**CODE OF GENERAL ORDINANCES**

**OF THE**

**TOWN OF DOTY**

**OCONTO COUNTY, WISCONSIN**

**Chapter 14: Recreation**

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# Recreation

## Reserved

## Reserved

## all terrin veHicle/utility terrain vehicle use on county and state highways with a speed limit of 35 miles per hour or less

### Title and Purpose

The title of this section is the Town of Doty All Terrain Vehicle/Utility Terrain Vehicle use on County and State Highways with a speed limit of 35 miles per hour or less. The purpose is to authorize operation and establish additional rules per state statute 23.33(11)(am)4 for operation on those highways

### 14.0302 Authority

The town board has the specific authority to adopt this section under Wis. Stats. § 23.33 (8)(b) and (11).

### Operation of All-Terrain Vehicles/Utility Terrain Vehicles

Pursuant to Wis. Stats. § 23.33(4)(d)4, except as otherwise provided in Wis. Stats. § 23.33(4), no person may operator an all-terrain vehicle/utility terrain vehicle on the roadway portion of any highway in the town except on roadways that are designated as all-terrain vehicle/utility terrain vehicle routes.

### Designation of All-Terrain Vehicle/Utility Terrain Vehicle Routes

The following county and state highways with a speed limit of 35 MPH or less in the Town of Doty are authorized for ATV/UTV usage:

#### County Highway T between Bismark Ln and Old Log Siding Ln

#### County Highway W between Mountain Lakes Rd and Sheep Ranch Rd

### Conditions Applicable to All-Terrain Vehicle/Utility Terrain Vehicle Routes

Pursuant to Wis. Stats. § 23.33(8)(d), the following restrictions are placed on the use of the town all-terrain vehicle/utility terrain vehicle routes designated by this section

#### Maximum speed is 30 miles per hour

B. All other conditions in section 14.0405 apply

### Enforcement

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

### Penalties

The penalties under in Wis. Stats. § 23.33 (13) (a) are adopted by reference.

## All Terrain Vehicle/Utility Terrain Vehicle Routes

### Title and Purpose

The title of this section is the Town of Doty All-Terrain Vehicle/Utility Terrain Vehicle Route Ordinance. The purpose of this section is to establish all-terrain vehicle/utility terrain vehicle routes in the town and to regulate the operation of all-terrain vehicles/utility terrain vehicles in the town.

### Authority

The town board has the specific authority to adopt this section under Wis. Stats. § 23.33 (8)(b) and (11).

### Operation of All-Terrain Vehicles/Utility Terrain Vehicles

Pursuant to Wis. Stats. § 23.33(4)(d)4, except as otherwise provided in Wis. Stats. § 23.33(4), no person may operator an all-terrain vehicle/utility terrain vehicle on the roadway portion of any highway in the town except on roadways that are designated as all-terrain vehicle/utility terrain vehicle routes by this section. Operation of all-terrain vehicles/utility terrain vehicles on a roadway in the town that is an all-terrain vehicle/utility 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 prevailing conditions. The Doty town Board has the authority to close or restrict ATV/UTV use on any of the roads under its jurisdiction if damage to the roadway results or where public safety is adversely affected as a result of ATV/UTV use.

### Designation of All-Terrain Vehicle/Utility Terrain Vehicle Routes

All town roads under the town’s jurisdiction with the following exceptions:

A. South Jones Springs Lane, entire length.

B. Perch Lake Lane, entire length.

C. Fanny Lake Lane, entire length.

D. Hills Pond Lane, entire length.

E. Boulder Campground Lane, entire length.

F. Sheep Ranch Road, between CTH W and Faust Road.

G. Bear Lane, entire length.

H. Boot Campground Lane, entire length.

I. South Bass Lake Boat Landing, entire length.

### Conditions Applicable to All-Terrain Vehicle/Utility Terrain Vehicle Routes

Pursuant to Wis. Stats. § 23.33(8)(d), the following restrictions are placed on the use of the town all-terrain vehicle/utility terrain vehicle routes designated by this section:

#### Routes shall be marked with uniform all-terrain vehicle/utility terrain vehicle route signs in accordance with Wis. Adm. § NR 64.12(7). No person may do any of the following in regard to signs marking town all-terrain vehicle/utility terrain vehicle routes:

##### Intentionally remove damage, deface, move, or obstruct any uniform all-terrain vehicle/utility terrain vehicle route or trail sign or standard or intentionally interfere with the effective operation of any uniform all-terrain vehicle/utility terrain vehicle route or trail sign or standards if the sign or standard is legally placed by the state, any municipality, or any authorized individual.

##### Possess any uniform all-terrain vehicle/utility terrain vehicle route or trail sign or standard of the type established by the department for the warning, instruction, or information of the public, unless he or she obtained the uniform all terrain vehicle/utility terrain vehicle route or train sign or standard in a lawful manner. Possession of a uniform all-terrain vehicle/utility terrain vehicle route or trail sign or standard creates a rebuttable presumption of illegal possession.

#### Operation shall be subject to all provisions of Wis. Stats. § 23.33, which is adopted as a part of this section by reference, pursuant to Wis. Stats. § 23.33 (11).

#### A copy of this section shall be sent by the town clerk-treasurer to the Oconto County Sheriff’s Department.

#### The following restrictions shall apply to all operation of all-terrain vehicles/utility terrain vehicles on town roads:

##### Maximum speed of 25 miles per hour.

##### Operation on hard surface of road only.

##### Operation of all-terrain vehicles/utility terrain vehicles in single file only.

4. No open container; The owner or operator of any all-terrain vehicle/utility terrain vehicle shall not keep or allow to be kept in the all-terrain vehicle/utility terrain vehicle when it is upon any highway (road) in the town 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.

5. Drivers License; No person 16 years of age or older shall operate an all-terrain vehicle/utility terrain vehicle on any town road unless the operator of the all-terrain vehicle/utility terrain vehicle has a valid driver’s license as defined by Wis. Stats. § 343.03(3).

a. No person who is under current driver’s license suspension or revocation, for any reason, may operate an all-terrain vehicle/utility terrain vehicle upon town roads.

b. Individuals age 12, 13, 14 and 15 may operate an all-terrain vehicle on a town roadway if they have completed the safety certification and if they are riding with adult supervision, as explained by Wis. Stats. §23.33(5)(b).

6. Insurance; All all-terrain vehicles/utility terrain vehicles operating on town roads in the town shall have liability insurance coverage pursuant to Wis. Stats. § 632.32.

a. Proof of insurance as required by this section shall be produced and displayed by the owner or operator of any all-terrain vehicle/utility terrain vehicle upon the request of any law enforcement officer or any person having authority to enforce the provisions of this section 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 all-terrain vehicle/utility terrain vehicle.

7. No person may operate or be a passenger on an ATV or UTV without wearing protective headgear of the type required in section 347.485(1)(a), Wis Stats. Unless the person is at least 18 years of age.

8. All ATV/UTV operators are required to display a lighted headlamp and tail lamp while operation on a town roadway

9. Every ATV/UTV shall be equipped, maintained and operated to prevent excessive or unusual noise. No person shall operate an ATV/UTV on a town roadway unless such ATV/UTV is equipped with a muffler or other noise spreading system in good working order and in constant operation. It shall be unlawful to use a muffler cutout, bypass or similar device on any ATV/UTV in a manner such that noise emitted by the ATV/UTV increases to a level higher than as originally manufactured.

10. A golf cart is not a ATV or UTV. Operation of golf carts on town roads is prohibited.

### Enforcement

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

### Penalties

The penalties under in Wis. Stats. § 23.33 (13) (a) are adopted by reference.

## USE OF ATVS FOR SNOW REMOVAL ON ROADS WITH A SPEED LIMIT OVER 45 MILES PER HOUR

### Title and Purpose

The title of this section is the Town of Doty All-Terrain Vehicle/Utility Terrain Vehicle Snow Removal Ordinance. The purpose of this section is to establish roadways with a speed limit over 45 miles per hour (MPH) where all-terrain vehicle/utility terrain vehicles are allowed to operate for the purpose of snow removal.

### Authority

The town board has the specific authority to adopt this section under Wi statute 23.33 (4) (f)

### Operation of All-Terrain Vehicles/Utility Terrain Vehicles

Pursuant to Wi statute 23.33 (4) (f), no person may operate an all-terrain vehicle/utility terrain vehicle for the purpose of snow removal on any roadway with a posted speed limit over 45 mph except on roadways that are designed by this ordinance.

### Designation of roads with a speed limit over 45 mph where All-Terrain Vehicle/Utility Terrain Vehicles are allowed to operate for the purpose of snow removal

State Highway 64 between Shadow Lake Road and County Highway T.

### Conditions Applicable to roads with a speed limit over 45 mph where All-Terrain Vehicle/Utility Terrain Vehicles are allowed to operate for the purpose of snow removal

Pursuant to Wi statute 23.33 (4) (f), the following restrictions are placed on the use of the town roads with a speed limit over 45 mph where All-Terrain Vehicle/Utility Terrain Vehicles are allowed to operate for the purpose of snow removal designated by this ordinance:

#### Operation shall be subject to all provisions of Wi statute 23.33 (4) (f), which is adopted as a part of this ordinance by reference.

#### A copy of this ordinance shall be sent by the town clerk-treasurer to the Oconto County Sheriff’s Department.

#### The following additional restriction shall apply to all roads with a speed limit over 45 mph where All-Terrain Vehicle/Utility Terrain Vehicles are allowed to operate for the purpose of snow removal:

##### Operator shall maintain insurance on his All-Terrain Vehicle/Utility Terrain Vehicle.

### Enforcement

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

### Penalties

The penalties under Wis. Stats. § 23.33(13)(a) are adopted by reference.

## Snowmobile Access

### Intent

The intent of this section is to provide a means for persons to travel from a residence and from a lodging establishment within the limits of the town for the shortest distance that is necessary for a person to operate a snowmobile to the snowmobile route or trail that is closest to that residence and lodging establishment.

### Authority

This section is adopted as authorized under Wis. Stats. § 350.18(3)(a).

### Designation of Roadways and Highways as Snowmobile Routes

No person shall operate a snowmobile on a roadway or highway not designated and approved as a snowmobile route.

The following roads are designated as snowmobile routes:

 A. Eickhoff Rd (entire length)

 B. Sauls Spring Rd (From Eickhoff Rd northerly to county Line)

 C. Rose Lake Rd (From county line to Settling Lake Rd)

 D. Settling Lake Rd (Between Rose Lake Rd and N. Sauls Spring Rd)

 E. S. Jones Spring Ln (Between Settling Lake Rd snowmobile trail)

F. N. Saul Springs Rd (Between Settling Lake Rd and snowmobile trail)

 G. Mountain Lakes Rd (From snowmobile trail south of Bear Ln to HWY 64)

H. Perch Lake Ln (Between Eickhoff Rd and snowmobile trail)

I. Deer Siding Ln (entire length)

J. Blue Spruce Rd (between snowmobile trail {327} & Mountain Lakes Rd)

K. Old Grave Rd (between CTH T and snowmobile trail)

L. Traxels Point Rd (between CTH T and snowmobile trail)

M. Old Shingle Mill Rd (between CTH W and snowmobile trail)

N. Behling Rd (entire length)

### Conditions

This ordinance designates that roadways and/or shoulders of town highways for snowmobile travel by persons residing in or staying at a lodging establishment within the limits of the town to travel for the shortest distance that is necessary to reach the snowmobile trail or route that is closest to that residence or lodging establishment subject to the following conditions:

#### Speed

A snowmobile operated on a portion of the roadway or shoulder of a highway for this ordinance shall observe a 10 mile per hour speed limit.

#### Operation

 Travel single file as far to the right of road surface or in shoulder

### Enforcement

This ordinance shall be enforced by any law enforcement officer of the town.

### Penalties

Wisconsin state snowmobiles penalties as found in Wis. Stats. ch. 340 are adopted by reference.

## PARKS, WALKING PATHS, BOAT LANDINGS

### Purpose and Definition

In order to protect the parks, parkways, recreational facilities and appurtenances thereto in the town from fire, abuse, damage or desecration; these regulations are enacted. The term "park" as hereinafter used in this chapter shall include all grounds, structures and watercourses which are or may be located within any area dedicated to the public use as a park, parkway, recreation facility, playground, recreational area, river/lake access sites under administration of the town.

### Specific Regulations

#### No person shall litter, dump or deposit any rubbish, refuse, earth or other materials in any park. No such refuse or trash shall be placed in any waters in or contiguous to any park, or left anywhere on the grounds thereof, but shall be placed in the proper receptacles where these are provided. Where receptacles are not so provided, such rubbish or waste shall be carried away from the park or parkway by the person responsible for its presence, and properly disposed of elsewhere.

#### No person shall throw, discharge, or otherwise place materials or cause to be placed in the waters, lake, creek, stream or other body of water in or adjacent to any park or water access which will or may result in the pollution of said waters.

#### Removal of Park Equipment Prohibited

#### No person shall remove benches, seats, tables or other park equipment from any park.

#### Fires

#### No person shall make, kindle, tend, or maintain a fire except in personal grills. Personal grills shall be used only is picnic areas. The use of personal grills is permitted provided lawns and vegetation are not endangered/damaged. Unburned fuel, charcoal, and ashes shall be disposed of in such a manner as to prevent fire or damage to park property. Control of the grill, fire and smoke will be the responsibility of the person using such fire/grill. Burning of rubbish in barrels is prohibited.

#### Protection of Park Property

##### No person shall climb any tree or remove flowers or fruit, wild or cultivated, or break, cut down, remove or in any manner injure, deface, write upon or ill use any tree, shrub, flower, flower bed, walkway, monument, ornament, building, structure, bench, table, official notice, sign, backstop and fencing or other property within any park.

##### No person shall deface, by throwing stones or other debris at any structure, or sanitary facilities located in any town park; or to deface by drawing with crayon, chalk, paint or anything else on any of the buildings or within any of the buildings or equipment at any town park; or to deface the equipment by means of a sharp instrument.

#### Snowmobiles

#### No person shall operate a snowmobile in the town park except in the designated area marked by the local snowmobile club.

#### Reckless Driving in Parks Prohibited

#### No person shall operate a motor vehicle in a reckless manner in any of the public parks of the town. Speed should be observed at a limit of children at play.

#### Parking in Park

#### Overnight parking of vehicles is prohibited in park.

#### Camping

#### No person shall lodge, sleep, or camp in any town park.

#### Misuse of Equipment

#### Jumping, standing or misuse will not be permitted on any bench, bleachers or picnic tables, any misuse or use with intent to do damage will be considered vandalism and may result in dismissal from the park.

#### Restrooms/washrooms

#### No person shall fail to cooperate in maintaining restrooms/washrooms in a neat and sanitary condition.

#### Fermented Beverages for sale

##### Picnic or special event permit required. Permit application may be obtained from town clerk-treasurer; may be applicable to town board approval.

##### Picnic or special event fee: (Refer to Town of Doty Fee Schedule) Picnic or special event fee is per event application to be paid upon approval. Permit shall be valid for the period of time, specific in the application and permit must be posted in conspicuous location on the pavilion grounds.

### Park Hours

#### Subject to certain exceptions town park shall be closed from 11:00 p.m. to 7:00 a.m.

#### Exceptions for Organized Activities. Exceptions need town board approval.

### Reservation of Town Hall

#### A person or group, organization may reserve the use of the town hall by written application filed with the town clerk-treasurer.

### Application

Application(s) shall be filed with the town clerk-treasurer at least three (3) days prior to the date on which an individual desire to reserve the hall for use. Refer to application for complete list of regulations and conditions. Application includes:

##### The name, address and telephone number of the applicant; responsible user.

##### The date when the use is requested and the proposed hours of use.

##### Type of event of use; reunion, graduation, birthday, etc.

##### Any additional information which the town clerk-treasurer finds reasonably necessary to base a determination to grant permission and issue permit. Town board consideration may be needed or required. By signing application is responsible for compliance of all specified rules/regulations of park.

##### Required Fee

#####  Refer to Town of Doty Fee Schedule.

### Safety

Visiting pets shall be on a leash and owner responsible for action/activity of visiting pet.

### Care of Facilities

Persons reserving the town hall shall be completely responsible for cleaning up the facility after the event. Hall area shall be left in a clean orderly condition, with refuse placed in containers provided for such purpose. Any person, persons, group, organization reserving the town hall shall agree to assume full responsibility for all damage to town property by any invitee of said event and shall make full payment therefore upon billing authorized by town board and issued by town clerk-treasurer. Failure to do so shall deny future use of facilities until such payment be made, in addition to any other remedy which the town may have.

### Trails

During spring, summer, and fall trail activities to include: walking, bird watching, and hiking.

### Trail Etiquette

#### Users should keep to the right side of the trail should others desire to pass while walking the trail.

#### Do not litter.

#### Keep dogs on a leash.

### Administration of Outdoor Recreation Plan

#### The town board and town plan commission shall have the management and regulatory control of the Comprehensive Outdoor Recreation Plan. Authority to include, power and duty over this plan designed to assure that adequate park, open space and recreational resources are available for both present and future residents of the town.

#### Subject to budget limitations and in accordance with Outdoor Recreation Plan; the town board and commissioners shall include but not limited to picnic grounds, public access boat landings, walking trails and scenic areas and shall designate, make and preserve places of natural and historic interest and significances.

#### In cooperation with the Forest Service, WDNR, and Oconto County Recreation & Forestry Division, shall do all things necessary for the protection of recreation areas, boat landings, walking trails and special use areas whether from fire, disease, trespass, vandalism, damage by animals or other causes.

#### Recreation areas to include but not limited to:

#####  Recreation Areas

a. Town Hall and grounds, 14899 CTH T

b. Pine Ridge Rd public access to Boot Lake (2) (undeveloped)

c. Archibald Lake Rd public access to Boot Lake (undeveloped)

d. Archibald Lake Rd public access to Bass Lake (undeveloped)

 e. Forrest Service campground at Boulder Lake

 f. Forrest Service campground at Boot Lake

 g. Forrest Service day-use area at Bass Lake

 h. Numerous Forrest Service dispersed campsites

 i. Forrest Service Jones Spring area

#####  Boat Landings

 a. Boulder Lake

 b. Bass Lake

 c. Boot Lake

 d. Star Lake

 e. Shadow Lake (undeveloped)

 f. Hills Pond (undeveloped)

#####  Special areas

 a. National Register – Boulder Lake site – not accessible

#####  Non-motorized trails

 a. Boulder Lake

 b. Jones Spring area

 c. Popple Ridge horse trails

 d. Marantha mountain bike and ski trail

### Penalties

Any person, partnership, or corporation who or which is found in violation of Section 14.0700 of this code of ordinances shall be fined (refer to the Town of Doty Bond Schedule).

## BOAT LANDING/Lake Access

### Title & Purpose

This ordinance shall be known and cited as the town Boat Landing/Lake Access Ordinance. The purpose of this ordinance is to adopt standards for the use by the general public and the maintenance of all boat landings/lake access owned and operated by the town and for the governance thereof within the town.

### Definitions

The following words may be used in this ordinance shall be defined as provided herein. All other words and phrases shall be defined as they are in the ordinary and customary usage.

#### Motor vehicles

#### Any and all kinds or types of motor driven or motor propelled automobiles, trucks, motorcycles, motor scooters, mopeds, snowmobiles, and any kind or type of off-road or all-terrain vehicle.

#### Litter

#### Any offal or refuse including, but not limited to, paper, cans, bottles, and animal feces.

#### Pets

#### Dogs, cats, horses or other domesticated animal under the custody or control of a person or persons.

#### Watercraft

#### Any and all kinds or types of flotation vessels designed for use on the water whether or not motorized including, but not limited to boats, canoes, kayaks, jet skis, skidoos, pedal craft, pontoon boats, rafts, inflatable craft, tubes, or wind propelled surfboards.

#### Boat landing/lake access area

#### The geographic area owned and operated by the town for the purposes of launching and recovering watercraft.

### Prohibited Conduct

No person, firm, or corporation shall engage in any of the following conduct on a town boat landing/lake access area:

#### Occupy or use any portion of a town boat landing/lake access area for purposes of partying or camping.

#### Use, park, or operate any motor vehicle outside of the traveled portion of the roadway or designated parking areas, or in any manner contrary to posted traffic controls on applicable town boat landings/lake access.

#### Allow a pet to run loose within any portion of a town boat landing/lake access area. Allow a pet to run loose shall mean that the pet is neither on a leash, held by, nor otherwise under the immediate control of, the person in custody of the pet.

#### Damage, destroy, deface, or remove any tree, shrub, plant, sign, marker, fire department dry hydrant equipment or any other equipment or structure within a town boat landing/lake access area, unless necessary for the maintenance of the area as determined by the town board.

#### Light or maintain a fire within a town boat landing/lake access area.

#### Suffer or cause any litter to remain on a town boat landing/lake access area including, but not limited to, any fecal matter generated by the pet(s) or animals(s) under the control of any person with the town boat landing/lake access area.

#### Engage in the cleaning or gutting of any animal or fish within a town boat landing/lake access area; or the disposal of the waste generated therefrom.

#### Leave unattended any launched or moored watercraft at any time.

#### Block or obstruct any town boat landing/lake access area, with the exception of emergency services equipment or apparatus.

### Violation

Any person, firm, or corporation who violates the provisions of this ordinance shall be responsible for a forfeiture as determined by the town board, plus any related costs. Refer to the Town of Doty Bond Schedule.

### Severability

Should any section of this ordinance be declared invalid or unconstitutional, then such decision shall affect only the section or provision so passed upon, and shall not affect any other section of this ordinance.