

ATV/UTV Routes Ordinance
(Original Ordinance Number 2014-9-4)
(Revised Ordinance Number 2021-9-9)

STATE OF WISCONSIN
Township of Baldwin
St. Croix County

SECTION 1-TITLE AND PURPOSE

The title of this ordinance is the Township of Baldwin ATV/UTV Route Ordinance. The purpose of this ordinance is to establish all-terrain/utility terrain vehicle (ATV/UTV) routes in the town and to regulate the operation of all-terrain/utility terrain vehicles in the town per Wis. Statute 23.33

SECTION 2-AUTHORITY

The Town Board of the Township of Baldwin, St. Croix County, Wisconsin, adopts this Ordinance by authority of Wis. Statute 23.33

SECTION 3-OPERATION OF ALL-TERRAIN VEHICLES

Pursuant to s.23.33 (4) (d4)., Wis. Statutes, except as otherwise provided in s.23.33 (4) Wis. Statutes, no person may operate an all-terrain vehicle on the roadway of any highway in the town except on roadways that are designated as all terrain vehicle routes by this ordinance. Operation of all-terrain vehicles on a roadway in the town that is an all-terrain vehicle 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 the prevailing conditions. On paved roadways all-terrain vehicles must be operated on the paved portion of the roadway and not on the gravel shoulder.

SECTION 4-DESIGNATION OF ALL-TERRAIN VEHICLE ROUTES

The actual routes will be included as addendum A. The purpose of including the specific route in the addendum is to allow adding or subtracting specific roadways.

SECTION 5-CONDITIONS APPLICABLE TO ALL-TERRAIN VEHICLE ROUTES

Pursuant to s.23.33 (8)(d), Wis. Statute, the following restrictions are placed on the town all-terrain vehicle routes designated in this ordinance:

- A. Routes shall be marked with uniform all-terrain vehicle route signs in accordance with s. NR64.12(7), Wisconsin Administrative Code. No person may do any of the following in regard to signs marking town all-terrain vehicle routes.

1. Intentionally remove, damage, deface, move or obstruct any uniform all-terrain vehicle route or trail sign or standard or intentionally interfere with the effective operation of an uniform all-terrain vehicle 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 all-terrain vehicle route or trail sign or standard of the types established by the department for the warning, instruction or information of the public, unless he or she obtained the uniform all-terrain vehicle route or trail sign or standard in a lawful manner. Possession of a uniform all-terrain vehicle route or trail sign or standard creates a reasonable presumption of illegal possession.
- B. Operation shall be subject to all provisions of s.23.33, Wis. Statutes, which is adopted as a part of this ordinance by reference, pursuant to s.233.33 (11), Wis. Statutes.
- C. A copy of this ordinance shall be sent by the Town Clerk to the St. Croix County Sheriff's Department.
- D. In addition to the provisions of s.23.33 Wis. Statutes, the following restrictions are in place for operators on the town all-terrain vehicle routes designated by this ordinance:
1. All ATV/UTV operators shall observe a speed limit of not more than 35 MPH or the posted roadway speed, whichever is lower.
 2. All ATV/UTV operators shall ride single file.
 3. The allowed hours of operation shall be 24 hours.
 4. Access to the route shall only be at established driveways.
 5. All ATV/UTV operators or occupants under 18 years of age shall wear helmets.
 6. Lights must be on at all times.
 7. Designated town road ATV/UTV routes will be open to use year-round.
 8. All ATV/UTV operators born on or after January 1, 1988 shall possess a valid state issued ATV Safety Certificate.
 9. No person under 16 may operate a UTV.
 10. All ATV operators 12-15 years old must be in direct supervision of a parent or parent approved adult when operating on a designated all-terrain vehicle route.
 11. Approved hand signals shall be required whenever the operator intends to change speed or direction.
 12. On all roads shared with another jurisdiction the most restrictive Ordinance shall apply.
 13. Persons under the age of twelve (12) cannot operate an ATV and persons under the age of 16 cannot operate a UTV on a road or route under any circumstances.

SECTION 6-ENFORCEMENT

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

SECTION 7-PENALTIES

The penalties in s.23.33 (13)(a), Wis. Statutes are adopted by reference.

SECTION 8-SEVERABILITY

If any provision of the ordinance or it's application to any person or circumstances is held invalid, the invalidity does not affect the other provisions or applications of this ordinance that can be given affect without the invalid provision or application, and to this end, the provisions of this ordinance are severable.

SECTION 9-EFFECTIVE DATE

This ordinance is effective for a period of five (5) years after all ATV/UTV town postings are complete. If there is serious misuse of the privilege, the ordinance or designated routes may be canceled at any time by decision of the Township of Baldwin Board of Supervisors.

The Town Clerk shall properly post this ordinance as required under s.60.80 Wis. Statutes.

Adopted this 9th day of September 2021 by a vote of 3 -Yea and 0 -Nay

Douglas Veenendall
Douglas Veenendall, Chairman

Don L. Johnson
Don L. Johnson, Supervisor

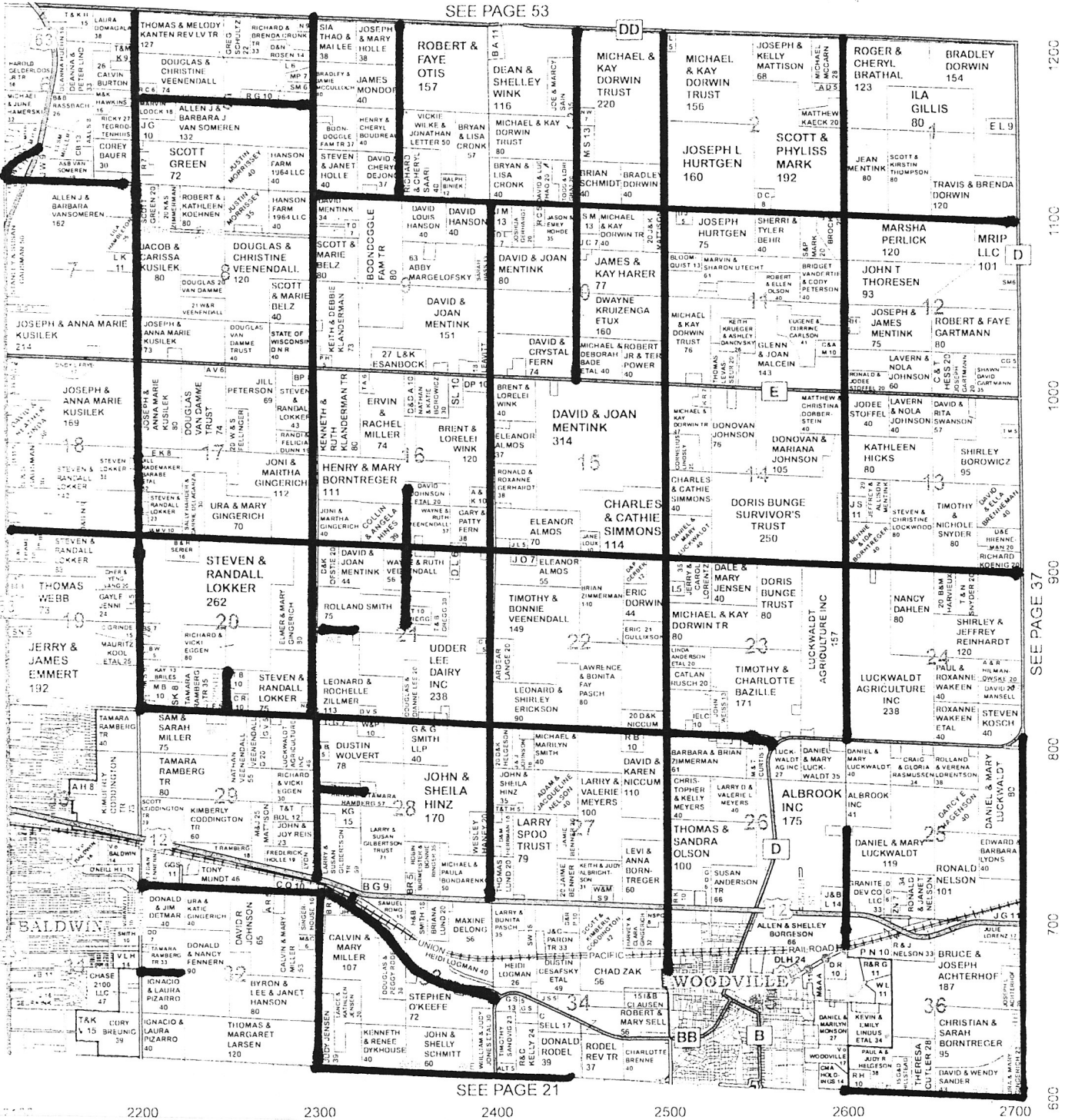
Joseph Kusilek
Joseph Kusilek, Supervisor

Attested by: James Harer
James Harer, Clerk



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**TOWNSHIP OF BALDWIN
 ADDENDUM "A"
 ORDINANCE #2021-9-9
 ATV/UTV ROUTES MAP**

— Routes open & signed.