

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.] §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.

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

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

93 (gg) CTH TT from CTH T/Seminary Springs Road to CTH N

94 (hh) CTH TT from CTH N to CTH T/Ridge Road

95 (ii) CTH T from CTH TT/Ridge Road to Oak Park Road

96 (ii) CTH V from USH 151 to STH 113

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

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