

Title 10 ► Chapter 4

All-Terrain and Utility Terrain Vehicles

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Sec. 10-4-1 State ATV/UTV and Traffic Laws Adopted.

Except as otherwise specifically provided in this Code of Ordinances, the statutory provisions of Chs. 23, 340 to 348, and 350, Wis. Stats., describing and defining regulations with respect to vehicles and traffic, and Chapter NR 64, Wis. Adm. Code, as amended, 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. Any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this Section. Any future amendments, revisions, or modifications of the statutes incorporated herein are intended to be made part of this Chapter in order to secure uniform statewide regulation.

Sec. 10-4-2 General ATV/UTV Route and Use Regulations.

Except as otherwise specifically provided in Sec. 23.33, Wis. Stats., and subject to the conditions and limitations hereinafter set forth:

- (a) **Designation of Streets as ATV/UTV Routes.** Pursuant to Sec. 23.33(8)(b)2, Wis. Stats., the Village of Bangor designates all Village-maintained roads, streets, alleys and highways, including any Village-maintained parking lots, except connecting highways, as open to all-terrain vehicles ("ATV") or utility terrain vehicles ("UTV") routes, except as otherwise posted.
- (b) **Operation on County and State Highways.** Under Sec. 23.33(11)(am)4, Wis. Stats., the Village of Bangor authorizes the operation of ATVs and UTVs on all state, connecting, and

county highways with a posted speed limit of 35 mph or less within the territorial boundaries of the Village, except as otherwise posted.

- (c) **Temporary Closure of Routes.** The Village of Bangor Police Department may temporarily close any ATV/UTV route whenever conditions, at the Police Chief's discretion, require closure.

Sec. 10-4-3 Operation of All-Terrain and Utility Terrain Vehicles.

- (a) **Compliance With State and Local Regulations.** Operation of all-terrain and utility terrain vehicles in the Village of Bangor, pursuant to this Chapter, shall be subject to all provisions of Sec. 23.33, Wis. Stats., which is adopted as a part of this Chapter by reference. In addition, the following local restrictions shall apply to the operation of ATVs and UTVs on all authorized Village streets/roads/highways:
- (1) **Hours of Roadway Operation.** ATVs and UTVs shall only be operated on authorized streets/roads/highways between the hours of 7:00 a.m. and 10:00 p.m.
 - (2) **Speed.** ATVs and UTVs shall operate at a safe speed not to exceed the posted speed limits. The speed limit on streets and roads without posted speed limit signs shall be 25 m.p.h. or less.
 - (3) **Underage Operators.** No person under the age of sixteen (16) may operate an ATV or UTV on any segment of a street/road/highway in the Village of Bangor.
 - (4) **Helmet Requirement.** All riders under the age of eighteen (18) of an ATV or UTV shall wear a helmet at all times.
 - (5) **Valid Motor Vehicle Operator's License Requirement.** Every person who operates an ATV or UTV while on any street/road/highway shall have in his/her possession a valid motor vehicle operator's license. The operator of an ATV or UTV shall display the operator's license upon demand from any law enforcement officer, State Patrol officer, inspector under Section 110.07(1), Wis. Stats., or conservation warden.
 - (6) **Alcohol Consumption.** No operator or passenger of an ATV or UTV may possess in or on an ATV or UTV while on any street/road/highway in the Village of Bangor, any bottle, can or receptacle containing an alcohol beverage if the bottle, can or receptacle has been opened, the seal has been broken, or the contents of the bottle, can or receptacle have been partially removed or released.
 - (7) **Liability Insurance Requirement.** All ATVs and UTVs operated in the Village of Bangor pursuant to this Chapter are required to have applicable liability insurance and have proof of insurance.
 - (8) **Tire Chains or Studs.** No chains or studs are allowed on ATV/UTV wheels/tires.
 - (9) **Single-File Operation Required.** All ATV/UTV operators shall ride single-file while operating on streets/roads/highways in the Village of Bangor.

Sec. 10-4-4 ATV/UTV Signage.

- (a) **Required Signage.** All required ATV/UTV signs shall be installed and maintained in accordance with NR 64.12(7), Wis. Adm. Code, and all applicable Wisconsin Statutes and Wisconsin Administrative Code provisions.
- (b) **Signage Installation.** The Village of Bangor is solely responsible for ATV/UTV signage installation and no person or organization may install any such signage without written authorization of the Village.
- (c) **Unauthorized Removal of Signage.** No person may erect, remove, obscure or deface any authorized ATV/UTV sign without written authorization of the Village of Bangor.

Sec. 10-4-5 Notifications.

A copy of this Chapter shall be sent to the Wisconsin State Patrol, the La Crosse County Sheriff's Department and to the Wisconsin Department of Natural Resources.

Sec. 10-4-6 Violations and Penalties.

- (a) **Forfeitures.** Except as provided in Section 23.33(13)(am) to (e), Wis. Stats., any person who violates any provision of this Chapter or statutes adopted by reference shall pay a forfeiture of not less than One Hundred Dollars (\$100.00) nor more than Two Hundred and Fifty Dollars (\$250.00) for each offense. Said forfeiture is exclusive of mandatory assessments and costs.
- (b) **Off-Roadway Offenses; Penalties.** The penalty for operating an ATV/UTV off of the roadway of an authorized street/road/highway to include the grassy in-slope, ditches, or other street/road/highway right-of-way; other than for direct access from a trail to a roadway on a designated trail, or operating outside of permitted times for route use, operating in excess of permitted speed; shall result in a forfeiture of not less than One Hundred Dollars (\$100.00) nor more than Two Hundred and Fifty Dollars (\$250.00), as established in Ch. 23, Wis. Stats. Said forfeiture is exclusive of mandatory assessments and costs.
- (c) **Restitution.** In addition to any forfeiture, a court may order restitution to repair any damage caused by a violation of this Chapter.

