

ORDINANCE AUTHORIZING ALL TERRAIN VEHICLES ON VILLAGE STREETS
WITHIN THE VILLAGE OF SPENCER AND REGULATING THE OPERATION OF SUCH
VEHICLES

The Village Board of the Village of Spencer do ordain as follows:

Section I: Intent.

The Village Board of the Village of Spencer, Marathon County, Wisconsin, adopts the following ordinance permitting all-terrain vehicles (ATV) and utility terrain vehicles (UTV) to be operated upon Village roadways, pursuant to the authority granted the Village under §23.33(8) and (11), Wisconsin Statutes.

Section II: Routes.

(a) All streets in the Village are open to all-terrain and utility vehicles except the following:

- (1) State Highway 13
- (2) State Highway 98
- (3) County Highway C

(b) Streets. ATVs/UTVs may not be operated on any of the following streets or sections of any street except for the sole purpose of crossing such street either at a signalized intersection or at a perpendicular crossing at a through intersection:

- (1) County Highway C
- (2) US Highway 13/98
- (3) Any street where the posted speed limit is more than 35 miles per hour.

(c) The allowable routes mentioned in subsection (a) of this section do not include private roads or driveways nor any private property in the village. The village shall retain the right to close any village street to ATV/UTV operation for special events, unlawful use, street construction/repair without notice.

Section III: Conditions.

The use of the above streets as all-terrain vehicle routes is subject to the following conditions:

- A. The ATV/UTV operator shall observe a speed limit of 15 miles per hour.
- B. The ATV/UTV shall be registered according to Wisconsin State Statutes.
- C. All ATV/UTV operation shall be conducted in accordance with §23.33(4)(d), Wis. Stats.

Section IV: Enforcement.

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

Section V: Penalties.

The penalty provision found in §23.33(13)(a) Wis. Stats., is adopted herein by reference.

Section VI: Severability.

If any section, clause, provision or portion of this ordinance or any underlying statute or administrative code section adopted by reference herein is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remaining provisions shall not be affected.

Section VII: Effective Date.

This ordinance becomes effective upon passage and publication.

Adopted this 10th Day of July, 2017

VILLAGE OF SPENCER

By: Pauline Frome
Pauline Frome, Village President

ATTEST:

Debra L. Schafer
Debra Schafer, Deputy Clerk Treasurer