

STATE OF WISCONSIN
Town of Onalaska
La Crosse County
UTV/ATV Ordinance

SECTION I - TITLE AND PURPOSE

The title of this ordinance is the Town of Onalaska UTV/ATV Ordinance. The purpose of this ordinance is to establish UTV/ATV routes in the Town of Onalaska.

SECTION II - AUTHORITY

The Town Board of the Town of Onalaska, La Crosse County, Wisconsin has the specific authority to adopt this UTV/ATV Ordinance in section 23.33, 340 to 348, and 350 of Wis. Stats.

SECTION III - ADOPTION OF ORDINANCE

This ordinance adopted on proper notice with a quorum and roll call vote by a majority of the Town Board present and voting, provides the authority to the Town to designate UTV/ATV route in the town and to regulate the use of those routes and UTV/ATVs in the town.

SECTION IV - OPERATION OF ALL UTV/ATVS

Pursuant to s.23.33 (4)(d) 4., Wis. Stats., except as otherwise provided in s.23.33 (4), Wis. Stats., no person may operate a UTV/ATV any highway in the Town except highways that are designated as UTV/ATV routes by this ordinance. Operation of UTV/ATVs on a highway in the town that is a UTV/ATV route is authorized only for the extreme right side of the roadway except that left turns may be made from any part of the roadway that is safe given prevailing conditions. UTV/ATVs may operate on designated UTV/ATV routes as allowed under current Wisconsin UTV and ATV laws, unless otherwise specifically posted on individual route designation signage.

SECTION V - DESIGNATION OF UTV/ATV ROUTES

All highways in the Town of Onalaska are approved for UTV/ATV travel, unless otherwise specified.

The Town retains the right to close any highway to UTV/ATV operation for special events, street construction or repair, or for any other reason, without advance notice.

The Town neither accepts nor assumes any liability for the operation of UTV/ATVs on any highway under the provisions of this section.

SECTION VI - CONDITIONS APPLICABLE TO UTV/ATV ROUTES

Pursuant to s. 23.33 (8)(d) Wis. Stats., the following restrictions are placed on the use of the Town UTV/ATV routes:

- A. Routes shall be marked with a uniform UTV/ATV vehicle route signed in accordance with s.NR 64.12 (7), Wisconsin Administrative Code. No person may do any of the following in regard to signs marking Town UTV/ATV routes:
 - 1. Intentionally remove, damage, deface, move or obstruct any uniform UTV/ATV route or trail sign or standard or intentionally interfere with the

effective operation of any uniform UTV/ATV route or trail sign or standards if the sign or standard is legally placed by the state, any municipality, or any authorized individual.

2. Possess any uniform UTV/ATV route or trail sign or standard of the type established by the department for the warning, instruction or information of the public, unless he or she obtained the uniform UTV/ATV route or trail sign or standard in a lawful manner. Possession of a uniform UTV/ATV route or trail sign or standard creates a rebuttable presumption of illegal possession.
- B. Operation shall be subject to all provisions of s.23.33, Wis stats., which is adopted as a part of this ordinance by reference, pursuant to s.23.33 (11), Wis. Stats., and as from time to time they are amended.
 - C. All UTV/ATV operators shall ride single file.
 - D. All UTV/ATV operators shall observe posted speed limits.
 - E. All UTV/ATV operators must have headlights and tail lights on at all times.
 - F. All UTV/ATV operators shall comply with La Crosse County hours of operation on routes in accordance with La Crosse County 7.08(6), to be between 5:00 a.m. and 10:00 p.m. and as from time to time are amended, are hereby adopted by reference.
 - G. All UTV/ATV s shall operate only on the extreme right side of the paved portion of the roadway. Operation of an ATV/UTV on the shoulder, ditch or right-of-way is prohibited and illegal.
 - H. All persons under the age of 18 operating or riding an UTV/ATV must wear a helmet.
 - I. Routes must be signed in accordance with NR 64.12 and R 64.12(70)(c).
 - J. Underage operators: No person under the age of sixteen (16) may operate an UTV/ATV on any segment of a highway in the Town of Onalaska
 - K. Valid Motor Vehicle Operator's License Requirement. Every person who operates an ATV/UTV while on any highway shall have in his/her possession a valid motor vehicle operator's license. The operator of an UTV/ATV 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.
 - L. Alcohol Consumption: No operator or passenger of an UTV/ATV may possess in or on such UTV/ATV while on any highway in the Town of Onalaska, any bottle, can or receptacle containing an alcoholic beverage if the bottle, can or

receptacle has been opened, the seal has been broken, or the contents of the bottle, can or receptacle has been partially removed or released.

M. Tire, Chains or Studs: No chains or studs are allowed on UTV/ATV wheels/tires.

N. All UTV/ATVs operating in the Town of Onalaska on approved routes shall have liability insurance coverage pursuant to 632.32, Wis stats.

1. Proof of insurance as required by this section shall be produced and displayed by the owner or operator us such UTV/ATV upon the request of any law enforcement officer or any person having authority to enforce the provisions of this ordinance or to any person who has suffered or claims to have suffered either personal injury or property damage as a result of the operation of such UTV/ATV.

SECTION VII - ENFORCEMENT

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

SECTION VIII - PENALTIES

The penalties listed in s.23.33 (13), Wis Stats., and as from time to time they are amended, are hereby adopted by reference.

SECTION IX - 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 applications of this ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

SECTION X

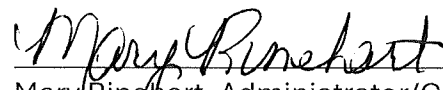
This ordinance supersedes and replaces any other previous UTV/ATV ordinance that may have ever been in place in the Town of Onalaska. A copy of this ordinance shall be sent by the Town Clerk to the La Crosse County Sheriff's Department, the Wisconsin State Patrol, and the Wisconsin Department of Natural Resources.

SECTION XI - EFFECTIVE DATE

This ordinance is effective on publication or posting, and shall continue for a period of 18 months from the effective date. Prior to the expiration of 18 months after the effective date, the Town Board of the Town of Onalaska may vote at a properly noticed Town Board meeting to amend this ordinance to remove the expiration date of this ordinance, thereby, making it a permanent ordinance with no expiration date.

Adopted on the 14th day of October, 2025


Paula Przywojski, Chairperson


Mary Rinehart, Administrator/Clerk/Treasurer