

TOWN OF MILFORD, JEFFERSON COUNTY, WISCONSIN
ORDINANCE NO. 02082024
Revision of Ordinance No. 06252021-1
Regulating All-Terrain & Utility-Terrain Vehicle Routes
& Crossing State Highway 19 Bridge

Section I – Intent

The Town of Milford, Jefferson County, Wisconsin, adopts the following all-terrain vehicle (ATV) and utility-terrain vehicle (UTV) route for the operation of all-terrain and utility-terrain vehicles upon the roads listed in Section III.

Following due 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 route(s) has been created.

Section II – Statutory Authority

The routes are created pursuant to town authority as authorized by Section 23.33(8)(b), Wisconsin Statutes. The applicable provisions of Section 23.33 regulating ATV/UTV operation pursuant to routes as adopted.

Section III – Routes

All town roads are designated as routes. The following roads are designated as routes for crossing the State Highway 19 bridge: State Highway 19 from East Hubbleton Road to County Highway G located within the Town of Milford, but only if the road is signed in accordance with Section 23.33(8), Wisconsin Statutes. At the time of adoption of this Ordinance, road signage is posted.

Section IV – Conditions

The following conditions shall apply to all operators and passengers in order to be able to use the route adopted by the Milford Town Board:

1. 35 MPH maximum speed limit.
2. Hours of use will be 5:00 a.m. – 10:00 p.m.
3. No person under the age of sixteen (16) may operate an ATV/UTV on any segment of town roads which are designated ATV/UTV route. All ATV/UTV operators must hold a valid driver's license.
4. All ATV/UTV operators shall ride single-file only.
5. Riding will only be allowed on road pavement.
6. This Ordinance shall be in effect from the date of signing of this Revision of Ordinance until such time as a review and revision are deemed necessary by the Town Board of the Town of Milford.
7. The county will mark routes with signs. All costs for the signs will be paid by the Quad County Riders. Routes must be signed in accordance with NR 54-12 and NR 64.12(7)(c), Wisconsin Administrative Code.
8. 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 ATV/UTV route or trail signs or intentionally interfere with the effective operation of signs if the sign is legally placed by the state, municipality or any authorized individual.
 - b. Possess a uniform ATV/UTV route or trail sign of the type establishing for the warning, instruction of information to the public, unless he or she obtained the route or trail sign in a lawful manner Possession of an ATV/UTV route or trail sign creates a rebuttable presumption of illegal possession.

9. Operation shall be subject to all provisions of Section 23.33, Wisconsin Statutes, which is adopted as part of this Ordinance by reference.
10. A copy of this Ordinance shall be sent to the Jefferson County Sheriff's Department.

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 and utility-terrain vehicle penalties are found in Section 23.33(13)(a), Wisconsin Statutes, and are adopted by reference into this Ordinance.

Section VII – Severability

The sections of this Ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of this Ordinance. The remainder of the Ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this Ordinance are hereby repealed as to those terms that conflict.

Section VIII – Reserved Authority

The Town of Milford Town Board reserves the right to repeal this Ordinance and prevent all use of ATV's and UTV's on Town of Milford town roads, at any time with or without cause.

Section IX – Repealer

The provisions of this Ordinance, to the extent that they are substantively the same as those of the ordinances in force immediately prior to the enactment of this Ordinance, are intended as a continuation of such ordinances and not as new enactments, and the effectiveness of such provision shall date from the date of adoption of prior ordinances. In addition, the adoption of this Ordinance shall not affect any action, prosecution or proceeding brought for the enforcement of any right or liability established, accrued or incurred under any legislative provision prior to the effective date of this Ordinance for the time that such provision was in effect, and the repeal of any such provisions is stayed pending the final resolution of such actions, including appeals.

Section X – Effective Date


This Ordinance becomes effective upon passage by the Town Board, posting of the Ordinance and the erection of required signs.

Signed this 8th day of February, 2024.

Town of Milford Town Board



Steve Kube, Chairman




Anthony Schadt, Supervisor

Attest:



Karen Schadt, Clerk



Duane Bennett, Supervisor