

Subchapter 502. All-Terrain Vehicles

502.1.PURPOSE. The purpose of the ordinance is:

- (1). To adopt CH 23.33, Wis. Stats. and Chapter NR 64 of the Wisconsin DNR Administrative Code;
- (2). To adopt other regulations for the operation of ATV's within the township of Presque Isle.

502.2.AUTHORITY. The Town Board has the authority, pursuant to s. 23.33, Wis. Stats. to enact this ordinance.

502.3.LOCAL ORDINANCE

- (1). In addition to the provisions of s. 23.33, Wis. Stats. and NR 64, the following regulations shall apply:
 - (a). All-terrain vehicles shall not be operated on wetlands, lakes, rivers, routes, trails, town roads or county highways within the township and/or on public lands other than stated in 502.3.(1).(b). under township jurisdiction;
 - (b). All-terrain vehicles shall not be operated on the frozen waters of lakes or rivers within the township, except during the daylight hours between sunrise and sunsets and at speeds not to exceed 15 mph. Speed shall not exceed 10 mph when within 100 feet of a person not on an ATV or 100 feet of an ice shanty.
- (2). Sanctioned races and derbies. Sanctioned ATV

races or derbies, as defined by NR 64, shall not be allowed within the township boundaries.

502.4.ENFORCEMENT AND PENALTIES

- (1). Enforcement of this ordinance shall be in conformance with s. 23.33(12), Wis. Stats. The town constable shall have the power to enforce this ordinance.
- (2). Wisconsin State ATV penalties as found in Section 23.33(13) of the Wis. Stats., and deposits as established in the Uniform Deposit and Bail Schedule established by the Wisconsin Judicial Conference, are hereby adopted with all reference to fines amended to forfeiture and all reference to imprisonment deleted. Violations not covered by statutory guidelines shall be subject to forfeiture not less than \$50 but not more than \$250. For subsequent offenses within a five (5) year period, the forfeiture shall be \$200.

502.5.VALIDITY. Shall any section or provision of this ordinance be declared invalid by the courts, it shall not affect the validity of the balance of the ordinance.

502.6.EFFECTIVE DATE. This ordinance shall be in effect after its passage and publication as required by law.