

TITLE VII: TRAFFIC CODE

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GENERAL PROVISIONS

' 70.01 HIGHWAY TRAFFIC REGULATION ACT INCORPORATED BY REFERENCE.

(A) *Highway Traffic Regulation Act incorporated by reference.* The regulatory provisions of M.S. Chapter 169, as it may be amended from time to time, are adopted as the traffic ordinance regulating the use of highways, streets and alleys in the city and are incorporated in and made a part of this title as completely as if set out in full herein.

(B) *M.S. 169.35.* M.S. ' 169.35, as it may be amended from time to time, is adopted with the exception that right angle parking shall be permitted on the north side of Atlantic Avenue between Second Street and Fifth Street, the west side of Third Street between Atlantic Avenue and Parker Avenue, and no parking on the north side of Simon between Third and Fourth Street. ('74 Code, Chapter 12.04, ' ' 1 and 2) (Am. Ord. 12.042, passed 5-24-76; Am. Ord. - -, passed 1-21-03)

70.10 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

ALL-TERRAIN VEHICLE. 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 total dry weight less than 800 pounds, not to include lawnmowers.

OPERATE. The person who operates or is in actual physical control of a recreational motor vehicle.

OPERATOR. The person who operates or is in actual physical control of a recreational motor vehicle.

OWNER. A person, other than a lien-holder, having a property interest in, or title to, an all-terrain vehicle, who is entitled to the use or possession thereof.

PERSON. Any individual, partnership, corporation or any body of persons, whether incorporated or not.
(Ord. 13-2003, passed 10-6-03)

70.11 OPERATING RESTRICTIONS.

It is unlawful to operate an all-terrain vehicle as follows:

(A) On a public sidewalk or walkway provided or used for pedestrian travel.

(B) On private property of another without lawful authority or permission of the owner or occupant.

(C) On any lands owned or occupied by a public body, including school grounds, park property, playgrounds, recreational areas, private roads, platted but unimproved roads, utility easements and public trails. The Council may, by resolution, specifically permit use on city property, in which event, the shortest route to an from areas so permitted may be used.

(D) While the operator is under the influence of liquor or narcotics or habit-forming drugs.

(E) At a rate of speed greater than 15 miles per hour or faster than is reasonable or proper under all of the surrounding circumstances.

(F) In a careless, reckless or negligent manner so as to endanger the person or property of

another or cause injury or damage thereto.

(G) While towing a person or thing on a public street or highway except through the use of a rigid tow bar attached to the rear.

(H) In a manner so as to create a loud, unnecessary or unusual noise which disturbs, annoys, or interferes with the peace and quiet of other persons.

(I) While chasing, running over, or killing any animal, wild or domestic.

(J) Without a lighted head and tail light when required for safety.

(K) During the hours of 2400 hours and 0600 hours.

(Ord. 13-2003, passed 10-6-03) Penalty, see ' 70.15

' 70.12 AGE REQUIREMENTS FOR OPERATORS.

It is unlawful for any person under the age of 14 years to operate an all-terrain vehicle on any street or alley in the city. A person 14 years of age or older, but less than 18 years of age, may operate an all-terrain vehicle as permitted under this subchapter only if he or she has, in his or her possession, a valid all-terrain vehicle safety certificate duly executed.

(Ord. 13-2003, passed 10-6-03) Penalty, see ' 70.15

' 70.13 OPERATORS TO OBEY TRAFFIC REGULATIONS.

A person operating an all-terrain vehicle within the corporate limits of Dassel shall observe all traffic signs, laws and ordinances applicable to motor vehicles, except that the operator of any all-terrain vehicle shall yield the right-of-way to all motor vehicles and pedestrians.

(Ord. 13-2003, passed 10-6-03) Penalty, see ' 70.15

' 70.14 OWNER RESPONSIBILITY.

It is unlawful for the owner of an all-terrain vehicle to permit its operation on private property without permission of the owner or occupant, on city property without the permission of the City Council, or on other public property without permission of the authority in charge thereof. The owner is conclusively presumed to have given such permission unless the all-terrain vehicle so operated has been reported stolen to a law enforcement agency. A person leaving an all-terrain vehicle in a public place must lock the ignition and remove the key.

(Ord. 13-2003, passed 10-6-03) Penalty, see ' 70.15

' 70.15 VIOLATION AND PENALTY.

Any violation of this subchapter shall be deemed a misdemeanor.
(Ord. 13-2003, passed 10-6-03)

' 70.99 PENALTY.

The penalty for violation of the provisions of state statutes adopted by reference in this chapter shall be identical with the penalty provided for in the statutes for the same offense. Whoever shall violate any provision of this title for which no specific penalty is provided shall be punished as set forth in ' 10.99 of this code of ordinances.

Section

- 71.01 Unreasonable acceleration or braking prohibited
- 71.02 U-turns

CHAPTER 71: TRAFFIC REGULATIONS

' 71.01 UNREASONABLE ACCELERATION OR BRAKING PROHIBITED.

(A) It is prima facie evidence of exhibition driving when a motor vehicle stops, starts, accelerates, decelerates, or turns at an unnecessary rate of speed so as to cause tires to squeal, gears to grind, soil to be thrown, engine backfire, fishtailing or skidding, or as to two-wheeled or three-wheeled motor vehicles, the front wheel to lose contact with the ground or roadway surface.

(B) It is a misdemeanor for any person to do any exhibition driving on any street, parking lot, or other public or private property, except when an emergency creates necessity for such operation to prevent injury to persons or damage to property.

Penalty, see ' 70.99

' 71.02 U-TURNS.

It is unlawful for any person to operate a motor vehicle by turning so as to proceed in the opposite direction upon any street intersection sign posted prohibiting a U-turn or otherwise controlled by a traffic control device.

Section

CHAPTER 12.06 PARKING REGULATIONS

72.01 Prohibiting the parking of certain vehicles

Towing and Impounding of Vehicles

72.15 Obstructing traffic

72.16 Authority of Public Works Director

72.17 Impounding

72.18 Removal of vehicle

72.19 Dumping snow prohibited

72.20 No parking where posted

72.21 Limited parking

72.22 Public Works Director authorized to place signs, devices and marks

GENERAL REGULATIONS

' 72.01 PROHIBITING THE PARKING OF CERTAIN VEHICLES.

No person shall park a semi-trailer, not connected to a truck tractor, on any public street or alley within the City of Dassel.

('74 Code, Chapter 12.06, ' 1) Penalty, see ' 70.99

TOWING AND IMPOUNDING OF VEHICLES

' 72.15 OBSTRUCTING TRAFFIC.

No motor vehicle shall be parked upon any street, avenue or alley in the city which obstructs the traffic thereon or the entrance to any private driveway or interferes with maintenance, cleaning, repairing or snow removal.

('74 Code, Chapter 12.05, ' 1) Penalty, see ' 70.99

§ 72.16 AUTHORITY OF PUBLIC WORKS DIRECTOR.

(A) Whenever the Public Works Director or any of his or her assistants shall find it necessary, for the purpose of facilitating street maintenance operations such as removal of snow or street wastes, to move any vehicle standing on any street in the city, the Public Works Director, or assistant, are authorized to move the vehicle to the extent necessary for such purpose.

(`74 Code, Chapter 12.05, § 2)

(B) (1) Provided further that the Public Works Director or Superintendent may place or cause to be placed and maintained signs reading "No Parking - Snow Removal" on such streets and avenues in the city at such times as the Council may determine this for the purpose of facilitating the removal and disposition of snow, and no person shall park any vehicle on any street or avenue when such signs are in place notwithstanding any other provisions of this subchapter.

(2) No vehicle shall be parked during the period of time from November 15 to April 1 of the subsequent year between the hours of 2 a.m. and 6 a.m. on all streets and avenues in the city.

(`74 Code, Chapter 12.05, § 3) (Am. Ord. 12.05, passed 2-18-75; Am. Ord. 12.051, passed 9-2-80; Am. Ord. 12.052, passed 11-15-82; Am. Ord. - -, passed 1-21-03)

§ 72.17 IMPOUNDING.

Any unoccupied motor vehicle thus found violating any of the provisions of this subchapter may be immediately removed and impounded by any police officer or duly authorized person and shall only be surrendered to the duly identified owner thereof upon the payment of the cost of towing and storage. Any damage occasioned to any such vehicles by the towing operations shall be assumed by the owner or operator thereof, and no liability for damage shall be assumed by the city.

(`74 Code, Chapter 12.05, § 4)

§ 72.18 REMOVAL OF VEHICLE.

The removal of a violating vehicle by or under order of the city does not prevent prosecution for any violation of this subchapter.

(`74 Code, Chapter 12.05, § 5)

§ 72.19 DUMPING SNOW PROHIBITED.

It is unlawful and a violation of this subchapter to dump, blow or discharge snow on or in public streets or alleys within the city.

(`74 Code, Chapter 12.05, § 6) Penalty, see § 70.99

72.20 NO PARKING WHERE POSTED.

No person shall stop, stand or park a vehicle upon the public streets of the city at any place where official signs or where appropriate devices, marks, or painting, either upon the surface of the street or curb immediately adjacent thereto, prohibit these acts.
(Ord. 12.05, passed 2-4-02)

72.21 LIMITED PARKING.

No person shall stop, stand or park a vehicle upon the public streets of the city where official signs are erected limiting the parking time thereon, for a period of time in excess of the time as designated by the official signs.
(Ord. 12.05, passed 2-4-02)

72.22 PUBLIC WORKS DIRECTOR AUTHORIZED TO PLACE SIGNS, DEVICES AND MARKS.

The Public Works Director may order the placing of signs, devices or marks, or the painting of streets or curbs prohibiting or restricting the stopping, standing or parking of vehicles on any street where, in the Director=s opinion, as evidenced by a written finding by the Director filed with the City Administrator-Clerk-Treasurer, that the stopping, standing or parking is dangerous to those using the streets where the stopping, standing or parking of vehicles would unduly interfere with the free movement of traffic. The City Council may, by resolution, rescind or modify any order of the made under this section. The signs, devices, marks or painting shall be official signs, devices, marks or painting as authorized by M.S. Chapter 169, as it may be amended from time to time, and no person shall stop, stand or park any vehicle in violation of the restrictions thereon or as indicated thereby.
(Ord. 12.05, passed 2-4-02)

Section

73.01 **CHAPTER 73: ROLLERSKATES, ROLLERBLADES AND SKATEBOARDS**

73.02 Regulations

73.03 Impoundment

73.98 Violations

‘ 73.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

OPERATE. To ride on or upon or control the operation of a skateboard, rollerskates or rollerblades.

OPERATOR. Every person who operates or is in actual physical control of a skateboard, rollerskates or rollerblades.

ROLLERSKATES or ROLLERBLADES. A form of skate with small wheels or rollers instead of a runner.

SKATEBOARD. A device for riding upon, usually while standing, consisting of an oblong piece of wood or other composition mounted on skate wheels.
(Ord. 15.02, passed 12-17-90)

‘ 73.02 REGULATIONS.

It shall be unlawful for any person to operate a skateboard, rollerskates or rollerblades under the circumstances set forth in this section which follow:

(A) On private property of another without the express permission to do so by the owner or occupant of the property;

(B) 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;

(C) Upon any public street or upon any public sidewalk within the downtown area designated as an area bounded on the south by the railroad tracks, on the west by Fourth Street (Highway 15), on the north by Parker Avenue (US Highway 12) and on the east by Second Street and including the area of the sidewalks parallel thereto on both sides of the street;

(D) No person shall rollerskate, rollerblade or use skateboards upon a state highway in the city, which includes U.S. Highway 12, U.S. Highway 15 and County Road #4 (First Street North);

(E) The operator of a skateboard, rollerskates or rollerblades emerging from an alley, driveway or building upon approaching a sidewalk or the sidewalk area extending across any alleyway shall yield the right-of-way to all pedestrians approaching the sidewalk or sidewalk area and upon entering the roadway shall yield the right-of-way to all vehicles approaching on the roadway;

(F) No person operating a skateboard, rollerskates or rollerblades shall attach the same or the person of the operator to any vehicle upon a roadway;

(G) Every person operating a skateboard, rollerskates or rollerblades upon a roadway shall ride as close as possible to the right hand curb or edge of the roadway;

(H) No persons shall skateboard, rollerskate or rollerblade upon a public street, sidewalk or other roadway after sunset and before sunrise without being equipped with the following:

(1) At least a three-inch wide reflectorized armband which encircles the arm, worn on both arms midway between the shoulder and elbow of the right and left arm;

(2) Reflectorized material affixed to the entire rear portion of the rear track of the skateboard or a light visible for 500 feet.

(Ord. 15.02, passed 12-17-90) Penalty, see ' 70.99

' 73.03 IMPOUNDMENT.

A person apprehended by a police officer in violation of the provisions of this chapter does by his or her use of the public streets and sidewalks consent to the impoundment by a police officer of the skateboards, rollerskates and rollerblades for a period of three days upon a first offense, seven days upon the second offense and 30 days upon a third offense.

(Ord. 15.02, passed 12-17-90)

§ 73.98 VIOLATIONS.

The fourth or any subsequent violation of any provision of this chapter shall be a petty misdemeanor as defined in M.S. § 169.89, subd. 1, as it may be amended from time to time. (Ord. 15.02, passed 12-17-90) Penalty, see § 70.99

Section

- CHAPTER 74: SNOWMOBILES**
- 74.01 Operation requirements
 - 74.02 Operation on private, public property
 - 74.03 Operators to obey traffic regulations
 - 74.04 Order of procession; number on machine
 - 74.05 Age limit for operators; certificate required
 - 74.06 Unlawful driving or operation
 - 74.07 Operator to obey law enforcement officer
 - 74.08 Restricted operation in residential areas

‘ 74.01 OPERATION REQUIREMENTS.

No person shall operate or permit anyone to operate his or her snowmobile at a speed greater than 15 miles per hour or faster than is reasonable for conditions in the city.
(Ord. 26, passed 1-16-96) Penalty, see ‘ 70.99

‘ 74.02 OPERATION ON PRIVATE, PUBLIC PROPERTY.

(A) No person shall operate nor permit anyone to operate his or her snowmobile on any private property without the express permission of the owner or occupant.

(B) No person shall operate or permit anyone to operate a snowmobile on any of the public parks (including skating rink), school lands, nor operate or park the same on any public sidewalk or boulevard or any posted public area; nor on any of the city streets in residential areas except when directly en route to leave the city from the location where the snowmobile is stored or to return from outside the city limits directly en route to its place of storage.

(C) A snowmobile may be operated upon a public street or highway, other than as above provided, in an emergency during the period of time when and at locations where snow upon the roadway renders travel by automobile impractical.
(Ord. 26, passed 1-16-96) Penalty, see ‘ 70.99

‘ 74.03 OPERATORS TO OBEY TRAFFIC REGULATIONS.

All persons operating a snowmobile within the city shall observe all traffic signs, laws and ordinances applicable to motor vehicles, except that the operator of any snowmobile shall yield the right-of-way to all motor vehicles and pedestrians.

(Ord. 26, passed 1-16-96)

‘ 74.04 ORDER OF PROCESSION; NUMBER ON MACHINE.

When two or more snowmobiles are proceeding in the same direction on any street or alley, they shall proceed single file and not side by side. Not more than three persons shall be allowed on a machine.

(Ord. 26, passed 1-16-96)

‘ 74.05 AGE LIMIT FOR OPERATORS; CERTIFICATE REQUIRED.

No person under 14 years of age shall operate a snowmobile on any street or alley in the city. No persons under 18 years of age shall operate a snowmobile on any street or alley in the city unless he or she has received a valid snowmobile safety certificate duly executed, and no person or corporation shall

permit anyone under the age of 14 years of age to operate a snowmobile within the city or under 18 years unless the person has a valid snowmobile safety certificate duly executed.

(Ord. 26, passed 1-16-96) Penalty, see ‘ 70.99

‘ 74.06 UNLAWFUL DRIVING OR OPERATION.

It shall be unlawful for any person to drive or operate any snowmobile in the following unsafe manner:

(A) At a rate of speed greater than reasonable or proper under all of the surrounding circumstances;

(B) In a careless, reckless or negligent manner so as to endanger the person or property of another or to cause injury or damage thereto;

(C) While under the influence of intoxicating liquor or narcotics or habit forming drugs;

(D) Without a lighted head light and tail light when required for safety.

(Ord. 26, passed 1-16-96) Penalty, see ‘ 70.99

' 74.07 OPERATOR TO OBEY LAW ENFORCEMENT OFFICER.

It is unlawful for a snowmobile operator, after having received a visual or audible signal from any law enforcement officer to come to a stop to:

(A) Operate a snowmobile in a wilful or wanton disregard of such signal;

(B) Interfere with or endanger the law enforcement officer or any other person or vehicle; or

(C) Increase his or her speed or attempt to flee or elude the officer.

(Ord. 26, passed 1-16-96) Penalty, see ' 70.99

' 74.08 RESTRICTED OPERATION IN RESIDENTIAL AREAS.

No person shall operate or permit a person to operate a snowmobile on a street, alley or on any public or private lands between the hours of 2400 hours and 0600 hours in areas that are zoned residential.

(Ord. 26, passed 1-16-96) Penalty, see ' 70.99

Section

- 75.01 Definitions **CHAPTER 75: GOLF CARTS**
- 75.02 Driving, operating or control of motorized golf carts
- 75.03 Permits
- 75.04 Permit issuance
- 75.05 Unlawful acts

- 75.99 Penalty

‘ **75.01 DEFINITIONS.**

Except as otherwise defined in the city code, the words and terms defined in M.S. Chapter 169, as it may be amended from time to time, shall be applicable to this chapter.
(Ord. 27, passed 7-2-01)

‘ **75.02 DRIVING, OPERATING OR CONTROL OF MOTORIZED GOLF CARTS.**

A motorized golf cart may be driven, operated, or controlled on the roadways or shoulders of roadways under the jurisdiction of the City of Dassel, but not those under the jurisdiction of Meeker County or the State of Minnesota (U.S. Highway 12, State Highway 15, and County Road 4) and except such roadways prohibited by resolution of the City Council and only in strict compliance with this section.
(Ord. 27, passed 7-2-01)

‘ **75.03 PERMITS.**

No motorized golf cart shall be driven, operated, or controlled on the roadways or shoulders of roadways under the jurisdiction of the City of Dassel unless the driver, operator, or person in control has in his or her actual physical possession a valid, current, and unrevoked permit of the City of Dassel for such driving, operation, or control of a motorized golf cart.
(Ord. 27, passed 7-2-01)

§ 75.04 PERMIT ISSUANCE.

Permits shall be issued by the Chief of Police, or authorized designee, upon compliance with this section.

(A) *Individual permit.*

(1) Permits may be issued to persons currently validly licensed to drive motor vehicles as defined by M.S. Chapter 169, as it may be amended from time to time. No person whose license to drive is revoked, suspended, canceled, or withdrawn may be issued an individual permit.

(2) Application for an individual permit shall include the full name and address of the applicant; the state of issuance of the applicant's current driver's license; the number of such driver's license, applicant's representation that such driver's license is not suspended, revoked, canceled or withdrawn; the date of application and applicant's signature; the name of applicant's insurance company; the number of the applicant's insurance policy; and the date of expiration of insurance coverage for such vehicle. As a condition to obtaining an individual permit, the Chief of Police or his or her designee may require an applicant to submit a certificate signed by a physician to the effect that the applicant is able to safely operate a motorized golf cart on the roadways or shoulders under the jurisdiction of the City of Dassel.

(B) *Revocation of permit.* An individual permit may be revoked by the Chief of Police if there is any material misrepresentation made in the permit application, liability insurance is no longer in effect, upon a violation of this chapter, or there is evidence that the permittee cannot safely operate the motorized golf cart. The Chief of Police shall issue a notice of revocation of a permit in writing and either hand deliver the notice to the permit holder or send the notice by certified mail to the address on the application. The revocation shall be in effect immediately after personal service or three days after the mailing.

(C) *Permit expiration.* Permits shall be issued for a period of one year.

(D) *Fees.* An individual permit applicant shall pay a fee as set forth in the fee schedule, § 36.01, which shall be refunded if the permit applied for is not granted.
(Ord. 27, passed 7-2-01)

§ 75.05 UNLAWFUL ACTS.

No motorized golf cart shall be driven, operated, or controlled on the roadways or shoulders of roadways under the jurisdiction of the City of Dassel under the following conditions:

(A) Between sunset and sunrise;

(B) In inclement weather, when visibility is reduced or impaired by weather, smoke, fog, or other conditions or at any time when there is insufficient light clearly to see a person or vehicle on a roadway at a distance of 500 feet.

(C) Without prominent display of a slow-moving vehicle emblem provided in M.S. ' 169.522, as it may be amended from time to time, on the rear of such vehicle;

(D) Without a mirror so located as to reflect to the driver, operator, or controller, a view of the roadway for a distance of at least 200 feet to the rear of such vehicle;

(E) Without liability insurance coverage;

(F) Contrary to any traffic law of the City of Dassel or the State of Minnesota, except those which cannot reasonable be applied to motorized golf carts, or are not applied, by reason of M.S. ' 169.045, subd.7, as it may be amended from time to time;

(G) Contrary to any provisions of the city code;

(H) Without a current valid driver=s license.
(Ord. 27, passed 7-2-01)

' 75.99 PENALTY.

Any person violating any provision of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than \$300.
(Ord. 27, passed 7-2-01)

