

**TOWN OF OXFORD**

**ORDINANCE #35**

**AN ORDINANCE TO APPROVE AND REGULATE ALL-TERRAIN VEHICLE (ATV/UTV) AND UTILITY VEHICLES (UTVS) TRAVEL ON ROADS IN THE TOWN OF OXFORD, MARQUETTE COUNTY, WISCONSIN, AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF.**

**SECTION I. INTENT**

The Town of Oxford, Marquette County, Wisconsin, adopts the following ordinance for the operation of All-Terrain Vehicles and Utility Vehicles upon the roadways listed in Section III.

Following due consideration of the recreational value to connect trail opportunities and weighted against possible dangers, public health, liability aspects, terrain involved, traffic density and history of automobile traffic, this ordinance has been created.

**SECTION II. STATUTORY AUTHORITY**

This route is created pursuant to town authorized as authorized by Sec. 23.33(8)(b), Wisconsin Statutes.

The applicable provisions of Section 23.33, Wisconsin Statutes, regulating ATV/UTV operation pursuant to routes are adopted.

**SECTION III. ROUTES**

Road to be open for ATV/UTV routes are as follows:

From Town of Packwaukee, west on County Road D, to County Road CX, south to Township of Moundville line. County Road D to County Road A, then north on County Road A to Village of Oxford limits. Also, County Road A north of Village of Oxford to Fern Road, then east on Fern Road, to County Road J, then south to end at State Road 82. Also north on County Road J to Town of Westfield line. Also, east on Fern Road to Crossroads Clinic Road. Also, south on Crossroads Clinic Road to end at State Road 82. Also County Road O from Town of Douglas line north to County Road D. Also 2<sup>nd</sup> Avenue from Town of Douglas line north to County Road I. Also County Road I west to 1<sup>st</sup> Drive ending at Neenah Valley Memorial Post #6003. Also County Road I east to Village of Oxford line.

**SECTION IV. CONDITIONS**

As a condition for the use of this route, the following conditions apply to all operators, and passengers:

- A. All ATV / UTV operators shall observe posted roadway speed limits.
- B. All ATV / UTV operators shall ride single file.
- C. All ATV / UTV operators shall slow the vehicle to 25 MPH or less when operating within 150 feet of a dwelling.
- D. Routes must be signed in accordance with NR 64.12 and NR 64.12(7)c.; and, in accordance with Wisconsin Administrative Code Regulations and it shall be the responsibility of the Marquette County ATV Club to ensure that the designated routes are signed in compliance with the Wisconsin Administrative Code.
- E. Routes will be open for public ATV / UTV usage during the following time periods: Year round but not between Midnight and 5:00 AM.
- F. No person shall allow an ATV / UTV owned or operated by him to remain unattended on any public highway or public property while the motor is running or with the starting key left in the ignition.
- G. All ATV / UTV must have a functioning muffler and operating headlight and tail light in operation at all times.

**SECTION V. ENFORCEMENT**

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

**SECTION VI. PENALTIES**

Wisconsin state All-Terrain Vehicle penalties as found in Sec. 23.33(13)(a), Wisconsin Statutes, are adopted by reference and shall be enforced pursuant to Sec. 38-273.

**SECTION VII. SEVERABILITY**

The provision of this ordinance shall be deemed severable and is expressly declared that the County and Town would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions 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 other persons circumstances shall not be deemed affected.

**SECTION VIII. EFFECTIVE DATE**

This ordinance becomes effective on February 14, 2014.

This ordinance will be reviewed in one year for further discussion to determine if this ordinance will be allowed to continue.

Adopted this

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Keith Wohlfert, Chairman

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Attest: Mary P. Walters, Clerk

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Gregory Goodhue, Supervisor

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Stephen Klump, Supervisor

Revised on 1/14/2015

Revised on 10/14/15