

ORDINANCE NO. 05-03

**AN ORDINANCE ESTABLISHING ROUTES AND RULES
OF OPERATION FOR SNOWMOBILES IN THE TOWN OF LEROY,
DODGE COUNTY, WISCONSIN**

The Town Board of Supervisors of the Town of Leroy does hereby ordain that Town Ordinance Nos. 22 and 03-01 are hereby repealed and that Ordinance No. 05-03 is hereby created for the purpose of establishing routes and rules for the operation of snowmobiles in the Town of Leroy, as follows:

SECTION 1. Purpose. The purpose of this Ordinance is to designate routes and rules for the operation of snowmobiles in the Town of Leroy as permitted under Chapter 350 of the Wisconsin Statutes, and to provide for the general health, safety and welfare of Town residents.

SECTION 2. Title. This Ordinance shall be known as the “Town of Leroy Snowmobile Ordinance.”

SECTION 3. Pursuant to Wis. Stat., sec. 350.04(2), the following roads are designated as lawful routes for snowmobile operation in the Town:

- (a) Meadow Lane from County Highway Y south to the dead end.
- (b) That portion of Northline Road which links the north and south sections of the snowmobile trail as shown on the attached map, which is made a part hereof.
- (c) For Town residents only, Ertl Road north and south and Krapfl Road east and west, for the sole purpose of permitting residents to travel by the most direct route between their home and the routes designated in subsections (a) and (b), above.

SECTION 4. No person shall fail to obey any route or trail sign, marker or speed limit erected in accordance with this Ordinance or State Statutes or administrative regulation.

SECTION 5. No person shall operate a snowmobile within the area locally known as the “unincorporated village” at a speed in excess of ten (10) miles per hour.

SECTION 6. Snowmobiles operating within the “unincorporated village” shall stop at every intersection and yield the right-of-way to all other vehicular traffic and pedestrians.

SECTION 7. No person shall leave or allow a snowmobile to remain unattended on any public highway or public property while the motor is running or with the starting key in the ignition.

SECTION 8. At all times, snowmobiles shall be operated on the extreme right side of the roadway and all left turns shall be made as safely as possible from any position depending on snow cover and other prevailing conditions.

SECTION 9. Snowmobile operators shall yield right-of-way to other vehicular traffic and pedestrians.

SECTION 10. The Leroy Knowles Country Riders Snowmobile Club or designated local member club of the Dodge County Association of Snowmobile Clubs shall mark the prescribed route in accordance with sec. 350.13, Wisconsin Statutes, Wisconsin Administrative Code NR 50 and to the satisfaction of the Town of Leroy.

SECTION 11. No snowmobile operation is permitted on state trunk highways or connecting streets except as provided under sec. 350.02, Wisconsin Statutes.

SECTION 12. Except as otherwise specifically provided in this Ordinance, the statutory provisions describing and defining regulations with respect to snowmobiles in the following enumerated sections of the Wisconsin Statutes are adopted by reference and made a part of this Ordinance as if fully set forth in this Ordinance. Acts required to be performed or prohibited by each statute are likewise required or prohibited by this Ordinance: secs. 350.01m 350.02, 350.03, 350.04, 350.045, 350.05, 350.06, 350.07, 350.08, 350.09, 350.10, 350.11, 350.15, 350.17 and 350.19, Wisconsin Statutes.

SECTION 13. Snowmobiles operated on designated snowmobile routes over public highways shall observe the rules of the road for motor vehicles set forth in Chapter 346 of the Wisconsin Statutes, which is adopted by reference and made a part of this Ordinance as if fully set forth in this Ordinance. Any act required to be performed or prohibited by such laws is likewise required or prohibited by this Ordinance.

SECTION 14. Remedies. Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction, forfeit not less than One Hundred Dollars (\$100.00) nor more than Five Hundred Dollars (\$500.00) for each offense, together with court costs and the cost of prosecution and in default of payment of such forfeiture and costs shall be imprisoned in the County Jail of Dodge County until same are paid, not to exceed thirty (30) days. The Town may also avail itself of any other remedy in law or equity, including but not limited to injunctive relief.

SECTION 15. Amendment. Whenever any provision of this Ordinance refers to or cites a section of the Wisconsin Statutes or Administrative Code and that section is later amended or superseded, this Ordinance shall be deemed amended to refer to the amended section or the section that most nearly corresponds to the superseded section.

SECTION 16. Severability. It is the legislative intent of the Town Board in adopting this Ordinance that all provisions shall be liberally construed to protect and preserve the peace, health, safety and general welfare of the inhabitants of the Town of Leroy. If any portion of this Ordinance is for any reason held by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. Further, to the extent that the adoption or enforcement of any portion of this Ordinance is held to exceed the authority granted to the Town by law, such provision shall be enforced to the extent permitted by law.

SECTION 17. Effective Date. This Ordinance shall be effective upon passage and publication as provided by law. No ordinance provision repealed by this Ordinance shall be deemed repealed until the provisions created by this Ordinance take effect.

Adopted by majority vote of the Board of Supervisors of the Town of Leroy at a meeting duly convened on October 10, 2005.

Linda Schraufnagel, Town Chairperson

Raymond Collien, Supervisor

Linus Schraufnagel, Supervisor

Attest:

Erma Franke, Town Clerk