

# TOWN OF JEFFERSON ATV/UTV ORDINANCE

NOW, THEREFORE, the Town of Jefferson, County of Green, State of Wisconsin, ordained as follows:

## ATV/UTV ROUTES AND REGULATIONS

### SECTION 1. TITLE AND PURPOSE

The title of this ordinance is “ATV/UTV ROUTES AND REGULATIONS”. The purpose of this ordinance is to establish All-Terrain Vehicle (“ATV”) and Utility Terrain Vehicle (“UTV”) routes in the Town of Jefferson (“Town”) and regulate the operation of ATV/UTVs in the Town.

### SECTION 2. AUTHORITY AND GENERAL REGULATION

The Town Board of the Town of Jefferson, Green County, Wisconsin (“Board”) has the specific authority to adopt this ATV/UTV Routes and Regulations Ordinance under Wis. Stat. § 23.33 and (11), Green County Ordinances Title 8 Chapter 2. The Board retains the right to close any town road to ATV/UTV operation for any reason, including but not limited to special events, unlawful use, and road construction or repair. Said closures of town roads to ATV/UTV use may occur without prior notice.

The town accepts no liability for the operation of ATV/UTVs on any town road under the provisions of this ordinance. The operation of ATV/UTVs is at the operator’s own risk. ATV/UTV operators within the Town shall abide by all State, County, and Municipal laws, and the applicable provisions of Wis. Stat. § 23.33, regulating ATV/UTV operations are adopted by reference and made part of this ordinance.

### SECTION 3. ROUTES

- A. The Town designates all town roads within the Town of Jefferson as ATV/UTV routes.
- B. All county roadways located in the town are hereby declared as ATV/UTV routes only if authorized by the County of Green, and all state highways in the Town are declared as

ATV/UTV routes only if authorized by the State of Wisconsin.

- C. All authorized ATV/UTV route shall be signed in accordance with Wis. Stat. § 23.33 (8)(e). The Town, or its designee, shall maintain all route signs within the Town. Any restrictions on authorized routes shall be designated by majority vote of the town board and shall be marked/signed accordingly.

#### **SECTION 4. OPERATION OF ATV/UTVs**

- A. ATV/UTV operators may not operate in excess of 45-mph on Town roads, unless posted slower.
- B. ATV/UTV hours of operation on Town routes shall be between 4am and 12am.
- C. ATV/UTV operators shall ride single file.
- D. ATV/UTV operators are prohibited from riding on the shoulder of the road or in the ditch.
- E. ATV/UTV operators under 18 years of age must have a valid ATV safety certificate;
1. Persons under the age of 16 may not operate ATV/UTVs on town roads.
- F. ATV/UTV operators and riders under the age of 18 must wear a helmet.
- G. ATV/UTVs shall have operating headlights, taillights and brake lights while operating on any Town route.
- H. No ATV/UTV may be operated on Town routes before dawn and after dusk without functioning turn signals.
- I. ATV/UTV operators shall use hand signals when their machines are not equipped with turn signals.
- J. ATV/UTVs must operate with a muffler that produces sound equal to or less than the state decibel limits.
- K. ATV/UTVs shall be registered with the Wisconsin Department of Natural Resources and have up-to-date stickers and visible license plates.

#### **SECTION 5. ENFORCEMENT**

This ordinance shall be enforced by any law enforcement officer authorized to enforce the laws of Green County and/or the State of Wisconsin.

Consistent with the Wis. Stat. § 23.33 (11)(b) the Town Clerk shall immediately send a copy of

this ordinance to the Department of Natural Resources, the Wisconsin State Highway Patrol, and to the Green County Sheriff's Department.

**SECTION 6. PENALTIES**

Wisconsin State ATV/UTV penalties as found in Wis. Stat. § 23.33 (13)(a) are adopted by reference and made part of this ordinance.

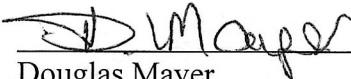
**SECTION 7. SEVERABILITY**

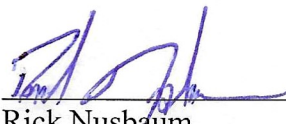
If any provision of this ordinance or its application to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.


**SECTION 8. EFFECTIVE DATE**

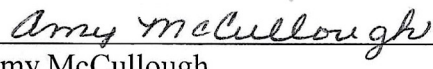
This ordinance shall take effect after the town clerk properly publishes and posts this ordinance as required by law.

Dated this 10<sup>th</sup> day of May, 2023

  
\_\_\_\_\_  
Douglas Mayer  
Town Chair

  
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Rick Nusbaum  
2<sup>nd</sup> Supervisor

  
\_\_\_\_\_  
Kurt Jordan  
1<sup>st</sup> Supervisor

  
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Amy McCullough  
Clerk Treasurer