

**CHAPTER 7**  
**TRAFFIC CODE**

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7.01..... Parking  
7.02..... Snowmobiles  
7.03..... Official Traffic Signs and Signals  
7.04..... All-Terrain/Utility-Terrain Vehicle Routes  
7.05..... Implements of Husbandry  
7.06..... Penalty

13 **7.01 PARKING**

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- (1) GENERAL PROVISIONS. No person shall stop or leave any vehicle standing upon any portion of a highway where and at the time when parking is prohibited, limited or restricted by an official traffic sign. Exceptions are made for the loading or unloading or in receiving or discharging passengers or cargo and while the vehicle is attended by a licensed operator, so that it may promptly be moved in case of an emergency or to avoid obstruction of traffic.
- (2) NO PARKING AREAS. No parking will be allowed on any portion of a Town road which has been designated and marked by the Town Board as a “No Parking Area.”
  - (a) EXCEPTION. In the event that a resident is hosting a gathering at his/her residence where many guests are expected he/she may request permission from the Town Chair to allow parking in no parking areas.
- (3) SNOW SEASON PARKING. No person shall park or leave standing any motor vehicle on any street, road or highway right-of-way in the Town from November 1<sup>st</sup> of any year through April 15<sup>th</sup> of the following year, except by permit issued by the Town Chair.
- (4) PENALTY. Except as otherwise provided, any person found to be in violation of any provision of this Chapter shall be subject to a penalty as provided in Section 25.04 of the General Code. Further, any vehicle found in violation of this section shall be towed by the Town at the owner’s expense. The cost of towing and impoundment charges shall be paid before release of the vehicle to the owner. Any vehicle impounded which has not been lawfully claimed shall be disposed of in accordance with Wis. Stats. §342.40.

**7.02 SNOWMOBILES.**

- (1) STATE SNOWMOBILE LAWS ADOPTED. Except as otherwise specifically provided in this chapter, the statutory provisions describing and defining regulations with respect to snowmobiles in the following enumerated sections of the Wisconsin Statutes 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 or prohibited by this section.

- 350.01 Definitions
- 350.02 Operation of Snowmobiles on or in Vicinity of Highway
- 350.03 Right-of-Way
- 350.04 Snowmobile Races, Derbies and Routes
- 350.045 Public Utility Exemption
- 350.047 Local Ordinance to be Filed
- 350.05 Operation by Youthful Operators Established
- 350.055 Safety Certification Program Established

60	350.07	Driving Animals
61	350.08	Owner Permitting Operation
62	350.09	Head Lamps, Tail Lamps and Brakes
63	350.10	Miscellaneous Provisions for Snowmobile Operation
64	350.12	Registration of Snowmobiles
65	350.13	Uniform Trail Signs and Standards
66	350.15	Accidents and Accident Reports
67	350.17	Enforcement
68	350.18	Local Ordinances
69	350.19	Liability of Landowners
70	167.31	Firearms and Bows

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72 (2) **APPLICABILITY OF RULES OF THE ROAD TO SNOWMOBILES.** The  
73 operator of a snowmobile upon a roadway shall, in addition to the provisions of  
74 Ch. 350, be subject to Wis. Stats. §§346.04, 346.06, 346.11, 346.14(l), 346.18,  
75 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40,  
76 346.44, 346.46, 346.47, 346.48, 346.50(l)(b), 346.51, 346.52, 346.53, 346.54,  
77 346.55, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92(l) and 346.94(l), (6), (6m)  
78 and (9).  
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80 (3) **PERMITTING OPERATION BY IMPROPER PERSONS PROHIBITED.** No  
81 owner or person having charge or control of a snowmobile shall authorize or  
82 permit any person to operate such snowmobile who is not permitted under State  
83 law to operate such snowmobile or who is under the influence of an intoxicant or  
84 a dangerous or narcotic drug.  
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86 (4) **OPERATION WHILE UNDER INFLUENCE PROHIBITED.** Wis. Stats.  
87 §346.63 shall apply to the operation of a snowmobile anywhere within the Town.  
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89 (5) **WRITTEN CONSENT OF PROPERTY OWNER REQUIRED.** The consent  
90 required under Wis. Stats. §§350.10(1)(f), 350:10(1)(k), 350:10(1)(l), and  
91 350:10(1)(m) shall be written consent, dated and limited to the year in which the  
92 consent is given. If the property is owned or leased by more than one person, the  
93 consent of each shall be obtained.  
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95 **7.03 OFFICIAL TRAFFIC SIGNS AND SIGNALS.**  
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97 (1) **TOWN BOARD RESPONSIBLE.** The Town Board shall procure, erect and  
98 maintain appropriate standard traffic signs, signals and markings conforming to  
99 the rules of the State Department of Transportation giving notice of the provisions  
100 of this chapter as required by State law. Signs shall be erected in such locations  
101 and in such manner as the Town Board determines will best effect the purposes of  
102 this chapter and give adequate warning to users of the streets and highways.  
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104 (2) **REMOVAL OF UNOFFICIAL SIGNS AND SIGNALS.** The Town Board shall  
105 have the authority granted by Wis. Stats. §349.09 and shall order the removal of a  
106 sign, signal, marking or device placed, maintained or displayed in violation of this

chapter or Wis. Stats. §346.41. Any charge imposed on any premises for removal of an illegal sign, signal or device shall be reported to the Town Board at its next regular meeting for review and certification.

**7.04 ALL-TERRAIN/UTILITY-TERRAIN VEHICLE ROUTES**

(1) Definitions:

(a) 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 cargo box installed by the manufacturer.
  - d. A steering wheel.
  - e. A tail light.
  - f. A brake light.
  - g. Two headlights.
  - h. A width of not more than 65 inches.
  - i. Seats for at least 2 occupants, all of which seating is designed not to be straddled.
  - j. A system of seat belts, or a similar system, for restraining each occupant of the device in the event of an accident.
  - k. A system of structural members designed to reduce the likelihood that an occupant would be crushed as the result of a rollover of the device

(b) ALL-TERRAIN VEHICLE (ATV) means an engine-driven device which has a net weight of 900 pounds or less, which is originally manufactured with a width of 50 inches or less, which is equipped with a seat designed to be straddled by the operator and which is designed by the manufacturer to travel on three (3) or more low-pressure tires.

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- (2) No person may operate an ATV/UTV on the roadway portion of any highway in the Town except on roadways that are designated as ATV/UTV routes in this Section. Operation of ATV/UTV's on a roadway in the Town that is an ATV/UTV route is authorized only for the extreme right side of the roadway except that turns may be made from any part of the roadway that is safe given prevailing conditions. On paved roadways ATV/UTV's must be operated on the paved portion of the roadway and not on the gravel shoulder.
- (3) The following road(s) are designated ATV/UTV routes in the Town provided there be first installed thereon "ATV/UTV Route signs": 720<sup>th</sup> St. from intersection of 650<sup>th</sup> Ave. north to the Town Line, Section 36; 800<sup>th</sup> Ave., Section 17& 18; 925<sup>th</sup> St., Section 17 and 18; and 920<sup>th</sup> St., Section 17. All designated routes are located in T27N/R18W.
- (4) ATV/UTV routes shall be marked with uniform signs by the Pierce County ATV Association in accordance with Wis. Admin. Code Section NR 64.12(7).
- (5) No person may do any of the following in regard to signs marking Town ATV/UTV routes:
  - (a) Intentionally remove, damage, deface, move or obstruct any uniform ATV/UTV route or trail sign or standard or intentionally interfere with the effective operation of any uniform ATV/UTV route or trail sign or standards if the sign or standard is legally placed by the State, any municipality or any authorized individual.
  - (b) Possess any uniform ATV/UTV or trail sign or standard of the type established by the Department of Natural Resources for the warning, instruction or information of the public, unless he or she obtained the uniform ATV/UTV route or trail sign or standard in a lawful manner. Possession of a uniform ATV/UTV route or trail sign or standard creates a rebuttable presumption of illegal possession.
- (6) Operation of ATV/UTV's on Town roads shall be subject to the provisions of Wis. Stat. §23.33, which is adopted and made a part of this Section by reference.
- (7) In addition to the provisions of Wis. Stat. §23.33, the following rules shall apply to the use and operation of ATV/UTV's on ATV/UTV routes in the Town:
  - (a) All ATV/UTV operators shall observe a speed limit of 40-mph or the posted roadway speed limit, whichever is lower.
  - (b) All ATV/UTV operators shall ride/drive single file.

198 (c) The allowed hours of operation shall be from 6:00 a.m. to sunset during  
199 Daylight Savings Time and from 6:00 a.m. to 7:00 p.m. during Standard  
200 Time.

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202 (d) All ATV operators at least 12 year old and born on or after January 1, 1988  
203 shall possess a valid state-issued ATV Safety Certificate. All UTV operators  
204 must be 16 years old. UTV operators born on or after January 1, 1988 must  
205 carry ATV safety educational certification.

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207 (e) All ATV/UTV operators ages 12 and under 16 must be under the direct  
208 supervision of a parent or legal guardian at all times when operating on a  
209 designated ATV/UTV route.

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211 (8) Any person violating any provision of this Ordinance shall be subject to the  
212 penalty provided under Wis. Stats. §23.33(13)(a), as from time to time amended,  
213 plus costs of prosecution.

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215 **7.05 IMPLEMENTS OF HUSBANDRY.**

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217 (1) Pursuant to Wis. Stat. §348.15(9)(f) all implements of husbandry operated on  
218 Town roads, including Category B implements of husbandry defined in Wis. Stat.  
219 §340.01(24)(a)1.b, shall not exceed the weight limits imposed by Wis. Stat.  
220 §348.15(3)(g).

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222 (2) A no-fee permit may be applied for by an applicant seeking to exceed the length  
223 and/or weight limitation on Town highways. Application shall be made to the  
224 Town Zoning Administrator. Any permit issued by the Town Zoning  
225 Administrator shall be in compliance with Wis. Stats. Chapter 348.

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227 (3) In the event an application for a no-fee permit is made for a Category B  
228 implement of husbandry as defined in Wis. Stat. §340.01(24)(a)1.b, the Town  
229 shall as necessary and pursuant to Wis. Stat. §348.27(19)(b)4m.a, provide an  
230 approved alternate route. Where the only basis to deny the application is the  
231 listing or map of highways accompanying the application, the Town shall modify  
232 the application to include an approved alternate route or map of highways for  
233 operation of the implement of husbandry and approve the application. The  
234 approved alternate route may include highways not under Town jurisdiction only  
235 upon prior approval of the maintaining authority having jurisdiction over the  
236 alternate route(s) for operation of such implements of husbandry.

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238 (4) Where the Town denies a permit application under Section 7.05(3) of the General  
239 Code, it shall notify the applicant in writing of the denial and the notice given to  
240 the applicant shall include a reasonable and structurally-based explanation of the  
241 denial that relates to the preservation of the roadway.

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243 **7.06 PENALTY.** Except as otherwise provided, any person found to be in violation of  
244 any provision of this chapter shall be subject to a penalty as provided in Section 25.04.