

**TOWN OF ROUND LAKE
SAWYER COUNTY, WISCONSIN
ALL-TERRAIN VEHICLE AND UTILITY TERRAIN VEHICLE ROUTES
ORDINANCE NO. 2023-01**

SECTION I – TITLE AND PURPOSE

The title of this ordinance is the Town of Round Lake All-Terrain Vehicle (‘All-Terrain Vehicle’ will be identified as ATV throughout the rest of this ordinance) and Utility Terrain Vehicle Routes (‘Utility Terrain Vehicle’ will be identified as UTV throughout the rest of this ordinance).

The purpose of this ordinance is to establish All-Terrain Vehicle and Utility Terrain Vehicle routes in the Town of Round Lake and to regulate the operation of All-Terrain Vehicle and Utility Terrain Vehicle on these routes.

All town roads not included in this ordinance are closed to All-Terrain Vehicle and Utility Terrain Vehicle traffic.

SECTION II – AUTHORITY

The Town of Round lake Board of the Town of Round Lake, Sawyer County, Wisconsin, has specific authority to adopt this All-Terrain Vehicle and Utility Terrain Vehicle route ordinance under s. 23.33(8)(b) and (11), 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 for the town to designate ATV & UTV routes in the town and to provide for the regulation of the use of ATV & UTV routes in the town.

SECTION IV – OPERATION OF ATV’S & UTV’S

Pursuant to s. 23.33(4)(d)4, Wis. stats., except as otherwise provide in s. 23.33(4), Wis. stats., no person may operate an ATV or UTV on the roadway portion of any highway in the town except on roadways that are designated as ATV & UTV routes by this ordinance. Operation of ATV’s & UTV’s on a roadway in the town that is an ATV & UTV 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.

SECTION V – DESIGNATION OF ALL-TERRAIN VEHICLE ROUTES AND UTILITY TERRAIN VEHICLE ROUTES

1. The following routes are designated ATV & UTV routes in the Town:
 - a. Phipps Fire Lane - from Lenroot Town line to Lenroot Town line.
 - b. Pit Road – from Phipps Fire Lane to State Highway 77.
 - c. Forest Road 320 – from Moose Lake Road to Trail 5.
 - d. Forest Road 319 – from Moose Lake Road to Hunter Town Line.
 - e. Forest Road 174 – Winter Town Line.

- f. Pine Point Rd. – from Louie’s Landing Road to End.
- g. River Road , Finn and Feather Road, Wolf Island Road, McGovern Road, Moose Lake Club Road, East End Drive, Whaley Road, Forest Circle Drive, and Chippewa River Road.
- h. Louie’s Landing Road – Start at FR164 (Moose Lake Road) to Louie’s Landing restaurant and bar for approximately 0.2 miles.
- i. Moose Lake Road (FR164) – from FR 319 to FR 320.
- j. Moose Lake Road (FR164) – from County Rd. S east to Ashland County Line.
- k. Moose Lake Rd. (FR 164) from FR 715 east approximately 2/10 mile to FR 421 trail 5 and 21 crossing.
- l. County Hwy S from Moose Lake Rd. (east) to Moose Lake Rd. (west).
- m. Forest Road 174 to Forest Road 164.
- n. Camp Road (start at FR 174) to Everett Road.
- o. County Hwy S – Moose Lake Road to Spider Lake Town Line

ATV & UTV routes will be clearly marked with signs designating beginning and ending as well as other directions as needed. Signage will be provided and installed by those interested parties requesting the ordinance. Roads that are not signed are understood to be closed to ATV & UTV traffic.

SECTION VI – CONDITIONS APPLICABLE TO ATV & UTV ROUTES

Pursuant to s. 23.33(8)(d), Wis. stats., the following restrictions are placed on the use of the town ATV & UTV routes designated by this resolution:

- A. Routes shall be marked with uniform ATV & UTV route signs in accordance with s. 23.33(8)(e), Wis. stats., and s. NR 64.12(7), Wisconsin Administrative Code. No person may do any of the following in regard to signs marking town ATV & UTV routes:
 - 1. Intentionally remove, damage, deface, move or obstruct any uniform ATV & UTV route or trail sign or standard or intentionally interfere with the effective operation of any uniform ATV & UTV 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 ATV & UTV 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 ATV & UTV route or trail sign or standard in a lawful manner. Possession of the uniform ATV & UTV 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 sent by the town clerk to the Department of Natural Resources, the Sawyer County Sheriff’s Department and any other law enforcement agency serving the Town of Round Lakes jurisdiction.

SECTION VII – REGULATIONS

The Town of Round Lake regulates the operation of ATV's & UTV's on designated routes as follows:

- A. ATV's & UTV's operators **shall** observe posted roadway speed limits.
- B. ATV & UTV operators **shall** ride single file.
- C. ATV & UTV operators **shall** slow the vehicle to 10 mph or less when operating within 150 feet of a dwelling unless riding on an approved ATV/ UTV Route.
- D. ATV & UTV operators **shall** yield the right-of-way to all other vehicular traffic and pedestrians.
- E. ATV & UTV operators and riders under the age of 18 must wear a helmet.
- F. Head lights **shall** be turned on and in working order at all times while operating the roadway.
- G. It is illegal to operate an ATV or UTV while under the influence of alcohol or drugs while traveling town roads.
- H. ATV & UTV operators must follow the Wisconsin ATV/UTV regulations not stated above.

SECTION VIII – ENFORCEMENT

This ordinance may be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin (and additionally as stated in the Town's citation authority ordinance adopted per s. 66.0113 Wis. Stat.

SECTION IX - PENALTIES

The penalties as set forth in s. 23.33(13), as amended, are adopted by reference.

SECTION X – RELEASE OF LIABILITY

The Town of Round Lake shall not be responsible for accidents and/or injuries incurred while operating an ATV or UTV on any designated ATV or UTV route within the Town of Round Lake.

SECTION XI – 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 XII – EFFECTIVE DATE

This ordinance becomes effective upon passage and publication as required by law.

This ordinance shall repeal and replace any and all ATV & UTV route ordinances heretofore enacted by the Town of Round Lake

The town clerk shall properly post or publish this ordinance as required under s. 60.80., Wis. Stats.

Adopted this 13th day of April, 2023.

Rolfe Hanson, Chairperson _____

James Strandlund, Supervisor _____

Kay Wilson, Supervisor _____

Donald Stover, Supervisor _____

Virginia Chabek, Supervisor _____

I hereby certify that the above ordinance was adopted by the Town Board of the Town of Round Lake on the _____ day of _____, _____.

_____ Kathy McCoy, Town Clerk