

**From:** [Wilson, Julie](#)  
**To:** [Lee, Chris](#)  
**Cc:** [Mannan, Michael](#); [Medhin, Ted](#); [Osterman, Jeffrey](#); [Richardson, Ed](#)  
**Subject:** Zoning Code Technical Committee question concerning  
**Date:** Monday, August 13, 2018 9:04:03 AM

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Dear Mr. Lee:

At the last Zoning Code Technical Committee meeting, I was asked to look at whether the existing Zoning Code definition and usage of the term of “motor vehicles” is sufficiently broad to include all-terrain vehicles (“ATVs”) and utility terrain vehicles (“UTVs”). I conclude that it is.

Within the existing Zoning Code, MCO § 295-201-385 defines “motor vehicle” as meaning “**any** trailer or motorized vehicle, **including but not limited to** any automobile, truck, motorcycle, boat, snowmobile or recreational vehicle.” (Emphasis added). This is a broad definition of motor vehicles and may be fairly interpreted to encompass ATVs and UTVs. This interpretation is consistent with the definition of “motor vehicles” found in Wis. Stat. § 340.01(35), which provides that ATVs UTVs shall be considered motor vehicles for purposes made specifically applicable by statute. The City of Milwaukee has adopted Wis. Stat. Ch. 340. See MCO § 101-1. I also note that the Zoning Code requires that “all areas used for the parking of motor vehicles or trailers or light or heavy motor vehicle storage shall have paved or approved surfaces, as required in s. 252-74.” MCO § 295.403-3-b. Accordingly, I do not believe that amendment of the Zoning Code is required to enable enforcement of parking regulations.

Please let me know if I can be of further assistance on this question or any related drafting.

Sincerely,

Julie

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