

# TITLE 10

---

## **Motor Vehicles and Traffic**

- Chapter 1** Traffic and Parking
- Chapter 2** All-Terrain Vehicles and Off-Road  
Motor Vehicle Operation
- Chapter 3** Snowmobiles

# Title 10 ► Chapter 1

---

## Traffic and Parking

### Article A      **General Provisions**

- 10-1-1      State Traffic Laws Adopted
- 10-1-2      State Administrative Code Provisions Adopted
- 10-1-3      Official Traffic Signs and Control Devices;  
                Prohibited Signs, Signals and Markers
- 10-1-4      Cost of Enforcement Towing
- 10-1-5 through
- 10-1-9      Reserved for Future Use

### Article B      **Street Traffic Regulations**

- 10-1-10     Operators to Obey Traffic Control Devices
- 10-1-11     Vehicle Weight Limitations
- 10-1-12     Speed Limits
- 10-1-13     Stop Sign Locations
- 10-1-14 through
- 10-1-19     Reserved for Future Use

### Article C      **Parking Regulations**

- 10-1-20     Restrictions on Parking; Posted Limitations
- 10-1-21     Stopping or Parking Prohibited in Certain Specified Places
- 10-1-22     Parking Reserved for Vehicles of Disabled
- 10-1-23     No Parking Zones
- 10-1-24 through
- 10-1-39     Reserved for Future Use

### Article D      **Miscellaneous Provisions**

- 10-1-40     Disturbance of the Peace with a Motor Vehicle
- 10-1-41 through
- 10-1-49     Reserved for Future Use

**Article E**

**Enforcement and Penalties**

**10-1-50**

Penalties

## Article A: General Provisions

---

### Sec. 10-1-1 State Traffic Laws Adopted.

- (a) **Statutes Adopted.** Except as otherwise specifically provided in this Code, the statutory provisions in Chapters 110, 194, and 340 through 349 of the Wisconsin Statutes, describing and defining regulations with respect to vehicles and traffic, for which the penalty is a forfeiture only, exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment or exclusively state charges, are hereby adopted and by reference made a part of this Chapter as if fully set forth herein. The statutory sections listed shall be designated as part of this Code by adding the prefix "10-1-" to each statute section number. Any act required to be performed or prohibited by any regulation incorporated herein by reference is required or prohibited by this Chapter. Any future amendments, revisions or modifications of the statutory regulations in Chapters 340 through 349 incorporated herein are intended to be made part of this Chapter in order to secure to the extent legally practicable uniform statewide regulation of vehicle traffic on the highways, streets and alleys of the State of Wisconsin. Any person who shall, within the Town of Warren, St. Croix County, Wisconsin, violate any provisions of any Statute incorporated herein by reference shall be deemed guilty of an offense under this Section.
- (b) **Other State Laws Adopted.** There are also hereby adopted by reference the following sections of the Wisconsin Statutes, but the prosecution of such offenses under this Chapter shall be as provided in Chapters 340 through 349 of the Wisconsin Statutes and the penalty for violation thereof shall be limited to a forfeiture as hereinafter provided in this Chapter:
- 941.01 Negligent Operation of Vehicle Off Highway
  - 941.03 Highway Obstruction
  - 943.11 Entry into Locked Vehicle
  - 943.23 Operating Motor Vehicles Without Owners Consent
  - 947.045 Drinking in Motor Vehicle on Highway
- (c) **Statutes Specifically Incorporated by Reference.** Whenever this Chapter incorporates by reference specific sections of the Wisconsin Statutes, such references shall mean the Wisconsin Statutes of 2005-2006 as from time to time amended, repealed or modified by the Wisconsin Legislature.
- (d) **General References.** General references in this Chapter to Wisconsin statutory sections or chapters describing or defining procedures or authority for enactment or enforcement of local traffic regulations shall be deemed to refer to the most recent enactments of the Wisconsin Legislature describing or defining such procedures or authorities.

### Sec. 10-1-2 State Administrative Code Provisions Adopted.

- (a) **Administrative Regulations Adopted.** The following administrative rules and regulations adopted by the Secretary of the Wisconsin Department of Transportation and published in the Wisconsin Administrative Code, exclusive of any provisions therein relating to the

penalties to be imposed, are hereby adopted by reference and made part of this Chapter as if fully set forth herein.

Wis. Adm. Code – MVD 5	Standards for Motor Vehicle Equipment
Wis. Adm. Code – MVD 6	Transportation of Explosives by Motor Vehicle
Wis. Adm. Code – MVD 12	Leasing of Vehicles by Private Carriers
Wis. Adm. Code – MVD 18	Protective Headgear Standards and Specifications
Wis. Adm. Code – MVD 22	Standards and Specifications - Design and Mounting SMV Emblem

- (b) **Non-Compliance Prohibited.** No person shall operate or allow to be operated on any highway, street or alley within the Town of Warren a vehicle that is not in conformity with the requirements of Subsection (a) or the provisions of Sec. 110.075 and Chapter 347, Wis. Stats., incorporated by reference in Section 10-1-1 of this Chapter.
- (c) **Safety Checks.**
  - (1) **Operators to Submit to Inspection.** When directed to do so by any law enforcement officer, the operator of any motor vehicle shall stop and submit such vehicle to an inspection and such tests as are necessary to determine whether the vehicle meets the requirements of this Section or that the vehicle's equipment is in proper adjustment or repair. No person, when operating a motor vehicle, shall fail to stop and submit such vehicle to inspection when directed to do so by any law enforcement officer as herein provided.
  - (2) **Authority of Officer.** Any law enforcement officer is hereby empowered whenever he or she shall have reason to believe that any provision of this Section is being violated to order the operator of the vehicle to stop and to submit such vehicle to an inspection with respect to brakes, lights, turn signals, steering, horns and warning devices, glass, mirrors, exhaust systems, windshield wipers, tires and other items of equipment.
  - (3) **Vehicle to be Removed From Highway.** Whenever, after inspection as provided by this Section, a law enforcement officer determines that a vehicle is unsafe for operation, he or she may order it removed from the highway and not operated, except for purposes of removal and repair until the vehicle has been repaired as directed in a repair order. Repair orders may be in the form prescribed by the secretary of the Department of Transportation under Sec. 110.075(5), Wis. Stats., and shall require the vehicle owner or operator to cause the repairs to be made and return evidence of compliance with the repair order to the department of the issuing officer within the time specified in the order.
- (d) **Penalty.**
  - (1) Penalty for violation of any provision of this Section, including the provisions of the Wisconsin Administrative Code, incorporated herein by reference, shall be as provided

in Section 10-1-50, together with the costs of prosecution and applicable penalty assessment.

- (2) The Administrative Code sections adopted by reference in Subsection (a) above shall be designated as part of this Code by adding the prefix "10-1-" to each statute or Administrative Code section number.

### **Sec. 10-1-3 Official Traffic Signs and Control Devices; Prohibited Signs, Signals and Markers.**

- (a) **Duty to Erect and Install Uniform Traffic Control Devices.** Whenever traffic regulations created by this Chapter, including a State of Wisconsin traffic regulation adopted by reference in Section 10-1-1, require the erection of traffic control devices for enforcement, the Town Board shall procure, erect and maintain uniform traffic control devices conforming to the Uniform Traffic Control Device Manual promulgated by the Wisconsin Department of Transportation, giving notice of such traffic regulation to the users of the streets and highways on which such regulations apply. Whenever State law grants discretion to local authorities in erecting or placement of a uniform traffic control device, devices shall be erected in such locations and in such a manner as, in the judgment of the Town Board, will carry out the purposes of this Chapter and give adequate warning to users of the streets and highways of the Town of Warren.
- (b) **Prohibited Signs and Markers in Highways.** No person other than the Town Board or an official authorized by this Chapter to erect and maintain official traffic control devices or his or her designee shall place within the limits of any street or highway maintained by the Town any sign, signal, marker, mark or monument unless permission is first obtained from the Town Board or, where applicable, the State Highway Commission. Any sign, signal, marker, mark or monument placed or maintained in violation of this Subsection shall be subject to removal as provided in Subsection (c).
- (c) **Removal of Unofficial Signs, Markers, Signals and Traffic Control Devices.** The Town Board, or its designee, may remove any sign, signal, marking or other device which is placed, maintained or displayed in violation of this Chapter or state law. Any charge imposed against premises for removal of a prohibited or illegal sign, signal, marking or device shall be reported to the Town Board for review and certification at its next regular meeting following the imposition of the charge. Any charge not paid on or before the next succeeding November 1 shall be placed upon the tax roll for collection as other special municipal taxes.

*State Law Reference:* Sections 346.41 and 349.09, Wis. Stats.

**Sec. 10-1-4 Cost of Enforcement Towing.**

Whenever a vehicle is found to be in violation of any provision of this Chapter and/or state law and must be towed, the cost thereof shall be the responsibility of the vehicle's owner.

**Sec. 10-1-5 through Sec. 10-1-9 Reserved for Future Use.**

## Article B: Street Traffic Regulations

---

### **Sec. 10-1-10 Operators to Obey Traffic Control Devices.**

Every operator of a vehicle approaching an intersection at which an Official Traffic Control Device is erected in accordance with this Chapter shall obey the direction of such Official Traffic Control Device as required by the Wisconsin Statutes incorporated by reference in Section 10-1-1 of this Chapter. Operators of vehicles approaching a stop sign shall stop before entering a highway as required by Sec. 346.46, Wis. Stats. Operators approaching intersections at which a yield sign has been installed shall yield the right-of-way to other vehicles as required by Sec. 346.18(6), Wis. Stats.

### **Sec. 10-1-11 Vehicle Weight Limitations.**

- (a) **Authority.** The Town Board of the Town of Warren has specific statutory authority, powers and duties, pursuant to the specific statutory sections noted in this Section and/or by its adoption of Village powers under Sec. 60.10, Wis. Stats., to establish, regulate, control, and enforce weight limits in the Town of Warren.
- (b) **Penalties.** The penalty provisions of Sec. 348.21, Wis. Stats., are adopted herein by reference and are applicable to violations of this Section.

*State Law Reference:* Sec. 348.21, Wis. Stats.

### **Sec. 10-1-12 Speed Limits.**

- (a) **Authority.** The Town Board of the Town of Warren has specific statutory authority, powers and duties, pursuant to the specific statutory sections noted in this Section and/or by its adoption of Village powers under Sec. 60.10, Wis. Stats., to establish, regulate, control and enforce speed limits in the Town of Warren.
- (b) **Speed Restrictions.** The Town Board of the Town of Warren adopts Sec. 346.57, Wis. Stats., and hereby establishes the following zoned and posted speed limits:
- (c) **Penalties.** The penalty provisions of Sec. 346.60, Wis. Stats., are adopted herein by reference and are applicable to violations of this Section.

*State Law Reference:* Sec. 346.57, Wis. Stats.

**Sec. 10-1-13 Stop Sign Locations.**

The Town Board of the Town of Warren has specific statutory authority, powers and duties, pursuant to the specific statutory sections noted in this Section and/or by its adoption of Village powers under Sec. 60.10, Wis. Stats., to establish, regulate and control stop sign erection and locations in the Town of Warren.

*State Law Reference:* Sec. 349.07, Wis. Stats.

**Sec. 10-1-14 through Sec. 10-1-19 Reserved for Future Use.**

## Article C: Parking Regulations

### **Sec. 10-1-20 Restrictions on Parking; Posted Limitations.**

- (a) **Seventy-two (72) Hour Limitation.** No person, firm or corporation shall park or leave standing any automobile, truck, tractor, trailer or vehicle of any description on any public streets or public parking lots in the Town of Warren for a period of seventy-two (72) or more consecutive hours in the same location at any time, except that where more restrictive parking limits have been established, the more restrictive limits shall apply. When any law enforcement officer shall find a vehicle standing upon a public street or parking lot in violation of the provisions of this Section, he/she is authorized to move such a vehicle or to require the operator in charge thereof to move such vehicle to a position permitted under this Chapter. The law enforcement officer may cause said vehicle to be removed to a proper impoundment and storage area where storage space is available and in such case the owner shall pay the costs of removing said vehicle and the storage fees on said vehicle before he/she may recover the possession thereof.
- (b) **Posted Limitations.**
- (1) The Town Board may designate certain streets or portions of streets as no parking or no stopping or standing zones or as zones for parking by physically handicapped persons and may limit the hours in which the restrictions apply. The Town shall mark, by appropriate signs, each zone so designated in accordance with the provisions of Sec. 349.13, Wis. Stats.
  - (2) Except when necessary to avoid conflict with other traffic or in compliance with the directions of a law enforcement officer or traffic control device, no person shall stop or park a vehicle in an established no stopping or standing zone when stopping or standing is prohibited. No vehicle shall be parked in a no parking zone during hours when parking is prohibited except physicians on emergency calls or as permitted by state law or elsewhere by this Code of Ordinances.
  - (3) The Town Board shall have the authority to restrict the turning or movement of heavy traffic and to impose special weight limitations on any highway or portions thereof which, because of the weakness of the roadbed due to deterioration or climatic conditions or other special or temporary conditions, would likely be seriously damaged or destroyed in the absence of any restrictions on heavy traffic movement or special weight limitations.
  - (4) No prohibition, restriction or limitation on parking or restriction on movement or turning of heavy traffic and imposition of special weight limits is effective unless official traffic control devices have been placed or erected indicating the particular prohibition, restriction or limitation.

## **Sec. 10-1-21 Stopping or Parking Prohibited in Certain Specified Places.**

- (a) **Parking Prohibited at All Times.** Except temporarily for the purpose of and while actually engaged in loading or unloading or in receiving or discharging passengers or property and while the vehicle is attended by a licensed operator so that it may be moved promptly in case of an emergency or to avoid obstruction of traffic, no person shall at any time park or leave standing any vehicle:
- (1) Within an intersection.
  - (2) On a crosswalk.
  - (3) On a sidewalk or terrace area, except when parking in such place is clearly indicated by official traffic signs or markers or parking meters. "Terrace or Sidewalk Area" means that area between the sidewalk and the nearest curb line running parallel or generally parallel thereto or in the absence of a sidewalk ten (10) feet beyond the curb line.
  - (4) Alongside or opposite any highway excavation or obstruction when such stopping or standing would obstruct traffic or when pedestrian traffic would be required to travel in the roadway.
  - (5) On the roadway side of any parked vehicle unless double parking is clearly indicated by official traffic signs or markers.
  - (6) Upon any portion of a highway where and at the time when stopping or standing is prohibited by official traffic signs indicating the prohibition of any stopping or standing.
  - (7) In any place or manner so as to obstruct, block or impede traffic.
  - (8) Upon any portion of a highway where and at the time when parking is prohibited, limited or restricted by official traffic signs.
  - (9) Upon any bridge.
  - (10) Upon any street or highway within the Town any vehicle which faces a direction different from the direction of normal traffic flow for the lane of traffic in which said vehicle is stopped or standing.
  - (11) In any municipal park when said park is closed to the public and if so posted.
- (b) **Vehicles Not to Block Private Drive, Alley or Fire Lane.** No vehicle shall, at any time, be parked so as to unreasonably restrict the normal access to any private drive, alley or fire lane. Said access shall be deemed to be unreasonably restricted if any vehicle is parked within four (4) feet of either side of said access. Upon discovery by a law enforcement officer or upon complaint by the owner of any such blocked drive, alley or fire lane, the law enforcement officer may order said vehicle towed from such position at the risk and expense of the owner of said vehicle.

**Sec. 10-1-22 Parking Reserved for Vehicles of Disabled.**

When official traffic signs indicating such restriction have been erected in accordance with Section 10-1-3 of this Chapter, no person shall park, stop or leave standing any vehicle upon any portion of a street, highway or public or private parking facility reserved for vehicles displaying special registration plates or identification cards or emblems issued by the Wisconsin Department of Transportation or, for vehicles registered in another jurisdiction, by such other jurisdiction designating the vehicle as one used by a physically disabled person.

**Sec. 10-1-23 No Parking Zones.**

- (a) **Authority.** The Town Board of the Town of Warren has the specific authority, powers and duties, pursuant to the specific statutory sections noted in this Section and/or by its adoption of Village powers under Sec. 60.10, Wis. Stats., to regulate control, prevent and enforce in the Town of Warren certain uses, activities, businesses and operations by persons that may affect the traffic in the Town of Warren. The Town Board of the Town of Warren has, by adoption of this Section, confirmed the specific statutory authority, powers and duties noted in this Section and has established by this Section the regulations, controls and enforcement against certain uses, activities, businesses and operations by persons that may affect the traffic in the Town of Warren.
- (b) **No Parking Areas.** Parking is prohibited on:

**Sec. 10-1-24 through Sec. 10-1-39 Reserved for Future Use.**

## Article D: Miscellaneous Provisions

---

### **Sec. 10-1-40 Disturbance of the Peace with a Motor Vehicle.**

- (a) **Unnecessary Noise Prohibited.** It shall be unlawful for any person to operate a motor vehicle in such a manner which shall make or cause to be made any loud, disturbing, or unnecessary sounds or noises such as may tend to annoy or disturb another in or about any public or private area in the Town of Warren.
- (b) **Unnecessary Smoke Prohibited.** It shall be unlawful for any person to operate a motor vehicle in such a manner which shall make or cause to be made any smoke, gases, or odors which are disagreeable, foul, or otherwise offensive which may tend to annoy or disturb another in or about any public or private area in the Town.
- (c) **Unnecessary Acceleration and Display of Power Prohibited.** It shall be unlawful for any person to operate any vehicle, including motorcycles, all-terrain vehicles and bicycles, in such a manner as to cause, by excessive and unnecessary acceleration, the tires of such vehicle or cycle to spin or emit loud noises or to unnecessarily throw stones or gravel; nor shall such driver cause to be made by excessive and unnecessary acceleration any loud noise as would disturb the peace.
- (d) **Disorderly Conduct with a Motor Vehicle.**
  - (1) **Conduct Prohibited.** No person shall, within the Town of Warren, by or through the use of any motor vehicle, including but not limited to, an automobile, truck, motorcycle, minibike or snowmobile, cause or provoke disorderly conduct with a motor vehicle, cause a disturbance or annoy one or more persons, or disturb or endanger the property or the safety of another's person or property.
  - (2) **Definition.** "Disorderly conduct with a motor vehicle" shall mean the engaging in violent, abusive, unreasonably loud conduct, or disturbing or endangering the property or the safety of another's person or property, or otherwise disorderly conduct, including but not limited to, unnecessary, deliberate or intentional spinning of wheels, squealing of tires, revving of engine, blowing the horn, causing the engine to backfire or causing the vehicle, while commencing to move or in motion, to raise one or more wheels off the ground.
- (e) **Avoidance of Traffic Control Device Prohibited.** It shall be unlawful for any person to operate a motor vehicle in such a manner as to leave the roadway and travel across private property to avoid an official traffic control device, sign, or signal.
- (f) **Operation in Restricted Area Prohibited.** It shall be unlawful for any person to operate a motor vehicle in such a manner as to leave the roadway and park, stop, or travel upon or across any public or private property, parking lot, driveway, or business service area for any purpose except the official conduct of business located on said property without the consent of the owner or lessee of the property. This Section shall specifically include, but not be limited to:

**10-1-40**

- (1) Public park property;
  - (2) Cemetery properties;
  - (3) School District property;
  - (4) Medical facilities;
  - (5) Funeral homes;
  - (6) Service stations;
  - (7) Grocery stores;
  - (8) Restaurants;
  - (9) Financial institutions; and
  - (10) Other similar-type businesses with service driveways or drive-up or drive-through facilities.
- (g) **Stopping and Parking Prohibited.** It shall be unlawful for any person to stop or park a motor vehicle in any manner on any public or private property or parking lot contrary to a regulatory sign posted thereon which may permit parking by certain persons and limits, restricts, or prohibits parking as to other persons without the consent of the owner or lessee of the property. Any vehicle parked in violation of this Section may be removed or towed by the property owner at the vehicle owner's expense.

**Sec. 10-1-41 through Sec. 10-1-49      Reserved for Future Use.**

## Article E: Enforcement and Penalties

---

### Sec. 10-1-50 Penalties.

- (a) **Forfeiture Penalty.** The penalty for violation of any provision of this Chapter shall be a forfeiture as hereafter provided, together with court costs and fees prescribed by Sections 814.63(1) and (2) or 814.65(1), Wis. Stats., the penalty assessment for moving traffic violations and the driver improvement surcharge imposed by Sections 165.87 and 346.655, Wis. Stats., where applicable. Payment of the judgment and applicable court costs, fees, assessments and surcharges may be suspended by the sentencing court for not more than sixty (60) days. Any person eighteen (18) years of age or older who shall fail to pay the amount of the forfeiture, court costs, any penalty assessment or driver surcharge or other penalty imposed for violation of any provision of this Chapter may, upon order of the court entering judgment therefor and having jurisdiction of the case, be imprisoned until such forfeiture, costs and assessment are paid, but not exceeding ninety (90) days.
- (b) **Other Sanctions.**
- (1) **By Court.** Nothing herein shall preclude or affect the power of the sentencing court to exercise additional authorities granted by the Wisconsin Statutes to suspend or revoke the operating privileges of the defendant, order the defendant to submit to assessment and rehabilitation programs or to attend traffic safety school in addition to payment of a monetary penalty or in lieu of imprisonment.
  - (2) **By Municipality.** No person who has been convicted of a violation of any provision of this Chapter shall be issued a license or permit by the Town, except a dog license, until the forfeiture imposed for such violation and any penalty assessment, court costs and fees or surcharge is paid.
- (c) **Forfeitures for Violation of Uniform Moving Traffic Regulations.** Forfeitures for violations of any moving traffic regulation set forth in the Wisconsin Statutes adopted by reference in Section 10-1-1 shall conform to the forfeiture penalty permitted to be imposed for violations of the comparable Wisconsin Statute, including any variations or increases for subsequent offenses; provided, however, that this Subsection shall not be construed to permit prosecution under this Chapter for any offense described in Chapters 341 to 349, Wis. Stats., for which an imprisonment penalty or fine may be imposed upon the defendant.
- (d) **Forfeitures for Parking Violations.**
- (1) **Forfeitures for Uniform Statewide Parking, Stopping and Standing Offenses.** Minimum and maximum forfeiture for violation of non-moving traffic violations adopted by reference in Section 10-1-1 as described in Chapter 341 to 349, Wis. Stats., shall be as found in the current edition of the Revised Uniform State Traffic Deposit Schedule.
  - (2) **Penalty for Other Parking Violations.** The forfeiture for violation of local parking regulations shall be Twenty Dollars (\$20.00) to Two Hundred Dollars (\$200.00).

- (e) **Other Violations.** Any person who shall violate any provision of this Chapter for which a penalty is not otherwise established by this Section shall be subject to a forfeiture of not less than Twenty Dollars (\$20.00) nor more than One Hundred Dollars (\$100.00).

## Title 10 ► Chapter 2

---

# All-Terrain Vehicles and Off-Road Motor Vehicle Operation

**10-2-1** State All-Terrain Vehicle Laws Adopted; ATV Regulations

### **Sec. 10-2-1 State All-Terrain Vehicle Laws Adopted; ATV Regulations.**

(a) **Authority.**

- (1) The Town Board of the Town of Warren has the specific authority, powers, and duties pursuant to the statutory provisions noted in this Chapter under Secs. 60.10 and 23.33., Wis. Stats., to regulate, control, prevent and enforce against in the Town of Warren certain uses, activities, and operations by persons that may affect all-terrain use and traffic in the Town of Warren, and has the power to designate all-terrain routes and trails by Sec. 23.33, Wis. Stats.
- (2) The provisions of this Chapter shall apply to all of the roadways in the Town of Warren, St. Croix County, within the jurisdiction of the Town Board. The provisions of this Chapter shall be enforced by the St. Croix County Sheriff's Department and such other officers as may be authorized by law.

- (b) **Statutes Adopted.** The provisions describing and defining regulations with respect to all-terrain vehicles in the following-enumerated Subsections of Sec. 23.33, Wis. Stats., and any future amendments or revisions, are hereby adopted by reference and made part of this Section as if fully set forth herein. The statutory sections adopted by reference herein shall be designated as part of this Code by adding the prefix "10-2-1-" to each statute section number. Any acts required to be performed by the following Statutory Subsections or which are prohibited by such Statutory Subsections are required to be performed by this Section or are prohibited by this Section:

23.33(2)	Registration
23.33(3)	Rules of operation [including Subsections (a) through (i)]
23.33(4)	Operation on or near highway [including Subsections (a) through (e)]
23.33(5)(a)(c)	Age restrictions
23.33(6)	Equipment requirements [including Subsections (a) through (e)]

- 23.33(7) Accidents [including Subsections (a) and (b)]
- 23.33(1) Definitions [including Subsections (a) through (n)]

(c) **Applicability of Rules of the Road to All-Terrain Vehicles.** The operator of an all-terrain vehicle upon a roadway shall, in addition to the provisions of Sec. 23.33, Wis. Stats., be subject to Secs. 346.04, 346.06, 346.11, 346.14(1), 346.18, 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40, 346.44, 346.46, 346.47, 346.48, 346.50(1)(b), 346.51, 346.52, 346.53, 346.54, 346.55, 346.71, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92(1), and 346.94(1) and (9), Wis. Stats.

(d) **Penalties.**

- (1) Forfeitures for violation of this Chapter as set forth in Sec. 23.33(13), Wis. Stats., are adopted by reference, exclusive of any penalty for imprisonment.
- (2) The State of Wisconsin Bond Schedule for the statutory counterparts are adopted herein, as it may be amended from time to time, is adopted as the Deposit Schedule for violations of this Chapter.
- (3) Citation procedure as set forth in Secs. 23.53 and 23.54, Wis. Stats., is adopted as the enforcement procedure for this Chapter as expressed in Sec. 23.53, Wis. Stats.

# Title 10 ► Chapter 3

---

## Snowmobiles

- 10-3-1** State Snowmobile Laws Adopted
- 10-3-2** Snowmobile Trails and Operation

### **Sec. 10-3-1 State Snowmobile Laws Adopted.**

Except as otherwise specifically provided in this Chapter, the statutory provisions describing and defining regulations with respect to snowmobiles in the following enumerated sections of the Wisconsin Statutes are hereby adopted by reference and made part of this Chapter as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required or prohibited by this Chapter. Any future amendments, revisions or modifications of the Statutes incorporated herein by reference are intended to be made part of this Code.

- 350.01 Definitions
- 350.02 Operation of Snowmobiles on or in the Vicinity of Highways
- 350.03 Right-of-Way
- 350.04 Snowmobile Races, Derbies and Routes
- 350.045 Public Utility Exemption
- 350.047 Local Utility Exemption
- 350.05 Operation by Youthful Operators Restricted
- 350.055 Safety Certification Program Established
- 350.06 Firearms and Bows
- 350.07 Driving Animals
- 350.08 Owner Permitting Operation
- 350.09 Head Lamps, Tail Lamps and Brakes, Etc.
- 350.10 Miscellaneous Provisions for Snowmobile Operation
- 350.101 Intoxicated Snowmobiling
- 350.102 Preliminary Breath Screening Test
- 350.1025 Application of Intoxicated Snowmobiling Law
- 350.104 Chemical Tests
- 350.106 Report Arrest to Department
- 350.107 Officer's Action After Arrest for Operating a Snowmobile  
While Under Influence of Intoxicant

350.12	Registration of Snowmobiles
350.125	Completion of Application for Registration by Snowmobile Dealers
350.13	Uniform Trail Signs and Standards
350.15	Accidents and Accident Reports
350.17	Enforcement
350.18	Local Ordinances
350.19	Liability of Landowners
350.99	Parties to a Violation

**Sec. 10-3-2 Snowmobile Trails and Operation.**

- (a) **Town Roads Designated as Trails.** Town roads may be designated as snowmobile routes and may be used as trails for snowmobiling pursuant to Ch. 350., Wis. Stats., per resolution/map by the Town Board.
- (b) **Other Town Roads.** Roads, other than those designated above, shall not lawfully be used for snowmobiling except those shown on the snowmobile route map, a copy of which is on file with the Town Clerk-Treasurer and made a part of this Section by reference. The operation of snowmobiles on any roadway in the Town other than the prescribed routes is declared unlawful.
- (c) **Speed Limits.** No person shall operate a snowmobile over the designated snowmobile routes at a rate of speed that exceeds the maximum speed limit posted thereon.
- (d) **Trail Markers.** The Town shall mark the prescribed snowmobile routes in accordance with Sec. 350.13, Wis. Stats., and any acts amendatory thereto.
- (e) **Improper Operation.** No person shall operate a snowmobile at a rate of speed that is unreasonable or improper under the conditions, and having regard for the actual and potential hazards then existing, or in any careless way so as to endanger the person or property of another or while under the influence of intoxicating liquor, fermented malt beverages or controlled substance.
- (f) **Penalties.** Any person, firm or corporation violating any of the provisions of this Section shall, upon conviction, forfeit not less than Twenty Dollars (\$20.00) nor more than Two Hundred Dollars for each offense, together with the costs of prosecution, and in default of payment of such forfeiture and costs, shall be imprisoned in the County jail until the same are paid, for a period of time not to exceed thirty (30) days.