

**TOWN OF ATHELSTANE
SNOWMOBILE ACCESS
ORDINANCE #20**

SECTION I – TITLE AND PURPOSE

The title of this ordinance is the Town of Athelstane Snowmobile Access Ordinance. The purpose of this ordinance is to authorize persons to travel by snowmobile on highways within the Town from residence or lodging establishments within the Town to the nearest snowmobile route or trail and to prescribe penalties for violations.

SECTION II – AUTHORITY

The town board has a specific authority to adopt this Snowmobile Route Ordinance under s. 350.18, Wis. Stats

SECTION III – SUBDIVISION AND NUMBERING OF THIS ORDINANCE

This Ordinance is divided into sections designated by uppercase Roman numerals. Sections may be divided into subsections designated by uppercase letters. Subsections may be divided into paragraphs designated by numbers. Paragraphs may be divided into subdivisions designated by lowercase letters. Subdivisions may be divided into subdivision paragraphs designated by lowercase Roman numerals. Reference to a “section,” “subsection,” “paragraph,” or “subdivision” includes all divisions of the referenced section, subsection, paragraph, or subdivision.

SECTION IV – AUTHORIZATION AND CONDITIONS

- A.** In this section “highways within the town” means all highways within the town, including Town and County roads.
- B.** Residents of the town and their guests and registered guests of lodging establishments in the town are authorized to operate snowmobiles on highways within the town that are not designated as snowmobile routes for the sole purpose of accessing the snowmobile route or snowmobile trail nearest the residents residence or registered guests place of lodging by way of the shortest available route from the residence or lodging establishment to the nearest snowmobile route or trail.
- C.** A person operating a snowmobile on highways within the town as authorized in subsection B may operate the snowmobile upon the roadway and shoulder of the highway.

- D.** A person operating a snowmobile on highways within the town as authorized in subsection B shall do all of the following:
1. Observe speed limits applicable to the traveled highway.
 2. Operate the snowmobile on the extreme right side of the roadway and travel with the flow of traffic.
 3. Not operate the snowmobile abreast of another snowmobile or other vehicle travelling in the same direction except when being overtaken and passed by another vehicle. When riding with more than one snowmobiler, the snowmobiles shall be operated in single file and passing is not permitted.
 4. Operate the snowmobiles headlight and taillight at all times.
- E.** Except as provided in this section, no person may operate a snowmobile on highways within this town, except as provided in Chapter 350, Wis. Stats., which is adopted and incorporated by reference.

SECTION V - ENFORCEMENT

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

SECTION VI - PENALTIES

The penalties under s. 350.11, Wis. Stats., are adopted and incorporated by reference.

SEVERABILITY

In the event that any section or sections herein shall be ruled unconstitutional by any competent court, such determination shall not affect the validity or effectiveness of the others sections of this Ordinance and the remainder of said Ordinance shall remain in effect.

This ordinance adopted by the Town Board of the Town of Athelstane on this 9th day of February, 2016.

The Town Board of Athelstane

By: _____ Attest _____
John Dobratz - Chairman Janice DuChateau - Clerk

Harold Tesch Jr - Supervisor

David Jose - Supervisor