

2023 OA-031

AMENDING CHAPTER 79 OF THE DANE COUNTY CODE OF ORDINANCES,
COUNTY HIGHWAY ACCESS CONTROL

The County Board of Supervisors of the County of Dane does hereby ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 79.023 is amended to read as follows:

~~79.023~~ ~~ATV/UTV PILOT PROGRAM~~ ~~ATV/UTV ROUTES ON COUNTY TRUNK HIGHWAYS.~~

[Intro.] Section 23.33(11)(am)4, Wis. Stat., permits a city, village or town to enact an ordinance to authorize the operation of all-terrain vehicles (ATV)s and utility terrain vehicles (UTV)s on certain highways that have a speed limit of 35 mph or less and which are located within their territorial boundaries regardless of whether the city, village or town has jurisdiction over the highway. This section establishes the process for designating certain county trunk highways as ATV/UTV routes. ~~The Town of Mazomanie has adopted an ordinance to authorize AVT/UTV routes on all highways within their jurisdiction, including County Trunk Highway (CTH) Y. The Town has requested that Dane County designate CTH Y from the Mazomanie village limits to State Highway 78 as an ATV/UTV route. This section establishes a Pilot Program to designate CTH Y from the Village of Mazomanie to State Highway 78 as an ATV/UTV route.~~

ARTICLE 3. Subsection 79.023(11) is amended to read as follows:

(11) ~~The Dane County Highway Commissioner reserves the right to revoke the Pilot Program for any reason.~~ Permits.

- (a) Permits shall be required to establish ATV/UTV routes on County Trunk Highways. Applications for permits shall be made at the following site: <https://highway.countyofdane.com/permits>.
- (b) A person, organization or municipality may submit a permit for approval of an ATV/UTV route.
- (c) A permit application will not be considered unless the municipality in which the ATV/UTV route is being proposed has passed an ordinance permitting ATV/UTV use on roadways within its jurisdiction.
- (d) Each county highway shall require its own permit. The permit application fee is \$500.00.
- (e) Permit applicants shall be responsible for purchasing the necessary signs for an approved ATV/UTV route as identified by the Highway Department. Signage requirements will be as determined by the Federal Manual on Uniform Traffic Control Devices. All signs shall be installed by the Highway Department within four weeks of receipt. A county trunk highway shall not be approved as an ATV/UTV route until all signs have been installed.

- 48 (f) The Highway Commissioner shall make the decision about permit approval.
49 (g) Any applicant may appeal the denial of a permit to the Dane County Public
50 Works and Transportation Committee. All appeals shall be made in writing
51 ten (10) business days of denial. The designations in s. 79.023(12) may not
52 be appealed.
53 (h) The Highway Commissioner reserves the right to revoke a permit for
54 changing road conditions or safety issues.
55 (i) CTH Y from the Mazomanie village limits to State Highway 78 shall be
56 grandfathered in as a designated ATV/UTV route without further permitting.
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58 ARTICLE 4. Subsection 79.023(12) is amended to read as follows:

59 (12) ~~The effective date of the Pilot Program shall be for a period of one year from~~
60 ~~the date of publication.~~ ATV/UTV operation on the following Dane County Highways
61 is prohibited:
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- 63 (a) CTH AB from CTH MN to CTH BB
64 (b) CTH B from USH 51 to CTH N
65 (c) CTH B from CTH MM to USH 51
66 (d) CTH BB from the I39/90/City of Madison to the Damascus Way/Village of
67 Cottage Grove
68 (e) CTH BB/Monona Drive
69 (f) CTH BW/Broadway
70 (g) CTH C from STH 19 to CTH V
71 (h) CTH CV from the STH 113/City of Madison to USH 51
72 (i) CTH CV from STH 19 to Vinburn Road
73 (j) CTH D from Wingra Creek/City of Madison to CTH CC
74 (k) CTH I from STH 19 to CTH V
75 (l) CTH K from CTH M to USH 12
76 (m) CTH M from CTH MM to Prairie Heights Drive
77 (n) CTH M from Stoney Ridge Circle Southern Intersection/City of Verona to
78 Mineral Point Road/City of Madison
79 (o) CTH M from CTH Q north/City of Middleton to STH 113
80 (p) CTH M/Century Avenue from USH 12 to CTH Q north/City of Middleton
81 (q) CTH MC/John Nolen Drive/Olin Avenue
82 (r) CTH MM from Village of Brooklyn North Village Limits to Janesville
83 Street/Village of Oregon
84 (s) CTH MM from Village of Oregon North Village Limits to Rimrock Road
85 (t) CTH MM/Rimrock Road
86 (u) CTH MS/University Avenue
87 (v) CTH N from Progress Way/City of Sun Prairie to CTH V
88 (w) CTH N from USH 51 to Village of Cottage Grove South Village Limits
89 (x) CTH N from CTH TT to City of Sun Prairie South Village Limits
90 (y) CTH P from CTH PD to Bourbon Street/Village of Cross Plains
91 (z) CTH P from Village of Cross Plains North Village Limits to USH 12
92 (aa) CTH PB from STH 69/Village of Belleville to American Way/City of
93 Verona
94 (bb) CTH PD from the USH 151/City of Madison westerly to USH 151

- 95 (cc) CTH Q from CTH M to Village of Waunakee South Village Limits
- 96 (dd) CTH Q/Allen Boulevard
- 97 (ee) CTH S from the Junction Road on ramp/City of Madison to STH 78
- 98 (ff) CTH T from Pulley Drive/City of Madison to CTH TT/Seminary Springs Road
- 99 (gg) CTH TT from CTH T/Seminary Springs Road to CTH N
- 100 (hh) CTH TT from CTH N to CTH T/Ridge Road
- 101 (ii) CTH T from CTH TT/Ridge Road to Oak Park Road
- 102 (jj) CTH V from USH 151 to STH 113

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[EXPLANATION: This Ordinance Amendment establishes a permit application process to designate certain County Highways as ATV/UTV routes.]