

TOWN OF ATHELSTANE

ALL-TERRAIN VEHICLE ROUTES ORDINANCE

ORDINANCE NO. 32

SECTION - TITLE AND PURPOSE

The title of this ordinance is the Town of Athelstane All-Terrain Vehicle Route Ordinance. The purpose of this ordinance is to establish all-terrain vehicle routes in the town and to regulate the operation of all-terrain vehicles in the town.

SECTION II - AUTHORITY

The Town Board of the Town of Athelstane, Marinette County, Wisconsin, has specific authority to adopt this All-Terrain Vehicle Route Ordinance under s.23.33(b0 and (11), Wis. Stats.

SECTION III - ADOPTION OF ORDINANCE

This ordinance adopted on proper notice with a quorum and roll call vote by a majority of the town board present and voting, provides the authority for the town to designate all-terrain vehicle routes in the town and to provide for the regulation of the use of those routes and of all-terrain vehicles in the town.

SECTION IV - OPERATION OF ALL-TERRAIN VEHICLES

Pursuant to s. 23.33 (4)(d)4., Wis. Stats., except as otherwise provided in s. 23.33(4), Wis. Stats., no person may operate an all-terrain vehicle on the roadway portion 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 prevailing conditions.

SECTION V - DESIGNATION OF ALL-TERRAIN VEHICLE ROUTES

A. The following routes are designated all-terrain vehicle routes in the town.: SEE ATTACHMENT

B. Access-only Routes:

1. Landowners and their guests may operate all-terrain vehicles on town roads that are not Designated Routes provided such operation is for the sole purpose of traveling between the Landowner's property and a Designated Route, Further, such operation must follow the shortest and most direct route for traveling between the Landowner's property and the Designated Route.
2. In this section, "town road" shall mean any road maintained by and under the jurisdiction of the Town of Athelstane.

SECTION VI - CONDITIONS APPLICABLE TO ALL-TERRAIN VEHICLE ROUTES

Pursuant to a s.23.33(8)(d), Wis. Stats., the following restrictions are placed on the use of the town all-terrain vehicle routes designated by 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 any uniform all-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.

2. Posses any uniform all-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 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 rebuttable presumption of illegal possession.

B. Operation shall be subject to all provisions of s.23.33, Wis. Stats., which is adopted as part of this ordinance by reference pursuant to s.23.33(11), Wis. Stats.

C. A copy of this ordinance shall be sent by the town clerk to the Marinette County Sheriff's Department.

D. Additional restrictions:

1. All ATV operators shall observe posted roadway speed limits
2. All ATV operators shall ride single file
3. All ATV operators shall slow the vehicle to 10 mph or less when operating within 150 feet of a dwelling
4. All ATV operators shall make a complete stop before crossing roads
5. All ATV operators shall yield right-of-way to other vehicular Traffic

SECTION VII - ENFORCEMENT

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

SECTION VIII - PENALTIES

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

(*Modified on 1-12-2010 to include 1 mile of Northway Drive)

Benson Lake Road 3.5 miles West from Mathis Road to Highway A (Northwood's Bar corner), then follow Near North Club Trail approximately ½ mile on North side of Highway A until White Lane, then Benson Lake Road 8.99 Miles west to the Silver Cliff Town Line.

Benson Lake Road 8.99 Miles East from Silver Cliff Town Line, then pickup Near North Club Trail at White Lane and follow Trail ½ Mile or so on south/north side of Highway A East to the end of Trail at Northwood's Bar. Then pickup Benson Lake Road East 3.5 miles to Mathis Road.

Beazly Road in its entirety 1.02 miles North from Benson Lake Road to Forbes Road intersection

Beazly Road in its entirety 1.02 miles South from Forbes Road intersection to Benson Lake Road

Becker Road in its entirety 2.10 miles East from Highway A to Mathis Road
Becker Road in its entirety 2.10 miles West from Mathis Rd to Highway A

Befay Lane in its entirety .38 miles South from Beginning to Becker Road
Befay Lane in its entirety .38 miles North from Becker Road to end.

Bennet Road in its entirety 2.10 miles East from Jones Road to Highway A.
Bennet Road in its entirety 2.10 miles West from Highway A to Jones Road

Bolander Landing Road 800 Feet North from Glen Lake to Benson Lake Rd
Bolander Landing Road 800 Feet South from Benson Lake Rd to Glen Lake

Davis Road in its entirety 2.24 miles West from its beginning to Highway C
Davis Road in its entirety 2.24 miles East from Highway C to its end

Dolan Lake Road in its entirety 1.55 miles South from its Beginning to Benson Lake Road

Dolan Lake Road in its entirety 1.55 miles North from Benson Lake Road to the end.

Duck Lane in its entirety .18 miles East from Dolan Lake Road to its end
Duck Lane in its entirety .18 miles West from its beginning to Dolan Lake Road.

Eagle River Road in its entirety 3.03 miles West from Highway A to Silver Cliff Town Line

Eagle River Road in its entirety 3.03 miles East from Silver Cliff Town Line to Highway A.

Firelane Road ONLY 2 miles North from Highway C to Eagle River Road
Firelane Road ONLY 2 miles South from Eagle River Road to Highway C

Firelane Road South .50 miles South from Highway C to ending
Firelane Road South .50 miles North from beginning to Highway C

Forbes Road in its entirety 1.22 miles North from Benson Lake Road to Smiley Road

Forbes Road in its entirety 1.22 miles South from Smiley Road to Benson Lake Road

Glen Lake Road in its entirety .30 miles South from Benson Lake Road to its end

Glen Lake Road in its entirety .30 miles North from its Beginning to Benson Lake Road

Heller Road in its entirety .43 miles from its beginnings to Smiley Road

Heller Road in its entirety .43 miles from Smiley Road to its ending

Jones Road ONLY 1.80 miles West from Bennett Road to Tower Road

Jones Road ONLY 1.80 miles East from Tower Road to Bennett Road

Mathis Road in its entirety 6.11 miles South from Benson Lake Road to Highway C

Mathis Road in its entirety 6.11 miles North from Highway C to Benson Lake Road

Newton Lake Road in its entirety 2.00 miles South from Highway C to Stephenson town line
Newton Lake Road in its entirety 2.00 miles North from Stephenson town line to Highway C

*Northway Drive from Eagle River Road Southeast 1 mile to downtown Athelstane
*Northway Drive from Downtown Athelstane 1 mile Northwest to Eagle River Road

Northwood's Lane in its entirety .25 miles South from Benson Lake Road to its ending
Northwood's Lane in its entirety .25 miles North from its beginning to Benson Lake Road

Old County A Road 1.63 miles North from Benson Lake Road to Dunbar Town Line
Old County A Road 1.63 miles South from Dunbar Town Line to Benson Lake Road

Park Lane in its entirety .27 miles East from Dolan Lake Road to its ending.
Park Lane in its entirety .27 miles west from its beginning to Dolan Lake Rd

Quarry Road in its entirety .51 miles East from its beginning to Mathis Road
Quarry Road in its entirety .51 miles from Mathis Road to its ending

Rock road in its entirety 1.16 miles North from Smiley Road to Butternut Road (formerly Town Corner Lake Rd)
Rock Road in its entirety 1.16 miles South from Butternut (Town Corner Lake Rd) to Smiley Road

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Smiley Road in its entirety 3.43 miles North/Northwest from Benson Lake Road to its ending
Smiley Road in its entirety 3.43 miles South/Southeast from its beginning to Benson Lake Road

Stone Lane in its entirety .18 East from Mathis Road to its ending

Stone Lane in its entirety .18 miles West from its beginning to Mathis Road

Thornton Lane .38 miles East from its beginning to Tower Road

Thornton Lane .38 miles West from its beginning to Tower Road

Tower Rd 5.23 miles North from Silver Cliff Town Line to Benson Lake Rd

Tower Rd 5.23 miles South from Benson Lake Rd to Silver Cliff Town Line

Tower Road North from Highway C approximately .7 miles on east side of road to Silver Cliff Town Line

Tower Road South from Silver Cliff Town Line approximately .7 miles on West side of road to Highway C

Butternut Road (Town Corner Lake Rd) East .67 miles from Rock Road to its ending

Butternut Road (Town Corner Lake Rd) West .67 miles from its beginning to Rock Road

White Lane in its entirety .26 miles from Benson Lake Road to its ending

White Lane in its entirety .26 miles from its beginning to Benson Lake Road

TOWN OF ATHELSTANE
MARINETTE COUNTY, WISCONSIN

ORDINANCE NO. 32

Amending Town of Athelstane Ordinance No. 32, entitled, ALL-TERRAIN

VEHICLE ROUTES ORDINANCE

The Town Board of the Town of Athelstane does hereby amend the Town of Athelstane All-Terrain Vehicle Routes ordinance and does ordain as follows:

Section V-A: Designation of All-Terrain Vehicle Routes

Add Northway Drive from Eagle River Road to County C

The above amendment was adopted by a quorum of the town board at a property noticed town board meeting on the 12th day of January, 2010.