

# ORDINANCE NUMBER 8

## CITY OF TOWER, MINNESOTA

An ordinance regulating and controlling the use of snowmobiles and all terrain vehicles in the corporate limits of the City of Tower.

The City of Tower Ordains:

Section 1. Definitions. For the purpose of this Ordinance the terms defined herein shall have the meaning ascribed to them.

- A. All Terrain Vehicle or "ATV" refers to "trail bikes", "mini bikes", amphibious vehicles and similar devices other than snowmobiles used at least partially for travel on natural terrain but not "special mobile equipment" defined in M.S. 168.011, Subdivision 22.
- B. "Person" includes an individual, partnership, corporation, the state, and its agencies and subdivisions, and any body of persons, whether incorporated or not.
- C. "Operate or Operator" means to ride in or on and control the operation of the snowmobile or ATV.
- D. "Owner" means a person, other than a lien holder having the property in or title to snowmobile or ATV entitled to the use or possession thereof.
- E. "Natural Terrain" means areas other than roadways or driveways (private or public), parking lots, and other areas the surface of which has been intentionally modified for motor vehicle operation thereon.

Section 2. General Rule. It is unlawful for any person to operate a snowmobile or ATV under the circumstances described in the following subdivisions of this subsection.

- A. On private property of another without the express permission to do so by the owner or occupant of said property.
- B. On public school grounds, park property, airport, cemetery, and recreation areas without express permission to do so by proper public authority.
- C. In a manner so as to create loud, unnecessary or unusual noise so as to disturb or interfere with the peace and quiet of other persons.
- D. In a careless, reckless, or negligent manner so as to endanger, or o be likely to endanger, the safety or the property of any person or persons.
- E. Without having such snowmobile and/or ATV registered as provided for in Section 84.82, Minnesota Statutes.
- F. Upon or over any sidewalk, shoulder, or berm, in the City of Tower.
- G. While under the influence of intoxicating liquor, narcotics, and habit forming drugs.

Section 3. Equipment. All snowmobiles and ATV's operated within the City shall have the following equipment.

- A. Adequate brakes as prescribed by the Minnesota Commissioner of Highways and at least one headlight and one taillight.

Section 4. Application of other laws. Snowmobile's and ATV's may be operated on designated routes within the City of Tower provided that the operator obeys all traffic signs, rules, and regulations of the City and the State of Minnesota.

- A. Designated Routes. Routes in the City of Tower include the alley directly north and the alley directly south of the main street.
- B. Street or highway crossing. Snowmobiles and ATV's may use a street or highway to gain access to the designated route providing the operator takes the most direct approach from the street or highway to that route at an angle of approximately ninety (90) degrees.
- C. Yielding. The operator must yield to all oncoming traffic and/or pedestrians that constitute a hazard and must yield at the intersection of street or highway.
- D. Speed Limit. Speed limit for snowmobiles and ATV's within the City of Tower is 15 mph.
- E. Motor Running. It is unlawful for the owner or operator to leave or allow a snowmobile to be or remain unattended on public property with the motor running or with the keys to start same in the ignition switch.
- F. Animals. It is unlawful to intentionally drive, chase, run over, or kill any animal with either a snowmobile or ATV.

Section 5. Penalty. Any person violating any of the provisions of this Ordinance shall be guilty of a misdemeanor as defined by the State of Minnesota.

Introduced by Alderman Mollers and given first reading on October 9, 1995.

Given second reading by Alderman Mollers supported by Alderman Leppala on October 16, 1995.

Adopted October 16, 1995 by the following vote:

Ayes: Leppala, Lamppa, Mickle, Mollers.

Nays: None.

Published in the Timberjay on October 23, 1995.

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Herbert Lamppa  
Mayor

Attest:

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Tim Kotzian  
City Clerk