

Town of Riverview
ALL-TERRAIN VEHICLE ORDINANCE #02-2013
TO REPLACE EXISTING ALL-TERRAIN (ATV) ORDINANCE #02-2011
AND SEPT 2011, MARCH 2012 AND JUNE 2012 AMMENDMENTS

A Sole Ordinance to regulate the Use and Operation of DNR currently registered ATVs and UTVs in the Town of Riverview, Oconto County and for the purpose of establishing the designation of most town roads with exception to all County and State Highways/Roads within the Township for year round usage.

Section I – Intent

The Town of Riverview adopts the following all-terrain vehicle (ATV) and Utility Vehicle (UTV) Ordinance/year round route for the operation of DNR currently registered ATVs and UTVs upon the roadways listed in Section III.

Following due consideration of the recreational value to connect trail opportunities and weights against possible dangers, public health, liability aspects, terrain involved, traffic density and history of automobile traffic, this ordinance has been created.

Section II – Statutory Authority

These routes/town roads is created pursuant to the Town of Riverview authority under as authorized by 23.33 (8) (b), Wis. Stats.

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

Section III – Routes/town roads

The following roads are designates as routes/town roads for year round usage:

- A. Most maintained roads within the Town of Riverview (Township 32 in Oconto County), which have been posted with appropriate signage, are acceptable travel for DNR currently registered ATVs and UTVs, with exception to all County and State roads within the township. Specified County Highway W and State Highway 32.
- B. Year round usage of such routes/town roads will commence as of May 1, 2013.

Section IV – Conditions

As a condition for the use of this route/town road, the following conditions shall apply to all operators (and passengers where applicable):

- A. All DNR currently registered ATV and UTV operators must have their head lights on at all times.
- B. All DNR currently registered ATV and UTV operators shall observe posted roadway speed limits at which is 20 mph. (10 mph within 100 feet of pedestrians and 150 feet of a building).
- C. Routes/town roads must be signed in accordance with NR 64.12, and NR 64.12(7) c.
- D. All all-terrain vehicle (ATV/UTV) operators shall ride single file.
- E. All all-terrain vehicles (ATV/UTV) must stay on extreme right of pavement.
- F. Anyone born after 01/01/88 is required to have a safety certificate.
- G. All persons under the age of 18 operating and or riding a DNR currently registered ATV or UTV must wear a helmet.
- H. All persons must be 16 years of age to travel routes/town roads.

Section V – Enforcement

This ordinance shall be enforced by any law enforcement officer authorized to enforce the laws of the Town of Riverview, Oconto County, Wisconsin, and the State of Wisconsin.

Section VI – Penalties

Wisconsin state All-Terrain Vehicle (ATV/UTV) Penalties as found in s. 23.33 (13) (a) Wis. Stats., are adopted by reference.

Section VII – Severability

The provisions of this ordinance shall be deemed severable and it is expressly declared that County/Town would have passed the other provisions 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. This ordinance will be reviewed annually.

Section VIII – Effective Date

This ordinance becomes effective upon passage and publication.

Passed this 8th day of January, 2013

Attested:

_____, Chairperson
Ann Hogan

Arnold R. Bubolz, Clerk

_____, Supervisor
Harlan Trosch

_____, Supervisor
Dick Booth