

## Town of Prairie du Sac, Sauk County, Wisconsin

### Ordinance: All-Terrain Vehicle (ATV) and Utility Terrain Vehicle (UTV) Routes

#### Ordinance # \_\_\_\_\_

##### Section 1 – Purpose:

The purpose of this Ordinance is to establish All-Terrain Vehicle (ATV) and Utility Terrain Vehicle (UTV) routes in the Town of Prairie du Sac, Sauk County, Wisconsin, and to regulate the operation of ATVs and UTVs in the Town of Prairie du Sac (Town).

##### Section 2 – Authority:

The Town Board of the Town of Prairie du Sac, Sauk County, Wisconsin, has the specific authority to change this ATV/UTV Route Ordinance under Wis. Stats 23.33 (8)(b) and (11).

##### Section 3 – Adoption of Ordinance:

This All-Terrain Vehicle (ATV) and Utility Terrain Vehicle (UTV) Ordinance adopted by a majority vote of the Town Board on a roll call vote, with a quorum present and voting, and proper notice having been given, amends Ordinance # 2020-10 and # 2022-02 as follows:

##### Section 4 – Operation of ATVs and UTVs:

Pursuant to s. 23.33(4) (d) 4., Wis. States., except as otherwise provided in s.23.33(4), Wis. Stats., no person may operate an ATV or UTV on the roadway portion of any town road in the Town except on roads that are designated and signed as ATV and UTV routes by this ordinance. Operation of ATVs and UTVs on a road in the Town that is an ATV and 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 legal and prevailing conditions.

##### Section 5 – Designated ATV/UTV Routes:

Block Rd, Exchange Rd, Lueders Rd (Those sections belonging to the Town of Prairie du Sac), Old Bluff Trail, Otter Creek Rd, Pine Meadow Rd, Prairie Rd, Rodney St, River Road, Sauk Prairie Rd from Hwy 12 west to Old Bluff Trail, Sauk Prairie Rd from 21<sup>st</sup> (Village of Prairie du Sac) to Lueders Rd (Those Sections belonging to the Town of Prairie du Sac), Seitz Rd, Skunk Valley Rd from County Hwy O to Fuchs Rd, Shirley St, Swiss Valley Rd, Von Wald Rd.

*Sauk Prairie Rd from US Hwy 12 East to 21<sup>st</sup> is not an approved route.*

**Section 6 – Designation of Access Roads, Local Access Only:**

Beaver Rd, Center St, 1<sup>st</sup> St, 2<sup>nd</sup> St, 3<sup>rd</sup> St, Fen Rd, Gilding Rd, Huerth Rd, Loyster Rd, Matouschek Rd, Old O Rd, Pine Circle, Rahl Rd, Roeser Rd, Skunk Valley Rd from Fuchs Rd to Hwy 60, Town Rd, Wilhelm Dr.

**Section 7 – Conditions:**

- A. Under the direction of the Town, all ATV/UTV routed signs shall be provided by and be installed by the Honey Creek ATV/UTV Club, LLC or their successor with the uniform all-terrain vehicle route signs in accordance with Wisconsin law, including Wisconsin Administrative Code NR 64.12 (7), this includes the initial signage as well as the ongoing maintenance of signs. Signs shall be inspected and shall be maintained by the Honey Creek ATV/UTV Club, LLC or their successor as per the Route Signing Maintenance Procedures Agreement signed by the Honey Creek ATV/UTV Club and the Town of Prairie du Sac. The Town shall be notified immediately of any change in responsibility for maintenance of the ATV/UTV Route signs.
- B. Operation shall be subject to all provisions of 23.33, Wis. Stats., which is adopted as a part of this ordinance by reference, pursuant to s. 23.33 (11) Wis. Stats.

**Section 8 — Operation of ATV and UTV's:**

The following restrictions apply to the operation of ATV's and UTV's on all roads and highways designated and signed as ATV/UTV routes in the Town of Prairie du Sac:

- A. All ATV and UTV operators shall operate at a safe speed not to exceed 35 miles per hour or observe posted ATV/UTV roadway speed limits, whichever is less.
- B. Operators shall abide by all traffic laws, including the rules of operation and equipment requirements contained in Wis. Stat. Sec. 23.33 and Wis. Adm. Code. Ch. NR 64, unless further restricted by this ordinance.
- C. ATV's and UTV's may only be operated on designated and signed ATV/UTV routes between 1/2 hour before sunrise and ½ hour after sunset.
- D. ATV's and UTV's must operate with fully functional headlights, taillights, and brake lights. Reference Wis. Stats. Sec. 23.33(6)(a)-(h). Lights must be on at all times.
- E. All ATV and UTV operators shall ride in single file on the extreme right-hand side of the paved portion of the road, highway, or traffic lane. Left turns may be made from any part of the road or highway when it is safe.
- F. No person under the age of 16 may operate an ATV or UTV on any segment of a road or highway.

G. Every person who operates an ATV or UTV on any segment of a road or highway which is designated as an ATV/UTV route shall have in his or her immediate possession a valid motor vehicle operator's license and if born after January 1, 1988, possess a valid ATV Safety certificate issued by Wisconsin or any other State or Province. The ATV/UTV operator shall display the operator's license and safety certificate documents upon demand from any law enforcement officer.

H. No person shall ride in or on any part of an ATV or UTV that is not designed or intended for passengers.

I. No operator or passenger of an ATV or UTV may possess, in or on an ATV or UTV on any road or highway designated as an ATV/UTV Route, any bottle or receptacle containing alcohol beverages if the bottle or receptacle has been opened, the seal has been broken or the contents of the bottle or receptacle have been partially removed or released.

J. All ATV/ UTV equipment is required to have applicable liability insurance and have proof of insurance.

K. All persons under the age of 18 operating and/or riding on an ATV or UTV must wear protective headgear as the type required under Wis. Stats. 23.33(3g).

**Section 9 - Notifications:**

A copy of this Ordinance shall be sent by the Town Clerk to the Sauk County Sheriff's Department and to the Wisconsin Department of Natural Resources.

**Section 10 - Enforcement:**

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

**Section 11 - Penalties:**

Wisconsin State All-Terrain Vehicle penalties as found in Wis. Stat. Sec. 23.33(13)(a) are adopted by reference.

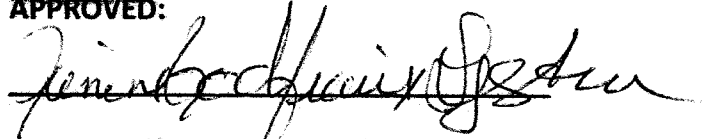
**Section 12– Effective Date:**

A. This ordinance shall be effective from the date of publication.

B. The Town of Prairie du Sac may at its discretion modify or cancel any portion of this ATV/UTV Ordinance at any time with a majority vote at a properly posted public meeting.

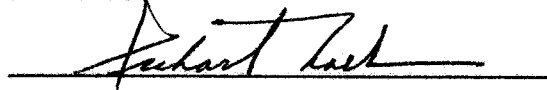
Town of Prairie du Sac, Sauk County, WI  
All-Terrain Vehicle (ATV) and Utility Terrain Vehicle (UTV) Routes Ordinance October 2020; #2020-10  
Amended July 2022; #2022-02  
Amended October 2023

**APPROVED:**



Janine Godfriaux-Leystra, Chairperson Town of Prairie du Sac

**ATTESTED:**



Richard Nolden, Town Clerk

Adopted this 10 day of October, 2023