**Town of Eagle Point**

**Chippewa County**

**State of Wisconsin**

**Amendment to Chapter 32**

**Section 5**

**Item I**

**Ordinance 2024-9**

**WHEREAS** Chapter 32 It was voted on and approved at the September 16, 2024 Town Board Meeting to amend Chapter 32 of the All-Terrain Vehicle Ordinance, Section 5, add item (I ) with the wording from the Chippewa County Ordinance as stated below:

*Conditions****.*** The following conditions shall apply to all ATV/UTV operators (and passengers) when operating on ATV/UTV Routes:

 (1) Operators and passengers shall comply with all other federal, state, and local applicable laws, orders, regulations, restrictions and rules, including Wis. Stats. § 23.33 and Wis. Admin. Code Chapter NR 64.

 (2) The speed limit on all ATV/UTV Routes shall be forty-five (45) miles per hour, or the posted speed limit, whichever is lower.

 (3) ATVs and UTVs shall be operated in single file on the extreme right side of the roadway on the paved portion of the roadway. Operation on the shoulder, or in the ditch or right-of-way is prohibited, unless yielding the right-of-way.

(4) Every person who operates an ATV or UTV on an ATV/UTV Route, and/or every ATV and UTV operated on an ATV/UTV Route, shall carry liability and other insurances consistent with Wisconsin state law for the operation of a motorized vehicle. All operators shall carry proof of such insurance while operating an ATV or UTV on an ATV/UTV Route.

(5) ATV/UTV operator and/or passenger(s) shall not possess any opened or unsealed bottle or receptacle containing an intoxicating beverage.

 (6) No person shall operate an ATV or UTV contrary to any authorized and official posted sign.

 (7) No person may erect, remove, obscure, or deface any official designated ATV/UTV Route Sign unless authorized, in writing, by the County Highway Commissioner and/or Highway Committee.

 (8) Operation on ATV/UTV Routes shall be permitted year-round unless otherwise posted.

 (9) Every ATV and UTV operating on an ATV/UTV Route shall utilize head lamps (white light), tail lamps (red light), and stop lamps (red light) so long as that ATV or UTV was originally manufactured with head lamps, tail lamps, or stop lamps. Operators shall have head lamps and tail lamps turned on at all times.

(10) All ATV/UTV operators on ATV/UTV Routes must have a valid driver’s license.

 (11) All persons under 18 years of age operating and/or riding on an ATV/UTV must wear a helmet approved by the Wisconsin Department of Transportation.

 (12) Use of ATV/UTV Routes is only allowed during daylight hours which shall be defined as from one-half hour before sunrise to one-half hour after sunset, unless the ATV/UTV is equipped with and properly utilizing adequate turn signal lights (amber lights in front, red light in back).

 (13) Every ATV and UTV operating on an ATV/UTV Route shall be equipped, maintained, and operated to prevent excessive or unusual noise. No person shall operate an ATV or UTV on an ATV/UTV Route unless such ATV or UTV is equipped with a muffler or other effective noise-suppressing 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 or UTV upon any ATV/UTV Route. No person shall modify or change the exhaust muffler, the intake muffler, or any other noise-abatement device of an ATV or UTV in a manner such that the noise emitted by the ATV or UTV increases above that emitted by the ATV or UTV as originally manufactured.

Ordinance Adopted and signed this 16th day of September 2024

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Charles Hebert, Town Chair

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Lawrence Frazer, Supervisor

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Steve Goettl, Vice Chair Laurie Hebert, Clerk

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Pauline Spiegel, Supervisor

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Posting may be removed on: \_\_\_\_\_\_ day October 2024

Randall Woodruff, Supervisor

This ordinance is on file at:

Town of Eagle Point Hall

14802 State Hwy 124

Chippewa Falls, WI 54729

May also be viewed on the Town Website