

STATE OF WISCONSIN
Town of Land O' Lakes
Vilas County

TOWN OF LAND O' LAKES ALL-TERRAIN VEHICLE [and UTILITY TERRAIN
VEHICLE] ROUTE & TRAIL ORDINANCE # 2017-4

SECTION I – TITLE AND PURPOSE

The title of this ordinance is the Town of Land O' Lakes All-Terrain Vehicle [and Utility Terrain Vehicle] Route & Trail Ordinance #2017-4. The purpose of this ordinance is to establish all-terrain vehicle [and utility terrain vehicle] routes/trails in the town and to regulate the operation of all-terrain vehicles [and utility terrain vehicles] in the town.

SECTION II – AUTHORITY

The Town Board of the Town of Land O' Lakes, Vilas County, Wisconsin, has the specific authority to adopt this All-Terrain Vehicle [and Utility Terrain Vehicle] Ordinance #2017-4 under s. 61.34(1) and s. 23.33 (8) (b) and (11), Wis. stats. and the rules of the Wisconsin Department of Natural Resources and encompasses all aspects of those sections.

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 [and utility terrain vehicle] routes/trails in the town and to regulate the use of those routes/trails and all-terrain vehicles [and utility terrain vehicles] in the town.

SECTION IV – OPERATION OF ALL-TERRAIN VEHICLES [AND UTILITY TERRAIN
VEHICLES]

A. Pursuant to s. 23.33 (4) (d) 4., Wis. stats., except as otherwise provided in s. 23.33 (4), Wis. stats., All Town of Land O' Lakes roads may be used for all-terrain vehicle [and utility terrain vehicle] usage, with the exception of any road or road segment deemed unsuitable at the discretion of the Land O' Lakes Town Board. Operation of all-terrain vehicles [and utility terrain vehicles] on a roadway in the town, that is an all-terrain vehicle [and utility terrain vehicle] route/trail is authorized only for the right side of the roadway except that left turns may be made from any part of the roadway that is safe given prevailing conditions.

B. The definition of all-terrain vehicles does not include golf carts and dirt bikes under this ordinance. Golf carts and dirt bikes are prohibited from operation on the all-terrain routes and trails covered by this ordinance.

C. Exclusion of roads for All-Terrain Vehicles [and Utility Terrain Vehicle] Routes and Trails:

The following roads are not under the Town of Land O' Lakes jurisdiction and operation of an all-terrain vehicle [utility terrain vehicle] is strictly prohibited unless portions of which have been authorized and so indicated by proper signage: US Hwy 45, CTH B, CTH S, CTH E, State and Federal forestry roads and all private or easement roads.

The following areas are under the Town of Land O' Lakes jurisdiction and have been designated as unsuitable for all-terrain vehicle [utility terrain vehicle] usage and shall be posted as such: Oak Hill Cemetery and the Land O' Lakes Airport property.

SECTION V – DESIGNATION OF ALL-TERRAIN VEHICLE [AND UTILITY TERRAIN VEHICLE] ROUTES

The following routes are designated all-terrain vehicle [and utility terrain vehicle] routes in the town:

Preferred ATV/UTV Land O' Lakes Trail

Route: CTH B from Hwy 45 to 100ft past Spruce Rd.

Trail: 100ft past Spruce Rd on south side of CTH B past Town Garage Rd. to Cemetery Rd.

Route: Cemetery Rd, south to trail.

Trail: Cemetery Rd to Big Portage Lake Rd. (New trail on private land.)

Route: Big Portage Lake Rd, south to snowmobile trail #5.

Trail: Big Portage Lake Rd on snowmobile trail #5, to Carlson Rd.

Route: Carlson Rd. to CTH B. CTH B to Pine Terrace Rd.

Trail: Pine Terrace Rd, on snowmobile trail #5 to CTH B.

Route: CTH B to Wood Lake Rd.

Trail: Wood Lake Rd. on snowmobile trail #5, to CTH B.

Route: CTH B to Spring Creek Rd. Spring Creek Rd to CTH B. CTH B to Helen Creek Rd.

Route: Little Portage Lake Rd and Razorback Rd.

Route/Trail: West Big Portage Lake Rd and snowmobile trail #13.

Route: Thousand Island Lake Rd From CTH B to the Michigan border.

Trail: North side of road along Airport Rd.

All preferred routes and trails will be clearly marked with designated ATV/UTV signage, along with speed limits.

Addition Access Route and Trails:

CTH S

The abandoned railroad right of way south of CTH B to end of town property.

SECTION VI – CONDITIONS APPLICABLE TO ALL-TERRAIN VEHICLE [AND UTILITY TERRAIN VEHICLE] ROUTES

Pursuant to s. 23.33 (8) (d), Wis. stats., the following restrictions are placed on the use of the town all-terrain vehicle [and utility terrain vehicle] routes/trails designated by this resolution:

- A. Routes shall be marked with uniform all-terrain vehicle [and utility terrain vehicle] route/trail signs in accordance with s. NR 64.12 (7), Wisconsin Administrative Code. No person may do any of the following in regard to signs marking town all-terrain vehicle [and utility terrain vehicle] routes/trails:
1. Intentionally remove, damage, deface, move, or obstruct any uniform all-terrain vehicle [and utility terrain vehicle] route or trail sign or standard or intentionally interfere with the effective operation of any uniform all-terrain vehicle [and 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.
 2. Possess any uniform all-terrain vehicle [and 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 [and utility terrain vehicle] route or trail sign or standard in a lawful manner. Possession of a uniform all-terrain vehicle [and utility 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 a part of this ordinance by reference, pursuant to s. 23.33 (11), Wis. stats.
- C. Operators are subject to WI State Statutes and/or DNR rules and regulations pertaining to age and safety requirements.
- D. All all-terrain vehicles [and utility terrain vehicles] shall be register in accordance with WI DNR regulations
- E. All all-terrain vehicle [and utility terrain vehicle] operators shall observe posted roadway speed limits, not to exceed 35mph.
- F. No operation of any all-terrain vehicle [and utility terrain vehicle] is permitted on the shoulder of any public roadway.
- G. All all-terrain vehicle [and utility terrain vehicle] operators shall ride single file and must have both head lamps and tail lamps on during all times of operation.
- H. No person shall operate an all-terrain vehicle [and utility terrain vehicle] with tire chains or studded tires on any town road or designated routes/trails.
- I. A copy of this ordinance shall be sent by the town clerk to the Department of Natural Resources, the Vilas County Sheriff's Department and any other law enforcement agency serving the Town of Land O' Lakes jurisdiction.

- J. All operators of all-terrain vehicles [utility terrain vehicles] travel at their own risk. The Town of Land O' Lakes will not be liable for any damages, injuries or any liability caused by the use of such vehicle operations within the town.
- K. The Landover ATV Club shall provide the Town of Land O' Lakes:
- a certificate of insurance, naming the town as an additional insured for liability
 - a copy of all private land owners signed recreational land use permits
 - shall install, inspect and maintain signage and trails
 - provide trail patrol ambassadors to patrol routes and trails.

SECTION VII - ENFORCEMENT

This ordinance may be enforced by any law enforcement officer authorized to enforce the laws of the state of Wisconsin [and additionally as stated in the Town's citation authority ordinance adopted per s. 66.0113]

SECTION VIII - PENALTIES

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

SECTION IX – SEVERABILITY

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

SECTION X –REVOCATION

If at any time the town becomes aware of excessive abuse by persons operating all-terrain vehicles on the routes covered under this ordinance, the town may revoke this ordinance or any part thereof.

SECTION XI- APPLICABILITY

The requirement of this ordinance shall apply to all persons operating all-terrain vehicles within the town of Land O' Lakes. This ordinance replaces the Town of Land O' Lakes All-Terrain Vehicle [and Utility Terrain Vehicle] Route Ordinance #2015-1 adopted June 10th, 2015 and any previous ordinance or resolution of the town of Land O' Lakes that may conflict with any of the provisions herein.

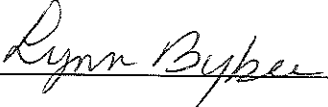
SECTION XII- EFFECTIVE DATE

This ordinance is effective on publication or posting.

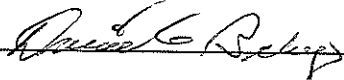
The town clerk shall properly publish this ordinance as required under s. 60.80, Wis. stats.

Adopted this 13th day of November, 2017.

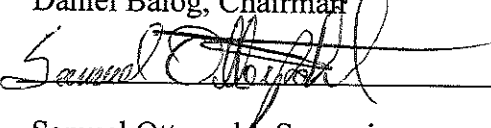
Attest:



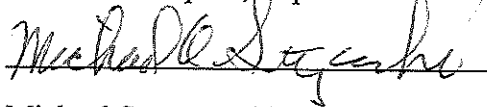
Lynn Bybee, Clerk-Treasurer



Daniel Balog, Chairman



Samuel Otterpohl, Supervisor



Michael Stopczynski, Supervisor

STATE OF WISCONSIN
Town of Land O' Lakes
Vilas County

**AMENDMENT TO THE TOWN OF LAND O' LAKES ALL-TERRAIN VEHICLE
[and UTILITY TERRAIN VEHICLE] ROUTE ORDINANCE # 2021-2**

SECTION VI – CONDITIONS APPLICABLE TO ALL-TERRAIN VEHICLE [AND UTILITY TERRAIN VEHICLE] ROUTES AND TRAILS

L. All all-terrain vehicle [and utility terrain vehicle] routes and trails will be open from May 1st to Oct 31st.

SECTION VII - ENFORCEMENT

This ordinance may be enforced by any law enforcement officer authorized to enforce the laws of the state of Wisconsin [and additionally as stated in the Town's citation authority ordinance adopted per s. 66.0113]

SECTION VIII - PENALTIES

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

SECTION IX – SEVERABILITY

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

SECTION X – REVOCATION

If at any time the town becomes aware of excessive abuse by persons operating all-terrain vehicles on the routes covered under this ordinance, the town may revoke this ordinance or any part thereof.

SECTION XI- APPLICABILITY

The requirement of this ordinance shall apply to all persons operating all-terrain vehicles within the town of Land O' Lakes. This ordinance replaces any previous ordinance or resolution of the town of Land O' Lakes that may conflict with any of the provisions herein.

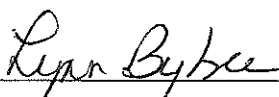
SECTION XII- EFFECTIVE DATE

This amendment to the ordinance is effective on publication or posting.

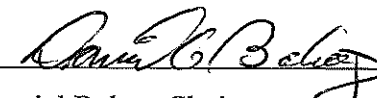
The town clerk shall properly publish this ordinance as required under s. 60.80, Wis. stats.

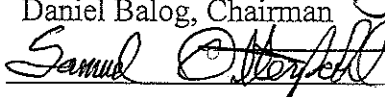
Adopted this 8th day of September, 2021.

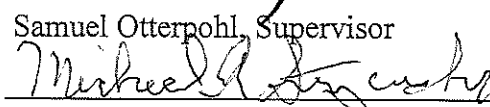
Attest:



Lynn Bybee, Clerk-Treasurer



Daniel Balog, Chairman


Samuel Otterpohl, Supervisor


Michael Stopczynski, Supervisor

STATE OF WISCONSIN
Town of Land O' Lakes
Vilas County

**AMENDMENT TO THE TOWN OF LAND O' LAKES ALL-TERRAIN VEHICLE
[and UTILITY TERRAIN VEHICLE] ROUTE ORDINANCE # 2021-1**

SECTION V – AUTHORIZE THE OPERATION OF ALL-TERRAIN VEHICLE [AND UTILITY
TERRAIN VEHICLE] ROUTES – **Addition Access Route and Trails:**

US HWY 45 bridge crossing from fire #6078 to River Road and the abandoned railroad right of way to Airport Rd. The ATV Route has the approximate termini on each side of the bridge on US Hwy 45 (the first available road as described above).

The Town of Land O' Lakes, Wisconsin, has specific authority under s.23.33(4)(d)3.b and s.23.33(11)(am)3 to authorize the operation of all-terrain vehicles on the following public highway.

(1) State Highway 45 from the junction of 6078 Hwy 45 to River Road.

23.22(11)3. (a)-(e):

- a. Cross the bridge in the most direct manner practicable and at a place where no obstruction prevents a quick and safe crossing.
- b. Stay as far to the right of the roadway or shoulder as practicable.
- c. Stop the vehicle prior to crossing.
- d. Yield the right-of-way to other vehicles, pedestrians, electric scooters, and electric personal assistive mobility devices using the roadway or shoulder.
- e. Exit the highway as quickly and safely as practicable after crossing the bridge.

SECTION VII - ENFORCEMENT

This ordinance may be enforced by any law enforcement officer authorized to enforce the laws of the state of Wisconsin [and additionally as stated in the Town's citation authority ordinance adopted per s. 66.0113]

SECTION VIII - PENALTIES

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

SECTION IX – SEVERABILITY

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SECTION X –REVOCATION

If at any time the town becomes aware of excessive abuse by persons operating all-terrain vehicles on the routes covered under this ordinance, the town may revoke this ordinance or any part thereof.

SECTION XI- APPLICABILITY

The requirement of this ordinance shall apply to all persons operating all-terrain vehicles within the town of Land O' Lakes. This ordinance replaces any previous ordinance or resolution of the town of Land O' Lakes that may conflict with any of the provisions herein.

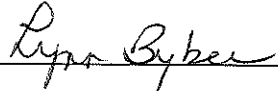
SECTION XII- EFFECTIVE DATE

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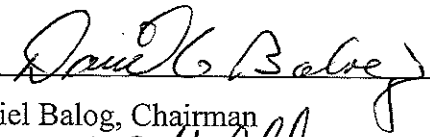
The town clerk shall properly publish this ordinance as required under s. 60.80, Wis. stats.

Adopted this 12th day of May 2021.

Attest:



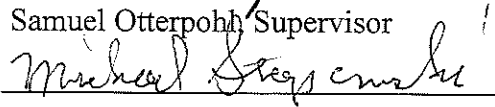
Lynn Bybee, Clerk-Treasurer



Daniel Balog, Chairman



Samuel Otterpohl, Supervisor



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