

**TOWN OF NASHVILLE,
FOREST COUNTY, WISCONSIN**

Ordinance #052113-1

Amendment to Ordinance # 062111-1
Re: ATV/UTV Ordinance

The purpose of this ordinance is to regulate and authorize specific town roads and or town road right of way which may be open to All Terrain Vehicle (ATV) and Utility Terrain Vehicle (UTV) operation.

The Town Board of Nashville, Forest County, Wisconsin, does hereby ordain as follows:

SECTIONS

- I. Definitions
- II. Routes
- III. Operation
- IV. Maintenance of Town Roadways and Right of Ways
- V. Conditions
- VI. Enforcement
- VII. Penalties
- VIII. Severability
- IX. Effective Date

I. DEFINITIONS

All terms contained in this ordinance will be defined by the definitions contained in Wisconsin Statute Chapter 23.33 – All ATV/UTV’S. Except as specifically provided for herein, the statutory provisions of Statute 23.33, WI statutes, which defines and describes regulations with respect to All ATV/UTV’S is hereby adopted by reference and made part of this section as though fully set forth.

- A. All Terrain Route means a highway designated for use by all terrain ATV/UTV vehicle operators by the governmental agency having jurisdiction as authorized under this section.
- B. All Terrain Trail means a marked corridor on public property or on private lands subject to easement or lease, designated for use by All Terrain ATV/UTV operators by the governmental agency having jurisdiction, but excluding roadways of highways except those roadways that are seasonally not maintained for motor vehicle traffic.

- C. The Town Board of the Town of Nashville shall be considered “The Board” for the purposes of this ordinance.

II. ROUTES

The Town of Nashville establishes that an All Terrain Route on a Town Road is designated for the purpose of connecting to an existing All Terrain Route or Trail. These route(s) have been determined to be in the best interest of town residents.

The Town Board may designate town roadways and or portions of town roadways as All Terrain Vehicle routes or All Terrain Vehicle trail. The Board shall maintain an approved list of Local All Terrain Vehicle routes and trails available for public inspection at the Town of Nashville Clerk’s office. Nothing in this ordinance may be interpreted to indicate that the Town Board is required to renew a previously approved All Terrain Vehicle route or trail designation. The Town Board may take action, at any time, to remove authorization and or designation of any Town approved All Terrain Vehicle route or All Terrain Vehicle trail at the discretion of the Board. If and when this authorization is removed the organization or group involved must immediately take steps to close the said routes.

1.) DESIGNATED ROUTES:

- A.) Pickerel Lake Road All Terrain Vehicle route shall start at the Town of Ainsworth town line and end at the intersection of Pickerel Lake Road and Short Lane. All-Terrain Vehicle signage will indicate no All-Terrain Vehicles on Pickerel Lake Road as seen from County Road DD. The Pickerel Lake Road All Terrain route shall have a turnaround at the Sportsmen’s Lodge (Schuh’s).
Adopted 6/21/11
- B.) Doemel Lane limited access **Adopted 6/21/11**
- C.) Bartz Bay Road limited access **Adopted 6/21/11**
- D.) Crescent Lane limited access **Adopted 6/21/11**
- E.) Forest Lane limited access **Adopted 6/21/11**
- F.) Page Lane limited access **Adopted 6/21/11**
- G.) Sand Lake Road from the intersection of Black Joe Road and Community Drive, East 2.25 miles to the start of the Sokaogon Chippewa/Forest County Potawatomi ATV Trail. **Adopted 7/21/09**
- H.) Sand Lake Road from the intersection of Deep Hole Road, Southwest 0.25 miles to the intersection of the private Road locally as “Exxon” Road. **Adopted 7/21/09**
- I.) Deep Hole Lake Road from the intersection of Sand Lake Road North 0.75 miles to the Sokaogon Chippewa/Forest County Potawatomi ATV Trail. **Adopted 7/21/09**
- J.) North Cole Road from the Town of Crandon Town Line to County Highway “B”. **Adopted 5/21/13**

- K.) Kramer Lane from County Highway "B" South to end of road. **Adopted 5/21/13**
L.) South Shore Dr., Firelite Dr., Frazer Lane & Flint Ridge Lane. **Adopted 7/15/14.**

III. OPERATION:

- A. The Town of Nashville makes no warranty expressed or implied that the Routes and / or trails authorized under this ordinance are safe for All Terrain Vehicle ATV/UTV operation.

IV. MAINTAINENACE OF TOWN ROADWAYS AND RIGHT OF WAYS

- A. Any organization or group requesting to have the Town Board designate All Terrain Vehicle route(s) or All Terrain Vehicle trail(s), that connect to existing route(s) or All Terrain Vehicle Trail(s), on Town of Nashville roadways and/or right of ways will be required to:
- i. Have a clear understanding with the Board establishing that the cost of signing and maintenance will be born by the organization or group making the request;
 - ii. Identify that the responsibility for purchasing, installation and maintenance of the approved signage is to be that of the requesting organization or group.

V. CONDITIONS

- A. All Terrain ATV/UTV Vehicle operators shall observe all laws and regulations contained in WI Statute Chapter 23.33-All Terrain Vehicles.
- B. All Terrain ATV/UTV Vehicle operators shall ride single file at all times.
- C. All Terrain ATV/UTV Vehicle operators shall not operate their vehicle in excess of posted speed limits, while on a Town Road or right of way and must slow the vehicle to 10 MPH within 150 Feet of a Dwelling.
- D. No person may operate an All Terrain ATV/UTV Vehicle on any Town Road or right of way except as authorized under this ordinance.
- E. All Terrain ATV/UTV Vehicles, operating under the provisions of this ordinance, shall operate on the portion of the roadway designed for motorized vehicle use and shall not operate on the extreme right marked pedestrian walkway/bike lane.
- F. The Nashville Town Board has designed, engineered and built a marked pedestrian walkway/bike lane on Pickerel Lake Road for the safety & enjoyment of the pedestrian walkway/bike lane users. Any All Terrain ATV/UTV Vehicles that threatens the element of the

pedestrian walkway/bike lane shall cause the authorization for All Terrain Vehicle use to be removed.

- G. The marked extreme right pedestrian walkway/bike lane shall be signed in such a fashion that All Terrain ATV/UTV Vehicle users will be aware and frequently reminded that All Terrain Vehicles are not permitted on the said lanes.
- H. Any All Terrain ATV/UTV Vehicle that approaches any pedestrians or bikes who are occupying the pedestrian walkway/bike lane are required to slow down to 10 mph and yield to any and all right of ways.
- I. All Terrain ATV/UTV Vehicle operators are required to respect the pedestrian walkway/bike lane as a safety zone for pedestrians and bikes. Anyone found not doing so will be risking the All Terrain Vehicle use of said roadway route
- J. All Terrain ATV/UTV's Vehicles operating on North Cole Road shall operate on the extreme right hand paved asphalt portion of the said roadway. Travel on the shoulders is prohibited.
- K.
 - a.) All Terrain ATV/UTV's operating on South Shore Dr., Firelite Dr. Frazer Lane or Flint Ridge Lane Shall operate on the extreme right hand paved asphalt portion of said roadways. Travel on any portion of the shoulders is prohibited.
 - b.) The set speed limit for all ATV/UTV's shall be 20 mph on South Shore Dr., Firelite Dr., Frazer Lane and Flint Ridge Lane.
 - c.) The ATV/UTV club shall be responsible for the erection and maintenance of all required signage that is indicated by the Town Of Nashville.
 - d.) At both ends of South Shore Dr. there is to be signage indicating the end of the ATV/UTV route. These signs shall be posted in such a manner that the ATV/UTV operators will clearly stop and turn around.
 - e.) At both ends of the route there shall be an indicated safe turn around. Private driveways shall not be used as a turn around.
 - f.) To avoid any unauthorized ATV/UTV's from using any private driveways or logging roads along South Shore Dr. Firelight, Dr. Frazer Lane or Flint Ridge Lane there shall be signage indicating "NO ATV/UTV's allowed". If signage fails to stop the unauthorized vehicles then gates will be required.
 - g.) The Town Of Nashville will determine what roadway safety signage will be placed along the said roadways and their locations. The Town of Nashville will cooperate with the ATV/UTV club in this process.
 - h.) ATV/UTV's travelling on Frazer Lane or Firelight Dr. will not be allowed to travel on Frazer Lane north of the intersection of Frazer Lane and Firelight Drive.
 - i.) There shall be a one year probationary period for the use of South Shore Dr., Firelite Dr. and Flint Ridge Lane by ATV/UTV's. During this period of time, the Town Of Nashville reserves the right to close

the said route at any time and the closure shall be immediate. The Town of Nashville will contact the ATV/UTV club advising them of our action and the Club shall be responsible to close the route immediately.

j.) The Towns decision to close the said route will be based on safety issues and valid complaints that have not been addressed.

k.) The probationary period will start on the date that the route has been completely signed and officially opened as an ATV/UTV route.

VI. ENFORCEMENT

A. This ordinance shall be enforced by any law enforcement officer as authorized by the State of Wisconsin including Great Lakes Indian Fish and Wildlife Commission personnel.

VII. PENALTIES

The penalty section of WI Statutes section 23.33 is hereby adopted by reference.

VIII. SEVERABILITY

The provisions of this ordinance shall be deemed severable and is expressly declared.

IX. EFFECTIVE DATE

This ordinance becomes effective upon passage and publication.

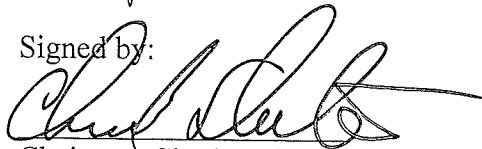
All ordinances and parts of ordinances in conflict with this ordinance or any of its provisions are hereby repealed.

This ordinance was adopted this 5th day of July, 2014.

Attest to by:

Terri Schabo, Clerk

Signed by:



Chairman Charles Sleeter



Supervisor Duane Marshall

Sandra Rachal
Supervisor Sandra Rachal