



ALL-TERRAIN VEHICLE ROUTE
TOWN OF DOTY, OCONTO COUNTY
Ordinance #53-2018

AN ORDINANCE DESIGNATING ALL-TERRAIN/UTILITY TASK VEHICLE (ATV/UTV) ROUTES AND REGULATING THE OPERATION OF ALL ATV & UTV VEHICLES.

Section I - Intent

The Town of Doty, Oconto County, adopts the following all-terrain vehicle/utility task vehicle (ATV/UTV) ordinance/route for the operation of all-terrain vehicles/utility task vehicles upon 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 the Town of Doty authority as authorized by 23.33(8)(b), Wis. Stats. The applicable provisions of 23.33 regulating ATV/UTV operation pursuant to routes are adopted.

Section III – Routes

The following roads are designated as ATV/UTV routes for year round usage.

- A. Only maintained town roads in the Town of Doty, which have been posted with appropriate signage, are acceptable routes of travel for currently DNR registered ATV/UTVs.

ATV/UTV use on County Highways T & W, State Highway 64 and all National Forest roads is prohibited, except where authorized and signed to permit their use.

- B. Said routes are further described and identified on the attached map.

Section IV – Conditions

As a condition for the use of this route, the following conditions shall apply to all operators (and passengers where applicable):

- A. 25 MPH
The maximum speed for ATV/UTVs while travel on Town of Doty roads is 25 MPH. A lower speed is required where mandated by signage.
- B. No open container
The owner or operator of any ATV/UTV shall not keep or allow to be kept in the ATV/UTV when it is upon any highway (road) in the Town of Doty any bottle or receptacle containing alcohol beverages if the bottle or receptacle has been opened, the seal has been broke, or the contents of the bottle or receptacle have been partially removed or released.
- C. Routes must be signed in accordance with NR 64.12, and NR 64.12(7)c.
- D. Driver's License
No person 16 years of age or older shall operate an ATV/UTV on any Town of Doty road unless the operator of said ATV/UTV has a valid driver's license as defined by 343.03(3), Wis. Stats.

1. No person who is under current driver's license suspension revocation or cancellation, for any reason, may operate an ATV/UTV upon Doty town roads.
2. Individuals age 12, 13, 14 and 15 may operate an ATV/UTV on a Doty roadway if they have completed the safety certification and if they are riding with adult supervision, as explained by 23.33(5)(b), Wis. Stats.

E. Insurance

All ATV/UTVs operating on town roads in the Town of Doty shall have liability insurance coverage pursuant to 632.32, Wis. Stats.

1. Proof of Insurance as required by this section shall be produced and displayed by the owner or operator of such ATV/UTV upon the request of any law enforcement officer or any person having authority to enforce the provisions of this ordinance or to any person who has suffered or claims to have suffered either personal injury or property damage as a result of the operation of such ATV/UTV.

Section V – Enforcement

This ordinance shall be enforced by any law enforcement officer authorized to enforce the laws of the Town of Doty, Oconto County, Wisconsin and the State of Wisconsin.

Section VI – Penalties

Wisconsin state All-Terrain (ATV/UTV) penalties found in s. 23.33(13)(a) Wis. Stats., are adopted by reference.

Section VII – Severability

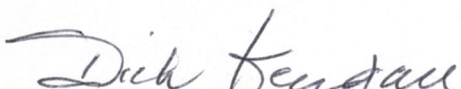
The provisions of this ordinance shall be deemed severable and it is expressly declared that the Town of Doty would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to 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.

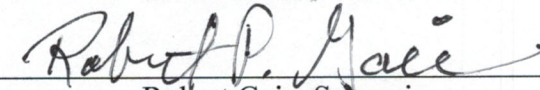
Section VIII – Effective Date

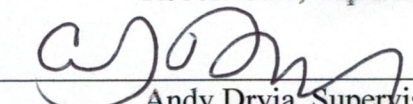
This Town of Doty Ordinance supersedes all other previously adopted ATV/UTV ordinances.

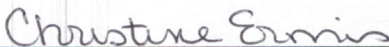
This ordinance becomes effective upon publication and posting of appropriate ATV/UTV roadway signage.

Passed this 17th day of April, 2018.


Dick Kendall, Chairman


Robert Gaie, Supervisor


Andy Dryja, Supervisor

Attested by: 
Christine Ermis, Clerk/Treasurer

Posted in the following places for 30 days
following passage on: 04/17/2018

Town Hall
Recycle Center
Website

Roll Call Vote: Aye: 3 Nay: 0