

## ORDINANCE NO. 84

### **AN ORDINANCE REGULATING THE USE OF SNOWMOBILES IN THE CITY OF KERKHOVEN** *This Ordinance shall replace Ordinance 83: an Ordinance regulating the use of snowmobiles and ATVs in the City of Kerkhoven*

The City of Kerkhoven does ordain as follows:

#### **SNOWMOBILES**

84.01. **Intent.** It is the intent of this Ordinance to supplement the laws of the state of Minnesota relating to the operation of certain motor vehicles commonly called snowmobiles. This Ordinance is not intended to allow what the state Statutes prohibit nor to prohibit what the state Statutes expressly allow, except as herein specifically provided.

84.02. **Prohibition in Certain Areas.** It is unlawful for any person within the city limits of the City of Kerkhoven to operate a snowmobile:

- a. On private property of another without permission of the owner of said property.
- b. On sidewalks and publicly owned land, including schools, parks property, recreation areas and playground.
- c. 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.
- d. On any street or highway within the city limits, including any portion of the right of way thereof, between the hours of 10:00 p.m. and 8:00 a.m.

84.03. **Safe Operation and Speed Limit.** Snowmobiles operated on city streets or highways must travel in single file. No person shall operate or haul any snowmobile carelessly or heedlessly in disregard of the rights or the safety of others or in a manner so as to endanger or be likely to endanger any person or property, and shall not operate any snowmobile in excess of 20 miles per hour.

84.04. **Yield at Intersection.** Every operator of a snowmobile shall yield the right-of-way at any intersection in the City of Kerkhoven to any pedestrian or to any motor vehicle which shall be approaching said intersection in such a manner as to constitute an immediate hazard, and in all events the operator of every snowmobile shall stop or reduce his speed at intersections, so as to avoid colliding with any person or motor vehicle lawfully using the streets or highways.

84.05. **Age Limitations.** No person under the age of 12 years shall operate a snowmobile on a public street or thoroughfare within the City of Kerkhoven, and no person under the age of 18 years shall operate a snowmobile on a public street or thoroughfare unless he/she shall have in his/her immediate possession a valid snowmobile safety permit issued by the Department of Natural Resources of the State of Minnesota.

84.06 **Penalty.** Any person violating the provisions of this chapter shall be guilty of a misdemeanor as further explained in §10.05 of this code, or the court, in its discretion, may provide for the impounding of the vehicle which has been operated in violation of this chapter for a period not to exceed 30 days.