

TRI-COUNTY RECREATIONAL CORRIDOR

An ordinance to establish regulation in areas of the Tri-County Recreational Corridor right-of-way subject to the ownership and jurisdiction of the Tri-County Recreational Corridor Commission pursuant to Sections 59.01, 59.02, 59.54(6) and 66.30 of the Wisconsin Statutes and the Charter of the Tri-County Recreational Corridor Commission as ratified by the participating counties.

WHEREAS, the Tri-County Recreational Corridor Commission was established by the Counties of Douglas, Bayfield and Ashland for the purpose of acquiring, maintaining and regulating the abandoned railroad right-of-way now known as the Tri-County Recreational Corridor; and

WHEREAS, the Tri-County Recreational Corridor Commission has found a need for certain regulations governing the use of that portion of the Tri-County Recreational Corridor subject to its ownership and jurisdiction;

NOW, THEREFORE, the Tri-County Recreational Corridor Commission does ordain as follows:

Section 1.

This Ordinance shall apply to all lands lying within the right-of-way of the Tri-County Recreational Corridor which is subject to the ownership and jurisdiction of the Tri-County Recreational Corridor Commission unless otherwise specified.

Section 2.

A. No person may operate a motor vehicle as defined by Section 340.01(35), Wis. Stats., an all-terrain vehicle or a snowmobile within the Corridor right-of-way in excess of a speed which is reasonable and prudent. Towns, Villages and Cities in which the Corridor is located are specifically permitted to enact, post and enforce speed limits within their respective jurisdictions. The costs of posting shall be the responsibility of the municipality.

B. No person may operate a motor vehicle as defined by Section 340.01(35), Wis. Stats., anywhere within the traveled or untraveled portions of the Corridor right-of-way.

C. No person may operate an all-terrain vehicle as defined by Section 340.01(2g), Wis. Stats., or a snowmobile as defined by Section 340.01(58a), Wis. Stats., on any portion of the Corridor right-of-way not designated for travel.

Section 3.

No person shall do any of the following on lands within the Corridor right-of-way.

A. Discharge a firearm within fifty (50) feet of the centerline of the Corridor right-of-way

- G. Construct or locate any tree stand or other manmade structure without prior authorization in accordance with the provisions of this Ordinance.
- H. Remove fill, soil, ore, gravel or any mineral.
- I. Litter or dispose of trash or rubbish in any manner other than depositing in provided container.
- J. Disturb or remove any artifact or historical article.
- K. Move or remove any posting or sign
- L. Post or cause to be posted any sign, picture, or advertisement or other informational device without prior authorization as provided for in this Ordinance.

Section 4.

Exceptions to the terms of this Ordinance, excepting applicable local speed limit ordinances, and necessary prior authorizations may be granted by the Corridor Administrator or Commission Chairperson or, in the case of emergency, any Commissioner. An emergency for the purpose of this Section shall constitute any natural or manmade condition, which may constitute a life-threatening situation for any person or persons.

Section 5.

A. Any person who violates, disobeys, neglects, or omits or refuses to comply with any of the provisions of this Ordinance shall forfeit not less than fifty dollars (\$50.00) nor more than one thousand dollars (\$1,000.00) together with the cost of prosecution, and in default or payment thereof, by imprisonment in the county jail of the county in which the offense was committed for a term of not more than sixty (60) days or until such forfeiture is paid. Every day a violation exists or continues shall constitute a separate offense. In addition, for every violation that results in damage to the Tri-County Corridor or property located thereon, the violator may be required to make restitution upon a hearing and a finding of damages by the court.

B. Any law enforcement officer as defined by Section 165.85(2)(c), Wis. Stats., acting within his or her jurisdiction is authorized to enforce the terms of this Ordinance.

Section 6.

Should any provision of this ordinance be found or held to be invalid, such invalidity shall not affect the remaining provisions, which shall continue in full force and effect.

Section 7.

This Ordinance shall take effect within each participating county upon adoption and publication by its Board of Supervisors.

Dated in the City of Ashland, Wisconsin this 28th day of February, 2000.

Ray Steen
Wesley Crableau
Leg Kuricla
Mark Miller
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Edward Mow
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