

Town of Wilton

All Terrain Vehicle (ATV) Access Route Policy

The purpose of this Policy is to authorize the operation of ATVs on designated roadways in the Town of Wilton.

Definitions.

Accompanied by adult. "Accompanied by an adult" means, with respect to operation of an ATV, within visual and voice contact and under the effective control of a child's parent or guardian or another person 21 years of age or older.

All-terrain vehicle or ATV. "All-terrain vehicle" or "ATV" means a motor-driven, off-road, recreational vehicle capable of cross-country travel on land, snow, ice, marsh, swampland or other natural terrain. "All-terrain vehicle" or "ATV" includes, but is not limited to, a multitrack, multi-wheel or low-pressure tire vehicle; a motorcycle or related 2-wheel, 3-wheel or belt-driven vehicle; an amphibious machine; or other means of transportation deriving motive power from a source other than muscle or wind. For purposes of this subpart, "all-terrain vehicle" or "ATV" does not include an automobile as defined in 29-A M.R.S. § 101(7); an electric personal assistive mobility device as defined in 29-A M.R.S. § 101(22-A); a truck as defined in 29-A M.R.S. § 101(88); a snowmobile; an airmobile; a construction or logging vehicle used in performance of its common functions; a farm vehicle used for farming purposes; or a vehicle used exclusively for emergency, military, law enforcement or fire control purposes.

ATV access route. For the purpose of this ordinance, an ATV access route shall be defined as a public way maintained by the Town of Wilton and designated by the Wilton Board of Selectpersons as an ATV access route. ATV's are only to be used by the public on such designated public ways to gain access to the Whistle Stop ATV Trail System.

Public way. "Public way" means a way, owned and maintained by the State, a county or a municipality, over which the general public has a right to pass.

Use and operation of Wilton ATV access routes.

- (a) Operation of an ATV within the Town of Wilton shall comply with 12 M.R.S. § 13157-A, Operation of ATVs.

- (b) Use and operation of an ATV on a public way shall not obstruct or interfere with the use of the way by traffic or pedestrians.
- (c) The Wilton ATV access routes will OPEN from sunrise to sunset, when the Whistlestop Trail is open. All other times/dates the ATV access routes will be CLOSED.
- (d) Each year, in the month of December, prior to the opening of the ATV access route, an annual review of the ATV access routes shall be conducted. The primary review will be performed by the Town Manager, Chief of Police or designated officer, Public Works Foreman, and a designated representative(s) of the individual ATV Clubs. The Board of Selectpersons will be responsible for the final review and renewal or closure of the ATV Access Trail(s) for the following year.
- (e) Operators under the age of 18 must have a valid driver's license and/or be accompanied by an adult age 21 or older.
- (f) ATV's may park in vehicle parking spaces or public parking lots only. Parking or riding on sidewalks is prohibited.

ATV access routes.

The Wilton Board of Selectpersons does hereby designate the following portions of public ways as ATV access routes, with travel limited to the extreme right of the public way on Temple Road and with the traffic flow on Depot Street and Main Street, in the same direction as motor vehicle traffic.

Signs designating the ATV access route and the speed limit shall be conspicuously posted. ATV access routes have been established using guidelines under 12 M.R.S. § 13157-A § 6(H). The Access Routes are as follows:

- (1) Depot St. (Whistlestop Trail Head) to Main Street
- (2) Main St. (Intersection of Depot St) to Memorial on Main Street; boat landing accessed via Canal Street.
- (3) Temple Road (From Temple Town Line) to Main St, East Wilton
- (4) Main St East Wilton (from intersection of Temple Road) to East Wilton Whistlestop Trail Head

The posted speed limit for ATV's on ATV access routes shall be:

- 20 mph on Temple Road
- 25 mph on Main Street in East Wilton
- 30 mph on Depot Street to Davis Court Road
- 25 mph from Davis Court Road to Main Street.
- 25 mph Main Street to Wilton Downtown Memorial

Signs.

Designated ATV access routes shall be posted along the public ways to clearly define the approved access route. Posted signs shall include the speed limit and the designated ATV access route. The designated ATV Trail Organization shall be responsible for production, placement and overall maintenance of the signage. This shall be done in coordination with and approval of the Wilton Public Works Department.

Effective Date Approved: April 5, 2022 - Wilton Board of Selectpersons