 120th avenue from 200th street to the entrance of Pine Lake Park.
10. All of 66th Avenue, East of 190th Street. (Croix Hills Subdivision).
11. All of 191st Street, South of 66th Avenue. (Croix Hills Subdivision).