

Ordinance 96-6
Allowing Snowmobile Access From A Residence Or Lodging Establishment
To A snowmobile Route Or Trail

The Town Board of the Town of Phelps, Vilas County, Wisconsin does ordain as follows:

Section 1. Intent:

The intent of this Ordinance is to provide a means for persons to travel from a residence and/or lodging establishment within the limits of the Town of Phelps, Vilas County, Wisconsin, for the shortest distance that is necessary for a person to operate a snowmobile to the snowmobile route or trail that is closest to that residence and/or lodging establishment.

Section 2. Statutory Authority

This Ordinance is adopted as authorized under Section 350.18(3)(a), Wisconsin Statutes.

Section 3. Designated Roadways and/or Highways:

Snowmobiles may be operated on a roadway or shoulder of a highway not designated as a snowmobile route on all Township highways, roads, streets and alleys.

Section 4. Conditions:

This Ordinance designates all highways, roadways, streets and alleys and/or shoulders thereof, located in the Township of Phelps, as specific highways for snowmobile travel by persons residing in or staying at a lodging establishment within the limits of the Town of Phelps, Vilas County, Wisconsin, for travel by the shortest distance that is necessary to reach the snowmobile trail or route that is closest to that residence or lodging establishment subject to the following conditions:

A. All such snowmobile travel shall be on the extreme right-hand side of a roadway and the snowmobile shall travel with the flow of traffic.

B. When there are two or more snowmobiles in a group, all snowmobiles shall be operated in a single file.

C. Snowmobiles shall at all times have their headlights turned on.

D. Snowmobile operators shall yield the right-of-way to other vehicular traffic and pedestrians.

E. Snowmobiles shall obey all normal motor vehicle traffic laws at all times.

F. The snowmobiles shall not be operated at a speed in excess of thirty-five (35) miles per hour except, on such roads where the speed limit is designated at a lower rate of speed, the snowmobile operator shall operate the snowmobile at the lesser rate of speed posted.

G. Any snowmobile operators violating any of the above conditions will be subject to the underlying violation of operating on a roadway.

Section 5. Seasonal Effective Date:

This Ordinance shall not be effective and snowmobilers shall not have the right to use the Town Roads under the terms of this Ordinance during the months of April through October of each year. This Ordinance shall only be effective for the months of November through March of each year.

Section 6. Enforcement:

This Ordinance shall be enforced by any law enforcement officer of the Town of Phelps, or by any other law enforcement officer of the Vilas County Sheriff's Department.

Section 7. Penalties:

Wisconsin State snowmobile penalties as found in Section 350.11 (1) (a), Wisconsin Statutes, are hereby adopted by reference

Section 8. Severability:

The provisions of this Ordinance shall be deemed severable and it is expressly declared that the Town Board would have passed 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 this Ordinance and the application of such provisions to other persons or circumstances shall not be affected.

Section 9. Effective Date:

This Ordinance will become effective upon passage and publication as provided by law.

Passed, accepted and approved this 13th day of May, 1996.

Donald Parker, Chairman
Richard Buell, Supervisor
Richard Hiller, Supervisor

Dorothy Kimmerling, Clerk
Published: May 22, 1996