



ORDINANCE NO. 12

v1.2

AN ORDINANCE REGULATING THE OPERATION OF SNOWMOBILES, MINI-BIKES, AND ALL-TERRAIN VEHICLES.

The City Council of the City of Pine Springs ordains as follows:

Section 1. DEFINITIONS

For the purposes of this Ordinance the terms defined herein shall have the following meanings ascribed to them.

Subdivision 1. "Person" includes an individual, partnership, corporation, the state and its agencies and subdivisions, and any body of persons, whether incorporated or not.

Subdivision 2. "Snowmobile, Mini-bike, or All-Terrain Vehicle" means a self-propelled vehicle designed for travel on snow or ice or water or natural terrain steered by wheels, skis or runners.

Subdivision 3. "Owner" means a person, other than a lien holder having the property in or title to vehicle entitled to the use or possession thereof.

Subdivision 4. "Operate" means to ride in or on and control the operation of a vehicle.

Subdivision 5. "Operator" means every person who operates or is in actual physical control of a vehicle.

Subdivision 6. "Roadway" means that portion of a highway improved, designed, or ordinarily used for vehicular travel, including the shoulder.

Subdivision 7. "Street or highway" means the entire width between boundary lines of any way or place when any part thereof is open to the use of the public as a matter of right for the purposes of vehicular traffic.

Subdivision 8. "Right of way" means the entire strip of land traversed by a highway or street in which the public owns the fee or an easement for roadway purposes.

Subdivision 9. "Safety or deadman" throttle is defined as a device which, when pressure is removed from the engine accelerator or throttle, causes the motor to be disengaged from the driving track.

SECTION 2. OPERATION ON STREETS AND HIGHWAYS

Subdivision 1. No person shall operate a snowmobile, mini-bike, or all-terrain vehicle upon the roadway shoulder or inside bank or slope of any trunk, county state aid, or county highway or street or highway within the City of Pine Springs and, in the case of a divided trunk or county highway, on the right-of-way between the opposing lanes of traffic, except as provided in this Ordinance, nor shall operation on any such highway be permitted where the roadway directly abuts a public sidewalk or walkway or property used for private purposes. No person shall operate a snowmobile, mini-bike or all-terrain vehicle within the right-of-way of any trunk, county state aid or county highway between the hours of one-half hour after sunset to one-half hour before sunrise except on the right hand side of such right-of-way and in the same direction as the highway traffic on the nearest lane of the roadway

adjacent thereto. No snowmobile, mini-bike, or all-terrain vehicle shall be operated at any time within the right of way of any interstate highway or freeway within this City.

Subdivision 2. A snowmobile, mini-bike, or all-terrain vehicle may make a direct crossing of a street or highway except an interstate highway or freeway, provided;

- a) The crossing is made at an angle of approximately 90 degrees to the direction of the street or highway and at a place where no obstruction prevents a quick and safe crossing.
- b) The vehicle is brought to a complete stop before crossing the shoulder or main traveled way of the highway.
- c) The driver yields the right of way to all on coming traffic which constitutes an immediate hazard.
- d) In crossing a divided street or highway, the crossing is made only at an intersection of such street or highway with another public street or highway.
- e) If the crossing is made between the hours of one half hour after sunset to one-half hour before sunrise or in conditions or reduced visibility, only if both front and rear lights are on.

Subdivision 3. No snowmobile, mini-bike, or all-terrain vehicle shall be operated on streets or highways at a speed exceeding thirty miles per hour.

Subdivision 4. No snowmobile, mini-bike, or all-terrain vehicle shall enter any uncontrolled intersection without making a complete stop. The operator shall then yield the right of way to any vehicles or pedestrians which constitute an immediate hazard.

Subdivision 5. Notwithstanding any prohibition in the Ordinance, a snowmobile, mini-bike, or all-terrain 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 automobile impractical.

SECTION 3. OPERATION GENERALLY

Except as otherwise specifically permitted and authorized, it is unlawful for any person to operate a snowmobile, mini-bike, or all-terrain vehicle within the limits of the City of Pine Springs.

Subdivision 1. On a public sidewalk or walkway provided or used for pedestrian travel.

Subdivision 2. On private property of another without lawful authority for consent of the owner or occupant.

Subdivision 3. On any publicly owned lands and frozen water, including but not limited to school grounds, park property, playgrounds, recreation areas and golf courses, except areas previously listed or authorized for such use by the proper public authority, in which case such use should be lawful and vehicles may be driven in and out of such areas by the shortest route. Authorized areas in the City of Pine Springs owned by the City shall be designated by council resolution.

Subdivision 4. At any place, while under the influence of intoxicating liquor or narcotics or habit forming drugs.

Subdivision 5. At a rate of speed greater than reasonable or proper under all the surrounding circumstances.

Subdivision 6. At any place in a careless, reckless, or negligent manner so as to endanger the person or property of another or to cause injury or damage thereto.

Subdivision 7. So as to tow any person or thing on a public street or highway except through use of a rigid tow bar attached to the rear of the vehicle.

Subdivision 8. At a speed greater than ten miles an hour when within 100 feet of any lakeshore, except in channels, or of fisherman, ice house or skating rinks, nor shall operation be permitted within 100 feet of any sliding area, nor where the operation would conflict with the lawful use of property or would endanger other persons or property.

Subdivision 9. 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.

Subdivision 10. During the hours from 11:00 p.m. to 7:00 a.m. of any day.

SECTION 4. EQUIPMENT

It is unlawful for any person to operate a snowmobile, mini-bike, or all-terrain vehicle any place within the limits of the City of Pine Springs unless it is equipped with the following:

Subdivision 1. Standard mufflers which are properly attached and in constant operation, and which reduce the noise of operation of the motor to the minimum necessary for operation. Mufflers shall comply with Regulation CONS. 55 which is hereby adopted by reference as it existed on September 1, 1970. No person shall use a muffler cutout, by-pass, straight pipe or similar device on a vehicle motor, and the exhaust system shall not emit or produce a sharp popping or crackling sound.

Subdivision 2. Brakes adequate to control the movement of and to stop and hold the snowmobile, mini-bike, or all-terrain vehicle under any conditions of operation.

Subdivision 3. A safety or so-called "deadman" throttle in operating condition, so that when pressure is removed from the accelerator or throttle, the motor is disengaged from the driving track.

Subdivision 4. At least one clear lamp attached to the front, with sufficient intensity to reveal persons and vehicles at a distance of at least 100 feet ahead during the hours of darkness under normal atmospheric conditions. Such head lamp shall be so aimed that glaring rays are not projected into the eyes of an oncoming vehicle operator. It shall also be equipped with at least one red tail lamp having a minimum candle power of sufficient intensity to exhibit a red light plainly visible from the distance of 500 feet to the rear during the hours of darkness under normal atmospheric conditions. The equipment to be installed and in operating condition when the vehicle is operated between the hours of one-half hour after sunset to one-half hour before sunrise or at times of reduced visibility.

Subdivision 5. Reflective material at least 16 square inches on each side, forward of the handlebars, so as to reflect or beam light at a ninety degree angle.

SECTION 5. APPLICATION OF OTHER LAWS

City traffic ordinances shall apply to the operation of a snowmobile, mini-bike, or all-terrain vehicle upon streets and highways, and Minnesota Statutes 1969, Sections 84.81 to 84.88, and Minnesota Statutes 1969, Chapter 169 except for those provisions relating to required equipment, are hereby adopted by reference, except those provisions which by their nature have no application.

SECTION 6. PERSONS UNDER 18

Subdivision 1. No person under 14 years of age shall operate on streets or highways or make a direct crossing of a street or highway as the operator of a snowmobile, mini-bike, or all-terrain vehicle. A person 14 years of age or older, but less than 18 years of age, may operate a snowmobile, mini-bike, or all-terrain vehicle on streets or highways as permitted under this Ordinance and make a direct crossing thereof only if he has in his immediate possession a valid snowmobile, mini-bike, or all-terrain vehicle safety certificate issued by the commissioner of conservation as provided by Minnesota Statutes 1969, Section 84.86.

Subdivision 2. It is unlawful for the owner of a snowmobile, mini-bike, or all-terrain vehicle to permit the vehicle to be operated contrary to the provisions of this section.

SECTION 7. CHASING ANIMALS FORBIDDEN

It is unlawful to intentionally drive, chase, run or kill any animal, wild or domestic, with a snowmobile, mini-bike, or all-terrain vehicle.

SECTION 8. LANDOWNERS AND LIABILITY

Landowners who open their land for a snowmobile, mini-bike, or all-terrain vehicle will not be liable to any injured operator or passenger on the landowner's premises as long as the land owner has not been paid for the use of his land and so long as the landowner has not intentionally failed to guard or warn against a dangerous condition or activity existing on the land.

SECTION 9. VIOLATIONS

Every person convicted of a violation of any of the provisions of this Ordinance shall be punished by a fine as defined in the "PENALTIES – Operation of snowmobiles, mini-bikes, all terrain vehicles" section of the City Ordinance Fee Schedule or by imprisonment for a period of not more than ninety (90) days, or both but in either case the costs of prosecution may be added.

SECTION 10. SEVERABILITY

Should any section, subdivision, clause or other provision of this Ordinance be held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the Ordinance as a whole, or of any part thereof, other than the part held to be invalid.

SECTION 11. EFFECT

This Ordinance shall be published in the "Stillwater Gazette" and shall be effective upon publication.

Adopted by the City Council of the City of Pine Springs this 6th day of July, 1971.

Paul Linnerooth (signature)
Mayor

Attest:
R. G. Zietlow (signature)
Clerk

Revision History

Ver.	Changes	Date Changed
1.0	Adopted by the City Council	Jul 6, 1971
1.1	Amended by Ordinance 26	Nov 10, 2020
1.2	Amended by Ordinance 27	Dec 8, 2020