

SAUK COUNTY BOARD OF SUPERVISORS
***AMENDED MEETING NOTICE/AGENDA**

COMMITTEE: SAUK COUNTY BOARD OF SUPERVISORS – REGULAR MEETING
DATE: TUESDAY, APRIL 18, 2017
TIME: 6:00 PM
PLACE: ROOM 326, WEST SQUARE BUILDING, 505 BROADWAY, BARABOO, WI

5:30 PM – COMMUNICATIONS INFRASTRUCTURE COMMITTEE: in the Gallery of County Board Room, Room #326A to consider:

1. Call to Order and Certify Compliance with Open Meeting Law.
2. Adopt Agenda.
3. Consideration of Resolution 46-2017 Approving An Update To The Leased Tower Space Contract With Bug Tussel Wireless.
4. Adjourn.

5:30 PM – EXECUTIVE & LEGISLATIVE COMMITTEE: in the Room 213, 505 Broadway, to consider:

1. Call to Order and Certify Compliance with Open Meeting Law.
2. Adopt Agenda.
3. Approval of CJCC carryforwards.
4. Agenda for the April 20, 2017 meeting.
5. Adjourn.

5:50 PM – FINANCE COMMITTEE: in the Gallery of County Board Room, Room #326A to consider:

1. Call to Order and Certify Compliance with Open Meeting Law.
2. Adopt Agenda.
3. Approval of County vouchers.
4. Adjourn.

REGULAR MEETING: SAUK COUNTY BOARD OF SUPERVISORS

- 1) Call to Order and Certify Compliance with Open Meeting Law.
- 2) Roll Call.
- 3) Invocation and Pledge of Allegiance.
- 4) Adopt Agenda.
- 5) Adopt Minutes of Previous Meeting.
- 6) Scheduled Appearances.
 - a. Ed White, Exec. Director-Sauk County Development Corporation: Introduction; SCDC Update.
- 7) Public Comment (3-minute limit): Registration form located on the table in gallery of County Board Room 326 – turn in to the County Board Chair or County Clerk.
- 8) Communications:
 - a. 04/02/17 Notice To Sauk County Clerk: Appointment To Fill Vacancy in District 19 (Page 4);
 - b. 03/20/17 Letter from Wisconsin Historical Society, re: Charles and Anna Ruhland House (Page 5).
- 9) Bills & Referrals.
- 10) Claims.
- 11) Appointments.
 - a. Sauk County Board of Supervisors:
Andrea Lombard, 509 Second Street, Baraboo, WI, filling unexpired term of former Supervisor Douglas Ament, expiring 04/16/2018.
 - b. Aging & Disability Resource Center Advisory Board:
Art Carlson, Citizen member, Re-appointment
3-Year Term - 04/18/2017 – 04/21/2020

Jo Ellen Waddell, Citizen member, Re-appointment
3-Year Term - 04/18/2017 – 04/21/2020

c. Transportation Coordination Committee:

Art Carlson, Citizen member, Re-appointment
3-Year Term – 04/18/2017 – 04/21/2020

Jo Ellen Waddell, Citizen member, Re-appointment
3-Year Term - 04/18/2017 – 04/21/2020

d. Comprehensive Community Services (CCS)/Families Come First Coordinating Committee:

Rick McKellar, Citizen member, Re-appointment
2-Year Term – 04/18/2017 – 04/19/2019

Jennifer Meister, Employee, New appointment
2-Year Term – 04/18/2017 – 04/19/2019

Sarah Beuthin, Employee, New appointment
2-Year Term - 04/18/2017 – 04/19/2019

Jill Ellinwood, Employee, New appointment
2-Year Term - 04/18/2017 – 04/19/2019

12) Proclamations.

13) Unfinished Business.

14) Reports – informational, no action required.

- a. Rebecca C. Evert, Sauk County Clerk – Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5)(e): None.
- b. Jennifer Vosen, SCHCC Administrator – Issue for Midterm: Possible Expansion of Services on SCHCC Reedsburg Campus.
- c. Dan Brattset, Sauk Co. Human Services Director – Issues for Midterm
- d. Marty Krueger, County Board Chair (*Chairperson's Report- March, 2017 attached to Granicus*)
 - 04/20/17 Special Meeting – Sauk County Board of Supervisors;
 - Mid-Term Assessment – Sauk County Board of Supervisors;
 - Great Sauk State Trail Update;
- e. Alene Kleczek Bolin, Administrative Coordinator
 - Update on budget process.

15) Consent Agenda:

HEALTH CARE CENTER BOARD OF TRUSTEES:

Resolution 45-2017 Commending Dean Alt For Over 41 Years Of Faithful Service To The People Of Sauk County. (Page 6)

16) Resolutions & Ordinances:

COMMUNICATIONS INFRASTRUCTURE:

Resolution 46-2017 Amending The Current Leased Tower Space Contract With Bug Tussel Wireless At Three Tower Sites. (Pages 7-11)

CONSERVATION, PLANNING AND ZONING COMMITTEE:

Resolution 47-2017 Authorizing The Purchase Of A Truck For The Conservation, Planning And Zoning Department. (Pages 12-13)

Resolution 48-2017 Approving An Amendment To The Town Of Merrimac Zoning Ordinance To Rezone Land In The Town Of Merrimac From An Agricultural To A Commercial Zoning District And A Recreation Commercial Zoning District. *Colored maps are attached to Granicus.* (Pages 14-17)

EXECUTIVE & LEGISLATIVE COMMITTEE:

Resolution 49-2017 Amending Resolution Number 80-2016 Concerning The Formation Of An Ad Hoc Committee Regarding Board Structure, Compensation And Size By Extending The Time In Which To Complete Its Work. (Page 18)

FINANCE COMMITTEE:

Resolution 50-2017 Assigning Funds As Of December 31, 2016 And Amending The 2017 Budget For These Assignments. (Pages 19-20)

HIGHWAY & PARKS COMMITTEE:

*Ordinance 5-2017 Amending Sauk County Code Chapter 15 To Add All-Terrain Vehicle (ATV) And Utility-Terrain Vehicle (UTV) Crossings And Routes On County Trunk Highways.

*Ordinance 6-2017 Amending Sauk Co. Code Chapter 15, Section 15.05(1)(a), Pertaining To All-Terrain Vehicle (ATV) And Utility-Terrain Vehicle (UTV) Operation Regulations On Designated Routes.

PROPERTY & INSURANCE COMMITTEE:

Resolution 51-2017 Authorizing The Closing Of Certain County Facilities For The Purpose Of Conducting An Emergency Preparedness Drill. (Pages 21-22)

Resolution 52-2017 Authorization To Contract With Ex-Cell Building Restoration LLC To Complete Exterior Tuckpointing Repairs To The Historic Courthouse. (Page 23)

17) Pursuant to Rule 1 (a) of the Rules of the Sauk County Board, consideration of possible amendments to those Rules.

18) Adjournment to a date certain.

Respectfully,



Martin F. Krueger
County Board Chair

County Board Members, County staff & the public – Provide the County Clerk a copy of:

1. Informational handouts distributed to Board Members
2. Original letters and communications presented to the Board.

County Board Members:

Stop by the Office of the County Clerk prior to each Board Meeting to sign original resolutions and ordinances.

Any person who has a qualifying disability that requires the meeting or materials at the meetings to be in an accessible location or format should contact Sauk County at 608-355-3269, or TTY at 608-355-3490, between the hours of 8:00 AM and 4:30 PM, Monday through Friday, exclusive of legal holidays, at least 48 hours in advance of the meeting so that reasonable arrangements can be made to accommodate each request.

www.co.sauk.wi.us

Agenda mail date via United States Postal Service: April 13, 2017.

Agenda Preparation: Marty Krueger, County Board Chair.

s:/admin/Co Bd Agendas/2017/ctybdagendaAPRIL2017

ORDINANCE NO. 5 - 17

**Amending Sauk County Code Chapter 15 To Add All-Terrain Vehicle (ATV)
And Utility-Terrain Vehicle (UTV) Crossings And Routes On County Trunk Highways**

The Honorable Sauk County Board of Supervisors does ordain as follows:

WHEREAS, the State of Wisconsin Department of Natural Resources has determined that all ATV/UTV routes must be approved individually by the County Board; and,

WHEREAS, Sauk County has created an Ordinance regulating the uses of All-Terrain Vehicles and Utility-Terrain Vehicles in the County; and,

WHEREAS, it has become necessary to promote the recreational use of All-Terrain Vehicles and Utility-Terrain Vehicles in Sauk County and to designate a limited number of All-Terrain Vehicle and Utility-Terrain Vehicle routes; and,

WHEREAS, the Sauk County Highway and Parks Committee receives petitions to designate portions of County Highways as All-Terrain Vehicles and Utility-Terrain Vehicles routes; and,

WHEREAS, the Sauk County Code of Ordinances 15.04 (2)(b) 6 states that if the Highway and Parks Committee recommends approval of a route or crossing, an ordinance approving the decision shall be prepared for consideration by the County Board. No route or crossing is approved until action of the County Board except that permits for existing routes or crossings may be renewed by the Highway and Parks Committee without further action by the County Board;

NOW, THEREFORE, BE IT ORDAINED, by the Sauk County Board of Supervisors, met in regular session and that the All-Terrain Vehicle routes identified on the Appendix to this Ordinance are hereby approved and to be effective upon passage.

For Consideration by the Sauk County Board of Supervisors on April 18, 2017.

Respectfully submitted:

Sauk County Highway and Parks Committee

Martin (Tim) Meister

Brian L. Peper

Richard Flint

Henry Netzinger

Fiscal Note: No Fiscal Impact
MIS Note: No MIS Impact

David A. Riek

Sauk County Wisconsin

APPLICATION TO ESTABLISH NEW ATV/UTV ROUTES
ON COUNTY & STATE HIGHWAYS

APPLICANT INFORMATION

Name: Sauk Ridge Runners ATV Club
Submitted By: Richard Fish
Phone: Mobile (608) 495-4848 or Home (608) 985-7068
Email: dfish@mwt.net
Address: S1511A Fox Court, LaValle, WI 53941

ORGANIZATION INFORMATION

Organization Name: Sauk Ridge Runners ATV Club
Officers (Name and Contact Information):
President: Dan Fleming, E8356 County Rd. H, Wisconsin Dells, WI 53965
Secretary: Becky Choroszy, S665 E. Restone Dr., LaValle WI 53941
Treasurer: Joe Schwochert, 1510 Crawford Street, Baraboo, WI 53913
Trail Boss: Robert Fleming, 6587 Longview Dr., Lyndon Station, WI 53944
Number of Members: 60 Date Organization Established: October 15, 2002

COUNTY HIGHWAYS REQUESTED TO BE DESIGNATED ATV/UTV ROUTES

Highway: Town: Limits:
Need for ATV/UTV Route:

SEE ATTACHED

ATV/UTV ROUTE SIGNS AND ROADWAY APPROACHES

ATV/UTV Route signs will be installed and maintained by Sauk Ridge Runners ATV Club
Signs will comply with Wisconsin Administrative Code Chapter 64.

Primary Contacts for maintenance of signs and roadway approach are:

1. Richard Fish (608) 495-4848 or (608) 985-7068
2. Bob Fleming (608) 963-5338 or (608) 524-7796

Applicants agree to full compliance of Sauk County Code of Ordinances - Chapter 15

Submitted By: Richard P. Fish Date: 15-Mar-17

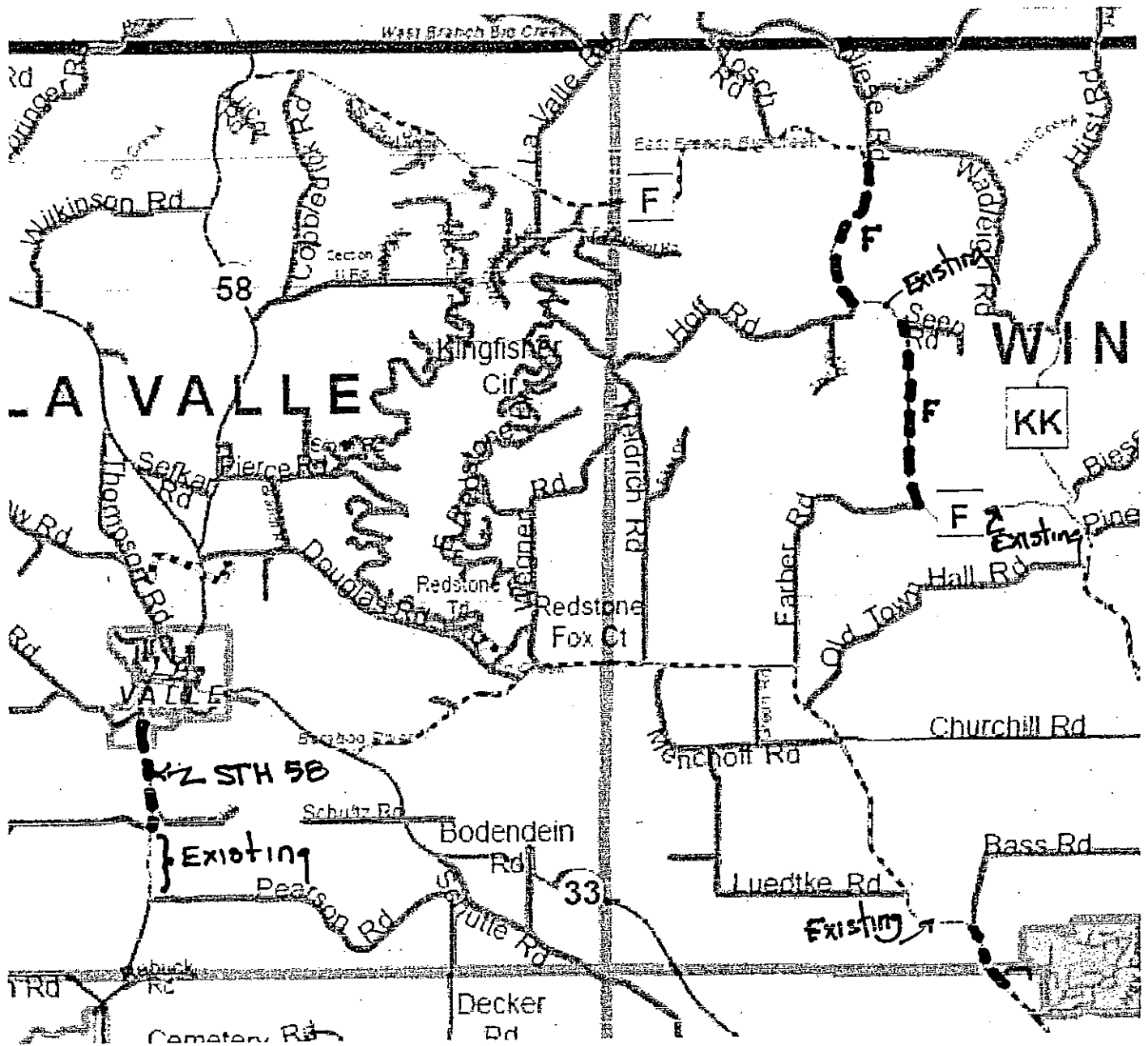
The application must include the following:

1. A map showing portion of the highway where the route is being requested.
2. A map showing the trails which lead up to the proposed roadway route.
3. A statement that the applicant has a lease or some other permission from landowners to use the trails shown on the map.

Approved By: Stephen A. Muehl Date: 3/15/2017
Sauk County Highway & Parks Committee

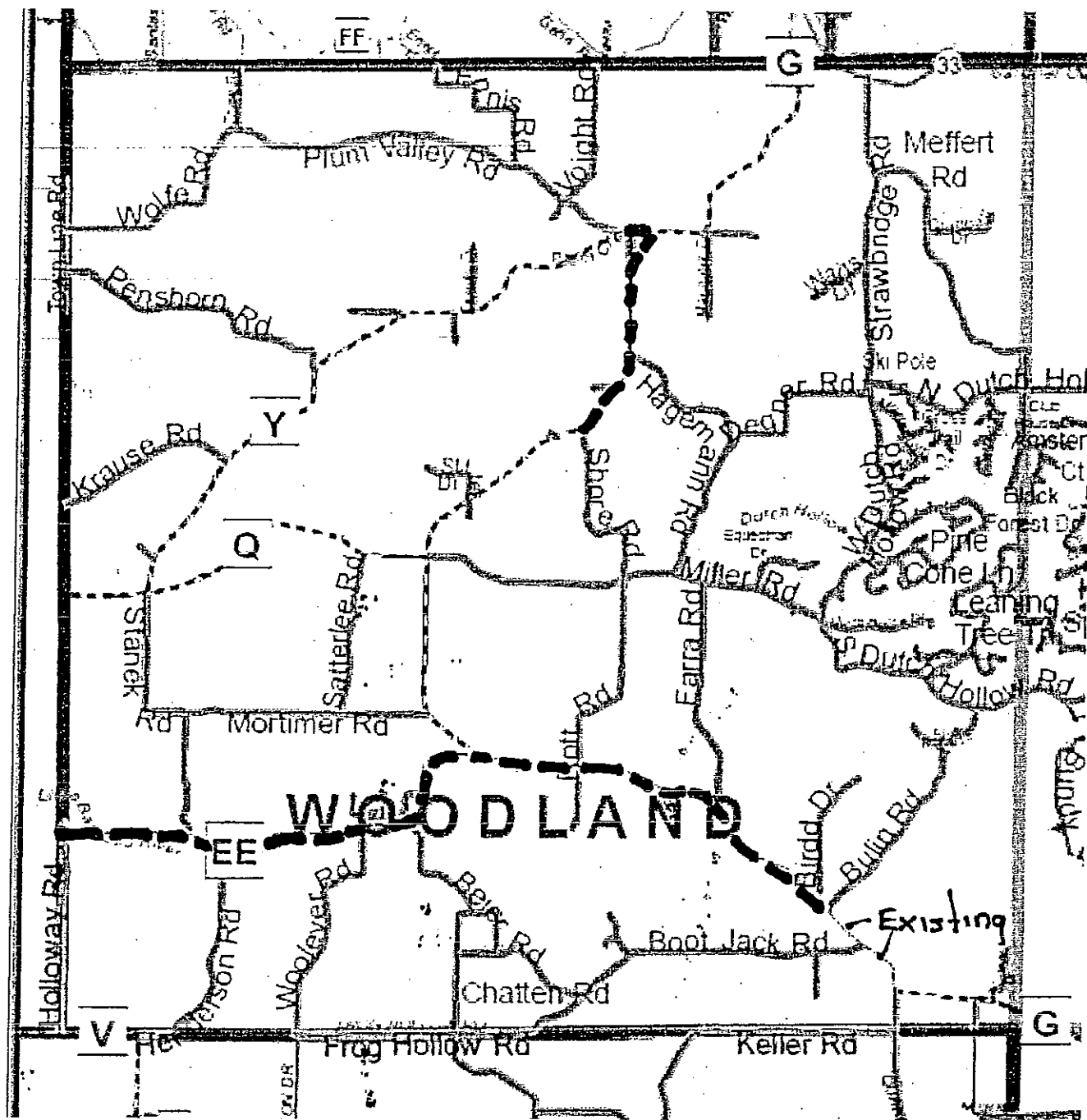
REQUEST FOR ADDITIONAL STATE AND COUNTY HIGHWAYS TO BE DESIGNATED ATV/UTV ROUTES – March 15, 2017

Highway: CTH V	Town: Winfield	Bass Rd. to Friske Dr.
This is an addition to an existing Sauk County-Approved ATV Route on CTH V to extend that Route from Bass Road to Friske Drive.		
CTH F	Town: Winfield	Farber Rd. to Seep Rd. Hoff Rd. to Wiese Rd.
This is an addition to existing Sauk County-Approved ATV Routes on CTH F to extend that ATV Route from Farber Road to Seep Road and from Hoff Road to Wiese Road.		
CTH D	Town: Westfield	Seeley Creek Rd. to Golf Course Rd.
Route on CTH D connects Town of Westfield ATV Routes on Seeley Creek Road, Summit Drive, Stone Church Road, Short Cut Road, Schmidt Road, and Golf Course Road.		
CTH W	Town: Westfield	STH 23 to Skyview Rd.
ATV Route on CTH W connects Town of Westfield ATV Routes on Friendship Drive West of STH 23 and Sky View Road East of STH 23.		
CTH G	Town: Woodland	<ul style="list-style-type: none"> Bulin Rd. to Mortimer Rd. Shore Rd. to CTH Y
ATV Route on CTH G from Bulin Road To CTH Y connects an existing Sauk County-Approved ATV Route on CTH G East of Bulin Road with Town of Woodland ATV Routes on Birde Drive, Farra Road, Roth Road, and Mortimer Road and a connection to proposed ATV Route on CTH EE. ATV Route on CTH G from Shore Road to CTH Y connects Town of Woodland ATV Routes on Shore Road, Hagemann Road with the proposed ATV Road on CTH Y.		
CTH Y	Town: Woodland	CTH G to Plum Valley Road
ATV Route on CTH Y connects Town of Woodland ATV Route on Plum Valley Road with ATV Road on CTH G.		
CTH EE	Town: Woodland	CTH G to west limits of Sauk County
ATV Route on CTH EE connects Town of Woodland ATV Routes on Beier Road, Woolever Road, and Henderson Road with proposed ATV Road on CTH G and provides access to future ATV Routes in Vernon County.		
STH 154	Town of Westfield and Village of Loganville	Eli Valley Rd. to Mill St.
This ATV/UTV Route is for the crossing of the bridges on STH 154 over Narrows Creek. Route connects existing ATV/UTV Routes approved by Village of Loganville on Mill Street and the Town of Westfield on Eli Valley Road.		
STH 23/154	Town of Westfield and Village of Loganville	Mill St. and Sunrise Rd. to Narrows Creek Rd.
This ATV/UTV Route is for the crossing of the bridge on STH 23/154 over Narrows Creek. Route connects existing ATV/UTV Routes approved by Village of Loganville on Mill Street and on Sunrise Road and by the Town of Westfield on Narrows Creek Road.		
STH 154	Town of Reedsburg	Grote Hill Road to Dunse Road
This ATV Route is for crossing a bridge over an unnamed creek and will connect proposed Town of Reedsburg ATV routes on Grote Hill Road and Dunse Road		
STH 58	Village of LaValle Town of LaValle	River Street to Jessop Road
This ATV Route will connect 2 existing approved and signed ATV Routes on STH 58 and will cross 2 additional bridges on STH 58 over the Baraboo River.		



**Additional ATV Routes on County Highways
Towns of LaValle & Winfield
March 15, 2017**

--- Denotes Proposed ATV Routes

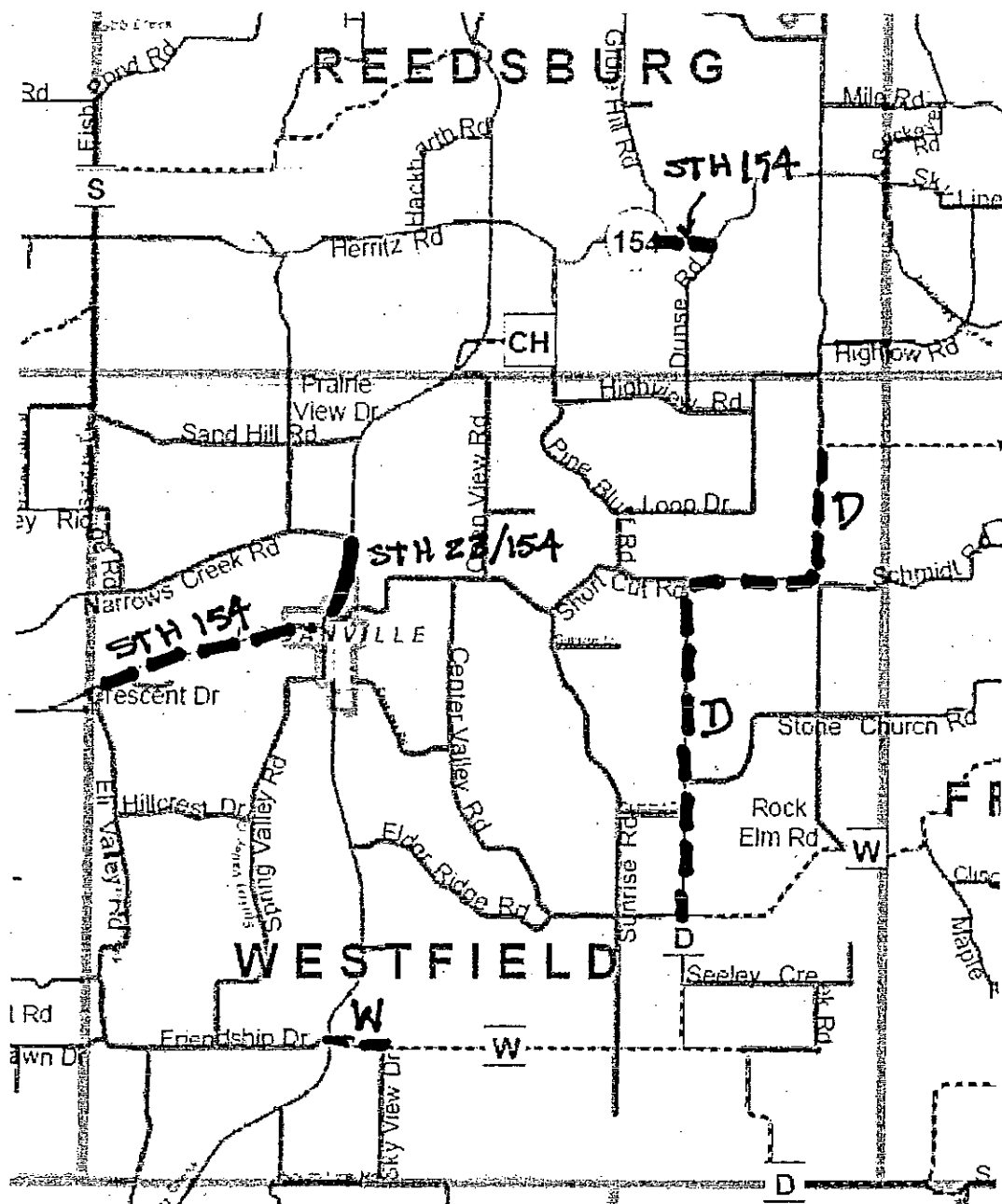


Additional ATV Routes on County Highways

Town of Woodland

March 15, 2017

--- PROPOSED ATV ROUTES



**Additional ATV Routes on County Highways
Towns of Reedsburg & Westfield
March 15, 2017**

--- Denotes Proposed ATV Routes

ORDINANCE NO. 6 - 17

AMENDING SAUK CO. CODE CHAPTER 15, SECTION 15.05(1)(a), PERTAINING TO
ALL-TERRAIN VEHICLE (ATV) AND UTILITY-TERRAIN VEHICLE (UTV)
OPERATION REGULATIONS ON DESIGNATED ROUTES

The County Board of Supervisors of the County of Sauk does ordain as follows:

WHEREAS, Sauk Co. Code Ch. 15 regulates approval of ATV routes, and in April 2014, the Wisconsin State Legislature enacted 2013 Act 313, which granted authority to counties and local governments to establish ATV routes on highways, and your undersigned committee does believe Sauk County should have the discretion to so designate such routes; and,

WHEREAS, your committee has been advised that the time that ATVs and UTVs can operate on an approved route should be amended to 7:00 a.m. to 9:00 p.m.; and,

WHEREAS, your undersigned Committee has considered this amendment to Ch. 15 and believes that adoption of this amendment is in the best interest of the people of Sauk County.

NOW, THEREFORE, BE IT ORDAINED, by the Sauk County Board of Supervisors, met in regular session, that Sauk Co. Code § 15.05(1)(a) is hereby amended as follows, and shall be effective upon passage:

15.05 Regulations on operation and maintenance of crossings and routes. (1)

The following restrictions shall apply to operation of ATVs and UTVs on designated routes:

(a) ATVs and UTVs shall not be operated on an approved route other than between ~~one-half hour before sunrise and one-half hour after sunset~~ 7:00 a.m. to 9:00 p.m.*

*Deletions illustrated by ~~strikethrough~~. New language illustrated in shaded text.

For Consideration by the Sauk County Board of Supervisors on April 18, 2017.

Respectfully submitted:

SAUK COUNTY HIGHWAY AND PARKS COMMITTEE

MARTIN (TIM) MEISTER

BRIAN L. PEPER

RICHARD FLINT

HENRY NETZINGER

DAVID A. RIEK

Fiscal Note: No Fiscal Impact
MIS Note: No MIS Impact

CHAPTER 15

ALL-TERRAIN VEHICLE (ATV) AND UTILITY-TERRAIN VEHICLE (UTV) CROSSINGS AND ROUTES ON HIGHWAYS IN SAUK COUNTY

15.01 Authorization and purpose.
15.02 State laws adopted.
15.03 Designating ATV/UTV routes.
15.04 Permit process.

15.05 Regulations on operation and maintenance
of crossings and routes.
15.06 Penalties, remedies, and review of permit
denial.

15.01 Authorization and purpose. The county board has considered the recreational and economic value of all-terrain vehicle (ATV) and utility-terrain vehicle (UTV) trail opportunities weighed against protecting the safety of motorists by maintaining the road edge, surface and integrity of the right-of-way, public safety, liability aspects, terrain involved, traffic density, and history of automobile traffic. After due consideration, this ordinance is created pursuant to county board authority under Wis. Stat. §§ 59.02, 23.33(8) and 23.33(11)(a) and (am).

15.02 State laws adopted. Except as otherwise provided in this chapter, the statutory provisions in Wis. Stat. chs. 23, 340 to 348, and 350 establishing definitions and regulations with respect to ATVs and UTVs, and Wis. Adm. Code. ch. NR 64, All-Terrain Vehicles, exclusive of any provisions therein relating to penalties to be imposed and exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment, are hereby adopted and by reference made a part of this chapter as if fully set forth herein. Unless otherwise provided in this chapter, any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this ordinance. Any future amendments, revisions or modifications of the statutes incorporated herein are made a part of this chapter in order to secure uniform statewide regulation of ATVs and UTVs.

15.03 Designating ATV/UTV routes. (1) The county board has delegated its authority to designate ATV/UTV routes on county trunk

highways and state trunk highway bridges to the highway and parks committee. Any modification to a designated ATV/UTV route must be approved by the highway and parks committee. A copy of designated ATV/UTV routes, along with a map showing their location, shall be kept on file at the highway department, provided to the sheriff's department, and posted on the Sauk County website. The highway commissioner shall have the authority to close or terminate any ATV/UTV route on the county trunk highway system or state trunk highway bridge and shall advise the highway and parks committee at its next regular meeting of any closure or termination. The highway and parks committee may reverse the decision of the highway commissioner, but the decision of the highway and parks committee on closure or termination shall be final.

(2) ATVs and UTVs operated on designated routes on county trunk highways shall operate on the roadway and not on the shoulder, ditch, or other parts of the highway right-of-way. ATVs and UTVs operated on designated ATV/UTV routes on a state trunk highway bridge shall:

(a) Cross the bridge in the most direct manner practicable and at a place where no obstruction prevents a quick and safe crossing.

(b) Stay as far to the right of the roadway or shoulder as practicable.

(c) Stop the vehicle prior to the crossing.

(d) Yield the right-of-way to other vehicles, pedestrians, and electric personal assistive mobility devices using the roadway or shoulder.

(e) Exit the highway as quickly and safely as practicable after crossing the bridge.

**ALL TERRAIN VEHICLE (ATV) AND
UTILITY-TERRAIN VEHICLE (UTV) CROSSINGS
AND ROUTES ON HIGHWAYS IN SAUK COUNTY**

(3) ATV/UTV routes and proposed routes on or across a highway shall be investigated and monitored to insure that they have been authorized and that they do not adversely affect the use of the highway or unreasonably interfere with the peaceful enjoyment of private or public property.

(4) In addition to establishing ATV/UTV routes to connect ATV/UTV trails as defined in Wis. Stat. § 23.33(1)(d), the highway and parks committee may establish routes for the purpose of connecting off-road trails established by private entities for the exclusive use of their members, their invitees, or other persons paying a fee for use of the trail. However, the use of the route along the roadway may not be limited to those persons approved by or paying a fee to the private entity.

15.04 Permit process. (1) Any municipality or organization that desires a route along, or a crossing over, a county trunk highway or on a state trunk highway bridge may request a route or crossing permit. Anyone requesting a permit shall complete an application in compliance with this ordinance and the Wisconsin Statutes and file the application with the highway department. The highway department and highway and parks committee will review the application using the process in this ordinance. No person shall commence or continue using a county trunk highway or state trunk highway bridge, or request or allow others to commence or continue use a county trunk highway or state trunk highway bridge, unless a permit has been issued and remains in effect pursuant to this chapter.

(2) The following procedure shall be followed in considering a permit for an ATV/UTV route or crossing:

(a) A municipality or organization applying for a permit shall submit an application to the highway department, on the designated form provided by the highway department, and providing all information required by the highway department. The application must be signed by the applicant or the applicant's authorized representative. The permit application will be reviewed by the highway department for conformance with its policies,

this ordinance, and with all applicable state, federal, and local laws, regulations, and policies. The application must include the following at minimum:

1. A map showing the portion of the highway where the route is being requested.

2. A map showing the trails which lead up to the proposed roadway route.

3. A statement that the applicant has a lease or some other permission from landowners to use the trails shown on the map.

4. A statement as to why the highway route is needed and efforts made to establish off-road alternatives, including the names of landowners contacted for that purpose.

5. If the application is for the use of a road to connect private trails, then include the name of the organization applying, the names and addresses of its officers, the date when the organization was established or incorporated, and the number of members.

(b) Before a highway segment can be considered for designation as an ATV/UTV route, the applicant shall demonstrate to the highway department and highway and parks committee that no other practical option for a trail exists. The most important consideration in determining whether to approve or deny an application is the safety of all users including ATV/UTV riders, pedestrians, bicyclists, motorcyclists, automobile operators, truck operators, and other transportation users. The highway and parks committee shall establish a fee for each permit application which shall apply to all applications, and the applicant shall pay to the highway department the required application fee according to the fee schedule established by the highway and parks committee. The following conditions apply to any permit issued:

1. A permit is valid for construction of a route or crossing within one year of issuance. After one year has expired, the permit will no longer be valid and a new permit must be applied for and issued before construction may be commenced or continued.

2. Permits are good only for one year from the date in which they are issued. In order to seek a subsequent permit, a renewal application must be submitted and must include any revised list of organization officers or other changes.

**ALL TERRAIN VEHICLE (ATV) AND
UTILITY-TERRAIN VEHICLE (UTV) CROSSINGS
AND ROUTES ON HIGHWAYS IN SAUK COUNTY**

3. If the application is approved, the applicant shall provide a bond or other form of monetary security required pursuant to county policy, prior to the issuance of the permit. The bond, or the like, shall be in the amount of \$100.00 for each sign required for the route and in the amount of \$250.00 for each roadway approach. The bond, or the like, shall be used and available to pay for any replacement signage along with any labor, staff-time and installation costs and shall be used and available for any and all repair and maintenance of roadway approaches along with any labor and staff time when the applicant fails to properly maintain or repair roadway approaches pursuant to this ordinance.

4. The applicant shall construct any roadway approach or crossing utilizing a pre-approved plan and traffic control procedure explained by an authorized highway department employee. Each permit will be valid for one route or crossing location only. The highway department shall inspect the site of each route and each crossing before and during construction to ensure compliance with requirements.

5. If the application is denied, the highway department shall notify the applicant in writing and explain the reason for denial.

6. If the highway and parks committee recommends approval of a route or crossing, an ordinance approving the decision shall be prepared for consideration by the county board. No route or crossing is approved until action of the county board except that permits for existing routes or crossings may be renewed by the highway and parks committee without further action by the county board.

15.05 Regulations on operation and maintenance of crossings and routes. (1) The following restrictions shall apply to operation of ATVs and UTVs on designated routes:

(a) ATVs and UTVs shall not be operated on an approved route other than between ~~one-half hour before sunrise and one-half hour after sunset~~ 7:00 a.m. and 9:00 p.m.

(b) ATVs and UTVs shall be operated on a route at a safe speed not to exceed 35 miles per

hour unless a reduced speed is otherwise required by law.

(c) The highway and parks committee may impose other restrictions on operation of ATVs and UTVs on designated routes.

(2) Required maintenance of crossings and routes shall be performed as follows:

(a) The permittee shall furnish all materials, do all work, and pay all costs in connection with the construction or maintenance of the approach or crossing and its appurtenances within the right-of-way to the standards required by the county. The county shall not give, sell, or otherwise provide any equipment, labor, or materials for the project.

(b) Maintenance of approaches or crossings is the responsibility of the organization or person signing the permit application. The highway department may monitor approaches and crossings on a periodic basis. The results of these reviews may indicate a need for maintenance. In such case, the highway department will notify the person signing the application of those needs and the permittee will have 10 days to complete the necessary maintenance or repairs. Failure of the permittee to timely complete the necessary maintenance or repairs shall result in the revocation of the permit. Upon the revocation of the permit, the highway department shall complete the necessary maintenance or repairs, and the costs of such work; including but not limited to labor, materials, and staff-time; shall be paid out of the bond, or the like, submitted pursuant to this chapter.

(c) No revisions or additions shall be made to the route or crossing or its appurtenances on the right-of-way without the written permission of the highway committee.

(d) The permit shall contain a statement, and be subject to the condition, that all construction and maintenance shall be done subject to the rules and regulations prescribed by the highway department and be performed and completed to the highway department's satisfaction.

(3) Signage of routes and crossings shall be required as follows:

(a) During the highway department review of the route or crossing application, the

**ALL TERRAIN VEHICLE (ATV) AND
UTILITY-TERRAIN VEHICLE (UTV) CROSSINGS
AND ROUTES ON HIGHWAYS IN SAUK COUNTY**

department will determine the necessary signage on the route or crossing. The projected costs for signage and installation shall be determined, and upon approval of the application, such costs shall be paid by the permittee prior to commencing construction on the approach or crossing. A route is not open to use until signs are installed.

(b) The highway department will maintain the signage necessary for the route or crossing and bill the permittee for that maintenance. Should the permittee fail to pay for the maintenance, the costs associated with the signage maintenance shall be paid out of the bond, or the like, submitted under this chapter.

15.06 Penalties, remedies and review of permit denial. (1) Any person who violates any section of this ordinance or statutes adopted by reference, other than a violation under s. 15.06(3) of this ordinance, shall pay a forfeiture of not less than \$50.00 nor more than \$500.00 for each offense. In case of a continuing violation, each day that the violation continues may be considered a separate violation. Said forfeiture is exclusive of mandatory assessments and costs.

(2) If it cannot be readily determined which individual is directly responsible for a violation of a construction, maintenance, or other permit requirement; the person having signed the permit application shall be deemed responsible and cited for violations. A statement to that effect shall appear on the application above the signature line. A failure to pay such forfeiture may form a basis for revocation of a permit.

(3) The penalty for operating an ATV off the roadway of a designated ATV route to include the grassy in-slope, ditches, or other highway right-of-way; other than for direct access from a trail to a roadway on a designated trail, or operating outside of permitted times for route use, or operating in excess of permitted speed; shall result in a forfeiture of not less than \$25.00 or more than \$250.00. Said forfeiture is exclusive of mandatory assessments and costs.

(4) In addition to any forfeiture, a court may order restitution to repair any damage caused by violation of this chapter.

(5) The provisions of Sauk Co. Code ch. 33 shall apply to any denial or revocation of a permit granted pursuant to this chapter.

Chapter 15 was created and adopted by the Sauk County Board of Supervisors on April 16, 2013 - Ordinance No. 06-13. Amended by the Sauk County Board of Supervisors on December 16, 2014 - Ordinance No. 13-14. Amended by the Sauk County Board of Supervisors on August 18, 2015 - Ordinance No. 11-15.