

**ORDINANCE**

**SUBJECT:** TRAFFIC CODE – ALL TERRAIN VEHICLES

**COMMITTEE:** PUBLIC WORKS AND INFRASTRUCTURE

**FIRST CONSIDERATION:** August 20, 2020

**FINAL CONSIDERATION:** September 17, 2020

**ORDINANCE #** 182 – 9/20 **PUBLICATION DATE** September 23, 2020

**The County Board of Supervisors of La Crosse County does ordain as follows:**

**AN ORDINANCE TO AMEND S. 7.08 ENTITLED "ALL TERRAIN VEHICLES" OF THE  
GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN**

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**ANALYSIS**

- This amendment creates all-terrain vehicle (ATV) routes at various locations in the County and makes updates to the County Ordinance to be consistent with state statutes and administrative code.

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**INFORMATION:**

County Board Rules: Governing Body s. 2.02(8) states, in part: Ordinances are drafted by the Corporation Counsel. After the ordinance has been reviewed by a standing committee, each Supervisor will be given a copy of the ordinance showing the deleted language (grayed) and the new language (underlined) and an analysis of the intent of the ordinance. After introduction to the County Board, the ordinance shall be referred to the next monthly meeting unless waived by a 2/3 vote of the Supervisors present and a public hearing may be held if requested by a Supervisor. An amendment may be introduced and debated at either the original or the referred meeting. Copies of the ordinances of the County of La Crosse in their entirety are available with Corporation Counsel, County Clerk, or [www.co.la-crosse.wi.us/code/](http://www.co.la-crosse.wi.us/code/).

(rev. 3/03)

**ORDINANCE # 182 – 3/20**

**AN ORDINANCE TO AMEND s. 7.08 ENTITLED "ALL-TERRAIN VEHICLES" OF THE  
GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN**

The County Board of Supervisors of the County of La Crosse does ordain as follows:

**Section 1.** Section 7.02 entitled "All-terrain vehicles" is amended to read:

7.08 ALL-TERRAIN VEHICLES.

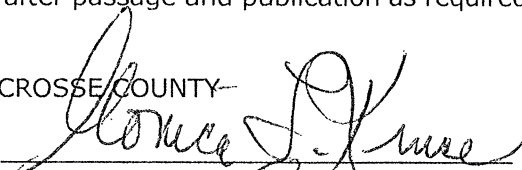
- (1) STATE ALL-TERRAIN/UTILITY-TERRAIN LAWS ADOPTED. For purposes of this ordinance, all references to all-terrain vehicles (ATV) shall include utility-terrain vehicles (UTV) as defined by statute. Except as otherwise specifically provided in this Chapter, the statutory provisions in section 23.33, 340 to 348, and 350 Wis. Stats., describing and defining regulations with respect to all-terrain vehicles, exclusive of any provisions therein for which the statutory penalty is a fine or term of imprisonment, are hereby adopted by reference and made part of this section as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required by this section.
- (2) APPLICABILITY OF RULES OF THE ROAD TO ALL-TERRAIN VEHICLES. The operator of an all-terrain vehicle upon a roadway shall, in addition to the provisions of section 23.33, Wis. Stats., also be subject to the rules of the road as provided in s. 346.02(11), Wis. Stats.
- (3) OPERATION ON COUNTY PROPERTY. No person shall operate any all-terrain vehicle on lands owned by the County except where the use is authorized by posted notice or County permit.
- (4) ATV ROUTES. As authorized by sec. 23.33(8)(b), Wis. Stats. and following due consideration of the recreational value to connect trail opportunities and weighted against possible dangers, public health, liability aspects, terrain involved, traffic density and history of automobile traffic, the following ATV routes have been created:
  - a. Routes.
    1. Entire length of CTH A from CTH C to STH 162.
    2. Entire length of CTH Q from CTH V to STH 108.
    3. Entire length of CTH VV from CTH T to Jackson Co.
    4. Entire length of CTH AE from CTH A to CTH TA.
    5. Entire length of CTH TA from CTH T to CTH A.
    6. CTH T from STH 162 to CTH V.
    7. CTH V from CTH TT east to the end of CTH V.
    8. CTH C from STH 108 to CTH DE.
  - b. Conditions. As a condition for the use of these routes, the following conditions shall apply to all operators and passengers:
    1. All ATV operators shall obey posted roadway speed limits.
    2. All ATV operators shall ride single file.
    3. All ATV's shall operate only on the extreme right side of the paved portion of the roadway. Operation of an ATV on the shoulder, ditch, or right-of-way is prohibited and illegal.

4. Headlights and taillights must be turned on at all times.
  5. All persons under the age of 18 operating or riding an ATV must wear a helmet.
  6. Routes must be signed in accordance with NR 64.12 and NR 64.12(7)(c).
- (5) ENFORCEMENT. This ordinance shall be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin.
- (6) PENALTIES. The Wisconsin ATV penalties as found in Wisconsin Statute 23.33(13) are adopted by reference.

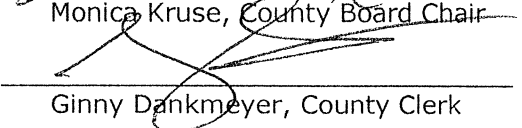
**Section 2.** This Ordinance shall take effect the day after passage and publication as required by law.

LA CROSSE COUNTY

By:

  
Monica Kruse, County Board Chair

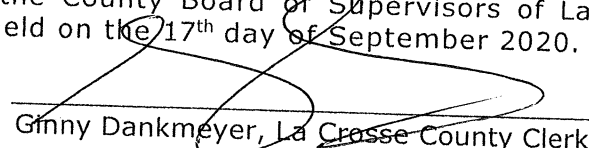
By:

  
Ginny Dankmeyer, County Clerk

PASSED: September 17, 2020  
PUBLISHED: September 23, 2020

STATE OF WISCONSIN  
COUNTY OF LA CROSSE

I, Ginny Dankmeyer, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original ordinance required by law to be in my custody and which the County Board of Supervisors of La Crosse County adopted at a meeting held on the 17<sup>th</sup> day of September 2020.

  
Ginny Dankmeyer, La Crosse County Clerk