

STATE OF WISCONSIN
TOWN OF PLOVER
PORTAGE COUNTY

ORDINANCE NO: 150401
AMENDED 09/01/2015
AMENDED 09/15/2015
AMENDED 03/02/2016
AMENDED 06/02/2021

ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE ROUTES ORDINANCE

SECTION I – PURPOSE:

The purpose of this ordinance is to establish ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE routes in the Town of Plover and to regulate the operation of ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLES in the town.

SECTION II - AUTHORITY:

The Town Board of the Town of Plover, Portage County, Wisconsin, has the specific authority to adopt this ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE Route Ordinance under s. 23.33 (8) (b) and (11), 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, provides the Town of Plover the authority to designate ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE routes in the town and provides for the regulation of the use of those routes and of ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLES in the town.

SECTION IV – OPERATION OF ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLES:

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 an ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE on the roadway portion of any highway in the town except on roadways that are designated as ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE routes by this ordinance. Operation of ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLES on a roadway in the town that is an ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE route is authorized only for the extreme right of the roadway except that left turns may be made from any part of the roadway that is safe given prevailing conditions.

SECTION V – DESIGNATION OF ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE ROUTE:

The following roads are designated as the preferred ATV/UTV Destination Route in the Town of Plover:

1. Birch Drive, from Monroe Avenue to Hwy 54
2. Biron Drive East, from the Portage/Wood County Line to Johnson Avenue
3. Club Forest Drive, from Johnson Avenue to Meehan Drive
4. Hayes Avenue, from Meehan Drive to Prairie Drive
5. Isherwood Road, from the Town Line (Stewart Road) to Birch Drive
6. Johnson Avenue, from Biron Drive East to Club Forest Drive
7. Kennedy Avenue, from Porter Drive to Hwy 54
8. Meehan Drive from Club Forest Drive to Hayes Avenue
9. Monroe Avenue, from Birch Drive to Prairie Drive
10. Prairie Drive, from Monroe Avenue to Hayes Avenue
11. Prairie Drive, from Harding Avenue to Hwy 54
12. Shady Drive, from Kennedy Avenue to County Road R
13. Taft Avenue, from Buena Vista Road to Birch Drive

In addition to the designated destination route defined above, all town roads are open to ATV/UTV usage to facilitate permitting all town residents to access the ATV/UTV preferred Destination Route.

SECTION VI – CONDITIONS APPLICABLE TO ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE ROUTES:

Pursuant to s. 23.33(8)(d), Wis. Stats., the following restrictions are placed on the use of the town ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE routes designated by this resolution:

- A. Routes shall be marked with uniform ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE route signs 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 ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE routes:
 1. Intentionally remove, damage, deface, move or obstruct any uniform ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE route or trail sign or standard, or intentionally interfere with the effective operation of any uniform ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE 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 ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE 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 ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE route of trail sign or standard in a lawful manner. Possession of a uniform ALL TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE 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.
 - C. A copy of this ordinance shall be forwarded, by the Town Clerk, to the Portage County Sheriff's Department.
 - D. Additional restrictions and applicable time periods, if any, for example:
 - The maximum speed on ATV/UTV routes is 35 miles per hour unless a lower speed limit is posted.
 - All ATV/UTV vehicles must be operated in single file.
 - All ATV/UTV operators shall slow the vehicle to 10 mph or less when operating within 150 feet of a dwelling or 100 feet of any pedestrian.
 - All ATV/UTV operators under the age of 18 must wear a helmet.
 - All ATV/UTV's must have on headlights at all times.
 - All ATV/UTV's must be operated on (paved or graveled) road surfaces only.
 - No ATV/UTV's may be operated on road shoulders or in road ditches.
 - Any or all ATV/UTV routes may be closed at any time at the discretion of the Town of Plover.

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 under s. 23.33 (13)(a), Wis. Stats. are 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 – EFFECTIVE DATE

This ordinance is effective upon publication or posting. The Town Clerk shall properly publish this ordinance as required under s. 60.80, Wis. Stats.

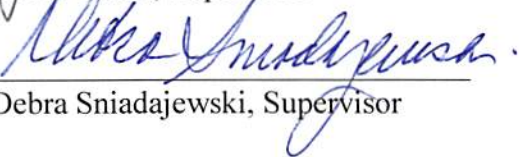
Amended this 2nd day of June 2021.



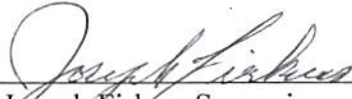
Timothy Karcheski, Chairman



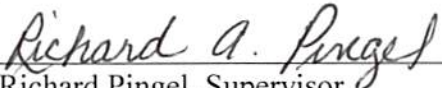
James Garbe, Supervisor



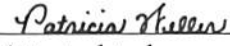
Debra Sniadajewski, Supervisor



Joseph Firkus, Supervisor



Richard Pingel, Supervisor



Attested to by:
Patricia Weller, Clerk/Treasurer