

VILLAGE OF HIXTON ORDINANCE 5026-2
REPEALING AND REPLACING VILLAGE OF HIXTON ORDINANCE 2021-1

AN ORDINANCE REPEALING AND REPLACING VILLAGE OF HIXTON ORDINANCE 2021-1 OF THE CODE OF ORDINANCES FOR THE VILLAGE OF HIXTON, JACKSON COUNTY, WISCONSIN.

THE VILLAGE OF HIXTON, JACKSON COUNTY, WISCONSIN, DOES HEREBY ORDAIN AS FOLLOWS:

- (1) That Village of Hixton Ordinance 2021-1 is hereby repealed in its entirety.
- (2) That in its place the Village adopts the following:

SECTION 1 – INTENT

The Village of Hixton, Jackson County, Wisconsin adopts the following all-terrain vehicle recreational route for the operation of all-terrain vehicles upon the roadways listed in Section 3, for “recreational” purposes only.

Following due consideration of the recreational value to connect trails opportunities and weighed against possible dangers, public health, liability aspects, terrain involved, traffic density, and history of automobile traffic, the Village deems it appropriate to create certain ATV, UTV, and golf-cart routes.

SECTION 2 – STATUTORY AUTHORITY

The route(s) herein are created pursuant to village authority as authorized by §23.33(8)(b), Wis. Stats.

The applicable provisions of said §23.33 regulating all-terrain vehicles and utility terrain vehicles operation are adopted as if fully stated herein.

SECTION 3 – ROUTE(S) AND SIGNAGE

The following are hereby designated as recreational routes for ATV's, UTV'S, and golf carts:

- a) All Village streets;
- b) That part of State Highway 95, which is located within the Village limits, where the speed limit does not exceed 35 miles per hour

Route signs shall be posted by the Village in appropriate locations.

SECTION 4 – CONDITIONS

- A. All ATV operators shall observe posted roadway speed limits.

- B. All ATV operators shall ride single file.
- C. All ATV operators shall slow the vehicle to 10-mph or less when operating within 150 feet of a dwelling.
- D. No ATV or other vehicle operating on the route shall be allowed if it has an expansion chamber or any muffler other than the type and size provided by the manufacturer.
- E. Each ATV must display a lighted headlight and taillight at all times and said lights must conform to the requirements of Section 350.09 of the Wisconsin Statutes.
- F. ATV, or any other vehicle operating on the routes must travel with all wheels on the paved surface "Part on and Part off" the paved surface is strictly prohibited.

SECTION 4 – ENFORCEMENT

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

SECTION 5 – PENALTIES

The penalties as found in §23.33(13) Wis. Stats., are adopted by reference.

(3) SEVERABILITY. If any section, subsection, sentence, clause, or phrase of the ordinance is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of the ordinance. The Village of Hixton hereby declares that it would have passed this ordinance and section, subsection, clause, and phrase thereof, irrespective of the fact that any one or more section, subsection, sentence, clauses, and phrases be declared unconstitutional.

(4) CONFLICTING ORDINANCES. Ordinances or parts of ordinances in conflict with the above ordinances are hereby repealed.

(5) EFFECTIVE DATE. This amended ordinance shall take effect and be enforced upon passage and publication as provided by law.

Adopted by the Village Board of Trustees for the Village of Hixton, Jackson County, Wisconsin, this 21st day of April, 2026.

[Signature]
Village President

ATTESTED:
[Signature]
Village Clerk

Passed: 4/21/24

Published: 4/22/24