

Sequential Ordinance No. 1691 (9/10)

Codification Ordinance No. 507

**AN ORDINANCE TO REGULATE OPERATION OF ALL-TERRAIN VEHICLES (ATVS)
AND UTILITY-TERRAIN VEHICLES (UTVS) IN THE CITY OF ASHLAND**

The Mayor and Common Council of the City of Ashland does ordain as follows:

SECTION 1:

The Mayor and Common Council of the City of Ashland adopts the following all-terrain vehicle and utility-terrain vehicle ordinance for the operation of all-terrain vehicles and utility-terrain vehicles upon roadways listed in Section III.

Following due consideration of the recreational value to connect trail opportunities and weighted against possible dangers, public health, liability aspects, terrain involved, traffic density and history of automobile traffic, this ordinance has been created.

SECTION II: Statutory Authority

All provisions of Wis. Stats. of 23.33 are adopted by this reference.

SECTION III: Routes

All public streets designated and signed as ATV routes shall be open to ATV and UTV traffic. Routes shall be approved and designated by the Mayor and Chief of Police and signed by the Public Works Department/or their designee.

SECTION IV: Conditions:

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

- a) All operators shall possess a valid driver's license.
- b) All operators and passengers under the age of 18 shall wear a protective helmet.
- c) ATVs and UTVs shall be operated on the far right side of the roadway surface.
- d) ATVs and UTVs shall not be operated at speeds in excess of 10 miles per hour.
- e) Routes must be signed in accordance with NR 64.12, and NR 64.12(7)c.
- f) ATVs and UTVs operated on signed routes in the City of Ashland shall have stock unmodified exhaust systems.
- g) ATVs and UTVs shall not be allowed to operate within the City of Ashland between the hours of 10:00 p.m. and 6:00 a.m. Sunday through Thursday.
- h) ATVs and UTVs shall not be allowed to operate within the City of Ashland between the hours of 12:00 midnight and 6:00 a.m. Friday and Saturday.

Sequential Ordinance No. 1691 (9/10)

Codification Ordinance No. 507

SECTION V: Enforcement

This ordinance shall be enforced by any law enforcement officer of the City of Ashland, Ashland County, Wisconsin.

SECTION VI: Penalties

Wisconsin State All-Terrain Vehicle penalties as found in s. 23.33 (13)(a) Wis. Stats. are adopted by reference.

Any violations of Section IV listed in this ordinance shall carry a \$250 fine for first infraction and a \$500 fine for any subsequent violation.

SECTION VII: Severability

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

SECTION VIII: Effective Date

This ordinance becomes effective upon passage and publication.