

**ALL-TERRAIN VEHICLE ROUTES**

**Town of Cutler, Juneau County**

**AN ORDINANCE DESIGNATING ALL-TERRAIN VEHICLE ROUTES AND REGULATING THE  
OPERATION OF ALL-TERRAIN VEHICLES #05-02C5**

Section I - Intent.

- A. The Town of Cutler, Juneau County, adopts the following all-terrain vehicle route for the operation of all-terrain vehicles upon the roadways listed in Section III.
- B. 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.

- A. The all-terrain vehicle routes are created pursuant to the Town Authority and as under Section 1.01 authorized by 23.33 (8)(b), Wis. Stats.
- B. The applicable provisions of 23.33 regulating ATV operation pursuant to routes, as amended, are adopted.

Section III - Routes.

The following roads are designed as routes:

1. 5<sup>th</sup> Avenue
2. 12<sup>th</sup> Street
3. 6<sup>th</sup> Avenue from 12<sup>th</sup> Street South to 22<sup>nd</sup> Street
4. 22<sup>nd</sup> Street
5. 16<sup>th</sup> Street starting ¼ mile east of Cty Hwy H (at Eagles Nest Resort) to 6<sup>th</sup> Avenue
6. 6<sup>th</sup> Avenue East on 20<sup>th</sup> Street (aka Grand Dyke Road)
7. Short Cut Road off from 20<sup>th</sup> Street (aka Grand Dyke Road)
8. 23<sup>rd</sup> Street West to 5<sup>th</sup> Avenue
9. River Road
10. 6<sup>th</sup> Avenue North to 25<sup>th</sup> Street
11. 25<sup>th</sup> Street West to Cty Hwy H
12. 2<sup>nd</sup> Ave from 22<sup>nd</sup> Street West, South to Township Line
13. 25<sup>th</sup> Street West
14. 26<sup>th</sup> Street
15. 1<sup>st</sup> Avenue
16. 24<sup>th</sup> Street East to corner of W10496 24<sup>th</sup> Street
17. 2<sup>nd</sup> Ave North of Hwy 21 to Cty Hwy H
18. Stubb Road
19. 28<sup>th</sup> Street to Hwy M

Section IV - Conditions.

As a condition for the use of these routes, the following conditions shall apply to all operators and passengers:

- A. All ATV operators shall observe posted roadway speed limits.
- B. All ATV operators shall ride single file.
- C. All ATV operators shall slow the vehicle to 10 mph or less when operating within one hundred fifty (150') feet of a dwelling.
- D. Routes must be signed by the Town Patrolman in accordance with NR 64.12, and NR 64.12(7)c.

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) Wis. Stats., are adopted by reference, as amended.

Section VII - Severability.

The provision of this ordinance shall be deemed severable and it is expressly declared that the 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 person's circumstances shall not be deemed affected.

Section VIII - Annual Review.

This ordinance shall be reviewed annually by the Board at the 1<sup>st</sup> meeting in January of each year commencing January 2006.

Section XIX - Effective Date.

This ordinance was adopted on September 9<sup>th</sup>, 2005 and becomes effective on September 15<sup>th</sup>, 2005. Change 2 was adopted January 9<sup>th</sup>, 2006 and becomes effective on February 4<sup>th</sup>, 2006. Change 3 was adopted June 5<sup>th</sup>, 2006 and becomes effective July 1<sup>st</sup>, 2006. Change 4 was adopted August 14<sup>th</sup>, 2006 and becomes effective September 23, 2006. Change 5 was adopted December 11<sup>th</sup>, 2006, updated January 8<sup>th</sup>, 2007 and became effective January 9<sup>th</sup>, 2007.

TOWN OF CUTLER

By: //s//

Rick Sturek, Chairman

ATTEST:

//s//

Sharon Langner, Clerk