

Ordinance # 2026-12
Municipality Code 59010
Town of Lyndon, Sheboygan County

PUBLIC ROAD ATV/UTV ROUTES AND REGULATIONS ORDINANCE

SECTION I - INTENT

The purpose of this ordinance is to establish ATV/UTV routes in the Town and to regulate ATV/UTVs in the Town.

SECTION II - AUTHORITY

Open usage of town roads is done pursuant to town authority as authorized by §23.33 (8)(b), Wis. Stats. The applicable provisions of §23.33, Wis. Stats. Regulating ATV/UTV operations pursuant to routes are adopted.

SECTION III - ROUTES

All town and county roads located within the Town of Lyndon will be open to ATV/UTV usage unless otherwise posted. ATV/UTV routes are open year-round.

SECTION IV — CONDITIONS

As conditions for use of town roads, the following conditions shall apply to all operators and passengers:

- A. All ATV/UTV operators shall observe posted speed limits.
- B. No person under 18 years of age may operate or be a passenger on an ATV/UTV without wearing protective headgear of the type required under § 347.485(1)(a) and with the chin strap properly fastened, except as specially exempted under § 23.33 (3g) (b, c and d) Wis. Stats.
- C. Operation of ATVs and UTVs on roadways designated as ATV/UTV Routes are authorized only for the extreme right side of the roadway, on the paved surface (if the roadway is paved), except that left turns may be made from any part of the roadway that is safe given prevailing conditions.
- D. All ATV/UTV operators shall ride single file.
- E. The operator of an ATV/UTV shall obey all traffic laws, local ordinances and WI DNR regulations.
- F. The operator of an ATV/UTV shall display a lighted headlamp and tail lamps on the ATV/UTV and display the registration or license plate at all times.
- G. All roads must be signed in accordance with NR 64.12, and NR 64.12 (7).

- H. ATV/UTV operation is at the risk of the operator. The Town of Lyndon has no liability for any damage or injury to persons, real property or personal property, arising out of the operation of ATVs and UTVs on designated ATV/UTV routes.
- I. ATV/UTVs being operated on a Town or county road must be insured with liability insurance with the same minimum requirements as motor vehicle insurance mandated by Chapter 344 of the Wisconsin Statutes.
- J. No person may drink alcoholic beverages, or be in possession of any bottle, can or receptacle containing alcoholic beverages if the bottle, can or receptacle has been opened. The use or possession of open intoxicants by operators or passengers of ATVs or UTVs is strictly prohibited while utilizing ATV/UTV routes within the Town.

SECTION V — ENFORCEMENT

This ordinance shall be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin.

SECTION VI — PENALTIES

Wisconsin State All-terrain Vehicle penalties as found in §23.33 (13) (a), Wis. Stats., are adopted by reference.

SECTION VI — SEVERABILITY

The provision of this ordinance shall be deemed severable and it is expressly declared that the Town would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be deemed affected.

SECTION VII — EFFECTIVE DATE

The Ordinance shall take effect immediately upon adoption and posting/publication as provided by law.

Adopted this 14 day of October 2026.

The Town of Lyndon Board of Supervisors:


Chairperson


Supervisor

David M. EINHARDT (J.W. - Nay)
Supervisor Supervisor

Paul J. Mayr
Supervisor

CERTIFICATE OF ADOPTION

This is to certify that the foregoing Ordinance was duly adopted by the Town Board of the Town of Lyndon on the 14 day of October 2026.

Rhonda Klatt
Rhonda Klatt, Clerk/Treasurer

Published on the 27 day of October 2026.