

ORDINANCE NO.: G—2023-24

TO THE HONORABLE, THE OUTAGAMIE COUNTY BOARD OF SUPERVISORS

LADIES AND GENTLEMEN:

MAJORITY

1 On October 27, 2020, the Outagamie County Board adopted Ordinance C—2020-2021
2 which created Section 50-353 (based on Wis. Stat. §23.33) allowing all-terrain vehicles
3 (ATVs) and utility terrain vehicles (UTVs) to operate on roadways designated by
4 Outagamie County and referred to as “routes.” On August 22, 2023, the Outagamie County
5 Board adopted Ordinance D—2023-2024 which modified the ordinance as pertains to speed
6 limits and operating hours. Wis. Stat. §23.33(8)(b)1 offers a town, village, or city the ability
7 to enact an ordinance to designate a highway not under its jurisdiction, but within its
8 territorial limits, as an ATV/UTV route.

9
10 The Town of Liberty has submitted an application to the Outagamie County Highway
11 Commissioner to designate the following county highway as an ATV/UTV route:

- 12 • CTH M between CTH S and STH 54

13
14 The Town of Liberty has completed said requirements of Outagamie County Code of
15 Ordinance Sec. 50-353(4)(a)(ii) and submitted the following documents with the
16 application:

- 17 • A map showing the proposed ATV/UTV route on the county highway system.
- 18 • A map showing any existing or future ATV/UTV routes leading to the proposed
19 route.
- 20 • A statement explaining why the proposed route should be designated as an
21 ATV/UTV route.
- 22 • Documentation that items required in Ordinance 50-353 Sec. 4(a)(i)1-3 were
23 completed by the Municipality.
- 24 • A statement that the applicant will be financially responsible for payments for the
25 installation and maintenance of required ATV/UTV route signs.
- 26 • Regulations set forth in Ordinance Sec. 50-353(5) were adopted by the Town of
27 Liberty on October 11, 2023.

28
29 The Outagamie County Highway Commissioner has completed a review as detailed in
30 Ordinance Sec. 50-353(4)(b) and is recommending approval. The Outagamie County
31 Highway, Recycling and Solid Waste Committee is recommending approval.

32
33 NOW THEREFORE, the undersigned members of the Highway, Recycling and Solid Waste

34 Committee recommend adoption of the following ordinance.

35

36

1 BE IT ORDAINED, that the Outagamie County Board of Supervisors does approve
2 designating CTH M between CTH S and STH 54, said section in the Town of Liberty, as an
3 ATV/UTV route as detailed on the attached Memorandums and maps, which by reference are made
4 a part hereof, and

5 BE IT FINALLY ORDAINED, that the Outagamie County Clerk be directed to forward a
6 copy of this ordinance to the Outagamie County Highway Commissioner, the Outagamie County
7 Development and Land Services Director, the Outagamie County Sheriff, and the Town of Liberty.

8 Dated this ____ day of October 2023

9 Respectfully Submitted,

10 HIGHWAY, RECYCLING AND SOLID
11 WASTE COMMITTEE

12
13
14
15 _____
16 Joy Hagen

17 _____
18 Daniel Nejedlo

19
20 _____
21 Jason Wegand

22 _____
23 Dennis Clegg

24
25 _____
26 Jeremy Thyssen

27
28
29 Duly and officially adopted by the County Board on: _____
30

31
32 Signed: _____
33 Board Chairperson

34 _____
35 County Clerk

36 Approved: _____

37 Vetoed: _____
38

39 Signed: _____
County Executive



Highway Department

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Visit our website at www.outagamie.org

Find us on @Outagamie County Highway Department

MEMORANDUM

TO: Outagamie County Highway, Recycling & Solid Waste Committee
FROM: Dean E. Steingraber, Outagamie County Highway Commissioner
DATE: 10/24/2023
RE: Town of Liberty – ATV/UTV Route – Review & Recommendation

Application Details:

<i>Applicant:</i>	Town of Liberty
<i>Request:</i>	ATV/UTV Route Designation
<i>Highway:</i>	CTH M
<i>Limits:</i>	CTH S to STH 54
<i>Public Hearing Date:</i>	05/10/2023 Held by Town of Liberty
<i>Written Notice Sent to Property Owners on:</i>	04/22/2023 by Town of Liberty
<i>Official Action to Apply for Route Taken on:</i>	05/10/2023 by Town of Liberty
<i>Regulations Adoption Date:</i>	10/11/2023 by Town of Liberty

Background:

The Town of Liberty has completed said requirements of Ordinance Sec. 50-353(4)(a)(ii) and the following documents are attached:

1. A map showing the proposed ATV/UTV route on the county highway system.
2. A map showing any existing or future ATV/UTV routes leading to the proposed route.
3. A statement explaining why the proposed route should be designated as an ATV/UTV route.
4. Documentation that items required in Ordinance 50-353(4)(a)(i)1-3 were completed by the Town of Liberty.
5. A statement that the Town of Liberty will be financially responsible for payments for the installation and maintenance of required ATV/UTV route signs.
6. A copy of the Town of Liberty board/committee action to adopt the regulations found in Ordinance 50-353(5).

Analysis:

Based on said ordinance, the following data has been collected:

Traffic Volume: 460
Speed Limit(s): 55 mph
Vision Clearance: No issues
Pavement and Shoulder Conditions: No issues
Other Safety/Operational Factors: No issues

Recommendation:

Based on the above safety and operational considerations of the route, I am respectfully recommending that this application be approved.

