

AGENDA PACKET FOR CITY OF MARINETTE COMMON COUNCIL PUBLIC HEARING & SPECIAL MEETING AT MARINETTE CITY HALL COMMON COUNCIL CHAMBERS, 1905 HALL AVENUE FOR TUESDAY MAY 17TH, 2022.

5:30 – PUBLIC HEARING (OR IMMEDIETLY FOLLOWING PERSONNEL & LICENSE MEETING WHICHEVER IS LATER)

The Marinette Common Council will hold a public hearing on May 17, 2022, at 5:30 p.m. in the Common Council Chambers at Marinette City Hall, 1905 Hall Avenue, Marinette, Wisconsin, for the purpose of receiving updates and feedback regarding Community Development Block Grant funds used to produce a Community Development Plan for the City of Marinette. The agenda for the public hearing is:

An update on the status of the Community Development Block Grant (CDBG) project, including an overview of project activities completed to date, and activities remaining to be completed.

Discussion of housing needs identified in the community.

Discussion of other plan recommendations.

Opportunity for the public attending this meeting to provide input and feedback on the CDBG funded project activities.

5:40PM PM (OR IMMEDIETLY FOLLOWING PUBLIC HEARING WHICHEVER IS LATER) CITY OF MARINETTE SPECIAL COMMON COUNCIL MEETING AGENDA.

1. **PLEDGE OF ALLEGIANCE**
2. **ROLL CALL**
3. **CITIZEN COMMENTS (Limited to five (5) minutes per person per Municipal code on agenda items only)**

ORDINANCES

4. **ORDINANCE NO. 2490- CREATING MMC SECTION 10.600 ALL TERRAIN AND UTILITY-TERRAIN VEHICLES. (see attached).**
5. **ADJOURNMENT.**

Steve Genisot, Mayor

Note: Requests from individuals with disabilities who need special accommodations to participate in this meeting or hearing should be made to the City Clerk's office at 1-715-732-5140 with as much advance notice as possible.

CITY OF MARINETTE, WISCONSIN

NOTICE OF PUBLIC HEARING

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The agenda for the public hearing is:

1. An update on the status of the Community Development Block Grant (CDBG) project, including an overview of project activities completed to date, and activities remaining to be completed.
2. Discussion of housing needs identified in the community.
3. Discussion of other plan recommendations.
4. Opportunity for the public attending this meeting to provide input and feedback on the CDBG funded project activities.

Robert Gagan
Marinette City Attorney

Residents of the City of Marinette are encouraged to attend, especially residents with low to moderate incomes. The meeting room is handicapped accessible. Persons needing additional accommodations should contact: Lana Bero, City Clerk @ 715-732-5141 or email @ lbero@marinette.wi.us.

CITY OF MARINETTE, WISCONSIN

AN ORDINANCE
Creating MMC Section 10.0600 All-Terrain and
Utility-Terrain Vehicles

PRESENTED CC 5-17-22
REFERRED
REREFERRED
REPORTED BACK
ADOPTED
PUBLIC HEARING
PUBLISHED

Drafted by: Robert Gagan
City Attorney
Date: 5-10-22

ORDINANCE NUMBER 2490

The Common Council of the City of Marinette do ordain as follows:

Section 1. Marinette Municipal Code Chapter 10 is amended as follows:

10.0600 ALL-TERRAIN AND UTILITY-TERRAIN VEHICLES

10.0601 TITLE AND PURPOSE

The title of this ordinance is the City of Marinette All-Terrain Vehicle and Utility Terrain Vehicle Route Ordinance. The purpose of this ordinance is to establish all-terrain vehicle and utility terrain vehicle routes in the City and to regulate the operation of all-terrain vehicles and utility terrain vehicles in the City.

10.0602 AUTHORITY

The City Council of the City of Marinette, Marinette County, Wisconsin, has the specific authority to adopt this All-Terrain Vehicle and Utility Terrain Vehicle Ordinance under s. 23.33 (8) (b) and (11), Wis. stats.

10.0603 ADOPTION OF ORDINANCE

This ordinance adopted on proper notice with a quorum and roll call vote by a majority of the City Council present and voting, provides the authority for the City to designate all-terrain vehicle and utility terrain vehicle routes in the City and to regulate the use of those routes and all-terrain vehicles and utility terrain vehicles in the City, designates all-terrain vehicle and utility terrain vehicle routes in the City and provides for the regulation of the use of those routes and of all-terrain vehicles and utility terrain vehicles in the City.

10.0604 OPERATION OF ALL-TERRAIN VEHICLES AND UTILITY TERRAIN VEHICLES

Pursuant to s. 23.33 (4) (d) 4., Wis. stats., except as otherwise provided in s. 23.33 (4), Wis. stats., no person may operate an all-terrain vehicle and utility terrain vehicle on the roadway portion of any highway in the City except on roadways that are designated as all-terrain vehicle and utility terrain vehicle routes by this ordinance. Operation of all-terrain vehicles and utility terrain vehicles on a roadway in the City that is an all-terrain vehicle and utility

terrain vehicle route is authorized only for the extreme right side of the roadway except that left turns may be made from any part of the roadway that is safe given prevailing conditions.

10.0605 DESIGNATION OF ALL-TERRAIN VEHICLE AND UTILITY TERRAIN VEHICLES ROUTES

A. The following routes are designated all-terrain vehicle and utility terrain vehicle routes in the City.

See attached Map designated as Exhibit A.

10.0606 CONDITIONS APPLICABLE TO ALL-TERRAIN VEHICLE AND UTILITY TERRAIN VEHICLE ROUTES

Pursuant to s. 23.33 (8) (d), Wis. stats., the following restrictions are placed on the use of the City all-terrain vehicle and utility terrain vehicle routes designated by this resolution:

A. Routes shall be marked with uniform all-terrain vehicle and utility terrain vehicle route signs in accordance with s. 23.33 (8) (e), Wis. stats., and s. NR 64.12 (7), Wisconsin Administrative Code. No person may do any of the following in regard to signs marking City all-terrain vehicle and utility terrain vehicle routes:

1. Intentionally remove, damage, deface, move, or obstruct any uniform all-terrain vehicle and utility terrain vehicle route or trail sign or standard or intentionally interfere with the effective operation of any uniform all-terrain vehicle and utility terrain vehicle route or trail sign or standards if the sign or standard is legally placed by the state, any municipality, or any authorized individual.

2. Possess any uniform all-terrain vehicle and utility terrain vehicle route or trail sign or standard of the type established by the department for the warning, instruction, or information of the public, unless he or she obtained the uniform all-terrain vehicle and utility terrain vehicle route or trail sign or standard in a lawful manner. Possession of a uniform all-terrain vehicle and utility terrain vehicle route or trail sign or standard creates a rebuttable presumption of illegal possession.

B. Operation shall be subject to all provisions of s. 23.33, Wis. stats., which is adopted as a part of this ordinance by reference, pursuant to s. 23.33 (11), Wis. stats.

C. A copy of this ordinance shall be sent by the City Clerk to the Department of Natural Resources, the Marinette County Sheriff's Department and any other law enforcement agency serving the City of Marinette's jurisdiction.

D. List additional restrictions and applicable time periods:

10.0607 ENFORCEMENT

This ordinance may be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin.

10.0608 PENALTIES

The penalties under s. 23.33 (13), Wis. stats., are adopted by reference.

This ordinance shall expire on October 31, 2022.

Section 2. The provisions of this ordinance are declared to be severable. If any section, sentence, clause, phrase, or application of this ordinance is held to be invalid or unconstitutional for any reason, such decision shall not affect the validity of the remaining sections, sentences, clauses, phrases, or applications of this ordinance, which shall remain in effect. It is the legislative intent that this ordinance shall remain in effect notwithstanding the invalidity of any part or application of this ordinance.

Section 3. This ordinance shall take effect upon passage and publication as provided by law.

Motion for adoption by Alderperson
Seconded by Alderperson
On roll call adopted

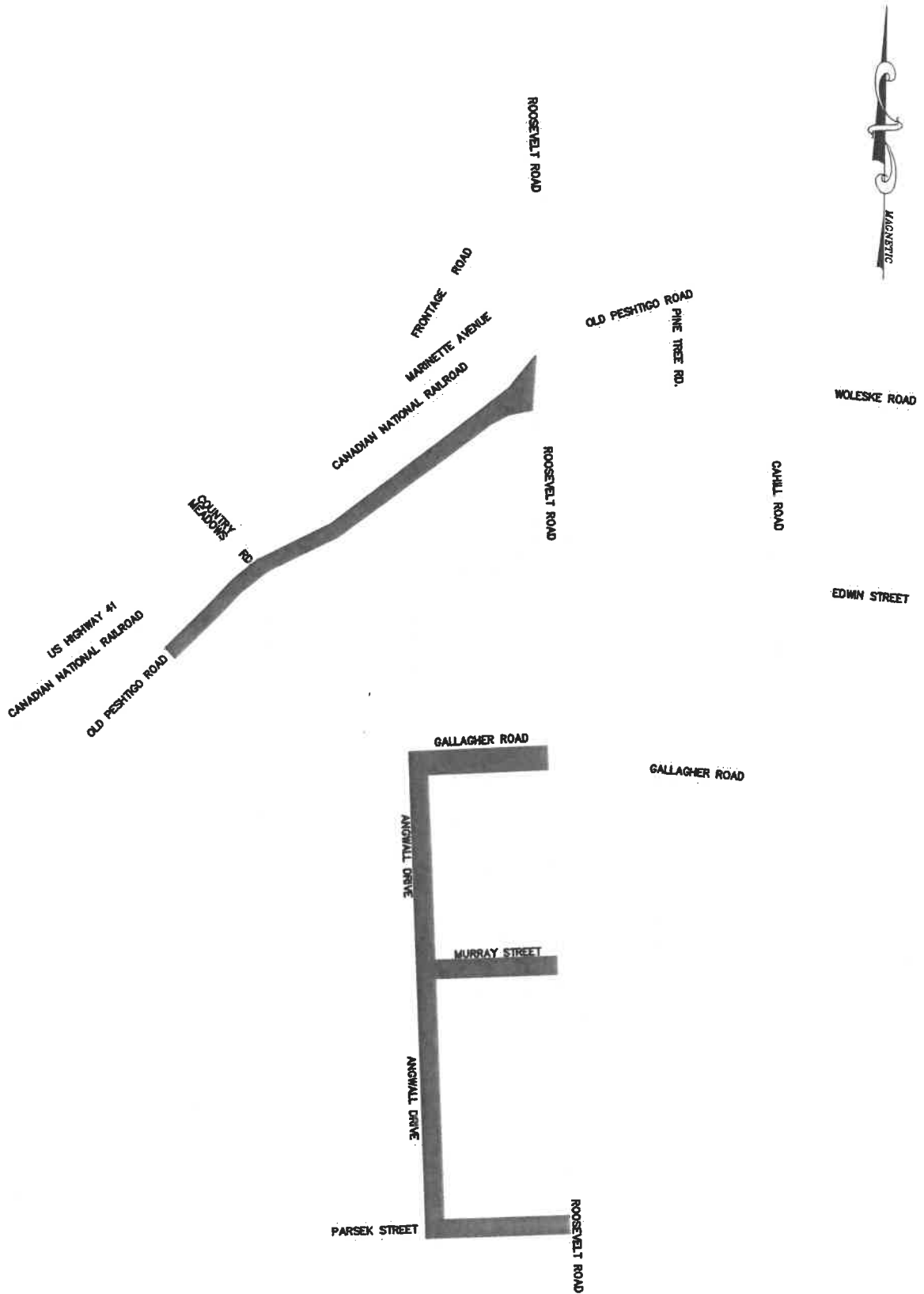
Steve Genisot, Mayor

Attest:

Lana Bero, Clerk

#4220990

EXHIBIT A



■ ATV/UTV YEAR-ROUND TRAIL