

Ordinance #10-07

Town of Farmington Polk County, Wisconsin

An Ordinance Designating All-Terrain Vehicle Routes and Regulating the Operation of All-Terrain Vehicles

Section I – Intent

The Town of Farmington adopts the following All-Terrain Vehicle Ordinance Route for the operation of all-terrain vehicles upon the roadways listed in Section III.

This ordinance is in effect on a one year trial basis. Thereafter, the route will remain open at the Town Board's discretion.

Section II – Statutory Authority

These routes are created pursuant to town authority under town board authority by 23.33 (8) (b), Wisconsin Statutes. The applicable provisions of 23.33, (ATV operation) pursuant to routes, are adopted.

Section III – Routes

All roadways within the town's borders are allowed with the exception of the following:

- a. All roads which border other towns/villages, including County Line Road/Ave, 220th Street, and 68th Ave
- b. Any State or County Roads, including State Highway 35 and County Road X
- c. 55th Ave, west of 280th Street (drawbridge road)
- d. 50th Ave, west of 280th Street
- e. 267th Street, north of 63rd Ave
- f. 63rd Ave, west of State Highway 35

Section IV – Conditions

As a condition of the use of this route, the following conditions shall apply to all operators (and passengers where applicable):

- a. All ATV operators must have a valid driver's license to operate on any ATV route
- b. All ATV operators shall observe a 35 MPH speed limit.
- c. All ATV operators shall ride single file.
- d. All ATV operators shall slow their vehicle to 10 MPH or less when operating within 150 feet of a dwelling.
- e. All ATV operators must remain on the roadway surface at all times, obeying all traffic laws.
- f. All ATV's operating on township roads must meet state ATV requirements.
- g. Routes must be signed in accordance with NR 64.12 and NR 64.23 (7) (c).

Section V – Enforcement

This ordinance shall be enforced by any law enforcement officer authorized to enforce the laws of the state of Wisconsin. Any citizen has the right to report any ATV violation to the proper authorities.

Section VI – Penalties

Wisconsin State All-Terrain penalties as found in 23.33 (23) (a) of the Wisconsin State Statutes are adopted by reference.

Section VII – Severability

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

Section VIII – Effective Date

Passed, Adopted, and Approved this the 8th day of October, 2007.

Town of Farmington

James LaRue, Town Chairman

Dennis Cottor, Supervisor

Tim Stelter, Supervisor

Debbie Swanson, Clerk/Treasurer

Date Published September 26, 2007