

**TOWN OF THREE LAKES  
ORDINANCE  
ATV, UTV & EQUESTRIAN**

**SECTION I – TITLE AND PURPOSE**

The title of this ordinance is the Town of Three Lakes All-Terrain Vehicle/UTV/Equestrian Route Ordinance. The purpose of this ordinance is to establish all-terrain vehicle routes in the town and to regulate the operation of all-terrain vehicles in the town.

**SECTION II – AUTHORITY**

The Town Board of Three Lakes, Oneida County, Wisconsin, has the specific authority to adopt this All-Terrain Vehicle Route Ordinance under s.23.33(8)(b) and (11), Wis. Stats.

**SECTION III – ADOPTION OF ORDINANCE**

The Town Board of the Town of Three Lakes, Oneida County, Wisconsin, by 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 all-terrain vehicle routes in the town and to regulate the use of those routes and all-terrain vehicles in the town.

**SECTION IV – OPERATION OF ALL-TERRAIN VEHICLES**

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 all-terrain vehicle on the roadway portion of any highway in the town except on roadways that are designated as all-terrain vehicle routes by this ordinance. Operation of all-terrain vehicles on a roadway in the town that is an all-terrain vehicle route is authorized at 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. All ATV/UTV trails are open from May 1 – November 15 (or as weather/conditions permit) ATV/UTV/Equestrian routes are open year round.

**SECTION V – DESIGNATION OF ALL-TERRAIN VEHICLE ROUTES**

All town roads are to be designated as ATV/UTV & Equestrian routes.

**SECTION VI – CONDITIONS APPLICABLE TO ALL-TERRAIN VEHICLE ROUTES**

Pursuant to s.23.33(8)(d), Wis. Stats., the following restrictions are placed on the use of the town all-terrain vehicle routes designated by this resolution:

- A. Routes shall be marked with uniform all-terrain vehicle 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 town all-terrain vehicle routes:
  1. Intentionally remove, damage, deface, move, or obstruct any uniform all-terrain vehicle route or trail sign or standard or intentionally interfere with the effective operation of any uniform all-terrain vehicle 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 all-terrain vehicle route or trail sign or standard of the type established by the department for the warning, instruction, or information of the public, unless he or

she obtained the uniform all-terrain vehicle route or trail sign or standard in a lawful manner. Possession of a uniform all-terrain vehicle route or trail sign or standard creates a reputable 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. to include 23.33 (11)(am) 3 allowing the town to authorize the operation of ATV's/UTV's on a highway bridge that is 1,000 feet in length or less as well as State Highway 45 right of way as an ATV Trail 800' North of N Big Lake Loop Rd. to Crystal Lake Rd.
- C. A copy of this ordinance shall be sent by the town clerk to all Law Enforcement Agencies affected.
- D. All ATV operators shall observe the posted ATV speed limits of 35 mph. All ATV traffic within the Town of Three Lakes Sanitary District will be 25 mph. All ATV operators must follow Wisconsin All-Terrain Vehicle Laws.
- E. All ATV operators shall follow designated routes as approved by the Three Lakes Town Board as well as any restrictions placed on the route by the Three Lakes Town Board.
- F. All equestrian riders are responsible for their animal's manure. It must be moved into the woods or off the side of the trail. In the Sanitary District of Three Lakes, the manure must be removed.

#### **SECTION VII – ENFORCEMENT**

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

#### **SECTION VIII – PENALTIES**

The penalties under in s.23.33(13)(a), Wis. Stats., are adopted by a 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 the 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**

The ordinance is effective on publication or posting.

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

**Adopted this 2<sup>nd</sup> day of February 2016.**

\_\_\_\_\_  
Town Chairman

Attest:

\_\_\_\_\_  
Town Clerk

Effective: February 2, 2016

Published: February 2, 2016