

Ordinance #18-01

All-Terrain/Utility Terrain Vehicles Trails and Routes

Town of Iola, Waupaca County, Wisconsin

**Section 1-Intent**

The **Town of Iola**, Waupaca County, Wisconsin hereby adopts the following all terrain vehicle (ATV) and utility terrain vehicle (UTV) upon roadways listed in Section 3. Following due consideration of recreational value to connect trail opportunities and weighted against possible dangers, public health, liability aspects, terrain involved, traffic density and automobile traffic volume, this route(s) has been created.

**Section 2-Statutory Authority**

This route is created to pursuant to township authority as authorized by 23.33 (8) (b), Wis. Stats. The applicable provisions of 23.33 regulating ATV/UTV operations pursuant to routes and trails are adopted.

**Section 3-Routes and Trails**

1. The **Town of Iola** reserves the right to close or modify routes and trails at any time. Any restrictions of trails and routes shall be designated by a motion and by majority of the **Town of Iola** board and shall be marked accordingly.
2. The **Town of Iola** or its designee shall maintain all routes and trail signs within the township.
3. All ATV/UTV routes and trails should be signed in accordance with NR 64.12 and NR 64.12 (7) (c).
4. All townships roads, sidewalks, alleyways and transportation marked corridors within the **Town of Iola** are hereby designated as ATV/UTV routes. Authorized private lands subject to public easement or leases are designated trails. All county roadways located in the **Township of Iola** are hereby declared as ATV/UTV routes if authorized by the County of Waupaca.
5. The **Town of Iola** will maintain a route and trail map.

**Section 4-Conditions**

1. All ATV/UTV operators on routes shall observe posted roadway speed limits; not to exceed 35 MPH.
2. All ATV/UTV operators shall ride single file.
3. Operators of ATV/UTV shall observe all laws of this state pertaining to the use of and ATV/UTV.

**Section 5-Enforcement**

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

**Section 6-Penalties**

Wisconsin state ATV/UTV penalties as found in s.23.33 (13) (a) Wis. Stats. Are adopted by reference.

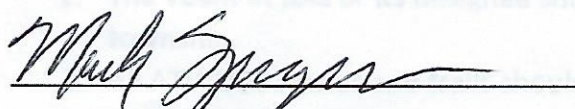
**Section 7-Severability**

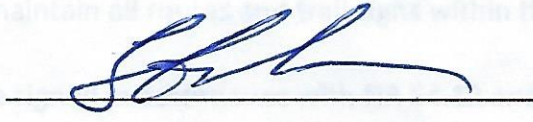
The provision of this ordinance shall be deemed severable and it is expressly declared that the **Town of Iola** would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to the other persons circumstances shall not be deemed affected.

**Section 8-Effective Date**

**This ordinance becomes effective upon the passage and publication.**

Passed this 30<sup>th</sup> Day of July, 2018.

  
Town Chairman

  
Town Clerk

Adopted: 7/30/18  
Published: 8/9/18  
Effective: 8/9/18

- 1. All ATV/UTV operators on routes shall observe posted roadway speed limits; not to exceed 35 MPH.
- 2. All ATV/UTV operators shall not drink and drive.
- 3. Operators of ATV/UTV shall observe all rules of the state pertaining to the use of and ATV/UTV.