

**TOWN OF NESHKORO  
MARQUETTE COUNTY, WI  
ORDINANCE #2022-001**

**AN ORDINANCE TO APPROVE AND REGULATE ALL-TERRAIN (ATV" S) AND UTILITY VEHICLES (UTV" S)  
TO TRAVEL ON ROADS IN THE TOWN OF NESHKORO, MARQUETTE COUNTY, WISCONSIN, AND  
PRESCRIBING PENALTIES FOR VIOLATION THEREOF ....**

**SECTION I. Intent**

The Town of Neshkoro, Marquette County, Wisconsin, adopts the following ordinance for the operation of All-Terrain Vehicles and Utility Vehicles upon the roadways listed in Section III.

Following 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, this ordinance has been created.

**SECTION II. Statutory Authority**

This route is created pursuant to town authorized by Sec. 23.33 (8)(b), Wisconsin Statutes.

The application provisions of Section 23.33, Wisconsin Statutes, regulating ATV/UTV operation pursuant to routes are adopted.

**SECTION III. Routes**

All town roads within the Township of Neshkoro are open.  
All county roads upon the discretion of the Marquette County Highway Commissioner.

**SECTION IIII. Conditions**

As a condition for the use of this route, the following conditions shall apply to all operators, and passengers:

- A. All ATV/UTV operators shall observe posted roadway speed limits.
- B. All ATV/UTV operators shall ride single file.
- C. All ATV/UTV operators shall follow posted vehicle speed limits.
- D. Routes must be signed in accordance with NR 64.12, and NR 64.12 (7) c.
- E. Routes will be open for public ATV/UTV usage during the following time periods:  
Dates: Year-Round Time: No ATV/UTV between 0100 and 0500.

**SECTION V. Enforcement**

This ordinance shall be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin.

**SECTION VI. Penalties**

Wisconsin state All-Terrain Vehicle /ATV UTV penalties as found in Sec. 23.33 (13) a, Wisconsin Statutes, are adopted by reference.

**SECTION VII: Severability**

The provision of this ordinance shall be deemed severable and is expressly declared that the County and Town would have passed the other provisions of this irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons circumstances shall not be deemed affected.

**SECTION VIII: Effective Date**

This ordinance becomes effective on June 8, 2022.

This ordinance will be reviewed in five (5) years for further review and discussion to determine if the ordinance will be allowed to continue for another five-year period.

The town board reserves the **exclusive right at any time** if it is determined to June 8, 2022 that the traffic level and other activities associated with users becomes a public nuisance, a significant noise concern for residents or any danger to residents on the approved routes.

Resolved this 8<sup>th</sup> day of June, 2022.

Larry Henke Chairman

Corey Krueger Supervisor I

Mark Milbrandt Supervisor II

Attested to:

Cheryl Milbrandt Municipal Clerk