

TOWN OF EXCELSIOR ORDINANCE #12-08-2009

350.18 *Snowmobile vehicle routes ordinance.

STATE OF WISCONSIN

Town of Excelsior

Sauk County

SECTION I – TITLE AND PURPOSE

The title of this ordinance is the Town of Excelsior Snowmobile Route Ordinance. The purpose of this ordinance is to establish snowmobile routes in the town and to regulate the operation of snowmobiles in the town.

SECTION II – AUTHORITY

The town board has the specific authority to adopt this Snowmobile Route Ordinance under s. 350.18 Wis. Stats. If applicable, general authority under its village powers under s. 60.22 Wis. Stats.

SECTION III – ADOPTION OF ORDINANCE

This ordinance, adopted by a majority of the town board on a roll call vote with a quorum present and voting and proper notice having been given, designates snowmobile routes in the town and provides for the regulation of the use of those trails.

SECTION IV – DESIGNATION OF SNOWMOBILE ROUTES

The following routes are designated snowmobile routes in the town:

Junction Road:	From Highway 136,	Westerly 0.3 miles to township line
Beth Road:	From Highway 136,	Easterly 0.5 miles
Hogsback Road:	From Mountain Road,	Westerly 0.5 miles
Hogsback Road:	From Mirror Lake Road,	Westerly 0.1 miles
Mirror Lake Road:	From Hogsback Road,	Southerly 0.6 miles

December 1st through March 31st each season.

SECTION V – CONDITIONS APPLICABLE TO SNOWMOBILE ROUTES

The following restrictions are placed on the use of the town snowmobile routes designated by this ordinance during the following periods of the year:

- A. Town highways designated as snowmobile routes shall be marked with uniform snowmobile route signs in accordance with s. 350.13, Wis. Stats. No person may do any of the following in regard to signs marking town snowmobile routes:
 1. Intentionally remove, damage, deface, move, or obstruct any uniform snowmobile route sign or standard of the type established by the State of Wisconsin, Department of Natural Resources or intentionally interfere with the effective operation of any uniform snowmobile route or trail sign or standard if the sign or standard is legally placed by the state, any municipality, or any authorized individual.
 2. Possess any uniform snowmobile route or trail sign or standard of the type established by the State of Wisconsin, Department of Natural Resources for the warning, instruction, or information of the public, unless he or she obtained the uniform snowmobile route or trail sign or standard in a lawful manner. Possession of a uniform snowmobile route or trail sign or standard creates a rebuttable presumption of illegal possession.

- B. Operation shall be subject to all provision of s. 350.04 (2), Wis. Stats., and any other provision of chapter 350, Wis. Stats., which is adapted as a part of this ordinance by reference, pursuant to s. 350.18, Wis. Stats.
- C. A copy of this ordinance shall be sent by the town clerk to the Sauk County Sheriff's Department.

SECTION VI – ENFORCEMENT

This ordinance may be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin.

SECTION VII – PENALTIES

The penalties under s. 350.11, Wis. Stats., are adopted by reference.

SECTION VIII – SEVERABILITY

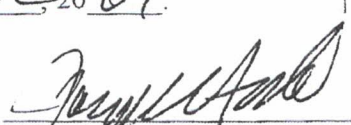
If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or application of this ordinance that can be given effect without the invalid provision or application, and to this end the provision of this ordinance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

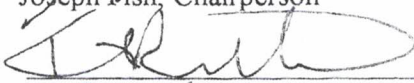
SECTION IX – EFFECTIVE DATE

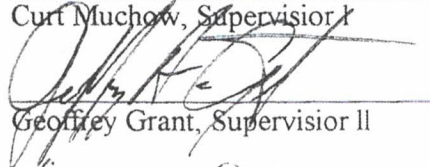
This ordinance is effective on publication or posting.

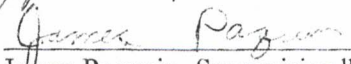
The town clerk shall properly publish this ordinance as required under s. 60.80., Wis. Stats.

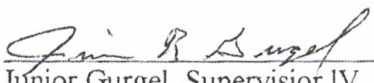
Adopted this 08 day of DECEMBER, 20 09.


Joseph Fish, Chairperson

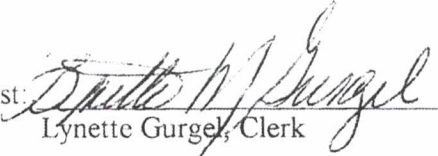

Curt Muchow, Supervisor I


Geoffrey Grant, Supervisor II


James Pacquin, Supervisor III


Junior Gurgel, Supervisor IV

Attest:


Lynette Gurgel, Clerk