

Ordinance Sec 8-1-45

All-Terrain/Utility Terrain Vehicles Trails and Routes Village of Bear Creek, Outagamie County, Wisconsin

Section 1-Intent

The **Village of Bear Creek**, Outagamie County, Wisconsin hereby adopts the following all terrain vehicle (ATV) and utility terrain vehicle (UTV) upon roadways listed in Section 3.

Section 2-Statutory Authority

This route is created to pursuant to village 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 **Village of Bear Creek** 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 **Village of Bear Creek** board and shall be marked accordingly.
2. The **Village of Bear Creek** 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). The primary use of the all-terrain vehicle routes sign and arrow is to alert the trail user that it is permissible to use the traveled portion of the road or highway for travel. The signs also alert others that the road or highway is a route. The routes may be signed in accordance to WI SS 23.33 (8) (e) or a combination thereof. The **Village of Bear Creek** may designate a preferred route to connect with other routes that connect to other municipalities.
4. All village roads and transportation marked corridors within the **Village of Bear Creek** 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 **Village of Bear Creek** are hereby declared as ATV/UTV routes if authorized by the County of Outagamie. Bridges 1,000 feet or less on state and county highways located in the territorial boundaries in the **Village of Bear Creek** hereby routes. Operators will cross the bridge in the most direct and practicable manner and exit to the next connecting town or county road completing the route or trail. All roadways on state or county roads of 35 MPH or less are hereby declared as routes.
5. The **Village of Bear Creek** 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 **Village of Bear Creek** 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. Pursuant to WI SS 23.33 (11) (b) the clerk shall immediately send a copy of the ordinance to the Department of Natural Resources, to the state traffic patrol, and to the office of any law enforcement agency of each county, town, city, or village having jurisdiction over any of the highways to which the ordinance applies.

Passed this 13 Day of Jan 20 20.



Village President



Village Clerk

Adopted: January 13th 2020

Published: January 21st 2020

Effective: January 21st 2020