

VILLAGE OF FOOTVILLE
ORDINANCE NO. 2021-02

AN ORDINANCE CREATING SECTION 14 OF CHAPTER 310 OF THE VILLAGE OF FOOTVILLE MUNICIPAL CODE REGARDING ATV/UTV ROUTES AND REGULATIONS IN THE VILLAGE.

THE VILLAGE BOARD OF THE VILLAGE OF FOOTVILLE, COUNTY OF ROCK, STATE OF WISCONSIN, ORDAINS AS FOLLOWS:

SECTION 1. Chapter 310, Section 14 of the Village of Footville Municipal Code, to be titled “ATV/UTV Routes and Regulations” is created to read as follows:

Section 310-14 – ATV/UTV Routes and Regulations

- (1) Purpose. The purpose of this ordinance is to establish All-Terrain Vehicle (“ATV”) and Utility Terrain Vehicle (“UTV”) routes in the Village and to regulate the operation of ATV/UTV’s in the Village.
- (2) Authority. The Village Board of the Village of Footville, Rock County, Wisconsin has the specific authority to adopt this ATV/UTV Routes and Regulations Ordinance under Wis. Stats. §23.33 (8)(b) and (11). The Village Board retains the right to close any Village road to ATV/UTV operation for any reason, including but not limited to special events, unlawful use, and road construction or repair. Said closures of Village roads to ATV/UTV use may occur without prior notice. The Village accepts no liability for the operation of ATV/UTV’s on any Village road under the provisions of this ordinance. Operation of ATV/UTV’s is at the operator’s own risk. ATV/UTV operators within the Village shall abide by all state, county, and local laws, and the applicable provisions of Wis. Stat. §23.33 regulating ATV/UTV operations are adopted by reference and made part of this ordinance.
- (3) Routes. The Village designates all Village streets within the Village as ATV/UTV routes except the following roads:
 - a. All county roadways located in the Village are hereby declared as ATV/UTV routes only if authorized by the County of Rock, and all state highways in the Village are declared as ATV/UTV routes only if authorized by the State of Wisconsin.
 - b. All authorized ATV/UTV routes shall be signed in accordance with Wis. Stats. §23.33 (8)(e). The Village, or its designee, shall maintain all route signs within the Village. Any restrictions on authorized routes shall be designated by majority vote of the Village Board and shall be marked/signed accordingly.

- (4) Operation of ATV/UTVs. All ATV/UTV operators on Village routes must comply with the following conditions of operation:
- a. ATV/UTV operators shall observe the lesser of posted roadway speed limits or 25 mph in the lane of travel.
 - b. ATV/UTV operators shall ride single file.
 - c. ATV/UTV operators are prohibited from riding on the shoulder of the road or in the ditch.
 - d. ATV/UTV operators born after December 31, 1987 must have a valid ATV Safety Certificate and be at least 16 years of age.
 - e. ATV/UTV riders between the ages of 12 and 16 must have a valid ATV Safety Certificate and be accompanied by a parent or guardian.
 - f. ATV/UTV operators and riders under the age of 18 must wear a helmet.
 - g. ATV/UTV operators cannot ride on any route from midnight to 5:00 a.m., unless they are engaged in snow plowing.
 - h. ATV/UTVs shall have headlights, taillights, and brake lights on while operating on any Village route and must operate with a muffler that falls within the legal decibel limits.
 - i. ATV/UTV operators shall use hand signals if their machines are not equipped with turn signals.
 - j. ATV/UTVs shall be registered with the Wisconsin Department of Natural Resources and have up-to-date stickers and license plates.
- (5) Enforcement. This ordinance shall be enforced by any law enforcement officer authorized to enforce the ordinances of the Village of Footville and the laws of Rock County and/or the State of Wisconsin.
- a. Consistent with Wis. Stat. §23.33(11)(b) the Village Clerk shall immediately send a copy of this ordinance to the Department of Natural Resources, the Wisconsin State Highway Patrol, the Rock County Sheriff's Department, and the Orfordville Police Department.
- (6) Penalties. Wisconsin state ATV/UTV penalties as found in Wis. Stat. §23.33(13)(a) are adopted by reference and made part of this ordinance.

SECTION 2. This Ordinance shall take effect on **June 1, 2021** and after posting and publishing as required by law.

DATE: March 11, 2021



Gary Selck, Village President

SUMMARY OF ORDINANCE FOR PUBLICATION

PLEASE TAKE NOTICE THAT the Village Board of the Village of Footville, Rock County, Wisconsin, has adopted Ordinance No. 2021-02 on March 4, 2021, creating Section 14 of Chapter 310 of the Village of Footville Municipal Code regarding ATV/UTV Routes and Regulations on Village of Footville roadways.

The full text of the Ordinance may be obtained from the Village Clerk, Shawna March, by calling her at 608-876-6116, by viewing it on the Village's web site www.footvillewis.net, or by viewing the Ordinance at the Footville Village Hall at 261 N. Gilbert Street, Footville, Wisconsin, where it is posted.

CERTIFICATION

I hereby certify that the above Ordinance number 2021-02 was adopted by the Village Board of the Village of Footville on the 4th day of March, 2021, and that on the 11th day of March, 2021, a copy of the above Ordinance was posted in three places in the Village as follows:

201 N. Gilbert Street Footville WI 53537
212 Depot Street Footville WI 53537
509 Gilbert Street Footville WI 53537



Shawna March

Shawna March, Village Clerk,
Village of Footville
Rock County, Wisconsin

Subscribed and sworn to before me this
11th day of March, 2021.

Kate L. Corbis

Notary Public, Rock County, Wisconsin

My Commission expires: March 29, 2024