

Chapter 268

SNOWMOBILES

[HISTORY: Adopted by the Village Board of the Village of Hustisford 3-28-1994 as Title 10, Ch. 3 of the 1994 Code. Amendments noted where applicable.]

GENERAL REFERENCES

Parks and recreation — See Ch. 236.

Vehicles and traffic — See Ch. 309.

§ 268-1. State snowmobile laws adopted.

Except as otherwise specifically provided in this chapter, the statutory provisions describing and defining regulations with respect to snowmobiles in the following enumerated sections of the Wisconsin Statutes are hereby adopted by reference and made part of this chapter as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required or prohibited by this chapter. Any future amendments, revisions or modifications of the statutes incorporated herein by reference are intended to be made part of this Code.

- 350.01 Definitions
- 350.02 Operation of snowmobiles on or in the vicinity of highways
- 350.03 Right-of-way
- 350.04 Snowmobile races, derbies and routes
- 350.045 Public utility exemption
- 350.047 Local ordinance to be filed
- 350.05 Operation by youthful operators restricted
- 350.055 Safety certification program established
- 350.07 Driving animals
- 350.08 Owner permitting operation
- 350.09 Head lamps, tail lamps and brakes, etc.
- 350.10 Miscellaneous provisions for snowmobile operation
- 350.12 Registration of snowmobiles
- 350.125 Completion of application for registration by snowmobile dealers
- 350.13 Uniform trail signs and standards
- 350.15 Accidents and accident reports
- 350.17 Enforcement

- 350.18 Local ordinances
- 350.19 Liability of landowners
- 350.99 Parties to a violation

§ 268-2. Applicability of traffic regulations to snowmobiles.

No person shall operate a snowmobile upon any street, highway or alley within the Village of Hustisford in violation of the traffic regulation provisions of §§ 346.04, 346.06, 346.11, 346.14(1), 346.18, 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40, 346.44, 346.46, 346.47, 346.48, 346.50(1)(b), 346.51, 346.52, 346.53, 346.54, 346.55, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92(1) and 346.94(1) and (9), Wis. Stats.¹

§ 268-3. Operation regulated.

- A. Except as provided in § 268-7, no person shall operate a snowmobile upon any streets or sidewalks within the Village of Hustisford other than to drive directly across a street or sidewalk and then only after stopping and yielding the right-of-way to all pedestrians and vehicles approaching on said street or sidewalk.
- B. No person shall drive or operate a snowmobile on private property or Village property within the Village of Hustisford without consent or permission of the property owner.
- C. No person shall operate a snowmobile within the Village of Hustisford during the hours from 10:00 p.m. to 8:00 a.m.

§ 268-4. Speed; unattended snowmobiles.

- A. Speed. No person shall operate a snowmobile upon any public highway within the Village at a speed in excess of 15 miles per hour. No person shall operate a snowmobile on any trail designated in § 268-7 of this chapter or in any public park or recreation area at a speed in excess of the posted limit.
- B. Unattended snowmobiles. No person shall leave or allow a snowmobile to remain unattended on any public highway or public property while the motor is running or with the starting key in the ignition.

§ 268-5. Restrictions on operators.

- A. No person under the age of 12 years may operate a snowmobile. No person over the age of 12 years but under the age of 16 years may operate a snowmobile unless he holds a valid snowmobile safety certificate or is accompanied by a person over 18 years of age or by a person over 14 years of age having a snowmobile safety

¹. Editor's Note: Original § 10-3-3, Unattended vehicles, which immediately followed this section, was deleted at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

certificate issued by the Department of Natural Resources.

- B. No person shall operate any snowmobile upon any street, alley or other public right-of-way in the Village unless such person shall have a valid motor vehicle operator's license or unless such operator is accompanied by a person who has a valid motor vehicle operator's license and who is occupying a seat on the vehicle.

§ 268-6. Accidents and accident reports.

- A. If he can do so without serious danger to his own snowmobile or to persons on board, the operator of a snowmobile involved in a snowmobile accident within the Village shall stop his snowmobile and shall render to other persons affected thereby such assistance as may be practicable and necessary to save them from or minimize any danger caused by the accident and shall give his name and address and identification of his snowmobile to any person injured and to the owner of any property damaged in the accident.
- B. If the snowmobile accident results in death or injury to any person or total property damage in excess of \$200, every operator of a snowmobile involved in such accident shall, as soon as possible, notify the Police Department of the accident and shall, within 10 days after the accident, file a written report thereof with the Department on forms prescribed by it.
- C. If the operator of a snowmobile is physically incapable of making the report required by this section and there was another occupant on the snowmobile at the time of the accident capable of making the report, he shall make such report.
- D. "Snowmobile accident" means a collision, accident or other casualty involving a snowmobile.

§ 268-7. Snowmobile routes and trails.

- A. Routes designated. Except as provided in §§ 350.02 and 350.03, Wis. Stats., no person shall operate a snowmobile on any public right-of-way or public grounds, except upon Board-designated snowmobile routes.
- B. Trail markers.
 - (1) Area snowmobile clubs shall be responsible for procuring, erecting and maintaining all necessary signs on all routes approved by the Village Board.
 - (2) The Chief of Police shall have the power to declare the stated snowmobile routes and trails either open or closed.
- C. Markers to be obeyed. No person shall fail to obey any route or trail sign, marker or limit erected in accordance with this section.

§ 268-8. Violations and penalties.²

². Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Any person who shall violate any provision of this chapter shall, upon conviction thereof, be subject to a penalty as provided in Chapter 1, § 1-3 of this Code, provided that no person shall forfeit an amount in excess of the maximum fine or forfeiture allowed in the Wisconsin Statutes for the same offense and further provided that the penalty and forfeiture for parking violations on highways shall be the amount applicable to such violations by owners or operators of motor vehicles under Chapter 309, Vehicles and Traffic, of this Code.

§ 268-9. Enforcement.

- A. Uniform citation for highway violations. The uniform traffic citation promulgated under § 345.11, Wis. Stats., shall be used for violations of this chapter relating to highway use, except as herein provided.
- B. Parking violations. The special traffic citation described and defined in Chapter 309, Vehicles and Traffic, of this Code shall be used for enforcement of violations of rules of the road relating to parking of vehicles adopted by reference in § 268-2 of this chapter.
- C. Other violations. All violations of this chapter not described in Subsection A or B shall be enforced in accordance with §§ 66.0114 and 66.0111, Wis. Stats. Stipulations of guilt or no contest may be made as provided in § 66.0114(1)(b), Wis. Stats., in substantially the form provided in the uniform traffic citation within five days of the date of the citation for such violation. Bail deposits may also be made under § 66.0114, Wis. Stats.
- D. Police Department to receive stipulations and penalties. Stipulations, forfeited penalties and deposits for obtaining release from arrest authorized under this chapter may be accepted at the Police Department offices.
- E. Forfeited penalties and deposits. Except as otherwise provided in § 345.26, Wis. Stats., and the deposit schedule adopted by the State Board of Circuit Court Judges thereunder, required penalties and deposits or bail, not including costs or fees, for violation of this chapter shall be as established by the schedule adopted by the Village Board.