

CHAPTER 21

RECREATIONAL VEHICLES

AN ORDINANCE REGULATING THE OPERATION AND USE OF RECREATIONAL VEHICLES WITHIN THE CITY OF LUCAN, MN AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF:

The City Council of LUCAN, Minnesota ordains:

21.100. INTENT

It is the intent of this chapter to supplement M.S. ' ' 84.771 through 84.929, as they may be amended from time to time, and M.S. Ch. 169, as it may be amended from time to time, with respect to the operation of off-highway and off-road vehicles and motorcycles, snowmobiles and all-terrain vehicles.

21.200. DEFINITIONS.

All definitions as used in Minnesota Statutes, Section 84.81 and 84.92 are adopted and incorporated in this Ordinance if fully set out herein. As used in this Ordinance, the following terms shall mean:

Public road right-of-way. "Public road right-of-way" means the entire right-of-way of a public road, including the traveled portions, banks, ditches, shoulders, and medians of a roadway that is not privately owned. May otherwise be referred to as streets, paved paths, etc.

All-terrain vehicle. "All-terrain vehicle" or "vehicle" has the meaning given in Minnesota Statutes 84.92, sub. 8.

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

Snowmobile. "Snowmobile" means a self-propelled vehicle designed for travel on snow or ice steered by skis or runners.

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

Operate. "Operate" means to ride in or on and control the operation of a snowmobile or ATV.

Operator. "Operator" means every person who operates or is in actual physical control of a snowmobile or ATV.

Recreation Motor Vehicle (RMV): means a self-propelled vehicle designed for travel on snow, ice or natural terrain steered by wheels, skis or runners. Snowmobiles, ATV, UTV, golf carts, go-carts, mini-bikes, dune buggies and trail bikes are all RMV's.

Utility Task Vehicle (UTV): has the meaning given in Minnesota Statutes 169.045, Subd. 1 (3).

21.300. OPERATION. No person shall operate a RMV under this ordinance:

1. Without valid insurance complying with Minnesota Statutes 65B.48, subdivision 5;
2. Except between sunrise and sunset, unless the RMV is equipped with original headlight, taillight, and rear-facing brake light equipment;
3. In inclement weather, when visibility is impaired by weather, smoke, fog, or other conditions, or at any time when there is insufficient visibility to clearly see persons and vehicles on the roadway at a distance of 500 feet;
4. May not operate on any City parks, playgrounds, recreational areas, City utility grounds and ball fields without written approval by the City of Lucan, nor on any private property of another without written permission to do so by the owner of said property. It is prohibited to operate on any public sidewalk provided for pedestrian travel, or where posted.
5. At any place while under the influence of intoxicating (a) liquor, (b) narcotics, or (c) habit-forming drugs.
6. At a rate of speed greater than reasonable, prudent, or proper under all the surrounding circumstances, but in no case exceeding 15 mph.
7. At any place in a careless, reckless, or negligent manner so as to endanger or be likely to endanger any person or property or to cause injury or damage thereto.
8. To intentionally drive, chase, run over, or kill any animal, wild or domestic
9. Exceeding the designed occupant load.

21.400. AGE RESTRICTION. Please reference Minnesota Department of Natural Resource's website for safety training rules and regulations.

1. The City does not allow any person under the age of 12 (twelve) operate a recreational vehicle within City limits.
2. Ultimate restriction is in accordance with the ages allowed by Minnesota Statute Chapter 84 to operate a snowmobile, UTV, ATV or other recreational vehicle herein on city streets or make a direct crossing of a city street, trunk county state-aid, or county highway as the operator of said vehicle.

21.500. PENALTIES.

1. Every person convicted of a violation of any of the provisions of this ordinance shall be guilty of a misdemeanor and, upon conviction thereof, be as provided in M.S.100.99.
2. Violators will be responsible for all costs of prosecution.

21.600. SEVERABILITY. If any provision of this ordinance is declared by any court of competent jurisdiction to be illegal and in conflict with any law, the validity of the remaining provisions and their application to other persons or circumstances shall not be affected.

21.700. EFFECTIVE. This ordinance shall take effect and be in force from and after its publication according to law.

Passed by the City Council of the City of Lucan this 6th day of July, 2020.

ATTEST:



Rindy Filzen, Mayor



Shawna Allan, Clerk