

STATE OF WISCONSIN
Town of Frankfort
Pepin County

AMENDING CODE OF ORDINANCES, SECTION 4.6 (ORDINANCE 2019-1)
ALL-TERRAIN/ UTILITY TASK VEHICLES USE ON TOWN ROADS

BE IT ORDAINED BY THE TOWN BOARD OF SUPERVISORS OF THE
TOWN OF FRANKFORT, PEPIN COUNTY:

THAT THE CODE OF ORDINANCES BE AMENDED BY REVISING THE
FOLLOWING SECTIONS:

SECTION 4.602 PURPOSE AND INTENT

SECTION 4.603 AUTHORIZED ROUTES

SECTION 4.606 REVIEW

4.603. AUTHORIZED ROUTES. ~~The following town roads are designated as ATV/UTV routes:~~

- ~~A. Plummer Road from the township line with Waterville Township to County Road SS,~~
- ~~B. Maple Lane from 170th Avenue to Gates Hill Road.~~
- ~~C. Gates Hill Road from Maple Lane to County Road SS,~~
- ~~D. Elk Creek Road from County Road SS to the intersection with Beaver Slide Road,~~
- ~~E. Beaver Slide Road from the intersection with Elk Creek Road to Boyd Spring Road,~~
- ~~F. Boyd Spring Road from County Road D to County Road N,~~
- ~~G. All of Plum Valley Road within the Town, and~~
- ~~H. Byington Road from County Road N to the Town line with Pepin Township.~~

All roads under the jurisdiction of the Town of Frankfort and all **Pepin County approved ATV/UTV routes within** the Town are open to ATV/UTV use unless otherwise posted.

A **resident or** property owner on any Town Road may submit a request to the Town Board to close that Town Road to ATV/UTV use. A **resident or** property owner on any Town Road that has previously been closed to ATV/UTV use by the Town Board may submit a request to the Town Board to open that Town Road to ATV/UTV use. The Town Clerk will prepare a form for a request to close or open a Town Road and any request by a resident or property owner must be submitted on that form.

The Town Board will consider the request and determine in its sole discretion whether to grant the request. Requests may be made at any time, but the Town Board will consider requests only at its regular meeting in January, February or March. **The Board shall create a policy that lists the criteria for making decisions to open or close ATV/UTV routes. Criteria for determining the request may include but are not limited to: public health and safety; preservation of rural quality of life; fair access to publicly owned resources.**

~~If a Town road is closed to ATV/UTV usage, a **resident or** property owner on the closed Town will be allowed to use the road to access roads open to ATV/UTV usage.~~

4.604 4.605 SIGNAGE

4.605-4.606 ENFORCEMENT

~~4.606. REVIEW. This ordinance or any route designated by it may be canceled at any time by act of the Town Board. The Town Board will annually review the use of routes designated in this ordinance to determine the continued need and value of the routes. This review will be completed each year on or before the anniversary of the effective date of this ordinance. The Town Board may add or delete authorized routes by action that conforms to the requirements of Wisconsin Statutes section 23.33 and all public notice required by law for Town Board action.~~

EFFECTIVE DATE. This ordinance becomes effective on the passage by the Town Board and publication by the Town Clerk as required by Wisconsin Statutes section 59.14.

~~Actual use of Town Roads under this ordinance may begin only after the Pepin County Highway Department certifies to the Chair of the Frankfort Town Board that signage required by this ordinance is in place on the routes authorized in section 3. The Town Board will consider the value of this ordinance allowing use of ATVs and UTVs at its regularly scheduled meeting in the 13th month following the date on which the Pepin County Highway Department certifies to the Chair of the Frankfort Town Board that signage required by this ordinance is in place on the routes authorized in section 3. At that meeting the Town Board may vote to continue this ordinance or extend the time to consider whether the ordinance should be continued, during which extension this ordinance will continue to be fully in effect. If the Board does not vote to continue this ordinance on or before the Town Board's regularly scheduled meeting in December 2021, the ordinance will cease to have effect on the last day of that month.~~

Adopted: October 12, 2021

Published: October 20, 2021

/s/ Brad Anderson, Town Chair

Attest: /s/ Maureen Manore, Town Clerk

Roll Call Vote: Richard McDermott - Yes
Curt Stine - Yes
Donna Juleff - Yes
Josh Manor - Yes