

VILLAGE OF FREMONT



a progressive community

ORDINANCE #17-3

AN ORDINANCE TO REPEAL AND RECREATE SECTION 492-9 OF THE VILLAGE OF FREMONT MUNICIPAL CODE

The Village Board of the Village of Fremont, WI hereby ordains as follows:

SECTION 1: Sections 492-9 of the Village of Fremont Municipal Code is hereby repealed and recreated as follows:

492-9 Snowmobiles, All-Terrain Vehicles, and Utility Terrain Vehicles.

- A. 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.
- B. State all-terrain vehicle laws adopted. The provisions describing and defining regulations with respect to all-terrain vehicles in the enumerated subsections of Wis. Stats Ch. 23.33, and any future amendments or revisions, are hereby adopted by reference and made part of this section as if fully set forth herein. Any acts required to be performed by such statutory subsections or which are prohibited by such statutory subsections are required to be performed by this section or are prohibited by this section.
- C. Applicability of rules of the road to snowmobiles. The operator of a snowmobile upon a roadway shall, in addition to the provisions of Ch. 350, Wis. Stats., be subject to §§ 346.04, 346.06, 346.11, 346.14(1), 346.18, 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40, 346.44, 346.46, 346.47, 346.48, 346.50(1)(b), 346.51, 346.52, 346.53, 346.54, 346.55, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92(1) and 346.94(1) and (9), Wis. Stats.
- D. Operation of snowmobiles in Village restricted. It shall be unlawful to operate any snowmobile on the Village sidewalks, alleys, parks, or on any public lands or private lands or parking lots held open to the public, except on snowmobile routes established by the Village Board and as provided in Subsection E below.
 1. The snowmobile operator shall at all times have the consent of the owner before operation of such craft or vehicle on private lands.
 2. Snowmobile and ATV speeds on all Village streets shall not exceed posted speed limit.

E. Snowmobile and ATV routes established.

1. The Village reserves the right to close or modify routes and trails at any time. Any restrictions of trails and routes shall be designated by simple motion and by simple majority by the Village Board and shall be marked accordingly.
2. All snowmobile/ATV/UTV routes and trails should be signed in accordance with NR 64.12, and NR 64.12(7)(c).
3. All village streets and transportation marked corridors within the Village are hereby designated as snowmobile/ATV/UTV routes. Authorized private lands subject to public easement or leases are designated trails.
4. The Village will maintain a route and trail map.

F. Conditions.

1. All snowmobile/ATV/UTV operators on routes shall observe posted roadway speed limits; not to exceed 25 MPH.
2. All snowmobile/ATV/UTV operators shall ride single file.
3. Operators of snowmobiles/ATV/UTV shall observe all laws of this state pertaining to the use of snowmobiles/ATV/UTV.

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

H. Operation of snowmobiles on or in the vicinity of highways. Section 350.02, Wis. Stats., is herewith adopted by reference.

I. Permitting operation by improper persons prohibited. No owner or person having charge or control of a snowmobile shall authorize or permit any person to operate such snowmobile, or who is under the influence of an intoxicant or a dangerous or narcotic drug.

J. Operation while under influence prohibited. Section 346.63, Wis. Stats., shall apply to the operation of a snowmobile any place within the Village.

K. Written consent of owner required. The consent required under § 350.10(1)(f), (k), (l) and (m), Wis. Stats., and in Subsection **D** above shall be written consent dated and limited to the year in which the consent is given. If the property is owned or leased by more than one person, the consent of each must be obtained.

SECTION 2: This ordinance shall take effect upon passage and posting as required by law.

Adopted: April 25, 2017

Posted: April 26, 2017

Attest:



Dawn Krause
Clerk/Treasurer



Daniel Sams
Village President