

Chapter 376

ALL-TERRAIN VEHICLES (ATV) AND UTILITY-TERRAIN VEHICLES (UTV)

[HISTORY: Adopted by the Village Board of the Village of Spring Green 4-14-2021 as Ch. 376 of the Village Code. Amendments noted where applicable.]

§ 376-1. State laws adopted.

Except as otherwise provided in this chapter, the statutory provisions in Wis. Stats. Chs. 23, 340 to 348, and 350 establishing definitions and regulations with respect to ATVs and UTVs, and Wis. Adm. Code. Ch. NR 64, All-Terrain Vehicles, exclusive of any provisions therein relating to penalties to be imposed and exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment, are hereby adopted and by reference made a part of this chapter as if fully set forth herein. Unless otherwise provided in this chapter, any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this ordinance. Any future amendments, revisions or modifications of the statutes or administrative codes incorporated herein are made a part of this chapter in order to secure uniform statewide regulation of ATVs and UTVs, except to the extent that the provisions of this chapter are more restrictive.

§ 376-2. Designating ATV/UTV routes.

A. Designated ATV/UTV routes include all public streets except as follows:

- (1) All alleyways.
- (2) Peterson St. south of Hoxie St.
- (3) East Madison St. east of Peterson St.
- (4) Cardinal Way.
- (5) Cardinal Way East.
- (6) Hoxie St. east of Cardinal Way East.
- (7) Winsted St. north of Sunrise Drive.

In addition, under Wis Stats. §23.33(11)(am)4, ATVs/UTVs are authorized to operate on STH 23 (Winsted St.) where the speed limit is 35 MPH or less.

- B. Only residents of the Village of Spring Green may use alleyways from their residence to gain access to the nearest designated ATV and UTV designated route. Residents shall take the most direct route to and from their residence.
- C. The Spring Green Police Department may temporarily close any ATV/UTV route whenever conditions require closure.

§ 376-3. Trail routes and signs.

- A. Under the direction and authorization of the Village, all ATV/UTV route signs shall be provided by and shall be installed by the Wisconsin River Runners ATV Club or their

successor, in accordance with Wisconsin Administrative Code NR 64.12(7). Signs shall be inspected annually and shall be maintained by the Wisconsin River Runners ATV Club or their successor. No person may install any sign on a designated ATV/UTV route without authorization from the village.

- B. All required signs shall be in accordance with state statutes and administrative codes applicable to ATV/UTV routes on village streets.

§ 376-4. Operation of ATVs and UTVs

Operation of ATVs and UTVs on designated ATV/UTV routes shall be subject to all provisions of Wis. Stats. §23.33 which is adopted as a part of this chapter by reference. The following restrictions apply to the operation of ATVs and UTVs on all village streets designated as ATV/UTV routes:

- A. ATVs and UTVs may only be operated on approved ATV/UTV routes between ½ hour before sunrise and ½ hour after sunset.
- B. ATVs and UTVs shall operate at a safe speed not to exceed the posted speed limits.
- C. ATV and UTV operators shall ride single file on all streets.
- D. Operators shall abide by all traffic laws including the rules of operations and equipment requirements contained in Wis. Stats. Chs. 23.33. and Wis. Adm. Code Ch. NR 64 unless further restricted.
- E. No person under the age 16 may operate an ATV or UTV on any segment of a street in the village.
- F. Every person who operates an ATV or UTV on any street in the village of Spring Green shall have in his or her immediate possession a valid motor vehicle operator's license. Instructional Permits do not meet the criteria for a valid operator's license.
- G. No operator or passenger of an ATV or UTV may possess in or on an ATV or UTV on any street in the village, any bottle or receptacle containing alcohol beverages if the bottle or receptacle has been opened, the seal has been broken, or the contents of the bottle or receptacle have been partially removed or released.
- H. No person may ride in or on any part of an ATV or UTV that is not designated or intended to be used by passengers.
- I. All ATV's and UTV's must operate with fully functional headlights, taillights, and brake lights.
- J. All ATV and UTV equipment are required to have applicable liability insurance and have proof of insurance.

- K. No person under the age of 18 may operate or be a passenger on and ATV or UTV without wearing protective headgear of the type required under §347.485(1)(a) and with chin strap properly fastened.

§ 376-5. Violations and penalties.

Except as provided in §23.33(13)(am) to (e), Wis. Stats., any person who violates any section of this chapter or statutes adopted by reference shall pay a forfeiture of not less than \$50 nor more than \$250 for each offense. Said forfeiture is exclusive of mandatory assessments and costs.