

CHAPTER 7

TRAFFIC CODE

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7.01 STATE TRAFFIC LAWS ADOPTED. (1) Except as otherwise specifically provided in this code, the statutory provisions in Chapters 340 to 348 and 350 of the Wisconsin Statutes, describing and defining regulations with respect to vehicles and traffic, exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment, are hereby adopted and by reference made a part of this code as if fully set forth herein. Any act required to be performed or prohibited by any regulation incorporated herein by reference is required or prohibited by this Code. Any future amendments, revisions or modifications of the statutory regulations in Chapters 340 to 348, and 350 incorporated herein are intended to be made part of this code in order to secure to the extent legally practicable uniform statewide regulation of vehicle traffic on the highways, streets and alleys of the State of Wisconsin.

(2) STATE FORFEITURE STATUTES. Any forfeiture for violation of the State statutes adopted by reference in 7.01 (1) of this code shall conform to the forfeiture permitted to be imposed for violation of such statutes as set forth in the Uniform Deposit and Misdemeanor Bail Schedule of the Wisconsin Judicial Conference, including any variations or increases for subsequent offenses, which schedule is adopted by reference.

7.02 SPEED LIMITS ESTABLISHED. On streets or portions of streets in the Village, no person shall drive a vehicle at a speed in excess of the following limits:

(1) 40 miles per hours, on Wachter Avenue from Maple Street to Oak Street.

(2) 30 miles per hour, on Wachter Avenue from Oak Street to the north Village limits.

(3) 15 miles per hour, on Cherry Street between Greenleaf and the westerly limits of Cherry Street between 7:45 a.m. and 4:00 p.m.: on Oak Street between Liegel Avenue and Reservoir Avenue between 7:45 a.m. and 4:00 p.m.; on St. Luke's Avenue from Spruce Street to Clover Street between 7:45 a.m. and 4:00 p.m. and on Nachreiner Avenue from Main Street to Cherry Street and on Parkview Avenue and on Cedar Street from Parkview to Wachter Drive at all times.

(4) 25 miles per hour, on County Highway "B" from the easterly Village limits to the westerly Village limits.

(5) 15 miles per hour during school days, when children are present, on Wachter Avenue at Cherry Street and Westbrook Drive intersection.

7.03 THROUGH STREETS DESIGNATED. The following streets in the Village are designated to be arteries of through traffic.

(1) Wachter Avenue from the northerly to the southerly limits of the Village.

(2) Main Street from the easterly to the westerly limits of the Village.

7.04 ONE-WAY STREETS DESIGNATED. The following streets in the Village are designated to be one-way streets.

(1) Alma Avenue is hereby designated as a one-way street from its intersection with Main Street to its intersection with Cedar Street. Traffic on Alma Avenue shall proceed in a northerly direction with both sides of the street designated for angle parking.

(2) Nachreiner Avenue is hereby designated as a one-way street from its intersection with Oak Street to its intersection with Main Street. Traffic on this section of Nachreiner Avenue shall proceed in a northerly direction with the east side of the street designated for parallel parking and no parking on the west side.

7.05 OFFICIAL SIGNS AND SIGNALS. CHAIRMAN OF THE STREET COMMITTEE RESPONSIBLE. The chairman of the Street Committee shall oversee the procurement, erection and maintenance of appropriate standard traffic signs, signals and markings for conformance to rule of the State Department of Transportation giving notice of the provisions of this chapter as required by State law. Signs shall be erected in such locations and in such manner as the Village Board determines will best effect the purposes of this chapter and give adequate warning to users of the streets and highways.

(2) REMOVAL OF UNOFFICIAL SIGNS AND SIGNALS. The Chairman of the Street Committee shall have the authority granted by §349.09, Wis. Stats., and shall order the removal of a sign, signal, marking or device placed, maintained or displayed in violation of this chapter or §346.41, Wis. Stats. Any charge imposed on any premises for removal of an illegal sign, signal or device shall be reported to the Village Board at its next regular meeting for review and certification.

7.06 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.

- (a) 350.01 (Definitions)
- (b) 350.02 (Operation of Snowmobiles on or in Vicinity of Highway)
- (c) 350.03 (Right-of-Way)
- (d) 350.04 (Snowmobiles Races, Derbies and Routes)
- (e) 350.045 (Public Utility Exemption)
- (f) 350.047 (Local Ordinance to be Filed)
- (g) 350.05 (Operation by Youthful Operators Restricted)
- (h) 350.055 (Safety Certification Program Established)
- (i) 350.06 (Firearms and Bows)
- (j) 350.07 (Driving Animals)
- (k) 350.08 (Owner Permitting Operation)
- (l) 350.09 (Head Lamps, Tail Lamps and Brakes)
- (m) 350.10 (Miscellaneous Provisions for Snowmobile Operation)
- (n) 350.12 (Registration of Snowmobiles)
- (o) 350.13 (Uniform Trail Signs and Standards)
- (p) 350.15 (Accidents and Accident Reports)
- (q) 350.17 (Enforcement)
- (r) 350.18 (Local Ordinances)
- (s) 350.19 (Liability of Land Owners)

(2) 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, 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), (6), (6m) and (9), Wis. Stats.

(3) ROUTES DESIGNATED. Except as provided in §§350.02 and 350.04, Wis. Stats., no person shall operate a snowmobile upon any public right of way, in any public park. Golf course or on any other public property in the Village Except as hereinafter designated. The Following streets are designated snowmobile routes:

- (a) East side of Greenleaf Avenue from the south line of Spruce Street to the south line of Cherry Street.

(b) South side of Cherry Avenue from the east line of Greenleaf Avenue to the west line of State Trunk Highway #23.

(c) Honey Creek Drive on the west and south side thereof from Honey Creek Circle to south line of Westbrook Drive.

(d) South side of Westbrook Drive from west line of Honey Creek Drive to the creek.

(e) Northernly side of Fairway Circle.

(f) South one—half of the alley lying between Nachreiner Avenue, St. Luke's Avenue, and the south line thereof being the north line of Oak Street.

(g) The full length of alley between Oak Street and Cherry Street extending from St. Luke's Avenue to State Trunk Highway #23.

(h) Full length of alleys between Clover Street and Oak Street extending from St. Luke's Avenue to State Trunk Highway #23.

(i) Full length of alley between Main Street and Clover Street extending from Liegel Avenue to State Trunk Highway #23.

(j) Operation of snowmobiles on marked routes or trails is authorized only in the public parks. Golf courses and recreational area of the Village Subject to approval of the Village Park Board.

(4) MAINTENANCE OF TRAIL MARKERS. The local snowmobile club shall procure, erect and maintain appropriate snowmobile route, trail or limit markers, under the jurisdiction of the Chief of Police.

(5) 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 who is not permitted under State law to operate such snowmobile or who is under the influence of an intoxicant or a dangerous or narcotic drug.

(6) OPERATION WHILE UNDER INFLUENCE PROHIBITED. Sec. 346.63, Wis. Stats., shall apply to the operation of a snowmobile anywhere within the Village.

(7) WRITTEN CONSENT OF OWNER REQUIRED. The consent required under §350.10(6), (11), (12) and (13), Wis. Stats., 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 shall be obtained.

(8) UNATTENDED VEHICLES. No person shall leave or allow a snowmobile owned or operated by him to remain unattended on any public highway or public property while the motor is running or with the starting key left in the ignition.

(9) RESTRICTED HOURS OF OPERATION. No person shall operate a snowmobile upon any public highway or other public property, in any public park, public or private golf course or recreational area or upon any private premises open to the public for snowmobiling within the Village between 12:00 a.m. and 8:00 a.m.

(10) OPERATION ON SIDEWALKS. No person shall operate a snowmobile on any sidewalk or pedestrian way within the Village.

(11) OPERATION ON PRIVATE PREMISES RESTRICTED. No person shall operate a snowmobile on any private property not owned or controlled by him within the Village without the express consent or permission of the owner.

7.07 BICYCLE REGISTRATION AND OPERATION. (1) REGISTRATION REQUIRED. No person shall operate a bicycle customarily kept within the Village on any of the streets, alleys, public highways or sidewalks of the Village unless the bicycle is properly registered with the Village and tagged.

(2) APPLICATION. Application for registration shall be made to the Police Department upon blanks provided by them which shall contain the name and address of the owner, together with a complete description of the bicycle including the serial number.

(3) REGISTRATION. Upon proper application, inspection by the Chief of Police as to the bicycle's mechanical soundness, and the payment of a registration fee (**see fee schedule**) to the Police Department, such department shall issue a bicycle registration tag, which shall be effective for 2 years. The Police Department shall keep a record of the date of each registration, to whom issued, and the number thereof. Regulations shall be serially numbered and kept on file in the Police Station.

(4) ISSUANCE OF TAG. The registration tag shall be affixed to the rear frame of the bicycle in a conspicuous place and shall remain so affixed until re-registration. In case of theft or loss of the tag, a duplicate shall be issued upon payment of a fee covering the cost of such tag.

(5) REGISTRATION DATE AND FEE. Bicycles registered under the provisions hereof shall be registered on July 1 and annually thereafter. The registration fee to be paid for each bicycle shall be paid in advance at the time of issuance of registration and tag to the Police Department. Such registration tag may be transferred when the ownership of the bicycle is transferred.

(6) SERIAL NUMBER REQUIRED. Every bicycle in the Village shall be inspected and examined at any location designated by the Police Department for a serial number. If such bicycle has no serial number, a serial number shall be stamped on the frame of such bicycle.

(7) TRANSFER OF OWNERSHIP. Any person who shall purchase a bicycle which is not registered shall make application for registration for the same immediately and before operation within said Village. In the event of sale or other transfer of any bicycle which is registered, the new owner shall, within 5 days after said sale or transfer, make application for registration, and a new registration and tag shall be issued for the same. **See fee schedule.**

(8) RULES OF OPERATION. All bicycle riders in the Village shall be subject to the following rules of operation:

(a) Sections 346.78, 346.49, 346.80, 346.804, 346.81, Wis. Stats.

(b) No bicycle shall be operated upon any public sidewalk or upon any pedestrian path in the public parks.

(c) No person operating a bicycle upon any public highway or sidewalk shall participate in any race or speed or endurance contests with any other vehicle.

(d) No rider of a bicycle shall remove both hands from the handle bars, or feet from the pedals or practice any acrobatic or fancy riding on any street.

(e) Every person riding or operating a bicycle upon a public highway shall stop for all arterial highways and automatic traffic signals.

(9) PENALTY FOR VIOLATION. Any person who violates any provisions of this section may have their registration and license suspended or their bicycle impounded for a period not to exceed 30 days, or be subject to a forfeiture (**see fine schedule**).

7.08 GOLF CART REGULATIONS (1) STATE LAW ADOPTED. Except as otherwise specifically provided in this chapter, the statutory provisions of Chapter 288, Law of 1983, creating Section 341.05(24), 347.02(1)(h) are hereby adopted and by reference a part of this chapter as if fully set forth herein. Section 349.18(1)(b) and (c) are set forth below.

349.18 (1) Any City, Village, or Town by ordinance may:

(b) Establish a golf cart crossing point upon a highway within its Limits. An ordinance enacted under the paragraph shall require that a golf cart stop and yield the right-of-way to all vehicles approaching on the highway before crossing the highway. The ordinance may require that a golf cart be equipped with reflective devices as specified in the ordinance. The City, Village or Town shall place a sign of a type approved by the Department of Transportation to mark the crossing point of both sides of the highway.

(c) Regulate the operation of a golf cart to and from a golf course, for a distance not to exceed one mile, upon a highway under its exclusive jurisdiction. The City, Village or Town shall place a sign of a type approved by the Department of Transportation to mark any golf cart travel route designated by the ordinance.

(2) TRAVEL BY GOLF CARTS. Travel by golf carts shall be permitted on all streets and alleys of the Village, except County Trunk Highway B (Main Street) and State Trunk Highway No. 23 (Wachter Avenue), but under only the following conditions:

(a) Such travel shall be for no purpose other than for transportation from the operator's residence to the Village Golf Course, using the shortest possible designated route; and from the Village Golf Course to the operator's residence, only for the purpose of playing the game of golf.

(b) Golf carts may be operated only on public property, Village streets and alleys by a properly licensed driver, as provided under Chapter 343 of the Wisconsin Motor Vehicle Laws.

(c) No person shall allow a minor or unauthorized person to operate a golf cart on public property, Village streets and alleys, as provided under Chapters 343.45(1) and 343.45(2) of the Wisconsin Motor Vehicle Laws.

(d) When operating a golf cart on Village streets and alleyways, the operator shall use the far right-hand side of the roadway; whenever possible, yield to all other motor vehicle traffic; and, obey all other motor vehicle laws, as provided in the Wisconsin Motor Vehicle Laws, Statutes, Chapter 346, Rules of the Road.

(e) Travel by golf carts shall not be permitted during the hours of darkness, as defined in Section 340.01(23).

(3) CROSSING OF HIGHWAYS. Crossing of highways shall be permitted at the following locations, but only within the area specially designated for such crossing:

(a) Across State Trunk Highway No. 23 from the golf course to the alleyway located between Oak Street and Clover Street;

(b) Across County Trunk Highway B at the intersection with Plainview Road;

(c) Across County Trunk Highway B at the intersection with Bridge Road;

(d) Across County Trunk Highway B at the intersection with St. Luke's Avenue.

(4) OPERATION ON SIDEWALKS. No person shall operate a golf cart on any sidewalk or pedestrian way within the Village.

(5) OPERATION ON PRIVATE PREMISES RESTRICTED. No person shall operate a golf cart on any private property not owned or controlled by him within the Village without the express consent or permission of the owner.

(6) OPERATION WHILE UNDER THE INFLUENCE PROHIBITED. Section 346.63 Wisconsin Statutes shall apply to the operation of a golf cart anywhere within the village.

(7) PENALTY FOR VIOLATION. Any person who violates any provision of the Section will be subject to penalties. **See fine schedule.**

7.09 OPERATION OF MOTOR VEHICLES IN PARKS, ETC. PROHIBITED. No person shall operate a motor-driven vehicle, unless an authorized golf cart, in a Village park or on the golf course, except on the streets and public and private ways provided for that purpose.

7.10 NO-PARKING ZONES DESIGNATED. A no-parking zone shall be defined as an area with yellow painted curbs near crosswalks, fire hydrants or in any other area that may be designated by no-parking signs. The following streets, or portions of streets are hereby designated as no-parking zones:

(1) ONE-SIDED PARKING ONLY. (a) No parking along the yellow painted curb on the west side of Nachreiner Avenue from its intersection with Main Street to its intersection with Oak Street.

(b) No parking on the south side of Cherry Street from its intersection with Wachter Avenue to its intersection with St. Luke's Avenue during the hours of 7:00 a.m. to 5:00 p.m. Monday thru Friday.

(2) SCHOOL ZONE. No parking between signs on the south side of Oak Street from its intersection with Nachreiner Avenue to its intersection with St. Luke's Avenue between the hours of 7:30 A.M. and 4:00 P.M. on school days only.

(3) BUSINESS DISTRICT. No parking between the hours of 3:00 A.M. and 5:00 A.M. from November 1 through April 1 on the following streets or portions of streets:

(a) Alma Avenue from its intersection with Main Street to its intersection with Cedar Street.

(b) Main Street from its intersection with Park Avenue to its intersection with St. Luke's Avenue, with the exception of the south side of Main Street between its intersection with Liegel Avenue and St. Luke's Avenue.

(c) Wachter Avenue from its intersection with Cedar Street to its intersection with Clover Street.

(4) LARGE VEHICLES. Vehicles or combinations of vehicles/trailers that take up more than one (1) parking stall, may park on the following streets or portions of streets for a time period of no longer than one (1) hour.

(a) Alma Avenue from its intersection with Main Street to its intersection with Cedar Street.

(b) Main Street from its intersection with Park Avenue to its intersection with St. Luke's Avenue.

(c) Wachter Avenue from its intersection with Cedar Street to its intersection with Clover Street

7.11 PENALTY. The penalty for violation of any provision of this chapter shall be a forfeiture as hereafter provided together with costs under Section 345.27, Wis. Stats.

(1) STATE FORFEITURE STATUTES. Any forfeiture for violation of sections 7.01 shall conform to the forfeiture permitted to imposed for violation of the statutes adopted by reference, including any variations or increases for subsequent offenses.

(2) LOCAL REGULATIONS. Except as otherwise provided in this chapter, the penalty for violation of Sections 7.02-7.09 of this chapter shall be as provided in the fine schedule.

(3) PARKING VIOLATIONS

		<u>Forfeiture</u>
		<u>Minimum</u> <u>Maximum</u>
(a)	346.51(1) Improper parking on/off roadway	See fine schedule.
(b)	346.52(1) Stopping/standing in prohibited areas Second conviction within one year	See fine schedule.
(c)	346.52(2) Stopping/standing on highway by grade school Second conviction within one year	See fine schedule.
(d)	346.53 Parking/standing where prohibited Second conviction within one year	See fine schedule.
(e)	346.54 Improper parking/standing of vehicle Second conviction within one year	See fine schedule.
(f)	346.55(1) Parking on left side of highway	See fine schedule.
(g)	346.55(2) Parking vehicle for sale on highway	See fine schedule.
(h)	346.55(3) Parking on posted private property Second Conviction within one year	See fine schedule.

7.12 ENFORCEMENT. (1) ENFORCEMENT PROCEDURE. This Chapter shall be enforced according to Section 66.12, Chapter 299 and Sections 345.20 to 345.53, Wis. Stats.

(2) DEPOSIT. (a) Any person arrested for a violation of this chapter may make a deposit of money directed by the arresting officer or by mailing the deposit to such places. The arresting officer or the person receiving the deposit shall comply with Section 343.27, Wis. Stats., or, if the deposit is mailed, the signed statement required under Section 343.27 shall be mailed with the deposit. The arresting officer or the person receiving the deposit shall notify the arrested person, orally or in writing, that:

1. If he fails to appear in court at the time fixed in the citation, he will be deemed to have tendered a plea of no contest and submitted to a forfeiture plus costs not to exceed the amount of the deposit; of

2. If he fails to appear in court at the time fixed in the citation, and if the court does not accept the deposit as a forfeiture, he will be summoned into court to answer the complaint.

(b) The amount of the deposit shall be determined in accordance with the deposit schedule established by the Board of County Judges and shall include a penalty assessment where applicable and court costs. If a deposit schedule has not been established, the arresting officer shall require the alleged offender to deposit the forfeiture established by the Chief of Police.

(c) The arresting officer or the person receiving the deposit shall issue the arrested person a receipt therefor as required by Section 345.26(3)(b), Wis. Stats.

(3) STIPULATION OF NO CONTEST. Any person charged with a violation of this chapter except Sections 7.346.62(1) and 7.346.63(1) may make a stipulation of no contest under Section 345.27, Wis. Stats., which shall be received at the police station or the office of the Clerk of Court within 10 days of the date of the alleged violation. Such person shall, at the time of entering into the stipulation, make the deposit required under sub.(2) if he has not already done so. A person who has mailed or filed a stipulation under this subsection may, however, appear in court on the appearance date and may be relieved from the stipulation for cause shown as required in Section 345.37, Wis. Stats.

7.13 SNOW REMOVAL. Within twelve (12) hours of a snowfall of two or more inches, all vehicles parked on public streets or alleys shall be required to be moved to facilitate in the removal of snow.

7.14 LIMITED PARKING. (1) ALMA AVENUE. Parking is limited to one hour on the west side of Alma Avenue, between signs, during the hours 8:00 A.M. to 5:00 P.M., Monday through Saturday, excluding holidays.

(2) POST OFFICE PARKING. Parking in the two spaces in front of the U.S. Post Office on 4050 Main Street is limited to fifteen (15) minutes between the hours of 8:00 A.M. and 5:00 P.M., Monday through Friday, and between the hours of 8:00 A.M. and 11:00 A.M. on Saturdays, excluding holidays.

(3) PLAIN FIRE EMERGENCY PROTECTION DISTRICT BUILDING. Parking in the two spaces in front of the Plain Fire Emergency Protection District portion of the building at 1015 Cedar Street is limited to authorized Fire and EMS personnel only.

(4) MAIN STREET. Parking is limited to two hours on the south side of Main Street from Wachter Avenue to the drive-up window lane of the bank during the hours of 7:00 a.m. to 6:00 p.m., seven days a week. Parking is limited to parallel parking on the south side of Main Street from St. Luke's Avenue to Liegel Avenue.

(5) GENERAL PARKING. Parking on Village streets or highway, alleys, public parks or public property is limited to seventy-two (72) hours for all motorized or non-motorized vehicles including, but not limited to snowmobiles, motorcycles, campers, wagons, trailers or watercraft.

7.15 SKATEBOARDS, ROLLER SKATES, ROLLER BLADES, AND PLAY VEHICLES.
(1) RULES OF OPERATION. All persons riding skateboards, roller skates, roller blades and play vehicles shall be subject to the following rules of operation:

(a) Sections 346.78, 346.79, 346.804, Wis. Statutes.

(b) No person operating any of the above upon any public highway or sidewalk shall participate in any race of speed or endurance contests with any other vehicle.

(c) No rider of the above shall practice any acrobatic or fancy riding on any street.

(d) Every person riding or operating any of the above upon a public highway shall stop at all intersections and yield to all motor vehicle and pedestrian traffic.

(2) PENALTY FOR VIOLATION. Any person who violates any provisions of this section may have their above named play vehicles impounded for a period not to exceed 30 days, or be subject to a forfeiture. **See fine schedule.**

7.16 ALL-TERRAIN VEHICLES AND UTILITY TERRAIN VEHICLES.

(1) DEFINITIONS. As used in this chapter, the following terms shall have the meanings indicated: All-

Terrain Vehicles (ATV) And Utility Terrain Vehicles (UTV).

(a) The definitions of Section 23.33 (1), Wisconsin Statutes, on All-Terrain Vehicles (ATVs) and Light

Utility Vehicles (UTVs) are adopted and incorporated herein as reference.

(b) Golf carts and low-speed vehicles do not qualify as utility terrain vehicles.

(2) ADOPTION OF STATUTORY PROVISIONS. All provisions listed in Section 23.33 (1) through (13), Wisconsin Statute, and subsequent amendments thereto are hereby incorporated by reference as part of this chapter, except for those provisions therein which conflict with this chapter.

(3) DESIGNATED ROUTES.

(a) Except as provided in Section 23.33, Wisconsin Statutes, no person shall operate an ATV or UTV upon any public right-of-way or on any other public property in the Village of Plain except as hereinafter designated, unless a special permit is granted by the Village Board.

(b) ATVs and UTVs are permitted on the following streets:

1. Main Street, otherwise known as Highway B, in its entirety.

2. Wachter Avenue, otherwise known as Highway 23, in its entirety.

(c) Only residents of the Village of Plain may use undesignated streets from their residence to gain access to the nearest designated ATV and UTV designated routes. Residents shall take the most direct route to and from their residence. Any other use of the streets can and will result in a fine.

(d) ATVs and UTVs are not allowed to park in or along any alleyways within the Village, unless otherwise posted.

(e) Unauthorized ATVs and UTVs are not allowed on the Westbrook Hills Golf Course, in the Plain Community Park nor the Plain Lion's Park. Violators convicted of violating provisions of this section, shall be subject to forfeiture of not less than \$300.00.

(4) OPERATIONAL LIMITATIONS FOR ALL-TERRAIN VEHICLES (ATV) AND UTILITY TERRAIN VEHICLES (UTV). It shall be unlawful to operate an ATV pursuant to Section (3) unless the operator thereof meets all of the following qualifications and requirements:

(a) The operator shall meet all age requirements as set by Wisconsin Statutes.

(b) ATVs and UTVs shall be operated with the headlights and taillights on at all times while operated in the Village.

(c) ATVs and UTVs shall not exceed posted speed limits in the Village.

(d) ATVs and UTVs shall not be operated between the hours of 9:00 p.m. and 7:00 a.m.

(e) ATVs and UTVs shall yield the right-of-way to all other motor vehicles, bicycles, and pedestrians in every instance.

(f) ATV and UTV owners and/or operators shall assume full liability.

(g) No person shall operate an ATV or UTV on any private property not owned or controlled by himself without the express consent or permission of the landowner.

(h) Operators must obey all related laws, including all regulations of the Department of Natural Resources (DNR) and Section 23.33, Wisconsin Statutes.

(i) No ATV or UTV can be operated in a way that causes damage to the street, roadway or right-of-way.

(j) The driver of an ATV or UTV shall obey all signs, gates and barriers and posted roadway signage.

(5) ROUTE SIGNS. Under the direction of the Village, all ATV/UTV route signs shall be provided by and shall be installed by the Wisconsin River Runners ATV Club or their successor, in accordance with Wisconsin Administrative Code NR 64.12(7). Signs shall be inspected annually and shall be maintained by the Wisconsin River Runners ATV Club or their successor. The Village shall be notified immediately in any change in responsibility for maintenance of ATV/UTV route signs.

(6) ACCIDENTS AND ACCIDENT REPORTS. If the operator can do so without serious danger to themselves or persons on board, the operator of an ATV or UTV involved in an accident within the Village of Plain shall stop and render aid to all other ATV or UTV operators or persons affected thereby as may be practicable and necessary to save them from or minimize any danger caused by the accident and shall give their names and addresses and the identification of the ATV or UTV to any person injured and to the owner of any property damaged in any accident.

(7) OFFICERS REPORTED. Each club would be required to submit Club Board Officer's names, addresses and phone numbers annually.

(8) VIOLATIONS AND PENALTIES. Any person who shall violate any provisions of this chapter shall, upon conviction thereof, be subject to a forfeiture of not less than \$90.00 nor more than \$500.00 together with the costs of said proceedings and upon failure to pay said forfeiture and costs shall be confined to the county jail of Sauk County for a period not to exceed (10) ten days or until such forfeiture and costs are paid. Any person who, within the last (2) two years prior to arrest for the current violation, was (2) two or more times previously convicted for violating provisions of this section, shall be subject to forfeiture of not less than \$300.00 nor more than \$500.00 for each offense together with the costs of said proceedings. As additional penalties, this ordinance adopts the penalties of Section 23.33(13), Wisconsin Statutes, to the extent they are greater than those stated above.

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