

## County Ordinance 05-04

Amending Section 17(5) of the Juneau County Code of Ordinances to be read as follows:

### (5) REGULATED ACTIVITIES.

(d.) Operation of utility terrain vehicles (UTV) and all-terrain vehicles (ATV) on County-owned land is prohibited except as outlined below on designated trails and County Forest road routes.

(1.) Maintenance of ATV/UTV trails shall be by county employees, ATV/UTV club or snowmobile club personnel.

(2.) Operation of a registered or licensed ATV or UTV on designated ATV/UTV trails or County Forest road routes shall be only from Friday of Memorial Day Weekend through October 1<sup>st</sup> for summer use trails. (See ATV/UTV Trail Map)

(3.) Operation of a registered or licensed ATV or UTV on designated ATV/UTV trails or County Forest road routes shall be only from December 15<sup>th</sup> through March 31<sup>st</sup> for winter use trails. Winter use trails or County Forest road routes are subject to the same opening and closure procedures as winter snowmobile trails (See ATV/UTV Trail Map)

(4.) All ATV/UTV operators shall operate only on the designated portion of the trail or route system. Operation of vehicles off the signed and designated trail corridor is prohibited and enforcement action may be taken.

(5.) All ATV/UTV operators shall observe a maximum speed limit of 25 MPH on all trails and routes, except when within 150 feet of a dwelling or when riding within 100 feet of a person who is not on an ATV, UTV, snowmobile, motorcycle or in a motor vehicle speed shall not exceed 10 MPH. This includes but is not limited to anglers, hikers, bicyclists, joggers, horses, etc., as well as for other ATV/UTV riders stopped along the trail.

(6.) All ATV/UTV operators shall ride single file on the right hand side of the trail or route.

(7.) All ATV/UTV operators shall have their headlights illuminated and tail lamps illuminated while operating on County-owned land.

(8.) All all-terrain and utility terrain vehicles are required to be equipped with a functioning muffler to prevent excessive or unusual noise and with a functioning spark arrester of a type approved by the U.S. Forest Service.

(9.) ATV/UTV operation shall not be in a reckless manner, without regard to other persons or their property, or such that injury or property damage is likely to occur, or to pursue any wild animal with the intent of harassing it.

(10.) ATV/UTV operation shall not occur when County or State emergency fire regulations are in effect or when WDNR wildfire danger is posted at the Red Flag Alert.

(11.) ATV/UTV operation shall not occur on trails or roads that have been gated, signed or bermed as closed to motorized vehicles.

(e.) Designation of trails or routes on County-owned land does not impose upon the Juneau County Land, Forest and Parks Department a greater duty of care or responsibility for maintenance of those segments than for any other segment of County trail or route. Operators of ATV/UTVs on County-owned land assume all the risks of ATV/UTV operation.

(f.) Designated ATV/UTV trails or routes on County-owned land shall either be maintained with State all-terrain vehicle trail aid funding, or by equivalent trail maintenance contracts with local ATV/UTV or snowmobile clubs, up to and not to exceed the eligible trail maintenance costs per mile under Wisconsin Administrative Code NR64.

(g.) Designated trails and road routes on County-owned land shall be established and approved by the Juneau County Land, Forest and Park Committee and/or the Juneau County Board of Supervisors. The Land, Forest and Parks Committee shall

develop policies and procedures for designation of ATV/UTV trails and routes including appropriate criteria for making a designation. Any modification to a designated ATV/UTV trail or route shall be approved by the Land, Forest and Parks Committee. A copy of the ATV/UTV trail system, including County Forest routes, along with a map showing their location shall be kept on file at the Land, Forest and Parks Department. The Juneau County Land, Forest and Parks Department Administrator shall have the authority to close or open any approved ATV/UTV trail or route within the system, if necessary.

The following ATV/UTV trails are established:

1. Travel is permitted only on the designated trail corridor through County Forest Land beginning north of 35<sup>th</sup> Street East through the west half of Section 13, T17N - R3E, continuing into Section 14, T17N - R3E, and ending where the trail joins 32<sup>nd</sup> Street.

(h.) Use of alcohol or controlled substances while operating a vehicle on County-owned land under this ordinance is strictly prohibited.