

ORDINANCE NO. 2024-06

**VILLAGE OF YORKVILLE
RACINE COUNTY, WISCONSIN**

AN ORDINANCE TO AMEND THE DEFINITION OF “OFF-ROAD VEHICLE” AND “OFF-ROAD VEHICLE TRAIL” AND TO CREATE THE DEFINITION OF “OFF-ROAD VEHICLE TRACK” IN SECTION 20-1, AND TO AMEND SECTION 20-1226 (14) OF THE RACINE COUNTY CODE OF ORDINANCES AS ADOPTED BY THE VILLAGE OF YORKVILLE UNDER SECTION 55-1(A) OF THE CODE OF ORDINANCES OF THE VILLAGE OF YORKVILLE, RACINE COUNTY, STATE OF WISCONSIN, PERTAINING TO OFF-ROAD VEHICLES

WHEREAS, the Village of Yorkville Long-Range Planning/Ordinance Committee (“LRPC”) reviewed and discussed various materials related to off-road vehicles, as well as this draft ordinance, on August 8, 2023, October 10, 2023, November 14, 2023, February 13, 2024, and March 12, 2024.

WHEREAS, the LRPC is comprised of residents of the Village as well as officials of the Village and is tasked with reviewing ordinances that impact the long term plans and growth in the Village.

WHEREAS, the LRPC approved a motion at their meeting on March 12, 2024, to forward this draft ordinance to the Village Plan Commission and Village Board for their consideration.

WHEREAS, the Village Plan Commission reviewed this draft ordinance on April 8, 2024, and held a public hearing to receive public input on this draft ordinance on April 8, 2024.

WHEREAS, the Village Board reviewed this draft ordinance on April 8, 2024, and attended the public hearing to receive public input on this draft ordinance on April 8, 2024.

THE VILLAGE BOARD OF THE VILLAGE OF YORKVILLE, RACINE COUNTY, STATE OF WISCONSIN ORDAINS AS FOLLOWS:

1. That the definition of the phrase *off-road vehicle* in Section 20-1 of the Racine County Code of Ordinances as adopted by the Village of Yorkville under Section 55-1(a) of the Code of Ordinances of the Village of Yorkville, Racine County, State of Wisconsin, be, and hereby is amended to read as follows:

“*Off-road vehicle* shall mean a motorized vehicle designed for use on a variety of non-improved surfaces including but not limited to, dune buggies, four-wheel drive vehicles, snowmobiles, all-terrain vehicles (ATVs), utility terrain vehicles (UTVs), dirt bikes, mini-bikes, motor bikes, mopeds and trail bikes.”

2. That the definition of the phrase off-road vehicle trail in Section 20-1 of the Racine County Code of Ordinances as adopted by the Village of Yorkville under Section 55-1(a) of the Code of Ordinances of the Village of Yorkville, Racine County, Wisconsin, be, and hereby is amended to read as follows:

“*Off-road vehicle trail* shall mean a new or existing trail made for the use of an off-road vehicle(s) where a permanent and defined path has been created.”

3. That the definition of phrase off-road vehicle track in Section 20-1 of the Racine County Code of Ordinances as adopted by the Village of Yorkville under Section 55-1(a) of the Code of Ordinances of the Village of Yorkville, Racine County, Wisconsin, be, and hereby is created to read as follows:

“*Off-road vehicle track* shall mean a new or existing trail made for the use of an off-road vehicle(s) where a permanent and defined path has been created and where the landscape has been manipulated in such a manner as to create a path or ruts that may include jumps, pits, obstacle courses, hills, and/or berms.”

4. That Section 20-1226 (14) of the Racine County Code of Ordinances as adopted by the Village of Yorkville under Section 55-1(a) of the Code of Ordinances of the Village of Yorkville, Racine County, Wisconsin, be, and hereby is amended to read as follows:

“(14) Motorized off-road vehicle tracks as a conditional use in the A-2, B-3, B-5 and P-2 districts. Off-road vehicle tracks intended for any and all self-propelled two-, three, or four-wheeled recreational vehicles and any that have ground contact and are equipped with a saddle for the use of the operator, including, but not limited to, motorized scooters, mini-bikes, motorcycles, ATVs, UTVs, snowmobiles and off-road vehicles. This regulation does not apply to same type of vehicles used strictly for agricultural, governmental, emergency or utility purposes, which would be allowed in all zoning districts without permits.”

5. This ordinance shall take effect upon adoption and publication as required by law.

Adopted by the Village Board of the Village of Yorkville, Racine County, State of Wisconsin, this 8th day of April, 2024.

VILLAGE OF YORKVILLE

Ayes: 5

By: /s/ Douglas Nelson
Douglas Nelson, President

Nays: 0

Attest: /s/ Janine Carls
Janine Carls, Clerk

Abstentions: 0

Absences: 0

**NOTICE OF PUBLIC HEARING
VILLAGE OF YORKVILLE**

PUBLIC NOTICE IS HEREBY GIVEN that the Village Board and Plan Commission of the Village of Yorkville, Racine County, Wisconsin, shall hold a joint public hearing at 6:00 p.m. on Monday, April 8, 2024, in the Yorkville Village Board Room, located in the Union Grove Municipal Center, 925 15th Avenue, Union Grove, Wisconsin, regarding proposed revisions to Chapters 50 and 55 of the Village of Yorkville's Municipal Code of Ordinances pertaining to off-road vehicles. All interested parties will be heard.

A copy of these proposed ordinances will be available for public inspection prior to the public hearing, beginning on Thursday, March 21, 2024, and for at least two weeks thereafter during regular office hours, at the Village of Yorkville Clerk's office, 925 15th Avenue, Union Grove, Wisconsin 53182, weekdays from 8:00 a.m. to 4:30 p.m., before consideration and possible adoption by the Village Board. If you have any questions regarding this scheduled public hearing or these proposed ordinances, please contact Michael McKinney, Village Administrator, at (262) 878-2123; the e-mail for the Village Administrator is michael@villageofyorkville.com.

Dated these 21st and 28th days of March, 2024.

Janine Carls
Clerk

Affidavit of Printing State of Wisconsin

County of Racine

City/Village of Union Grove

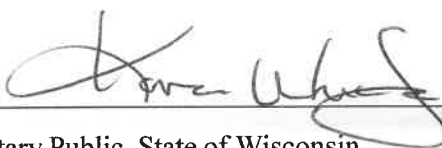
Southern Lakes Newspapers, LLC, certifies that it is the publisher of the Westine Report; that such paper is a secular newspaper of general circulation in said county; that it is printed and published in the village/city, county and state aforesaid. It hereby further certifies that a notice, of which the attached notice is a true copy, has been legally published in said newspaper 2 time(s) for 2 consecutive weeks(s); That the first publication was on the 21st day of March, 2024; The last publication was on the 28th day of March, 2024.

Signed 

By Amy Naber, for Southern Lakes Newspapers, LLC

Subscribed and sworn to before me this

28 day of March 2024.



Notary Public, State of Wisconsin

My commission expires 11/20/24



NOTICE OF PUBLIC HEARING VILLAGE OF YORKVILLE

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Janine Carls
Clerk

(Published in Westine Report
March 21 & 28, 2024
WNAXLP - 453025)

Village of Yorkville
Notice of Newly Enacted Ordinances

Please take notice that, on Monday, April 8, 2024, the Village Board of the Village of Yorkville adopted the following ordinances:

- Ordinance 2024-05, entitled "An Ordinance amending Article III of Chapter 50 of the Code of Ordinances of the Village of Yorkville, Racine County, State of Wisconsin, pertaining to off-road vehicles".
- Ordinance 2024-06, entitled "An Ordinance repealing and recreating the definition of the phrase "Off-road vehicle" in Section 20-1, creating and defining the phrase "Off-road vehicle track" in Section 20-1, creating and defining the phrase "Off-road vehicle trail" in Section 20-1, and repealing and recreating Section 20-1226 (14) of the Racine County Code of Ordinances as adopted by the Village of Yorkville under Section 55-1(a) of the Code of Ordinances of the Village of Yorkville, Racine County, State of Wisconsin, pertaining to off-road vehicles".

These ordinances take effect upon publication of this notice. The full text of these ordinances may be obtained from the Village of Yorkville Clerk's office, 925 15th Avenue, Union Grove, Wisconsin 53182, or through the Village's website at www.villageofyorkville.com. The phone number for the Clerk is (262) 878-2123.

Janine Carls
Clerk

Affidavit of Printing State of Wisconsin

County of Racine

City/Village 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 week(s); That the first publication was on the 11th day of April, 2024; The last publication was on the 11th day of April, 2024.

Signed Amy Naber

By Amy Naber, for Southern Lakes Newspapers, LLC

Subscribed and sworn to before me this

11 day of April 2024.

Karen Whittington
Notary Public, State of Wisconsin

My commission expires 11/20/26



NOTICE OF NEWLY ENACTED ORDINANCES

Village of Yorkville

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Janine Carls
Clerk

(Published in Westine Report
April 11, 2024
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