

TITLE 7: TRAFFIC CODE

Chapter

70. TRAFFIC REGULATIONS

71. PARKING REGULATIONS

72. RECREATIONAL VEHICLES AND BICYCLES

CHAPTER 70: TRAFFIC REGULATIONS

Section

- 70.01 Adoption of State Traffic Regulations
- 70.02 Limiting use of public streets
- 70.03 Load limitations
- 70.04 Truck routes established

- 70.99 Penalty

§ 70.01 ADOPTION OF STATE TRAFFIC REGULATIONS.

(A) *Adoption.* The regulatory provisions of M.S. Ch. 169, as it may be amended from time to time, shall be hereby adopted as a traffic ordinance regulating the use of highways, streets, and alleys within the city and shall be hereby incorporated in and made part of this code as completely as if fully set out in this section.

(B) *Unnecessary noise by motor vehicle.* No person shall operate a motor vehicle on any public or private way:

- (1) So as to cause a squealing or screeching of tires;
- (2) With an exhaust system that produces a sharp popping or cracking sound; or
- (3) By repeatedly accelerating a motor vehicle while in a non-driving gear unless the engine is in the process of being repaired.

§ 70.02 LIMITING USE OF PUBLIC STREETS.

(A) *Definitions.* For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

TRUCK. Any vehicle designed or operated for the transportation of property and whose total weight loaded or unloaded exceeds 10,000 pounds.

Eyota - Traffic Code

TRUCK ROUTE. Any street, as designated in this section, over and along which trucks shall operate.

(B) *Travel restricted.* All trucks operating within the city shall be operated only over and along the truck routes established in this section, except that this section, shall not prohibit:

(1) The operation of trucks upon any street where necessary to the conduct of business at a destination point; provided, that streets upon which the traffic is permitted shall be used until reaching the intersection nearest the destination point;

(2) The operation of any emergency vehicles upon any street;

(3) Electric utility trucks, refuse haulers, heating fuel trucks, school buses, and milk and milk product delivery trucks are given special permission to proceed with normal operations on their regularly established routes and at all regularly established hours to protect the health and welfare; and

(4) Travel to the residence of the owner or operator of the truck for purposes of overnight, off- street parking; provided, that the route traveled uses truck routes to the closest point; and, further provided, that the trailer of a tractor trailer combination is left at a designated truck parking site and the tractor only is driven to the owner or operator's residence.

(C) *Maps; signs: weighing of vehicles: liability of vehicle owner.*

(1) The Clerk-Treasurer shall keep and maintain accurate maps setting out the truck routes or streets upon which truck traffic shall be permitted and the maps shall be available to the public.

(2) The Street Department of the city shall cause all truck routes and streets upon which traffic is permitted to be clearly sign-posted.

(3) Any officer of the city's designated law enforcement provider shall have the authority to require any person driving or in control of any truck not proceeding over a truck route or street upon which truck traffic is permitted to proceed to any public or private scale available for the purpose of weighing and determining whether this section has been complied with.

(4) In addition to the driver or operator, the owner of any truck being operated with his or her permission and consent shall be liable for any violation of the provisions of this section.

(Ord. 91, passed 4-25-2002) Penalty, see § 70.99

§ 70.03 LOAD LIMITATIONS.

(A) No person, firm, or corporation shall operate, drive, push, or pull a motor vehicle in excess of four-ton per axle weight over any municipally-owned and maintained street within the city.

(B) The City Council may from time to time determine the maximum load limit restrictions to be effective on the streets, roads, and alleys of the city. Notice to the public of such restrictions shall be given by posting of said resolution and further by signs and notices along said streets, roads, and alleys as may be necessary.

(C) The above restrictions shall not apply to school bus operators during their normal operation of their regular routes, nor shall the above apply to emergency vehicles or public utility vehicles, refuse hauling vehicles, or commercial vehicles with a prescribed purpose of making deliveries to a home, commercial, or industrial establishment.

(Ord. 38, passed 10-5-1977) Penalty, see § 70.99

§ 70.04 TRUCK ROUTES ESTABLISHED.

<i>Truck Route</i>	<i>From</i>	<i>To</i>
Knowledge Road SW	Highway 42 on the west	South Avenue SE on the east
South Avenue SE	Knowledge Road SW on the south	Fifth Street SE on the north
Fifth Street SE/SW	South Avenue SE on the east	Highway 42 on the west
Center Avenue South/North	Fifth Street SW	Highway 14 on the north to County Road 7
North Front Street NW	Center Avenue North on the east	Madison Avenue NW on the west
North Front Street NE	Center Avenue North	To end of street on the east
South Front Street SW	Center Avenue South on the east	Madison Avenue SW on the west
Madison Avenue SW	South Front Street SW	Second Street SW
South Front Street SE	Center Avenue South	Washington Avenue SE on the east
Washington Avenue SE	South Front Street SE	Second Street SE
Second Street SE/SW	Washington Avenue SE on the east	Highway 42 on the west
Granite Avenue NW	Highway 14 on the north	Sandstone Drive NW on the south
Sandstone Drive NW	Highway 42 (closest entrance to the roundabout)	Edge of Stone Ridge Plaza Subdivision, ending at 224 and 249 Sandstone DR lot lines
Canyon Drive NW	Sandstone Drive NW on the north	Whetstone Place NW on the southeast
Whetstone Place NW	Highway 42 on the south	Canyon Drive and Canyon Lane NW on the north

Penalty, see § 70.99

§ 70.99 PENALTY.

Eyota - Traffic Code

(A) Any person violating any provision of this chapter, for which no other penalty is provided, shall be subject to the penalty provisions of § 10.99.

(B) (1) Unless otherwise declared with respect to particular violations, it is a petty misdemeanor for any person to do any act forbidden or fail to perform any act required by § 70.01, except that:

(a) A violation which is committed in a manner or under circumstances so as to endanger or be likely to endanger any person or property; or

(b) Exclusive of violations relating to the standing or parking of an unattended vehicle, a third or subsequent violation of any of the provisions of § 70.01, classified by this section as a petty misdemeanor, within the immediate preceding 12-month period is a misdemeanor.

(2) Unless a violation is otherwise declared in § 70.01 to be a petty misdemeanor, a violation of any provisions of § 70.01 is a misdemeanor. Misdemeanors and/or petty misdemeanors shall be punished as provided by law.

(B) (1) Every person who violates any provision of § 70.02 shall be guilty of a misdemeanor and shall, upon conviction, be subject to a fine or imprisonment or both, not to exceed the maximum penalty authorized by state law for a misdemeanor, plus, in either case, the costs of prosecution.

(2) Each act of violation and each day a violation occurs or continues shall constitute a separate offense.

(C) Any person who shall violate any of the provisions of § 70.03 shall be guilty of a misdemeanor and shall be punished as provided by law.

(Ord. 25, passed 3-6-1973; Ord. 38, passed 10-5-1977; Ord. 91, passed 4-25-2002)

CHAPTER 71: PARKING REGULATIONS

Section

- 71.01 Definitions
- 71.02 Parking regulations
- 71.03 Unlawful overtime parking
- 71.04 Unlawful parking in municipal parking lots
- 71.05 Temporary no-parking
- 71.06 Designated truck/trailer parking
- 71.07 Removal of violating vehicles; authority to provide removal services
- 71.08 Issuance of citations

- 71.99 Penalty

§ 71.01 DEFINITIONS.

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

MOTOR VEHICLE. Every vehicle which is self-propelled. **MOTOR VEHICLE** does not include a vehicle moved solely by human power.

RIGHT-OF-WAY. A corridor of land, in which the city has an interest, that is occupied or intended to be occupied by a street, highway, railroad, alley, including other purposes dedicated for travel purposes, utilities, or other special use.

STREET OR HIGHWAY. The entire width between boundary lines of any way of place when any part thereof is open to the use of the public, as a matter of right, for the purposes of vehicular traffic. (Ord. 145, passed 8-25-2016)

§ 71.02 PARKING REGULATIONS.

(A) *Duty to post signs restricting, prohibiting parking.* The chief of the city’s designated law enforcement provider or any other person authorized by the Council shall cause signs to be posted in all areas where parking shall be limited or prohibited, indicating the limitations or prohibitions.

Eyota - Traffic Code

(B) *Angle and parallel parking.* Angle parking shall be required on streets, where indicated by painted lines and/or signs. Parallel parking shall be required on all other streets.

(C) *Campers, travel trailers or motorcoach.* No person shall, for camping purposes, leave or park a camper, travel trailer, or motorcoach on any street or municipal parking lot.

(D) *Permit parking.* No person shall leave or park a motor vehicle in an area designated as “Permit Parking Only”, without obtaining a permit from City Hall.

(E) *Setbacks.* It shall be unlawful to park any motor vehicle or motor vehicle and trailer combination in such a manner so that any part of the vehicle or trailer totally or partially blocks any public or private driveway or alley. It shall also be unlawful to park any vehicle or vehicle and trailer combination in such a manner so that any part of the vehicle or trailer is located within five feet of the intersection of any street or alley and a public or private driveway.

(F) *Properly licensed.* Any motor vehicle that is parked in the street or street right-of-way must be properly licensed.

(Ord. 145, passed 8-25-2016) Penalty, see § 71.99

§ 71.03 UNLAWFUL OVERTIME PARKING.

It shall be unlawful to park any motor vehicle for a longer consecutive period of time than that designated.

(A) No motor vehicle shall be parked on a public street, alley, right-of-way, or public parking lot for longer than 48 consecutive hours, except where indicated by a sign.

(B) (1) The following described motor vehicles shall not be parked on any street or right-of-way for more than one hour:

(a) Trucks of a capacity of more than one ton, according to manufacturers rating;

(b) Trucks having an overall length of more than 20 feet, or width at any point of more than 102 inches; or

(c) Dump trucks, tractors, truck-tractors, trailers, semi-trailers, house trailers, or any heavy machinery.

(2) The following described motor vehicles shall not be parked on any street or right-of-way for more than 24 hours: campers, travel trailers, or motorcoaches.

(C) (1) It shall be unlawful to park, or permit any vehicle or trailer to remain parked, upon any alley or street from December 1st to March 31st between the hours of 2:00 a.m. and 6:00 a.m. or until streets are plowed from curb to curb; or following any other snow fall or significant ice accumulation.

(2) In the event of a continuous and/or substantial snowfall, a citywide “snow emergency” may be declared by the Public Works Supervisor or his or her designee. It shall be unlawful to park on

any city street during the time in which a snow emergency has been declared, until such time as the snow emergency is rescinded.

(Ord. 145, passed 8-25-2016) Penalty, see § 71.99

§ 71.04 UNLAWFUL PARKING IN MUNICIPAL PARKING LOTS.

(A) *Parking lots in city parks.* The following described motor vehicles shall not be parked in parking lots located in city parks:

(1) Trucks having an overall length of more than 20 feet, or width at any point of more than eight feet; and

(2) Dump trucks, tractors, truck-tractors, trailers, semi-trailers, house trailers, or any heavy machinery.

(B) *Parking lot located on east south front street, across from fire hall.* Parking restricted to city volunteer firefighters and semi tractors and trailers.

(1) Permit parking only. Permits are available at City Hall.

(2) No motor vehicle shall be parked more than 72 hours.

(3) Firefighters shall use the west portion of lot. Semi-truck drivers shall use the east portion of the lot. Areas for each purpose shall be designated by signs.

(Ord. 145, passed 8-25-2016) Penalty, see § 71.99

§ 71.05 TEMPORARY NO-PARKING.

Temporary “No Parking” signs may be placed by the city on any street(s) of the city to permit construction, repair, snow removal, street cleaning or other temporary activities. While such signs are in place it shall be unlawful to park any motor vehicle on the street(s) so posted.

(Ord. 145, passed 8-25-2016) Penalty, see § 71.99

§ 71.06 DESIGNATED TRUCK/TRAILER PARKING.

The parking lot north of the City Fire Hall, located at 14 South Front Street SE.

(Ord. 91, passed 4-25-2002) Penalty, see § 70.99

§ 71.07 REMOVAL OF VIOLATING VEHICLES; AUTHORITY TO PROVIDE REMOVAL SERVICES.

(A) *Generally.*

Eyota - Traffic Code

(1) Any motor vehicle parked in violation of this chapter may be removed by the Public Works Director or other authorized city employee, including the Sheriff, and towed away and stored at the expense of the owner. The City Council may make reasonable agreements with persons, firms, or corporations who have facilities and equipment, in regard to the towing and storage of vehicles. The firms may be authorized by city representatives to tow and store vehicles located on any streets, alleys, rights-of-way, or parking lots.

(2) Any form of the vehicle in violation of the parking ordinance shall be tagged. The owner will be given 24 hours to remove the vehicle. If the owner of the vehicle fails to remove the vehicle in the prescribed time, a citation shall be issued by the Sheriff's office, and the vehicle will be towed at the owner's expense.

(B) Impoundment.

(1) Vehicles removed and impounded by the Sheriff's office pursuant to this section shall be surrendered to the duly identified owner only after the following criteria have been met:

- (a) The owner has shown proof of identification and ownership;
- (b) The owner has shown proof of insurance and current registration of the vehicle; and
- (c) All cost of towing and storage has been paid to the tow operator.

(2) Any damage occasioned to any such vehicles by such towing operations shall be the responsibility of the vehicle owner and no liability for damages shall be imposed against, nor shall any liability be assumed by the city.

(Ord. 145, passed 8-25-2016) Penalty, see § 71.99

§ 71.08 ISSUANCE OF CITATIONS.

The removal of a vehicle in violation of this chapter does not preclude citation and prosecution of this chapter.

(Ord. 145, passed 8-25-2016)

§ 71.99 PENALTY.

Unless otherwise indicated, any person who violates any of the provisions or this chapter shall be guilty of a petty misdemeanor.

(Ord. 145, passed 8-25-2016)

CHAPTER 72: RECREATIONAL VEHICLES AND BICYCLES

Section

All-Terrain Vehicles

- 72.01 Definitions
- 72.02 Authorized use
- 72.03 Restricted uses
- 72.04 General permit requirements
- 72.05 Permit requirements for the handicapped
- 72.06 Exceptions
- 72.07 City liability
- 72.08 Enforcement

Golf Carts

- 72.20 Authorized use
- 72.21 General permit requirements
- 72.22 Permit requirements for the handicapped
- 72.23 City liability
- 72.24 Enforcement

Snowmobiles

- 72.40 Definitions
- 72.41 Exceptions to snowmobile operation prohibitions
- 72.42 Direct crossings; exceptions
- 72.43 Applicability of subchapter
- 72.44 Yielding rights-of-way
- 72.45 Operation of persons under age 18
- 72.46 Operation rules
- 72.47 Locking ignition
- 72.48 Emergency use
- 72.49 Chasing animals

Eyota - Traffic Code***Bicycles***

72.65 Use of bicycles

72.99 Penalty

ALL-TERRAIN VEHICLES**§ 72.01 DEFINITIONS.**

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

ALL-TERRAIN VEHICLE OR VEHICLE.

(1) A motorized vehicle with:

(a) Not less than three, but not more than six low pressure or non-pneumatic tires;

(b) A total dry weight of 2,000 pounds or less; and

(c) A total width from outside of tire rim to outside of tire rim that is 65 inches or less.

(2) ***ALL-TERRAIN VEHICLE*** does not include a golf cart, mini-truck, dune buggy, or go-cart or a vehicle designed and used specifically for lawn maintenance, agriculture, logging, or mining purposes.

(3) Classes of all-terrain vehicles.

(a) ***CLASS 1 ALL-TERRAIN VEHICLE.*** An all-terrain vehicle that has a total width from outside of tire rim to outside of tire rim that is 50 inches or less.

(b) ***CLASS 2 ALL-TERRAIN VEHICLE.*** An all-terrain vehicle that has a total width from outside of tire rim to outside of tire rim that is greater than 50 inches but not more than 65 inches.

UTILITY TASK VEHICLE OR VEHICLE. Utility task vehicle or vehicle means a side-by-side, four-wheel drive, off-road vehicle that has four wheels, is propelled by an internal combustion engine with a piston displacement capacity of 1,200 cubic centimeters or less, and has a total dry weight of 1,800 but less than 2,600 pounds.

(Ord. 135, passed 9-12-2013; Ord. 140, passed 11-24-2014)

§ 72.02 AUTHORIZED USE.

(A) Pursuant to the authority granted by M.S. § 169.045, as it may be amended from time to time, use of all-terrain or utility task vehicles are permitted within the city under the conditions set forth below.

(B) Only persons who have a valid permit issued by the city shall operate all-terrain or utility task vehicles within the city on streets and alleys only.

(C) All-terrain and utility task vehicles are not authorized within the city on pedestrian paths, on bike trails, on sidewalks, or in parks, unless specifically permitted in the city.
(Ord. 135, passed 9-12-2013) Penalty, see § 72.99

§ 72.03 RESTRICTED USES.

(A) All-terrain vehicle Class 1, may cross Center Avenue or on 5th Street SW, but may not drive on said roads within the city.

(B) All Class 2 all-terrain vehicles and utility task vehicle may drive on all city streets with in the city limits, including Center Avenue and 5th Street (SW), but must ride to the most right-hand side of the road.
(Ord. 135, passed 9-12-2013) Penalty, see § 72.99

§ 72.04 GENERAL PERMIT REQUIREMENTS.

(A) Vehicles shall have standard mufflers which are properly attached to the vehicles and which reduce the noise of operation of the motor to the minimum necessary for operation. No person shall use a muffler cutout, by-pass, straight pipe, or similar device on a vehicle. The apparatus shall not be audible for a distance more than 500 feet from the place or places where such devices or apparatus will be located.

(B) Vehicles shall have brakes adequate to control the movement of and to stop and hold the vehicle under any condition of operation.

(C) Vehicles shall have 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 and under normal atmospheric conditions, 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. Such headlamp shall be so aimed that glaring rays are not projected into the eyes of an oncoming vehicle operator. The vehicle shall also be equipped with at least one red tail lamp having a minimum candlepower of sufficient intensity to exhibit a red light plainly visible from a distance of 500 feet to the rear during hours of darkness under normal atmospheric conditions.

(D) Each permit must be renewed every two years.

(E) Speed limit for all vehicles is set at 15 mph in the city limits.

Eyota - Traffic Code

(F) Each person desiring a permit for the operation of a vehicle must submit an application to City Hall with an application fee, show proof of insurance, and a current Department of Natural Resources (DNR) registration, if applicable.

(G) A permit may be revoked at any time if it is shown that the permit holder cannot safely operate the vehicle on the designated roadway or if the permit holder has had a driver's license revoked or suspended and is currently under revocation or suspension.

(H) Vehicle operators who are minors and who wish to operate vehicles within the city limits are subject to the following conditions in addition to those required for adult operators.

(1) No minor under 16 years of age shall be permitted to operate a vehicle in the city.

(2) All minors at least 16 years of age but less than 18 years of age may operate a vehicle subject to the restrictions set forth above if the minor possesses a valid driver's license and wears a safety helmet approved by the Commissioner of Public Safety.

(3) Effective January 1, 2006, anyone born after July 1, 1987 and is 16 or older, must complete an independent study course component of vehicle safety training before operating a vehicle on public lands.

(I) Every person operating a permitted vehicle has all the rights and duties applicable to the driver of any other vehicle, except when those provisions cannot reasonably be applied to all-terrain or utility task vehicles.

(J) If the vehicle is equipped with seat belts, the seat belts must be worn while operating the vehicle on the city streets.

(Ord. 135, passed 9-12-2013; Ord. 140, passed 11-24-2014) Penalty, see § 72.99

§ 72.05 PERMIT REQUIREMENTS FOR THE HANDICAPPED.

(A) The general permit requirements as specified in § 72.03 must be met.

(B) Each application shall be accompanied by a doctor's certificate dated not more than 30 days prior to the application date certifying that the individual is capable of safely operating a vehicle.

(C) This requirement shall be deemed satisfied if the applicant has been issued a motor vehicle permit for a handicapped person.

(D) Permits issued under handicapped requirements authorize the driver to go into city parks and use on park paths only as a direct means of access to facilities or functions, not for recreational type travel.

(Ord. 135, passed 9-12-2013)

§ 72.06 EXCEPTIONS.

(A) *For lawn and snow removal equipment.* Provided the vehicle also complies with all other regulations above herein, and has a DNR “public use” registration tag (if applicable) on a vehicle otherwise defined as an all-terrain or utility task vehicle, shall be allowed to travel on city streets and alleys (but not highways, except to cross), provided, it is equipped with lawn-mowing or snow removal attachments, and is being used only for either of those purposes between 5:00 a.m. and 10:00 p.m.

(B) *For permitted city maintenance.* Provided the vehicle also complies with all other regulations above herein, and has a DNR “public use” registration tag (if applicable), a vehicle otherwise defined as an all-terrain or utility task vehicle, shall be allowed to travel in city parks and on city paths and trails, provided, it has been permitted for city maintenance, and is being used only for those purposes.

(C) *For permitted emergency vehicle.* Provided the vehicle also complies with all other regulations above herein, and has a DNR “public use” registration tag (if applicable), a vehicle otherwise defined as an all-terrain or utility task vehicle, shall be allowed to travel in city parks and on city paths and trails, provided, it has been permitted for emergency vehicle, and is being used only for those purposes. (Ord. 135, passed 9-12-2013)

§ 72.07 CITY LIABILITY.

Nothing in this section shall be construed as an assumption of liability by the city for any injuries to persons or property which may result from the operation of a vehicle by a permit holder, or from the city’s failure to revoke a permit.

(Ord. 135, passed 9-12-2013)

§ 72.08 ENFORCEMENT.

(A) *Issuance of citations.*

(1) The city may authorize any police officer or any other authorized representative of the law to issue a citation to any person, firm, or entity for any alleged violations of this subchapter and any other ordinance or statute which provides the basis for prosecution of violations of this subchapter.

(2) Nothing within this subchapter shall be construed to limit the authority of police officers to enforce any provisions of this subchapter or related statutes or ordinances. The police officer, or other official of the city, is authorized to issue a citation to any person, firm, or entity for any alleged violation of this subchapter as often as each day the violation persists.

(B) *Revoking permits.* The city may revoke a permit at any time if it is shown that the permit holder:

(1) Cannot safely operate the vehicle on the designated roadway;

(2) Has had a driver’s license revoked or suspended and is currently under revocation or suspension;

(3) Cannot provide proof of current insurance coverage; or

(4) Has had repeat offenses while driving an all-terrain or utility task vehicle.
(Ord. 135, passed 9-12-2013) Penalty, see § 72.99

GOLF CARTS

§ 72.20 AUTHORIZED USE.

(A) Pursuant to the authority granted by M.S. § 169.045, as it may be amended from time to time, use of motorized golf carts vehicles are permitted within the city under the conditions set forth below.

(B) Only persons who have a valid permit issued by the city shall operate a golf cart within the city on streets and alleys only.

(C) Golf carts are not authorized within the city on pedestrian paths, on bike trails, on sidewalks, or in parks unless specifically permitted by the city.
(Ord. 134, passed 9-12-2013) Penalty, see § 72.99

§ 72.21 GENERAL PERMIT REQUIREMENTS.

(A) Each person desiring a permit for the operation of a golf cart must submit an application to City Hall with an application fee.

(B) Each applicant shall show evidence of insurance which meets the requirements of M.S. § 65B.48, subd. 5, as it may be amended from time to time.

(C) The City Clerk-Treasurer or designated staff shall inspect each golf cart receiving a permit to ensure that each golf cart has a rear view mirror, a slow-moving vehicle sign, per M.S. § 169.522, as it may be amended from time to time, attached to the rear and that it is in generally good working condition.

(D) Each permit must be renewed every two years.

(E) Gas golf carts shall have standard mufflers which are properly attached to the golf cart and which reduce the noise of operation of the motor to the minimum necessary for operation. No person shall use a muffler cutout, by-pass, straight pipe, or similar device on a golf cart. The apparatus shall not be audible for a distance more than 500 feet from the place or places where such devices or apparatus will be located.

(F) Golf carts shall have brakes adequate to control the movement of and to stop and hold the golf cart under any condition of operation.

(G) No persons without a valid driver's license are allowed to drive or operate a golf cart in the city.

(H) Golf carts may only be operated on designated roadways from sunrise to sunset, unless equipped with original equipment headlights, taillights, and rear-facing brake lights. They shall not be operated in inclement weather, except during emergency conditions as provided in this subchapter, or 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.

(I) Every person operating a permitted golf cart has all the rights and duties applicable to the driver of any other vehicle, except when those provisions cannot reasonably be applied to golf carts. (Ord. 134, passed 9-12-2013; Ord. 141, passed 11-24-2014) Penalty, see § 72.99

§ 72.22 PERMIT REQUIREMENTS FOR THE HANDICAPPED.

(A) The general permit requirements as specified in § 72.21 must be met.

(B) Each application shall be accompanied by a doctor's certificate dated not more than 30 days prior to the application date certifying that the individual is capable of safely operating a golf cart.

(C) This requirement shall be deemed satisfied if the applicant has been issued a motor vehicle permit for a handicapped person.

(D) Permits issued under handicapped requirements authorize the driver to go into city parks and use on park paths only as a direct means of access to facilities or functions, not for recreational type travel.

(Ord. 134, passed 9-12-2013)

§ 72.23 CITY LIABILITY.

Nothing in this section shall be construed as an assumption of liability by the city for any injuries to persons or property which may result from the operation of a golf cart by a permit holder, or from the city's failure to revoke a permit.

(Ord. 134, passed 9-12-2013)

§ 72.24 ENFORCEMENT.

(A) *Issuance of citations.*

(1) The city may authorize any police officer or any other authorized representative of the law to issue a citation to any person, firm, or entity for any alleged violations of this subchapter and any other ordinance or statute which provides the basis for prosecution of violations of this subchapter. Nothing within this subchapter shall be construed to limit the authority of police officers to enforce any

provisions of this subchapter or related statutes or ordinances.

(2) The police officer, or other official of the city, is authorized to issue a citation to any person, firm, or entity for any alleged violation of this subchapter as often as each day the violation persists.

(B) *Revoking permits.* The city may revoke a permit at any time if it is shown that the permit holder:

(1) Cannot safely operate the golf cart on the designated roadway;

(2) Has had a driver's license revoked or suspended and is currently under revocation or suspension;

(3) Cannot provide proof of current insurance coverage; or

(4) Has had repeat offenses while driving a golf cart.

(Ord. 134, passed 9-12-2013) Penalty, see § 72.99

SNOWMOBILES

§ 72.40 DEFINITIONS.

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

OPERATE. To ride in or on and control the operation of a snowmobile.

OPERATOR. Every person who operates or is in actual control of a snowmobile.

OWNER. A person, other than a lienholder having the property in or title to snowmobile entitled to the use or possession thereof.

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

SNOWMOBILE. A self-propelled vehicle designed for travel on snow or ice or natural terrain steered by wheels, skis, or runners.

(Ord. 74, passed 4-20-1994)

§ 72.41 EXCEPTIONS TO SNOWMOBILE OPERATION PROHIBITIONS.

(A) It is unlawful for any person to operate a snowmobile within the limits of the city, exclusive of

the exceptions stated herein:

(1) On the portion of any right-of-way of any public highway, street, road, trail or alley used for motor vehicle travel, except the most right-hand lane (except in passing) which is used for vehicle traffic in the same direction, other than on freeways, interstate, trunk, county, state-aid, or county highways. A snowmobile may also be operated upon the ditch bottom where lawfully so posted or the outside bank of trunk, county, state-aid, and county highways are so configured within the corporate limits;

(2) On a public sidewalk provided for pedestrian travel;

(3) On boulevards within any public right-of-way; or

(4) On private property of another without specific permission of the owners, or person in control of said property.

(B) It is unlawful for any person to operate a snowmobile within the limits of the city:

(1) At a place, while under the influence of alcohol or drugs as defined in M.S. § 169A.20, as it may be amended from time to time;

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

(3) At a speed exceeding ten mph on any public street or right-of-way;

(4) At any place in a careless or negligent manner or heedlessly in disregard of the rights or safety of others, or in a manner so as to endanger or be likely to endanger or cause injury or damage to any person or property;

(5) During the hours from 10:00 p.m. to 8:00 a.m., of any day except in the following instances when most direct route shall be used:

(a) Operator may return to residence from outside of the city or go to the limits of the city; or

(b) Operator may enter the city and exit when patronizing a city business establishment.

(6) So as to tow any person or thing in a public street or highway except through use of a rigid tow bar attached to the rear of the snowmobile; or

(7) Within 100 feet of any fisherman, pedestrian, skating rink, or sliding area where the operation would conflict with use or endanger other persons or property.

(Ord. 74, passed 4-20-1994) Penalty, see § 72.99

§ 72.42 DIRECT CROSSINGS; EXCEPTIONS.

Eyota - Traffic Code

A snowmobile 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 quick and safe crossing;

(B) The snowmobile is brought to a complete stop before crossing the shoulder or main traveled way;

(C) The driver yields the right-of-way to all pedestrians and oncoming 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; or

(E) If the crossing is made between the hours of one-half hour after sunset to one-half hour before sunrise or in conditions of reduced visibility, only if both front and rear lights are on.

(Ord. 74, passed 4-20-1994)

§ 72.43 APPLICABILITY OF SUBCHAPTER.

City traffic ordinances shall apply to the operation of snowmobiles upon streets and highways, except for those relating to required equipment, and except those which by their nature have no application.

(Ord. 74, passed 4-20-1994)

§ 72.44 YIELDING RIGHTS-OF-WAY.

No snowmobile shall enter any intersection without yielding right-of-way to any vehicles or pedestrians at the intersection as to constitute an immediate hazard.

(Ord. 74, passed 4-20-1994)

§ 72.45 OPERATION OF PERSONS UNDER AGE 18.

No person under 12 years of age shall operate on streets or the roadway surface of highways or make a direct crossing of trunk, county, state-aid, county highway, or city street as the operator of a snowmobile. A person 12 years or older, but less than 18 years of age, may operate a snowmobile on streets and highways as permitted under this subchapter and make a direct crossing of such streets and highways only if he or she has in his or her immediate possession a valid snowmobile certificate issued by the Commissioner of Natural Resources, as provided by M.S. §§ 84.86 and 84.872, as they may be amended from time to time.

(Ord. 74, passed 4-20-1994) Penalty, see § 72.99

§ 72.46 OPERATION RULES.

It is unlawful for any person to operate a snowmobile any place within the limits of the city unless it equipped with the following:

(A) Standard mufflers which are properly attached and which reduce the noise of operation of the motor to the minimum necessary for operation. No person shall use a muffler cutout or by-pass on a snowmobile motor;

(B) Brakes adequate to control the movement of and to stop and hold the snowmobile under any condition of operation;

(C) A safety or so called 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;

(D) When operated between the hours of one-half hour after sunset to one-half hour before sunrise, or at times of reduced visibility at least one clear lamp attached to the front with sufficient intensity to reveal persons and vehicles at a distance of at least 700 feet ahead, during the hours of darkness under normal atmospheric condition. Such head lamp shall be so aimed that glaring rays are not projected into the eyes of an oncoming snowmobile operator. It shall also be equipped with at least one red tail lamp having a minimum candlepower of sufficient intensity to exhibit a red light plainly visible from a distance of 500 feet to the rear during hours of darkness under normal atmospheric conditions; and

(F) Reflective materials at least 16 square inches on each side, forward of the handle bars, so as to reflect light at a ninety degree angle.

(Ord. 74, passed 4-20-1994) Penalty, see § 72.99

§ 72.47 LOCKING IGNITION.

Every person having a snowmobile on a public place shall lock the ignition and remove the keys and take the same with him or her.

(Ord. 74, passed 4-20-1994)

§ 72.48 EMERGENCY USE.

Notwithstanding any prohibitions in this subchapter, a snowmobile 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.

(Ord. 74, passed 4-20-1994)

§ 72.49 CHASING ANIMALS.

It is unlawful to intentionally drive, chase, run over, or kill any animal with a snowmobile.

(Ord. 74, passed 4-20-1994) Penalty, see § 72.99

BICYCLES**§ 72.65 USE OF BICYCLES.**

(A) No person shall ride or propel a bicycle or motor-bicycle on a street or other public highway of the city with another person on the handlebars or in any position in front of the operator.

(B) No bicycle or motor-bicycle shall be ridden faster than is reasonable and proper, but every bicycle or motor-bicycle shall be operated with reasonable regard to the safety of the operator, and other persons upon the paths, sidewalks, streets, and other public highways of the city.

(C) Persons riding bicycles or motor-bicycles shall observe all traffic signs and stop at all stop signs.

(D) No bicycle or motor-bicycle shall be permitted on any path, sidewalk, street, or other public highway of the city between 30 minutes after sunset and 30 minutes before sunrise, unless there is firmly attached to the bicycle or motor-bicycle a headlight visible under normal atmospheric conditions from the front of the bicycle or motor-bicycle for not less than 300 feet and a yellow or red light or reflector attached to the rear and visible 200 feet in that direction. The headlight shall give a clear white light and shall be properly lighted during such hours of darkness.

(E) No person shall ride or propel a bicycle or motor-bicycle upon any street or other public highway in the city abreast of more than one other person riding or propelling a bicycle or motor-bicycle.

(F) Every person riding or propelling a bicycle or motor-bicycle upon any street or other public highway in the city shall observe all traffic rules and regulations applicable thereto. He or she shall turn only at intersections, signal for all turns, ride at the right side of the sidewalk, street, or highway, pass to the left when passing overtaken vehicles and individuals, and shall pass to the right, vehicles, and persons proceeding in the opposite direction.

(Ord. 4-1, passed 4-2-1969) Penalty, see § 72.99

§ 72.99 PENALTY.

Any person violating any provision of this chapter, for which no other penalty is provided, shall be subject to the penalty provisions of § 10.99.

