

STATE OF WISCONSIN
Town of Florence
Florence County
Snowmobile Ordinance
08-08-11

SECTION I – TITLE AND PURPOSE

The title of this ordinance is the Town of Florence Snowmobile Route Ordinance. The purpose of this ordinance is to establish snowmobile routes in the town and to regulate the operation of snowmobiles in the town.

SECTION II – AUTHORITY

The town board has the specific authority to adopt this Snowmobile Route Ordinance under s. [350.18](#), Wis. stats. [and general authority under its village powers under s. [60.22](#), Wis. stats.]

SECTION III – ADOPTION OF ORDINANCE

This ordinance, adopted by a majority of the town board on a roll call vote with a quorum present and voting and proper notice having been given, designates snowmobile routes in the town and provides for the regulation of the use of those trails.

SECTION IV – ADOPTION OF STATE SNOWMOBILE LAWS

Pursuant to Section 350.18. The statutory provisions describing and defining regulations with respect to snowmobiles and traffic in the following enumerated sections of the Wisconsin Statutes, exclusive of any provisions therein relating to the penalties to be imposed or the punishment for violation of said statutes, are hereby adopted and by reference made a part of this chapter as if fully set forth herein. Any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this chapter:

Sections

- [350.01](#).....Definitions.
- [350.02](#).....Operation of snowmobiles on or in the vicinity of highways.
- [350.03](#).....Right-of-way.
- [350.035](#).....Meeting of snowmobiles.
- [350.04](#).....Snowmobile races, derbies and routes.
- [350.045](#).....Public utility exemption.
- [350.047](#).....Local ordinance to be filed.
- [350.05](#).....Operation by youthful operators restricted.
- [350.07](#).....Driving animals.
- [350.08](#).....Owner permitting operation.
- [350.09](#).....Head lamps, tail lamps and brakes, etc.
- [350.095](#).....Noise level requirements.
- [350.10](#).....Miscellaneous provisions for snowmobile operation.
- [350.101](#).....Intoxicated snowmobiling.
- [350.102](#).....Preliminary breath screening test.
- [350.1025](#).....Application of intoxicated snowmobiling law.
- [350.103](#).....Implied consent.

- [350.104](#).....Chemical tests.
- [350.106](#).....Report arrest to department.
- [350.107](#).....Officer's action after arrest for operating a snowmobile while under influence of intoxicant.
- [350.11](#).....Penalties.
- [350.12](#).....Registration of snowmobiles; trail use stickers.
- [350.13](#).....Uniform trail signs and standards.
- [350.135](#).....Interferences with uniform trail signs and standards prohibited.
- [350.15](#).....Accidents and accident reports.
- [350.155](#).....Coroners and medical examiners to report; require blood specimen.
- [350.17](#).....Enforcement.
- [350.19](#).....Liability of landowners.
- [350.99](#).....Parties to a violation.

SECTION V – DESIGNATION OF SNOWMOBILE ROUTES

The following routes are designated snowmobile routes in the town:

#	Name of Road	Comments/Description
	All alleys	Within the unincorporated limits of the Town of Florence
	Blome-Helgrend Rd	
	Bonnie View Road	
	Brule Landing Road	From Chapin Street to public landing on Brule River
	Camels Clearing Rd	
	Chapin Street	From alley North of Negaunee Street to Brule Landing Road
	Cross Cut Rd	
	First Crossing Road	
	Fisher Lake Road	
	Karle Road	
	Lake Anna Rd	
	Lake Edith Road	
	Montgomery Lk Rd	
	Mourning Dove Drive	To County "N" then to Railroad grade
	N Blome Helgren Rd	
	N Montgomery Lk Rd	
	North First Crossing Road	
	Norway Street	From alley behind Florence Abstract to Presbyterian Church
	Old Hwy 69 E	
	Old Hwy Sixty Nine	
	Olive Avenue	West to designated snowmobile trail (between Subway and Town Garage)
	Pewabic Street	
	Second Crossing Road	
	South Cosgrove Lk Rd	
	Town Road "DD"	

	Town Road “HH”	
	Town Road “J”	
	Vulcan Street	North to ally (east or West) behind Catholic Church
	West Lake Ellwood Road	

SECTION VI – CONDITIONS APPLICABLE TO SNOWMOBILE ROUTES

The following restrictions are placed on the use of the town snowmobile routes designated by this resolution during the following periods of the year:

- A. Town highways designated as snowmobile routes shall be marked with uniform snowmobile route signs in accordance with s. [350.13](#), Wis. stats No person may do any of the following in regard to signs marking town snowmobile routes:
 - 1. Intentionally remove, damage, deface, move, or obstruct any uniform snowmobile route or trail sign or standard of the type established by the State of Wisconsin, Department of Natural Resources or intentionally interfere with the effective operation of any uniform snowmobile route or trail sign or standard if the sign or standard is legally placed by the state, any municipality, or any authorized individual.
 - 2. Possess any uniform snowmobile route or trail sign or standard of the type established by the State of Wisconsin, Department of Natural Resources for the warning, instruction, or information of the public, unless he or she obtained the uniform snowmobile route or trail sign or standard in a lawful manner. Possession of a uniform snowmobile route or trail sign or standard creates a rebuttable presumption of illegal possession.]
- B. Operation shall be subject to all provisions of s. 350.04 (2), Wis. stats., and any other provision of chapter 350, Wis. stats., which is adopted as a part of this ordinance by reference, pursuant to s. 350.18, Wis. stats.
- C. A copy of this ordinance shall be sent by the town clerk to the Florence County Sheriff’s Department and the DNR Conservation Officer.
- D. Speed Limits:
 - 1. Speed limits for vehicle operation on the designated routes shall be as follows: 10 mph for all alley-ways and streets in the village proper.
 - 2. All snowmobile operators shall observe posted roadway speed limits.
 - 3. All snowmobile operators shall ride single file.
 - 4. All snowmobile operators shall slow the vehicle to 10 mph or less when operating within 150 feet of a dwelling.

SECTION VII - ENFORCEMENT

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

SECTION VIII - PENALTIES

The penalties under s. [350.11](#), Wis. Stats., are adopted by reference. Any person who shall be convicted of violating any part of this Ordinance shall, upon conviction thereof, forfeit not less than \$5.00 nor more than \$200.00 for each such offense, together with the costs of prosecution.

SECTION IX– SEVERABILITY

If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

SECTION X – EFFECTIVE DATE

This ordinance is effective on publication or posting.

The town clerk shall properly publish this ordinance as required under s. [60.80](#), Wis. stats.

Adopted this 8th day of August, 2011.

Tim Bombrg, Chairman

John Holbrook, Supervisor

Shane McLain, Supervisor

Attest:

Shelly Tripp Clerk/Treasurer