

**TOWN OF MARION**

**TOWN OF MARION  
ORDINANCE FOR DESIGNATED ATV ROUTES  
ORDINANCE NO. 2012-23**

The Town Board of the Town of Marion, Juneau County, Wisconsin, do ordain as follows:

**Section I. Definitions** of s.s.23.33(1), Wis. Stats. on all terrian vehicles (ATV) are adopted and incorporated herein by reference.

**Section II. ATV Routes Designated-** Following all the rules as provided in s.s.23.33., Stats., all of the Town roads in the Town of Marion are hereby designated as all terrian vehicle routes.

**Section III. Prohibited Routes-** No person unless authorized by a private use registration shall operate an ATV on any roadway in the Town of Marion which was not designated as an all terrian vehicle route.

**Section IV. Rules of Use-**

a. All ATV operators on any part of the designated route must possess a valid drivers license or ATV Safety Certificate whether they are operating in the road right-of-way or on the road itself.

b. Operators must obey all related laws including all regulations of the Department of Natural Resources.

c. Operators on the designated routes must travel single file, whether on the travel portion or the right-of-way.

d. All other licensed vehicles and pedestrians have right-of-way over ATVs.

e. No ATV can be operated or designated route in a way that causes damage to a roadway or road right-of-way.

f. All ATVs while in operations on the designated routes will have lights on at all times.

g. All ATVs operating on the designated routes in the Town of Marion will have a maximum speed of 35 mph unless otherwise posted.

h. The ATV club sponsoring the route designated each year, will provide patrols and inspections of the route and will notify the Town of any hazards noted. The ATV club will slao be responsible for the installation and inspection of state uniform ATV route and trial signs and standards.

i. The designated ATV routes in the Town of Marion must be renewed on an annual basis. The sponsoring club is required to appear before the Town Board and request the ATV route renewal, at which time the Town would have the opportunity to make any amendments, deletions or restrictions to the designated route. It is restrictions at the next regular Twon Board meeting.

**SECTION V. Penalties-** Any person or persons who violate any provision of this ordinance shall, upon conviction therefore, forfeit not less than \$50.00 nor more than \$250.00 for each violation; together with cost of persecution. Any person who, within the last 2 years prior to the arrest of the current violation, was 2 or more times previously convicted for violating a provision of this chapter, shall forfeit not less than \$250.00 nor more than \$500.00 for each offense and in default of payment thereof may be imprisioned in the County Jail not to exceed 10 days. As additional penalties, this ordinance adopts the penalties of s.s. 23.33(11) to extend they are greater than those stated above.

**SECTION VI. Ordinance to be Filed-** The Clerk shall file a copy of this ordinance upon its enactment and publication with the Wisconsin Department of Natural Resources and with the Juneau County Sheriff pursuant to s.s.23.33 (11).

**SECTION VII. Effective Date-** This ordinance will become effective upon passage, publication, and proper signage as approved by the Town.

This Ordinance was introduced and adopted by the Town Board of the Town of Marion on the 14th day fo May, 2012.

Richard Mazur, Chairman

Attest:

Corinne Kaiser, Clerk

Date signage approved: May 14, 2012

I certify that a copy of this Ordinance was filed with the WDNR and the Juneau County Sheriff on the 16th day of May, 2012

Corinne Kaiser, Clerk

Publish: May 24, 2012