

ORDINANCE

DESIGNATION OF SNOWMOBILE ROUTES AND REGULATION OF SNOWMOBILE OPERATION

**THE TOWN BOARD OF THE TOWN OF CLEVELAND, CHIPPEWA COUNTY, DOES
HEREBY ORDAIN AS FOLLOWS:**

Section One: That the following Ordinance, Title 5, Chapter 3, is hereby adopted by the Town Board on behalf of the Town of Cleveland to be codified in the Town Code of Ordinances:

CHAPTER 3

SNOWMOBILE ROUTE DESIGNATION AND REGULATION OF SNOWMOBILE OPERATION

- 5-3-1 Authority
- 5-3-2 Purpose
- 5-3-3 Routes
- 5-3-4 Access to nearest route or trail
- 5-3-5 Signage designating routes
- 5-3-6 Enforcement
- 5-3-7 Penalties

SEC. 5-3-1 AUTHORITY

This Ordinance is adopted pursuant to the authority vested in the Town Board pursuant to sec. 350.18, Wis. Stats. and pursuant to the grant of Village Powers in accord with sec. 61.34, Wis. Stats.

SEC. 5-3-2 PURPOSE

The purpose of this Ordinance is to designate the snowmobile routes identified in Section 3 and allow the operation of snowmobiles on a highway and/or shoulder of a highway from a residence or a lodging establishment for the minimal distance necessary to access the nearest snowmobile route or trail within the corporate limits of the Town of Cleveland. The enactment of this Ordinance is deemed to be in the best interests of the health, safety, and welfare of the general public after due consideration of the recreational opportunities as weighed against public dangers, public health, liability aspects, terrain involved, traffic density, and history of automobile traffic.

SEC. 5-3-3 ROUTES

The following are designated as snowmobile routes as authorized by sec. 350.18, Wis. Stats:

- (a) 153rd Street (Rock Lake Road) north of the intersection of 225th Avenue;
- (b) 175th Street (Bob Lake Road) from the intersection of 218th Avenue to the intersection of 225th Avenue;
- (c) 178th Street ((Klinger Road) north of the intersection of 217th Avenue;
- (d) 185th Street (Piel Road) north of the intersection of 215th Avenue;
- (e) 190th Street (Hollinger Road) north of the intersection of County Highway E;
- (f) 195th Street (Hatelty Road) south of the intersection of State Highway 64;
- (g) 217th Avenue (Bob Lake Road) from the intersection of 176th Street to the intersection of 177th Street;
- (h) 218th Avenue (Boat Landing Road) in its entirety
- (i) 220th Street (Raatz Road) north of the intersection of State Highway 64.

SEC. 5-3-4 ACCESS TO NEAREST ROUTE OR TRAIL

This Ordinance permits a person to operate a snowmobile on a highway and/or shoulder of a highway from a residence or a lodging establishment for the minimal distance necessary to access the nearest snowmobile route or trail within the corporate limits of the Town of Cleveland.

SEC. 5-3-5 SIGNAGE DESIGNATING ROUTES

The Town of Cleveland shall maintain the supervisory responsibility of ensuring that the snowmobile routes identified in Section 3 are signed in compliance with the standards, requirements, and regulations established by federal, state, and local governments and their respective departments and agencies, including, but not limited to, the Wisconsin Department of Natural Resources. The actual installation and maintenance of signage is hereby delegated to, and now becomes the responsibility of the Chippewa Valley Snowmobile Association. The Chippewa Valley Snowmobile Association shall also be responsible for the purchase of, and associated costs related to, the necessary signage for the routes. All signage and signage materials shall be subject to approval by the Town Board prior to installation.

SEC. 5-3-6 ENFORCEMENT

This Ordinance shall be enforced by any law enforcement officer authorized pursuant to sec. 350.17, Wis. Stats.

SEC. 5-3-7 PENALTIES

Any person violating the provisions of this Ordinance shall forfeit a sum of not less than \$50 nor more than \$150 for each offense, together with the costs of prosecution. Each day that a violation occurs shall constitute a separate offense.

Section Two: That this Ordinance shall take effect upon its adoption and publication as required by law, and the proper signing of all routes within the Town of Cleveland, as required by this Ordinance, whichever occurs last.

Dated this 12th day of December, 2005.

TOWN OF CLEVELAND

BY: Charles J. Carrell

Charles Carrell, Town Chairperson

BY: Linda Laird

Linda Laird, Town Clerk