

**TOWN OF JOHNSTOWN
POLK, COUNTY, WISCONSIN
ATV ORDINANCE 2008-2**

- 1.1 **AUTHORITY:** The Town Board of the Town of Johnstown has the specific statutory authority, powers and duties pursuant to Wisconsin Statutes.
- 1.2 **PUPPOSE:** Following due consideration of the recreational value and to ensure public health, safety and welfare insofar as they are affected by ATV travel, this ordinance has been created.
- 1.3 **SCOPE:** An ordinance designating All-Terrain vehicle routes pursuant to Wis. Stats. 23.33 (8) (b).
The applicable provisions of 23.33 regulating ATV operation pursuant to routes are adopted.
- 1.4 **ROUTES:** All township roads.
- 1.5 **CONDITIONS:**
1. Speed limits: 35 MPH, except that State law restricts speed to 10 MPH within 100 feet of pedestrians and when within 150 feet of a dwelling
 2. All persons under the age of 16 must follow guidelines as stated in Wi. Stats. 23.33 (5)
 3. DNR registration required.
 4. Insurance – Proof of insurance must be carried on the vehicle.
 5. ATV shall come to a complete stop at all intersections of US State, County or Town roads.
 6. ATV shall yield the right-of-way to other vehicular traffic and pedestrians.
 7. ATV shall be operated on the extreme right side of the road, travel in single file and shall display a lighted headlamp and trail lamp at all times.
 8. Owners of ATV's shall be responsible for the safe operations of their machines whether they are on them or not.
 9. Routes must be signed in accordance with NR 64.12, and NR 64.12 (7) (c).
- 1.6 **ENFORCEMENT:** Any law enforcement officer of DNR, Polk County Sheriff's Department, or Wisconsin State Patrol shall enforce this ordinance.
- 1.7 **PENALTIES:** Wisconsin State All-Terrain Vehicle penalties as found in 23.33 (13)(a) Wis. Stats., are adopted by reference.
- 1.8 **SEVERABILITY:** The provision of this ordinance shall be deemed severable and it is expressly declared that the Town of Johnstown 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 is held invalid, the remainder of the ordinance and the application of such provisions to other person's circumstances shall not be deemed affected.
- 1.9 **EFFECTIVE DATE:** This ordinance shall be effective immediately upon passage and publication as provided by law.

Adopted this 13th day of May 2008

Arnold Peer, Chairman

Richard Sellent, Supervisor

Douglas Rouzer, Supervisor