

**TOWN OF FOUNTAIN PRAIRIE ORDINANCE NO. 21-01
CHAPTER 16 – ATV/UTV VEHICLE ROUTES**

**AN ORDINANCE DESIGNATING ATV/UTV VEHICLE ROUTES
AND REGULATING THE OPERATION OF ATV/UTV VEHICLES**

SECTION I – INTENT

The Town of Fountain Prairie adopts the following all-terrain vehicle routes for the operation of all-terrain vehicles upon the roadways in the Town of Fountain Prairie as listed in Section III.

Following due consideration of the recreational value to connect trail opportunities and weighted against possible dangers, public health, liability aspects, terrain involved, traffic density and history of automobile traffic, this route(s) have been created

SECTION II – STATUTORY AUTHORITY

This route is created pursuant to Town authority under section 1.1.01 as Authorized by 23.33 (8) (b), WI Stats.

The applicable provisions of 23.33 regulating ATV operation pursuant to routes are adopted.

SECTION III – ROUTES

All roads in the Town of Fountain Prairie are ATV/UTV routes.

SECTION IV – CONDITIONS

As a condition for the use of these roads, the following conditions shall apply to all operators (and passengers);

- A. All ATV operators shall observe posted roadway speed limits.
- B. All ATV operators shall ride single file.
- C. All ATV operators shall slow the vehicle to 10-mph or less when operating within 150 feet of a dwelling.
- D. Routes must be signed in accordance with NR 64.12 and NR 64.12 (7) c.

SECTION V – ENFORCEMENT

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

SECTION VI – PENALTIES

Wisconsin state All-Terrain Vehicle penalties as found in s. 23.33 (13) (a) WI Stats, are adopted by reference.

SECTION VII – SEVERABILITY

The provision of this ordinance shall be deemed severable and it is expressly declared that the Town of Fountain Prairie would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstances held invalid, the remainder of the ordinance and the application of such provisions to other persons circumstances shall not be deemed affected.

SECTION VIII – EFFECTIVE DATE

This ordinance, adopted on proper notice with a quorum and by a roll call vote by a majority of the Town Board present and voting, adopts this ordinance. This ordinance is effective upon posting and adoption by the Town Board.

Adopted this twenty-first day of January, 2021.

Ron Huebner, Chairman

David Liebenthal, Supervisor

Steven R. Jacob, Supervisor

William Gretzinger, Supervisor

Dale Firary, Supervisor

Attest: _____
Linda Henning, Clerk/Treasurer