

Snowmobile Ordinance
Town of Delta Ordinance Number 1
Bayfield County, Wisconsin

AN ORDINANCE DESIGNATING SNOWMOBILE ROUTES AND REGULATING THE OPERATION OF SNOWMOBILES WITHIN THE TOWN OF DELTA.

Section I - Intent

The Town of Delta adopts the following snowmobile ordinance for the operation of snowmobiles upon the roadways listed in Section III. Following due consideration of the recreational value to connect trail opportunities and weighted against possible dangers, public health, liability aspects, terrain involved, traffic density and history of automobile traffic, this ordinance has been created.

Section II - Statutory Authority

The routes are created pursuant to authority under Section 350.18

Section III - Routes

The following roads within the Town of Delta are designated approved Snowmobile routes and shall be marked by uniform marking signs per Wisconsin Statutes:

1. White River Road from Pike River Road approximately 1.13 miles.
2. Camp One Road from County H to approximately 0.75 miles north to snowmobile trail 4.
3. Scenic Drive from east junction of County H west to town line.
4. Pine Point Road from Scenic Drive to end at Eagle Lake.
5. West Delta Road from Scenic Drive to Basswood Road.
6. Basswood Road to end.
7. West Delta Road from Basswood Road to town line of Barnes. (FR 228 & 231)
8. North Delta Road from West Delta Road to town line of Drummond (FR 228)
9. Mason Delta Road from County H south 2.20 miles to snowmobile trail.
10. Horstman Road from County H south to the snowmobile trail crossing on the east.
11. Musky Lake Road.
12. Cemetery Road to recycling center.
13. Pike River Road, Cutoff Road, Sutherland Road, South End of Mason-Delta Road, South End of Hortsman Road and Delta-Drummond Road south of Cutoff Road to Rocky Run, Rocky Run. Recommendation that these roads south of the #4 snowmobile route be signed "Local access only" and not be included on published snowmobile route maps.
14. Canthook Road

Section IV - Conditions

As a condition for the use of these routes, the following conditions shall apply to all operators (and passengers where applicable);

1. The Town of Delta does adopt all of Wisconsin State Statutes 350 and all of Wisconsin NR 6 Codes, which relate directly to the use and operation of snowmobiles.
2. With this adoption of the above statutes and codes the Town of Delta will use the exact definition as defined in 350.01 for snowmobiles in their use and regulations.
3. The Town of Delta will abide and follow all requirements set by the State of Wisconsin in the proper signing of its routes and trails as set forth in S. 350.13 and use required signs and markers as set forth in NR 50.10.
4. All lists of roads opened as routes and properly signed and marked, as well as a map are attached.
5. In addition, Snowmobiles shall not exceed the speed of 35MPH when operated on any road within the Town of Delta.
6. In addition, no snowmobile shall be operated outside the outer ditch line of the road that is marked as a snowmobile route.
7. All snowmobile operators shall ride single file.

8. All Snowmobile operators shall slow the vehicle to 10 mph or less when operating within 150 feet of a dwelling and 100 feet of pedestrians, skiers, horses and ice shanties.
9. All snowmobiles shall come to a complete stop at all intersections.
10. All snowmobiles shall be operated on the extreme right side of the road and shall display a lighted headlamp and tail light.
11. Owners of snowmobiles shall be responsible for the safe operation of their machines at all times whether they are on them or not.
12. All snowmobiles shall yield the right-of-way to other vehicular traffic and pedestrians.
13. All snowmobiles must display proper registration as required by the State of Wisconsin.
14. All persons under the age of 18 must wear a helmet when operating or riding a snowmobile.
15. Persons at least 12 years old and born on or after January 1, 1988 shall have safety certification.
16. Township roads are open for the "Purpose of residential and lodging access" as defined in Section 350.1, under definitions 10D and 10M.

Section V – Enforcement

This ordinance shall be enforced by any law enforcement officer authorized to enforce the laws of the Town of Delta or Bayfield County or State of Wisconsin.

Section VI - Penalties

Wisconsin state Snowmobile penalties as found in s. 350.11 Wis. Stats., are adopted by reference.

Section VII - Severability

The provision of this ordinance shall be deemed severable and it is expressly declared that the Town of Delta would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be deemed affected.

Section VIII - Effective Date

This ordinance becomes effective upon passage, publication and proper signing of the road.

Amended August 15, 2007

Tom Erickson, Clerk
Published Date: August 22, 2007

Addendum A

The Plan Commission should use the following criteria when reviewing and deciding if a Town of Delta dead end road should be opened or closed for snowmobile travel.

1. If a majority of the property owners with land adjacent (abutting) to the dead end road or with legal easement to the dead end road in question, agree to have it opened, then the dead end road should be designated open as a snowmobile route.
2. If a majority of the property owners with land adjacent (abutting) to the dead end road or with legal easement to the dead end road in question, agree to have it closed, then it should not be designated as a snowmobile route.

Addendum B

The Plan Commission shall review the Snowmobile Ordinance annually and recommend revisions to the Town Board if necessary.