

**Town of Arbor Vitae, Vilas County, Wisconsin**  
**Ordinance #01-2024 Amending Ordinance #2-2016/Chapter 306**  
**Vehicles-All Terrain**

WHEREAS, the Town Board of the Town of Arbor Vitae enacted Ordinance No. 2-2016 which regulated the use of All-Terrain Vehicles and Utility Terrain Vehicles for the Town of Arbor Vitae; and

WHEREAS, the original Ordinance is referenced as Ordinance #2-2016 or Chapter 306. Vehicles, All-Terrain; and

WHEREAS, the Town Board of the Town of Arbor Vitae would like to amend the original Ordinance;

NOW, THEREFORE, in consideration of the matters before the Board, the Town Board of the Town of Arbor Vitae does hereby ordain to amend Chapter 306 or Ordinance No. 2-2016 as follows:

Amend section 306-4 to match the age requirement set by the State of Wisconsin. The Amendment to state the following:

To operate an all-terrain vehicle or utility terrain vehicle a person must:

A.

Comply with the age requirements set by the State of Wisconsin in Wis. Stats., § 23.33

B.

Possess an all-terrain vehicle safety certificate unless the operator was born on or before January 1, 1988;

C.

Operate at a speed no faster than vehicle speed limit of 25 miles per hour or as posted;

D.

Operate only on the right side of the roadway;

E.

Operate with headlights on at all times.

Amend Section 306-8 Sunset Clause to state the following: All paved town-maintained roads will be open to year-round ATV/UTV use unless posted otherwise. Vandercook Road, Plum Vitae Road, Day Lake Road and any other town-maintained gravel road is subject to a sunset clause and open to ATV/UTV use from May 1 until October 31 unless affirmatively reauthorized by the Town Board.

Add Section 306-9 Definition

All-Terrain Vehicle - An engine-driven device which has a net weight of 900 pounds or less, which is originally manufactured with a width of 50 inches or less, that is not tracked, which is equipped with a seat designed to be straddled by the operator and which is designed by the manufacturer to travel on three or more low-pressure tires.

Utility Terrain Vehicle-A commercially designed and manufactured motor driven device that does not meet federal motor vehicle safety standards in effect on July 1, 2012, that is not a golf cart, low-speed vehicle, dune buggy, minitruck, or tracked vehicle, that is designed to be used primarily off of a highway, and that has, and was originally manufactured with, all of the following:

**(a)**

A net weight, without fluids, of 3,000 pounds or less.

**(b)**

Four or more low-pressure or nonpneumatic tires.

**(c)**

A steering wheel.

**(d)**

A taillight.

**(e)**

A brake light.

**(f)**

Two headlights.

**(g)**

A width of not more than 65 inches.

**(h)**

A system of seat belts, or a similar system, for restraining each occupant of the device in the event of an accident.

**(i)**

A system of structural members designed to reduce the likelihood that an occupant would be crushed as the result of a rollover of the device.

That the remainder of Chapter 306/Ordinance #2-2016 remains in full force and effect unless modified herein.