

Town of Namakagon
All Terrain (ATV) and Utility Terrain (UTV) Route Ordinance
32
Amended October 9, 2018

Town of Namakagon
Bayfield County
Cable, Wisconsin

THE TOWN DOES REPEAL AND RECREATE THE FOLLOWING:

SECTION I – TITLE AND PURPOSE

The title of this ordinance is the Town of Namakagon ATV/UTV Route Ordinance. The purpose of this ordinance is to establish ATV/UTV routes in the town and to regulate the operation of ATV/UTV vehicles in the town.

SECTION II – AUTHORITY

The Town Board of the Town of Namakagon, Bayfield County, Wisconsin, has the specific authority to adopt this ATV/UTV Route Ordinance under s. 23.33 (8) (b) and (11), Wis. stats.

SECTION III – ADOPTION OF ORDINANCE

This ordinance adopted on proper notice with a quorum and roll call vote by a majority of the town board present and voting, provides the authority for the town to designate ATV/UTV routes in the town and to regulate the use of these routes and ATV/UTV's in the town.

SECTION IV – OPERATION OF ATV's and UTV's

Pursuant to s. 23.33 (4) (d) 4., Wis. stats., except as otherwise provided in s. 23.33 (4), Wis. stats., no person may operate an ATV/UTV on the roadway portion of any highway in the town except on roadways that are designated as ATV/UTV vehicle routes by this ordinance. Operation of ATV/UTV's on a roadway in the town that is an ATV/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.

SECTION V – DESIGNATION OF ATV/UTV VEHICLE ROUTES

The following routes are designated ATV/UTV routes in the Town of Namakagon:

1. Forest Rd. 193 Wilderness Rd. from Ashland County Line to Forest Rd. 191 Old Grade Rd.
2. Forest Rd. 191, Old Grade Rd., from County Highway "M" to Grandview Town Line.
3. Forest Rd. 341 Ehrman Rd. from Forest Rd. 191 Old Grade Rd. to Cty. Hwy. M.
4. Old Namakagon Rd. from transfer site road to Forest Rd. 341 Ehrman Road.
5. Garmisch Road from Birch Bend Rd. to Lakewoods via Marina Dr.
6. Forest Rd. 204 Ghost Creek Rd. from Cty.Hwy. M to Sawyer County /Spider Lake Town Line.
7. Forest Rd. 203 Lost Land Lake Rd. from Garmisch Rd.to Sawyer County/ Spider Lake Town Line.
8. Forest Rd. 207 Rock Lake Rd. from Cty. Hwy M to Sawyer County/Spider Lake Town Line.

9. Birch Bend Rd. from County Hwy D to County Hwy D.
10. Buffalo Lake Rd. to Forest Rd. 342 White Bass Lake Rd. to Ashland County line.
11. Unpaved portion of Lake Five Road.
12. East Lake Five Road.
13. Girls Camp Road.
14. Frels Road from Cty. Hwy. M to the town line.
15. Forest Road 1919, Job Corps Road.
16. Forest Road 1740 Chippewa Landing Road
17. Crystal Lake Road from the town line to Junek's Point Rd.
18. Junek's Point Road from Crystal Lake Road to Birch Point Road.
19. Birch Point Road to River Road.
20. Dam Road from County Hwy. M to Crystal Lake Road
21. Duck Point Road.
22. Garden Lake Road from Duck Point Road to Cty. Hwy. D
23. Crystal Lake Landing Rd.
24. FR1730
25. Namakagon Sunset from Old Grade Rd. (FR 191) to S. Garden Ave. Speed limit 25mph on blacktop portion of road
- 26 S. Garden Ave from Namakagon Sunset to Lake Namakagon. Speed limit 25mph.

SECTION VI – CONDITIONS APPLICABLE TO ATV/UTV ROUTES

Pursuant to s. 23.33 (8) (d), Wis. stats. The following restrictions are placed on the use of the town ATV/UTV routes designated by this resolution:

- A. Routes shall be marked with uniform ATV/UTV route signs in accordance with s. NR_64.12 (7), Wisconsin Administrative Code. No person may do any of the following in regard to signs marking ATV/UTV routes:
 1. Install or place signs without written permission of the Town Board
 2. Intentionally remove, damage, deface, move, or obstruct any uniform ATV/UTV route or trail sign or standard or intentionally interfere with the effective operation of any uniform ATV/UTV route or trail sign or standards if the sign or standard is legally placed by the state, any municipality, or any authorized individual.
 3. Possess any uniform ATV/UTV route or trail sign or standard of the type established by the department for the warning, instruction, or information of the standard in a lawful manner. Possession of a uniform ATV/UTV route or trail sign or standard creates a rebuttable presumption of illegal possession.

- B. Operation shall be subject to all provisions of s. 23.33, Wis. stats., which is adopted as a part of this ordinance by reference, pursuant to s. 23.33 (11), Wis. stats.

- C. A copy of this ordinance shall be sent by the town clerk to the Bayfield County Sheriff's Department and Wisconsin DNR.

- D. All ATV/UTV operators shall observe posted roadway speed limits.
 - All ATV/UTV operators shall ride single file.
 - All ATV/UTV operators shall ride with head lights and tail lights on at all times.
 - All ATV/UTV operators shall slow the vehicle to 10 mph or less when operating within 150 feet of a dwelling, within 100 feet of a pedestrian, bicyclist, or any other non-motorized vehicle.
 - There is no residential access allowance to ride on a roadway from house to route. You must trailer the ATV/UTV to the route.

SECTION VII – ENFORCEMENT

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

SECTION VIII – PENALTIES

The penalties under s. 23.33 (13) (a), Wis. stats., are adopted by reference.

SECTION IX – 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 X – EFFECTIVE DATE

This ordinance is effective on publication or posting.

The town clerk shall properly publish this ordinance as required under s. 60.80, Wis. stats.

This ordinance amends ATV Ordinances #32-32A-32B-32C

Adopted this 9th Day of October, 2018.

Town Chairman

Supervisor

Supervisor

Town Clerk

