

Ordinance #12-03-18

All-Terrain/Utility Terrain Vehicles Trails and Routes Town Of Helvetia, Waupaca County, Wisconsin

Section 1-Intent

The **Town Of Helvetia**, Waupaca County, Wisconsin hereby adopts the following all terrain vehicle (ATV) and utility terrain vehicle (UTV) upon roadways listed in Section 3. Following due consideration of recreational value to connect trail opportunities and weighted against possible dangers, public health, liability aspects, terrain involved, traffic density and automobile traffic volume, this route(s) has been created.

Section 2-Statutory Authority

This route is created to pursuant to township authority as authorized by 23.33 (8) (b), Wis. Stats. The applicable provisions of 23.33 regulating ATV/UTV operations pursuant to routes and trails are adopted.

Section 3-Routes and Trails

1. The **Town of Helvetia** reserves the right to close or modify routes and trails at anytime. Any restrictions of trails and routes shall be designated by a motion and by majority of the **Town of Helvetia** board and shall be marked accordingly.
2. The **Town of Helvetia** or its designee shall maintain all routes and trail signs within the township.
3. All ATV/UTV routes and trails should be signed in accordance with NR 64.12, and NR 64.12 (7) (c).
4. All township roads, sidewalks, alleyways and transportation marked corridors within the **Town of Helvetia** are hereby designated as ATV/UTV routes. Authorized private lands subject to public easement or leases are designated trails. All county roadways located in the **Township of Helvetia** are hereby declared as ATV/UTV routes if authorized by the County of Waupaca.
5. The **Town of Helvetia** will maintain a route and trail map.

Section 4-Conditions

1. All ATV/UTV operators on routes shall observe posted roadway speed limits; not to exceed 35 MPH.
2. All ATV/UTV operators shall ride single file.
3. Operators of ATV/UTV shall observe all laws of this state pertaining to the use of an ATV/UTV.

Section 5-Enforcement

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

Section 6-Penalties

Wisconsin state ATV/UTV penalties as found in s.23.33 (13) (a) Wis. Stats., are adopted by reference.

Section 7-Severability

The provision of this ordinance shall be deemed severable and it is expressly declared that the **Town of Helvetia** would have passed the other provisions of this ordinance irrespective of whether or not one or more provision may be declared invalid. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to the other persons circumstances shall not be deemed affected.

Section 8-Effective Date

This ordinance becomes effective upon passage and publication.

Passed this 3rd Day of December, 2018



Town Chairman



Town Clerk

Adopted: 12/03/2018
Published: 12/13/2018
Effective: 12/13/2018