

Village of North Freedom

105 North Maple St. P.O. Box 300

North Freedom, WI 53951

Phone 608-522-4550 • Fax 608-522-4574

ORDINANCE NO. 7.11

AN ORDINANCE TO AMEND SECTION 7.08(4) OF THE VILLAGE CODE OF ORDINANCES GOVERNING SNOWMOBILES AND TO CREATE SECTION 7.11 OF THE VILLAGE CODE OF ORDINANCES GOVERNING ALL-TERRAIN VEHICLES AND UTILITY TERRAIN VEHICLES

The Village Board of the Village of North Freedom, Sauk County, Wisconsin, does hereby ordain as follows:

1. Section 7.08(4) governing the hours of operation for snowmobiles is repealed and recreated to now read as follows:
 - (4) **HOURS OF OPERATION RESTRICTED.** A person may operate a snowmobile anywhere within the Village limits between the hours of 8:00 a.m. and 10:00 p.m. Sunday through Thursday, and 8:00 a.m. through midnight on Friday and Saturday. The Village Board is authorized to change the hours of operation by resolution as the Village Board deems necessary.

2. Section 7.11 governing the use of all-terrain vehicles and utility terrain vehicles is hereby created to read as follows:
 - (1) **DEFINITIONS.** For purposes of this Section:
 - (a) "All-Terrain Vehicle" (ATV) means an engine driven device which has a net weight of 900 lbs. or less, has a width of 50 inches or less, is equipped with a seat designed to be straddled by the operator and which is designed to travel on three or more low pressure tires.
 - (b) "Highway" means all public ways and thoroughfares and bridges on the same. It includes the entire width between the boundary lines of every way open to the use of the public as a matter of right for the purposes of vehicular travel. It includes roads, driveways and municipal parks which have been opened to the use of the public for the purpose of vehicular travel and roads or driveways upon the grounds of public schools. This definition does not include private roads or driveways.
 - (c) "Low pressure tire" is a tire which has a minimum width of 6 inches and is designed to be inflated with an operating pressure not to exceed 10 pounds per square inch as recommended by the manufacturer.
 - (d) "Roadway" means that portion of a highway between the regularly established curb lines or that portion which is improved, designed or ordinarily used for vehicular travel, excluding the berm or shoulder. On a divided highway, the term "roadway" refers to each roadway separately but not to all such roadways collectively.

- (e) "Snow Removal Device" means an attachment designed and installed for the purpose of removing snow. An attachment under this definition may be a plow blade, blower, bucket or brush.
- (f) "Utility Terrain Vehicle" (UTV) means any of the following:
 - 1. A motor-driven device that does not meet federal motor vehicle safety standards in effect on July 1, 2012, that is not a golf cart, low-speed vehicle, dune buggy, mini-truck, or tracked vehicle, that is designed to be used primarily off of a highway, and that has, and was originally manufactured with all of the following:
 - a. A net weight of less than 2,000 pounds;
 - b. Four or more low-pressure tires;
 - c. A steering wheel;
 - d. A tail light;
 - e. A break light;
 - f. Two headlights;
 - g. A width of not more than 65";
 - h. Seats for at least 2 occupants, all of which seating is designed not to be straddled;
 - i. A system of seatbelts, or a similar system, for restraining each occupant of the device in the event of an accident;
 - j. A system of structural members designed to reduce the likelihood that an occupant would be crushed as a result of a roll-over of the device.
 - 2. A motor-driven device that has a net weight of more than 900 lbs., that is originally manufactured with a width of 50" or less, that is equipped with a seat designed to be straddled by the operator, and that is designed by the manufacturer to travel on three or more low pressure tires.

(2) OPERATION ON OR NEAR ROADWAYS.

- (a) Except as provided in (2) below, the provisions of Section 23.33(4) of the Wisconsin Statutes as amended from time to time are adopted as the law of the Village of North Freedom and incorporated herein by reference.
- (b) The North Freedom Village Board does hereby create an ATV route over all public roadways within the Village corporate limits. The ATV route may be altered, amended or terminated by future resolution of the Village Board. The Village Board shall cause the ATV route to be posted with ATV route 24" x 18" green signs with the white silhouette of an ATV along with appropriate directional arrows. All Village roads designated as the ATV route shall be signed at the beginning and the end of a route and at such intervals that allow an able rider to follow the route. There shall be no residential access allowance that permits a rider to ride on a roadway from his/her dwelling to the nearest route.
- (c) A person may operate an ATV or UTV with a snow removal device attached on a roadway or adjacent to a roadway or on a public sidewalk during the period beginning on October 1 and ending on April 30 of each

year for the purpose of removing snow if such operation is necessary to travel to or from a site where the snow removal device will be used. The travel necessary to or from the site may not exceed two (2) miles.

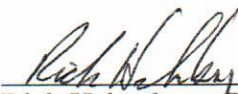
- (d) Operation of an ATV or UTV, with or without a snow removal device, on a roadway or adjacent to a roadway is authorized only if the applicable roadway speed limit is 45 miles per hour or less. The speed limit for operation of an ATV or UTV with or without a snow removal device shall be 10 miles per hour. A person may operate an ATV or UTV within the Village limits only between the hours of 8:00 a.m. and SUNSET. Sunday through Saturday. The Village Board is authorized to change the hours of operation by resolution as it deems necessary.
 - (e) Operation of an ATV or UTV on a roadway is authorized only on the extreme right side of the roadway except that left turns may be made from any part of the roadway where it is safe to do so, given prevailing conditions.
 - (f) The operator of an ATV or UTV with a snow removal device is permitted to drive upon a sidewalk for the purpose of snow removal. The operator shall access the sidewalk from a permanently or temporarily established driveway. If an operator is driving an ATV or UTV with a snow removal device on a sidewalk, the speed may not exceed five (5) miles per hour.
- (3) **Authorized Operation.** No person who is under sixteen (16) years of age may operate an ATV or UTV for purposes of snow removal under any circumstances.
 - (4) **Display Lights.** Any person operating an ATV or UTV with a snow removal device attached is required to display at least one or more flashing or rotating amber or yellow lights, and at least one of the lights shall be visible from every direction.

3. **Severability.** If any portion of this Ordinance or its application on any person or circumstances is held invalid, the validity of this Ordinance as a whole or any other provision herein or its application shall not be affected.

4. **Effective Date.** This Ordinance shall take effect immediately upon its passage and publication.

Dated this 8th day of May, 2017.

VILLAGE OF NORTH FREEDOM

By: 
Rick Hehenberger, President

By: 
Kayla Steinhorst, Clerk

**VILLAGE OF NORTH FREEDOM
AMENDMENT TO ORDINANCE NO. 7.11
ALL-TERRAIN VEHICLE (ATV)/UTILITY TERRAIN VEHICLE (UTV) ORDINANCE,**

The Village Board of the Village of North Freedom, Sauk County, Wisconsin does hereby amend the Village of North Freedom All-Terrain Vehicles (ATV)/Utility Vehicles (UTV) Ordinance No. 7.11 as follows:

Section 2

(2) OPERATION ON OR NEAR ROADWAYS

(b) The North Freedom Village Board does hereby create an ATV route over all public roadways within the Village corporate limits. In addition to ATV Routes on Village Streets, as authorized by Wis. Stats. 23.33(11)(am)4, the Village also authorizes the use of ATVs on CTH I (N. Maple Street) and CTH PF (S. Maple Street and E. Walnut Street) within the Village corporate limits where the speed limit is 35 miles per hour or less. The ATV route may be altered, amended or terminated by future resolution of the Village Board. The Village Board shall cause the ATV ~~to be posted~~ route signs be installed in accordance with Wis. Stats 23.33(8)(e)4, by erecting signs stating "VILLAGE OF NORTH FREEDOM STREETS ARE ATV ROUTES UNLESS POSTED" on each street or highway within its jurisdiction at the point where that street or highway enters its territorial boundary. ~~ATV Route 24" X 18" green signs with white silhouette of an ATV along with directional arrows. All Village roads designated as the ATV Route shall be signed at the beginning and end of a route and at such intervals that allow an able rider to follow the route. There shall be no residential access allowance that permits a rider to ride on a roadway from his/her dwelling to nearest route.~~

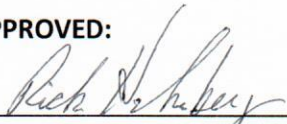
(d) Operation of an ATV or UTV, with or without a snow removal device, on a roadway or adjacent to a roadway is authorized only if the applicable roadway speed limit is 45 miles per hour or less. The speed limit for operation of an ATV or UTV with or without a snow removal device shall be ~~10~~ 25 miles per hour. A person may operate an ATV or UTV within the Village limits only between the hours of 8:00 a.m. and SUNSET, Sunday through Saturday. The Village Board is authorized to change the hours of operation by resolution as it deems necessary.

This ordinance amendment is effective upon publication.

Adopted this 13th day of May, 2019

VILLAGE OF NORTH FREEDOM, SAUK COUNTY, WISCONSIN.

APPROVED:



Rick Hehenberger, President

ATTEST:



Kayla Stienhorst, Village Clerk