

**CHAPTER 6
TRAFFIC AND PARKING**

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SECTION 600 - TRAFFIC AND PARKING

600.01. Definitions. Unless the language or context clearly indicates that a different meaning is intended, terms commonly used which may require specific clarification beyond their commonly known use, but which are not otherwise adequately defined herein shall be given the meanings subjoined to them pursuant to Minn Stat. § 168.002 as amended from time to time. Notwithstanding the foregoing, the following words and terms, wherever they occur in this Section are defined as follows:

Subd. 1. Person. "*Person*" means a natural person, firm, association, partnership, Commercial Repair Business with a Federal Identification number or corporation and any agent of any of the aforesaid.

Subd. 2. Racing Car. "*Racing Car*" means any motor vehicle designed or intended for operation on a speedway, racetrack, or other facility used or designated for high speed contests between two (2) or more vehicles or for timing of speed.

Subd. 3. Recreational Vehicle. In addition to the definitions found in the below Section 605.01, for the purposes of this chapter, the term "camper" shall be considered synonymous to "Recreational Vehicle". Additionally, "*Recreational Vehicle*"

- A. means travel trailers including those that telescope or fold down, chassis-mounted campers, motor homes, tent trailers, teardrop trailers, and converted buses that provide temporary human living quarters.
- B. is a vehicle that:
 - (1) is not used as the residence of the owner or occupant;
 - (2) is used while engaged in recreational or vacation activities; and
 - (3) is either self-propelled or towed on the highways incidental to recreational or vacation activities.

Subd. 4. Stock Car. "*Stock Car*" means any motor vehicle of standard design and construction which is modified, adapted or altered in any manner to increase the speed or safety, and designed or intended for operation on a speedway, race track, or other facility used or designed for high speed contests between two (2) or more vehicles or for timing of speed.

Subd. 5. Junk Car. "*Junk Car*" means any motor vehicle which is not operable condition, or which is partially dismantled, or which is used for sale of parts or as a source of repair or replacement parts for other vehicles, or which is kept for scrapping, dismantling, or salvage of any kind or which is not properly licensed for operation within the State of Minnesota by the State of Minnesota.

600.02. Parking and Storage.

Subd. 1. Racing, Stock, and Junk Cars. No person shall park, keep, place or store or

permit the parking or storage of racing car, stock car, or junk car on a public street or alley, or on any private lands or premises which he or she owns, occupies, or controls for longer than seven (7) calendar days, unless it shall be within a building on private premises, and unless the person meets the vehicle licensing requirements of the State of Minnesota, and only with the approval of the City Council.

Subd. 2. Campers. It is unlawful to park a “camper” or “RV” upon any public roadway or truck route. A vehicle may be driven to its proper storage location on privately owned or operated property. Vehicles must park on a private driveway or adjacent to a private dwelling or garage and situated upon private property.

Subd. 3. Exceptions. This provision does not apply to construction trailers. “Roll-offs” are also allowed on private premises for the purposes of demolition, but in no event shall be allowed to be parked or stored on public roadways.

600.03. Repair, Service and Maintenance. No person shall service, repair, replace parts or do maintenance work on a stock car, racing car, or junk car on a public street or on any private land or premises unless it shall be within a building on such private premises.

600.04 Operation of Stock or Race Cars. No person shall drive or operate a stock car or racing car upon the streets and alleys within the limits of the City.

600.05 Exhibition Driving. No person shall operate any vehicle in such a manner as to create or cause unnecessary engine noise, tire squealing, skid or slide upon acceleration or stopping, or in such a manner as to simulate a race or temporary race, or to cause such vehicle to unnecessarily sway or turn abruptly, or to impede traffic.

600.06. Temporary Restrictions.

Subd. 1. Posting. When clearly marked, barricaded or sign-posted, traffic and parking may be temporarily restricted for any public or private use. The chief of police is authorized to temporarily restrict traffic and parking in accordance herewith.

Subd. 2. Designation. Restricted or prohibited parking and traffic lanes may be designated by painting the same upon the streets or curbs. Such work shall be done by the Street Department under the direct supervision of the chief of police and in compliance with provisions of this Chapter. It shall be unlawful to use traffic or parking lanes contrary to sign posting or marking authorized and described in this Section.

Subd. 3. Experimental Restrictions. Experimental restrictions and directions may be placed on traffic and parking by the chief of police, and it shall be his or her duty to do so when an extra hazardous condition is observed or arises. It shall be unlawful to violate any restriction or direction when the same has been duly marked, barricaded or sign-posted.

Subd. 4. Parking after Snow. No vehicle shall be parked nor shall any obstacle be placed upon any street, alley, or public right-of-way immediately after a snow storm, in such a

manner as to obstruct traffic or the removal of snow until the street, alley, or public right-of-way has been cleared of snow. Any vehicle parked in violation of this subdivision may be towed at the expense of the owner.

600.07. Truck Routes.

Subd. 1. Vehicles In Excess of 6000lbs (3 tons) per Axle. It is unlawful for any person to drive or park a semi-tractor, tractor, agricultural implement, or truck other than pickup trucks, or delivery trucks exceeding a capacity of 6000 pounds or three (3) tons per axle upon any street except those which have been designated and sign-posted as truck routes.

Subd. 2. Parking Restrictions. It is unlawful to drive or park a semi-tractor and trailer combination, or semi-trailer other than on a truck route, upon any street except those which have been designated and signposted as truck routes.

Subd. 3. Special Designations. The City Council may from time to time by resolution designate certain streets and routes within the City limits on which such traffic is strictly prohibited, and it shall be unlawful for any person to drive any vehicle defined above upon any street within the City limits except the street designated for such purpose. Streets with weight constrictions, other than on a truck route, shall coincide with the State of Minnesota and the Nobles County Spring Posting. RV's, school buses, emergency vehicles, or any City equipment are exempt from this Subdivision.

600.08. Violation and Penalty. Any person who shall violate any of the provisions of this Section shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not to exceed \$1,000.00 or imprisonment for not to exceed 90 days.

SECTION 605 – SNOWMOBILES, ALL TERRAIN VEHICLES, GO-CARTS, AND RECREATIONAL VEHICLES

605.01. Definitions. Unless the language or context clearly indicates that a different meaning is intended, terms commonly used which may require specific clarification beyond their commonly known use, but which are not otherwise adequately defined herein shall be given the meanings subjoined to them pursuant to Minn Stat. § 168.002 as amended from time to time. Notwithstanding the foregoing, for the purposes of this Section, the following terms shall have the meaning given:

Subd. 1. Recreational Vehicles. “*Recreational vehicle*” means snowmobiles, all terrain vehicles (ATV’s), and golf carts as defined in this ordinance. “Recreational vehicle” does not include go-karts or motorized dirt or trail bikes.

Subd. 2. Snowmobiles. “*Snowmobile*” means a self-propelled vehicle designated for travel on snow or ice steered by skis or runners.

Subd. 3. All-Terrain Vehicle (ATV) or Vehicle. “*All-Terrain Vehicle*” or “*ATV*” or “*vehicle*” means a motorized flotation-tired vehicle of not less than three low pressure tires, but not more than six tires, that is limited in engine displacement of less than 800 cubic centimeters and include a class 1 all-terrain vehicle and class 2 call-terrain vehicle.

Subd. 4. Class 1 All-Terrain Vehicle. “*Class 1 all-terrain vehicle*” means an all-terrain vehicle that has a total dry weight of less than 900 pounds.

Subd. 5. Class 2 All-Terrain Vehicle. “*Class 2 all-terrain vehicle*” means an all-terrain vehicle that has a total dry weight of 900 to 1,500 pounds.

Subd. 6. Golf Cart. “*Golf Cart*” means a gas or electric three or four wheeled vehicle of a type which is commonly used to transport golfers and their equipment while playing the sport of golf.

Subd. 7. Go-Cart. “*Go-Cart*” means a motorized miniature vehicle capable of achieving speeds in excess of ten miles per hour and commonly used on courses or racetracks specifically designed for such vehicles.

Subd. 8. Operate. “*Operate*” means to ride in or on and control the operation of an all-terrain vehicle or golf cart.

Subd. 9. Operator. “*Operator*” means every person who operates or is in actual physical control of an all-terrain vehicle or golf cart.

Subd. 10. Right-of-Way. “*Right-of-way*” means the entire strip of land traversed by any highway, street, county road or roadway easement for the purpose of vehicle travel, and includes the entire width of the land dedicated or acquired by law for right-of-way purposes.

Subd. 11. Roadway. “*Roadway*” means that portion of the improvement right-of-way designed or ordinarily used for vehicle travel, including the shoulder.

Subd. 12. Scooter. “*Scooter*” or “*Scooters*” means those vehicles which are commonly identified as “scooters”, or which may be invented in the future. For the purposes of this section, “Scooter” also refers to any motorized bicycle, Moped, Minibike, and two-wheeled electric scooters.

605.02. Operation.

Subd. 1. Permitted Operation. Recreational vehicles may be operated within the City limits in compliance with the Ordinance. Vehicles shall be operated in the most right hand lane of the roadway used for vehicular traffic in the same direction.

- A. Nothing in this ordinance is intended to prohibit the crossing of a City or County Right-of-Way, which is otherwise allowed by Minn. Stat. § 84.928
- B. Nothing in this ordinance shall prohibit the agricultural use of an ATV in the right-of-ways, as defined in the Minn. Stat. 84.92 Subd. 1(d).
- C. Class 1 and Class 2 ATVs may be operated on any trunk, county state-aid or county highway within the City limits as provided and allowed by Minn. Stat. 84.928.
- D. Snowmobiles may be operated in the most right-hand lane of any roadway used for vehicular traffic in the same direction, or in the adjoining right-of-way, when necessary to go to and from the house or storage building of the owner and a designated snowmobile trail or designated riding area by means of the shortest route.
- E. Every person leaving a snowmobile, ATV or golf cart on a public street shall lock the ignition, and remove the key.

Subd. 2 Prohibited Location. It shall be unlawful for any person to operate a recreational vehicle within the limits of the City:

- A. On a public sidewalk provided for pedestrian travel.
- B. On private property of another without lawful authority or permission of the owner or occupant.
- C. On public grounds, park property, playgrounds, recreational areas without the express provision or permission to do so by the proper public authority.
- D. In a manner as to create loud, unnecessary or unusual noise to create a

nuisance as defined in Minn. Stat. 561.01.

E. In a careless, reckless or negligent manner so as to endanger, or be likely to endanger, the safety of any person or property of any other person.

F. At any place while under the influence of alcohol or a controlled substance as defined in Minn. Stat. 169A which shall be incorporated herein by reference.

G. Within one hundred feet (100') of any skating rink or sliding area, or in any other area where operation would conflict with the use or endanger other persons or property.

H. So as to tow any person or thing in a public street or highway except through use as a rigid tow bar attached to the rear of the snowmobile or ATV.

I. At a rate of speed greater than is reasonable under all surrounding conditions, and not to exceed fifteen miles per hour (15 mph) on any public street or alley.

605.03. Equipment. It shall be unlawful for any person to operate a recreational vehicle within the limits of the City unless it is equipped as follows:

Subd. 1. Snowmobiles and ATVs. Snowmobiles and ATVs shall have all equipment as required by Minn. Stat. § 84 which is incorporated herein by reference.

Subd. 2. Golf Carts. Golf carts shall have a slow moving sign prominently displayed on the rear of said golf cart in accordance with Minn. Stat. § 169.522.

Subd. 3. “Deadman” Throttle. All recreational vehicles shall have a so-called “deadman” throttle in operating condition. A safety and or “deadman” throttle means a device which, when pressure is removed from the engine accelerator or throttle causes the motor to be disengaged from the driving track.

Subd. 4. Illumination. When operated between the hours of one-half hour after sunset to one-half hour before sunrise or at times of reduced visibility, at least one clear lamp attached to the front, with sufficient candlepower to illuminate 200 feet to the front and be visible for at least 500 feet, and at least one red light attached to the rear and visible for at least 500 feet, both of which shall be in operation and illuminated at all times during the operation of said vehicle.

605.04. Hours of Operation. No recreational vehicle shall be operated between the hours of 11:00 p.m. to 7:00 a.m. of any day.

605.05. Highway Crossing. A recreational vehicle may make a direct crossing of a street or highway provided:

Subd. 1. The crossing is made on an angle of approximately 90 degrees to the direction of

the highway and at a place where no obstruction prevents a quick and safe crossing;

Subd. 2. The recreational vehicle is brought to a complete stop before crossing the shoulder or main traveled way of the highway; and

Subd. 3. The driver yields the right-of-way to all on-coming traffic which constitutes an immediate hazard.

605.06. Intersections. No recreational vehicle shall enter any intersection without yielding the right-of-way to any vehicles or pedestrians at the intersection, or so close to the intersection as to constitute an immediate hazard. Recreational vehicles shall stop in all cases required of motor vehicles pursuant to M.S. Ch. 169, which is hereby incorporated herein by reference.

605.07. Animals. It shall be unlawful to intentionally drive, chase, run over or kill with a recreational vehicle any unprotected animal or any protected wild animal, as provided by M.S. Ch. 100.

605.08. Persons Under 18. No person under 16 years of age shall operate on any street or the roadway surface of highways or make a direct crossing of a trunk, county state-aid, county highway, or City street as the operator of a recreational vehicle.

Subd. 1. A person 14 years of age or older, but less than 18 years of age, may operate a snowmobile on streets and highways as permitted under this Section and make a direct crossing of the streets and highways only if he or she has in his or her immediate possession a valid snowmobile safety certificate issued by the commissioner, as provided by M.S. § 84.872.

Subd. 2. A person 14 years of age or older, but less than 18 years of age, may operate an ATV and golf cart on streets and highways as permitted under this Section and make a direct crossing of the streets and highways only if he or she has in his or her immediate possession a valid driver's license.

605.09. Emergencies. Notwithstanding any prohibitions in this Section, a recreational vehicle may be operated on a public thoroughfare in an emergency during the period of time when, and at locations where, snow upon the roadway renders travel by automobiles impractical.

605.10. State Statutes. Any matter relating to snowmobiles and other recreational vehicles that is not otherwise addressed in this Section shall be subject to the applicable provisions of M.S. Chapters 84 and 169.