

**VILLAGE OF WHITING
ORDINANCE AMENDMENT 2025-06**

**AN ORDINANCE AMENDING MUNICIPAL CODE CHAPTER 22.13 –
TRAFFIC AND VEHICULAR CONTROL -
ATV/UTV ROUTES AND OPERATIONS**

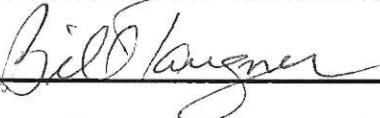
**THE VILLAGE BOARD OF THE VILLAGE OF WHITING DOES ORDAIN AS
FOLLOWS:**

**SECTION 1: Addition of Section 13 – ATV/UTV ROUTES AND
OPERATIONS. See attached.**

SECTION 2: This Ordinance shall be in effect following adoption.

**PASSED AND ADOPTED BY THE VILLAGE BOARD OF THE VILLAGE OF
WHITING ON THIS 13TH DAY OF OCTOBER, 2025.**

THE VILLAGE OF WHITING

By: 

Bill Taugner, President

ATTEST:

BY: 

Annette Stashek, Clerk

SEC. 22.13 ATV/UTV Routes and Operation

1. **PURPOSE.** The purpose of this ordinance is to establish designated routes and operational regulations for all-terrain vehicles (ATVs) and utility terrain vehicles (UTVs) within the Village of Whiting.
2. **STATUTORY AUTHORITY.** This ordinance is enacted pursuant to the authority granted under Wisconsin Statutes § 23.33(8)(b). All applicable provisions of state statute § 23.33 and Portage County Ordinance 2.28 are hereby adopted by reference.
3. **DESIGNATED ROUTES.** ATV/UTV operations are permitted on all Village of Whiting streets unless otherwise posted. This includes all paved streets designated for motor vehicle use and parking. The Village Board is authorized to temporarily add or close routes as deemed necessary for public safety or infrastructure needs.
Operation is prohibited on:
 - a. All sidewalks unless the ATV/UTV operator is performing the operation of snow removal or grass cutting.
 - b. Any paved or unpaved right-of-way, path, or trail not intended for motor vehicle traffic.
4. **CONDITIONS.** The following conditions apply to all ATV/UTV operators (and passengers where applicable) while operating within the Village of Whiting:
 - a. Operators must obey the speed limit on all Village streets, which is 25 mph, unless otherwise posted.
 - b. ATV/UTV operation within posted and activated school zones shall not exceed 15 mph.
 - c. Machines must be operated single file, and on the right side of the roadway being traveled.
 - d. Operation of ATVs/UTVs is prohibited between the hours of 11:00 p.m. and 4:00 a.m.
 - e. Routes used for ATV/UTV operation must be signed in accordance with Wisconsin NR 64.12, NR 64.12(7)(c), and Wisconsin Department of Transportation requirements.
 - f. All operators must carry proof of valid liability insurance coverage for any ATV or UTV driven on village streets.
5. **AUTHORIZED ENFORCEMENT.** The provisions of this ordinance shall be enforced by the following:
 - a. Any law enforcement officer authorized to enforce the laws of the state of Wisconsin, as applicable in this ordinance.
 - b. The Whiting Village President or his designees, as applicable in this ordinance.
6. **PENALTIES.**
 - a. Certain violations of this ordinance, enforceable by law officers, are subject to penalties as outlined in Wisconsin Statute Sec. 23.33(13)(a) and Portage County ordinance 2.28.
 - b. Other violations of this ordinance, enforceable by the Whiting Village President or his designees, are subject to civil penalties.
 - c. All provisions of Whiting ordinance Chapter 2, Sections 2.02, 2.04 Paragraphs 4 and 5, and Sections 2.05, 2.06, and 2.07 are applicable to civil penalties imposed by the Village.
 - d. See Whiting ordinance Chapter 34, Section 34.02 Paragraph 1 for the current first offense civil forfeiture amount.
 - e. See Whiting ordinance Chapter 34, Section 34.02 Paragraph 2 for the current second offense civil forfeiture amount.
7. **SEVERABILITY.** If any provision of this ordinance is found to be invalid or unenforceable, such decision shall not affect the validity of the remaining provisions. The Village of Whiting affirms that it would have enacted the remaining portions regardless of the invalidity of any part.