

## Title 10 ► Chapter 3

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# Snowmobiles

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### **Sec. 10-3-1 State Snowmobile Laws Adopted.**

Except as otherwise specifically provided in this Chapter, the statutory provisions describing and defining regulations with respect to snowmobiles in the following enumerated sections of the Wisconsin Statutes are hereby adopted by reference and made part of this Chapter as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required or prohibited by this Chapter. Any future amendments, revisions or modifications of the Statutes incorporated herein by reference are intended to be made part of this Code of Ordinances.

350.01	Definitions
350.02	Operation of Snowmobiles on or in the Vicinity of Highways
350.03	Right-of-Way
350.04	Snowmobile Races, Derbies and Routes
350.045	Public Utility Exemption
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350.05	Operation by Youthful Operators Restricted
350.055	Safety Certification Program Established
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350.08	Owner Permitting Operation
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350.10	Miscellaneous Provisions for Snowmobile Operation
350.101	Intoxicated Snowmobiling
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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 the Influence of an Intoxicant
350.108	Public Education Program
350.12	Registration of Snowmobiles
350.125	Completion of Application for Registration by Snowmobile Dealers
350.13	Uniform Trail Signs and Standards
350.135	Coroners and Medical Examiners to Report; Require Blood Specimen
350.135	Interference with Uniform Trail Signs and Standards
350.15	Accidents and Accident Reports
350.155	Coroners and Medical Examiners to Report; Require Blood Specimen
350.17	Enforcement
350.18	Local Ordinances
350.19	Liability of Landowners
350.99	Parties to a Violation

**Sec. 10-3-2 Applicability of Traffic Regulations to Snowmobiles.**

No person shall operate a snowmobile upon any street, highway or alley within the Village of Crivitz in violation of the traffic regulation provisions of Sections 346.04, 346.06, 346.11, 346.14(1), 346.18, 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40, 346.44, 346.46, 346.47, 346.48, 346.50(1)(b), 346.51, 346.52, 346.53, 346.54, 346.55, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92(1) and 346.94(1), (6), (6m) and (9), Wis. Stats.

**Sec. 10-3-3 Speed; Equipment.**

- (a) **Speed.** No person shall operate a snowmobile within the Village of Crivitz or on any trail designated in Section 10-3-9 of this Chapter at a speed in excess of fifteen (15) miles per hour.

- (b) **Restriction on Equipment.** No snowmobile or other vehicle operating on the snowmobile route shall be allowed if it has an expansion chamber or any muffler other than the type and size provided by the manufacturer. Each snowmobile must display a lighted headlight and taillight at all times and said lights must conform to the requirements of Sec. 350.09, Wis. Stats.

#### **Sec. 10-3-4 Unattended Vehicles.**

No person shall leave or allow a snowmobile owned or operated by him or her to remain unattended on any public highway or public property while the motor is running or with the starting key left in the ignition.

#### **Sec. 10-3-5 Operation on Sidewalks Prohibited.**

No person shall operate a snowmobile upon any sidewalk, pedestrian way or upon the area between the sidewalk and the curb line of any street in the Village of Crivitz, except as specifically authorized for the purpose of crossing to obtain immediate access to an authorized area of operation.

#### **Sec. 10-3-6 Restrictions on Operators.**

- (a) No person under the age of twelve (12) years may operate a snowmobile unless the person is accompanied either by a parent or guardian or by a person over eighteen (18) years of age. For the purpose of this Section, "accompanied" means being on the same snowmobile as the operator.
- (b) No person over the age of twelve (12) years but under the age of sixteen (16) years may operate a snowmobile unless he or she holds a valid snowmobile safety certificate or is accompanied by a person over eighteen (18) years of age or by a person over fourteen (14) years of age having a snowmobile safety certificate issued by the Wisconsin Department of Natural Resources. Any person who is over the age of twelve (12) and under the age of sixteen (16) who holds a snowmobile safety certificate shall carry it while operating a snowmobile and shall display it to a law enforcement officer on request. Persons enrolled in a snowmobile safety program approved by the Wisconsin Department of Natural Resources may operate a snowmobile in an area designated by the instructor.

#### **Sec. 10-3-7 Curfew.**

No person under the age of seventeen (17) years shall operate a snowmobile in the Village of Crivitz between the hours of 10:00 p.m. and 6:00 a.m. the following day unless accompanied on

the vehicle by a parent, guardian, adult relative, or other adult person having actual care, custody and control of such child.

### **Sec. 10-3-8 Accidents and Accident Reports.**

- (a) If he or she can do so without serious danger to his or her own snowmobile or to persons on board, the operator of a snowmobile involved in a snowmobile accident within the Village of Crivitz shall stop his or her snowmobile and render to other persons affected thereby such assistance as may be practicable and necessary to save them from or minimize any danger caused by the accident and shall give his or her name and address and identification of his or her snowmobile to any person injured and to the owner of any property damaged in the accident.
- (b) If the snowmobile accident results in death or injury to any person or total property damage in excess of Two Hundred Dollars (\$200.00), every operator of a snowmobile involved in such accident shall, as soon as possible, notify the Police Department of the accident and shall, within ten (10) days after the accident, file a written report thereof with the department on forms prescribed by it.
- (c) If the operator of a snowmobile is physically incapable of making the report required by this Section and there was another occupant on the snowmobile at the time of the accident capable of making the report, he or she shall make such report.
- (d) "Snowmobile accident" means a collision, accident or other casualty involving a snowmobile.

### **Sec. 10-3-9 Designated Snowmobile Routes.**

- (a) **Routes Designated.** Except as provided in Sections 350.02 and 350.045, Wis. Stats., or for snowmobile events authorized in accordance with Sec. 350.04, Wis. Stats., no person shall operate a snowmobile upon any public right-of-way, in any public park or on any other public or private property in the Village except upon snowmobile routes designated by the Village Board. There shall be established within the Village of Crivitz limits one (1) snowmobile route through the Village. This snowmobile route shall be designated as a snowmobile route and is to be used only to leave and enter the Village of Crivitz at a speed not to exceed ten (10) miles per hour. The routes are described as follows:
  - (1) **Northern Route.** Beginning at the northeastern Village limits, then west across USH 141, thence southwesterly to the railroad track intersection with CTH W/Henriette Avenue, thence south along Spur Street, thence west across the railroad tracks, thence northwesterly through Crivitz Community Veterans Park to Louisa Street, thence across Louisa Street to marked trail on private property, thence west to Anderson

- Avenue, thence west to George Street, thence north to Main Avenue, thence west to Left Foot Lake Road, thence north on Left Foot Lake Road to the Village limits.
- (2) **Southern Route.** Beginning at the intersection of the east Village limits and South Avenue, thence west along South Avenue, thence north along Oak Street to Hall Avenue, thence west along Hall Avenue to Spur Street, thence north on Spur Street to Henriette Avenue.
- (3) **Additional Routes.**
- a. **Henriette Avenue.** Beginning at the intersection of the Eastern Village limits and Henriette Avenue, thence West on Henriette Avenue and ending at old CTH W, on both sides of the road.
  - b. **Deschane Avenue.** Beginning at the intersection of the Eastern Village limits and Deschane Avenue, thence West on Deschane Avenue, thence across USH 141 to a marked trail on private property to Village limits.
- (b) **Trail Markers.** The Director of Public Works and Village law enforcement officers are directed and authorized to procure, erect and maintain appropriate snowmobile route, trail and limit signs and markers as approved by the Wisconsin Department of Natural Resources under Sec. 350.13, Wis. Stats. Village law enforcement officers shall have the power to declare the stated snowmobile routes and trails either open or closed.
- (c) **Markers to be Obeyed.** No person shall fail to obey any route or trail sign, marker or limit erected in accordance with this Section.

*Cross-Reference:* Section 10-4-4.

## **Sec. 10-3-10 Snowmobile Travel Within the Village Limits.**

- (a) **Statutory Authority.** State law allows towns, cities and villages to enact local regulations allowing snowmobilers to travel between a residence or a lodging establishment to travel along roadways and/or shoulders of highways to the closest snowmobile route or trail. The authority to enact local snowmobile residential access regulations is found in Ch. 350.11(1)(a), Wis. Stats. By authority of Sec. 350.18(3)(a), Wis. Stats., the Village of Crivitz does hereby provide for snowmobile access to residential and lodging establishments within the Village limits.
- (b) **Operation Authorized.** This Section allows the operation of snowmobile on a roadway and/or shoulder of a street or highway by persons residing in or staying at a lodging establishment within the limits of the Village of Crivitz, Marinette County, Wisconsin, for the sole purpose of traveling for the shortest distance that is necessary to reach the snowmobile trail or route that is closest to that residence or lodging establishment.
- (c) **Conditions.**
- (1) This Section designates the roadways and/or shoulders of specific highways for snowmobile travel by persons residing in or staying at a lodging establishment within

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the limits of the Village of Crivitz, Marinette County, Wisconsin to travel for the shortest distance that is necessary to reach the snowmobile trail or route that is closest to that residence or lodging establishment subject to the following conditions:

- a. Snowmobiles shall be operated on the extreme right side of the roadway and travel with the flow of traffic.
  - b. Snowmobiles are to be operated in single file.
  - c. Headlights should be on at all times.
  - d. Snowmobile operators shall yield the right-of-way to other vehicular traffic and pedestrians.
- (2) Snowmobiles violating any of the above conditions would be subject to the underlying violation of operating on the roadway.
- (d) **Speed.** A snowmobile operated on a portion of the roadway or shoulder of a highway pursuant to this Section shall observe a ten (10) mile per hour speed limit.
- (e) **Enforcement.** This Section shall be enforced by any law enforcement officer of the Village of Crivitz, Marinette County, Wisconsin, or such other local, county or state law enforcement officers.
- (f) **Penalties.** Wisconsin state snowmobile penalties as found in Sec. 350.11(1)(a), Wis. Stats., are adopted by reference.

*State Law Reference:* Secs. 350.11(1)(a) and 350.18(3)(a), Wis. Stats.

**Sec. 10-3-11 Penalty.**

Any person who shall violate any provision of this Chapter shall, upon conviction thereof, forfeit not more than Five Hundred Dollars (\$500.00), together with the costs of prosecution, and, in default of payment thereof, may be imprisoned in the county jail for not exceeding ten (10) days, provided no person shall forfeit an amount in excess of the maximum fine or forfeiture allowed in the Wisconsin Statutes for the same offense and further provided that the penalty and forfeiture for parking violations on highways shall be the amount applicable to such violations by owners or operators of motor vehicles under Title 10, Chapter 1, of this Code of Ordinances.

**Sec. 10-3-12 Enforcement.**

- (a) **Uniform Citation for Highway Violations.** The uniform traffic citation promulgated under Sec. 345.11, Wis. Stats., shall be used for violations of this Chapter relating to highway use except as herein provided.
- (b) **Parking Violations.** The special traffic citation described and defined in Title 10, Chapter 1, of this Code of Ordinances shall be used for enforcement of violations of rules

of the road relating to parking of vehicles adopted by reference in Section 10-3-1 of this Chapter.

- (c) **Other Violations.** All violations of this Chapter not described in Subsections (a) or (b) shall be enforced in accordance with Sections 66.12 and 66.114, Wis. Stats. Stipulations of guilt or no contest may be made as provided in Sec. 66.12(1)(b), Wis. Stats., in substantially the form provided in the uniform traffic citation within five (5) days of the date of the citation for such violation. Bail deposits may also be made under Sec. 66.12, Wis. Stats. Such deposits shall include a Three Dollars (\$3.00) Clerk's fee and costs of prosecutions.
- (d) **Forfeited Penalties and Deposits.** Except as otherwise provided in Sec. 345.26, Wis. Stats., and the deposit schedule adopted by the State Board of Circuit Court Judges thereunder, required penalties and deposits or bail not including costs or fees for violation of this Chapter shall be as established by the schedule adopted by the Village Board.

