

**ORDINANCE NO. 2022-06**

**VILLAGE OF YORKVILLE  
RACINE COUNTY, WISCONSIN**

**AN ORDINANCE TO REPEAL AND RECREATE SECTION 50-102 AND AMEND  
SECTION 50-105 OF THE CODE OF ORDINANCES OF THE VILLAGE OF  
YORKVILLE, RACINE COUNTY, WISCONSIN, RELATING TO OFF-ROAD  
VEHICLES**

**THE VILLAGE BOARD OF THE VILLAGE OF YORKVILLE, RACINE COUNTY,  
WISCONSIN, DO ORDAIN AS FOLLOWS:**

1. That Section 50-102 of the Code of Ordinances for the Village of Yorkville be, and hereby is, repealed and recreated to read as follows:

**“Sec. 50-102. Exemption.**

The operator of an all-terrain vehicle or utility terrain vehicle owned by a municipality, state agency, public utility, or the Great Lakes Indian Fish and Wildlife Commission is exempt from the requirements and prohibitions of this article while the operator is engaged in an emergency or in the operation of an all-terrain vehicle or utility terrain vehicle directly related to the functions of the municipality, state agency, public utility, or the Great Lakes Indian Fish and Wildlife Commission and if safety does not require strict adherence to these restrictions.

**State law reference** - Operation on or near highways - Exceptions; municipal, state and utility operations; races and derbies; land surveying operations, Wis. Stat. § 23.33(4)(c)1.”

2. That Section 50-105 of the Code of Ordinances for the Village of Yorkville be, and hereby is, amended to read as follows:

**“Sec. 50-105. General operational restrictions.**

- (a) It shall be unlawful for any person to operate an off-road vehicle within the village, except as herein specifically permitted and authorized, under any of the following circumstances:
  - (1) On that portion of any right-of-way of a public highway, street, road, trail, or alley that is used for motor vehicle travel;
  - (2) On a public sidewalk provided for pedestrian travel;
  - (3) On the private property of another without lawful authority or permission of the owner or occupant;

- (4) On public or community-owned property, such as outlots (subdivision or otherwise), parks, playgrounds or recreational areas, or on public trails designated for off-road vehicle operation if such operation is in violation of any rule or regulation thereof;
- (5) In any manner so as to create loud, unnecessary or unusual noise, such as due to a modification of the factory muffler;
- (6) In a careless, reckless or negligent manner so as to endanger, or to be likely to endanger, the safety of any person or the property of any other person;
- (7) While under the influence of alcohol or drugs, as defined by state statute.

(b) All off-road vehicles operated within the Village shall conform to the equipment requirements set forth in Wis. Stat. § 23.33(6)."

3. That this ordinance shall become effective upon adoption and publication as provided by law.

Adopted by the Village Board of the Village of Yorkville, Racine County, Wisconsin, this 11<sup>th</sup> day of July, 2022.

**VILLAGE OF YORKVILLE**

Ayes: 5

By:   
Douglas Nelson, President

Nays: Ø

Attest:   
Michael McKinney, Administrator/Clerk

Abstentions: Ø

Absences: Ø

**Village of Yorkville**  
**Notice of Newly Enacted Ordinance**

Please take notice that, on Monday, July 11, 2022, the Village Board of the Village of Yorkville enacted Ordinance 2022-06, entitled "To repeal and recreate Section 50-102 and amend Section 50-105 of the Code of Ordinances of the Village of Yorkville, Racine County, Wisconsin, relating to off-road vehicles". The purpose of this ordinance is to update the Village's ordinances regarding the operation of off-road vehicles on Village roads so that those ordinances comply with state law.

This ordinance takes effect upon publication of this notice. The full text of this ordinance may be obtained from the Village of Yorkville Administrator/Clerk's office, 925 15<sup>th</sup> Avenue, Union Grove, Wisconsin 53182, or through the Village's website at [www.villageofyorkville.com](http://www.villageofyorkville.com). The phone number for the Administrator/Clerk is (262) 878-2123.

Michael McKinney  
*Administrator/Clerk*

# Affidavit of Printing State of Wisconsin

County of Racine

City of Union Grove

**Southern Lakes Newspapers, LLC**, certifies that it is the publisher of the Westine Report; that such paper is a secular newspaper of general circulation in said county; that it is printed and published in the village/city, county and state aforesaid. It hereby further certifies that a notice, of which the attached notice is a true copy, has been legally published in said newspaper 1 time(s) for 1 consecutive weeks(s); That the first publication was on the 14<sup>th</sup> day of July, 2022; The last publication was on the 14<sup>th</sup> day of July, 2022.

Signed 

By Denelle Janssen, for Southern Lakes Newspapers, LLC

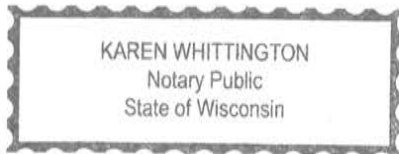
Subscribed and sworn to before me this

15 day of July 2022.



Notary Public, State of Wisconsin

My commission expires 4/20/26



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Michael McKinney  
Administrator/Clerk

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