

TITLE 6

**MOTOR VEHICLES AND TRAFFIC**

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## CHAPTER 1

### GENERAL TRAFFIC PROVISIONS

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6-1-1: **HIGHWAY REGULATION ACT ADOPTED:** The regulatory provisions of Minnesota Statutes Chapter 169, as amended, are hereby adopted as a traffic ordinance regulating the use of highways, streets and alleys within the corporate limits of the City and are hereby incorporated in and made a part of this Chapter by reference as provided for by Minnesota Statutes section 471.62. (1981 Code § 701.01; 1997 Code)

6-1-2: **DEFINITIONS:** Any term used in this Chapter and defined in Minnesota Statutes section 169.01, has the meaning given it by that section. (1981 Code § 701.02)

6-1-3: **DRIVER'S LICENSE REQUIRED:** No person shall drive or operate a private vehicle upon any street or alley in the City unless such person has in his/her possession a driver's license issued to him/her in accordance with the laws of the State. (1981 Code § 701.15)

6-1-4: **TURNING:**

A. Restriction On Turns:

1. Council Designation: The Council, by resolution, may, whenever necessary to preserve a free flow of traffic or to prevent accidents, designate any intersection as one where the turning of vehicles to the left or to the right, or both, is to be restricted at all times or during specified hours.

2. Installation Of Signs: The City Engineer and/or Public Works Director shall mark by appropriate signs any intersection so designated.

3. Trunk Highway: No intersection on a trunk highway shall be so designated until the consent of the Commissioner of Transportation to such designation is first obtained.

4. Compliance Required: No person shall turn a vehicle at any such intersection contrary to the direction on such signs.

B. U-Turns: No person shall turn a vehicle so as to reverse its direction on any street in the business district or at any intersection where traffic is regulated by a traffic-control signal. (1981 Code § 701.03)

6-1-5: **THROUGH STREETS; ONE.WAY STREETS:**

- A. Council Designation: The Council, by resolution, may designate any street or portion of a street as through highway or a one-way roadway where necessary to preserve the free flow of traffic or to prevent accidents.
- B. Installation Of Signs: The City Engineer and/or Public Works Director shall post appropriate signs at the entrance to such street or where needed.
- C. Trunk Highway: No trunk highway shall be so designated unless the consent of the Commissioner of Transportation to such designation is first secured. (1981 Code § 701.04)

6-1-6: **TRAFFIC-CONTROL ZONES:**

- A. Zones Established: The Council, by resolution, may establish traffic-control zones on any street or portion of a street. Such zones may include, but shall not be limited to, no parking zones, no stopping zones and limited parking zones. This power shall include the power to modify such zones from time to time as appears necessary or desirable to the Council after consultation with the City Engineer and/or Public Works Director.
- B. Installation Of Signs: Upon resolution by the Council designating any street as a traffic-control zone, the City Engineer and/or Director of Public Works shall erect appropriate signs on such streets. All such signs shall be in accordance with criteria established by the Federal Highway Administration or its successor agencies and as promulgated in Federal Highway Administration publication as the Manual on Uniform Control Devices or its equivalent. (1981 Code § 701.045)

6-1-7: **SIGNS, SIGNALS AND MARKINGS:**

- A. Uniform Appearance: All signs, signals and markings placed by the City shall conform to the standards prescribed by the Commissioner of Transportation and whenever so required by law shall be so placed only with the express approval and authorization from the Commissioner.
- B. Compliance Required: No person shall disobey the instructions of an official traffic-control device placed within the City by the State Highway Department, County or the City unless at the time otherwise directed by a police officer.
- C. Unauthorized Signs: No person shall place, maintain or display any unauthorized sign, signal, marking or device imitating, resembling or hiding an official traffic-control device or signal or device used in the operation of a railroad.
- D. Damage To Signs: No person shall alter, deface, injure, knock down or remove any official traffic-control device or railroad sign or signal or any inscription, shield or insignia thereon or any other part thereof. Any accidental damage to or removal of a sign shall be reported immediately to the Police Department. (1981 Code § 701.10)

6-1-8: **HAZARDOUS DRIVING:**

- A. Unreasonable Acceleration, Squealing Of Tires, Backfiring: No person shall operate any motor vehicle on a public highway, street, parking lot, alley or other public or private way within the City in such a manner as to cause tires to squeal, gears to grind, motor to backfire or motor to be unreasonably accelerated except when an emergency creates the necessity for such operation. Prima facie evidence of said violation shall be unreasonable squealing or screeching sounds emitted from the tires of said vehicle or the throwing of sand or gravel by the tires of said vehicles, or both.
- B. Erratic Driving: No person shall operate a motor vehicle on a public highway, street, parking lot, alley or other public property at erratic or irregular and changing speeds so as to create a hazard

to himself/herself or other persons or property or so interfere with other traffic in the area. (1981 Code § 701.11)

- C. Driving Under Influence Of Liquor Or Narcotics Prohibited: No person who is a habitual user or narcotic drugs nor any person who is under the influence of intoxicating liquor or narcotic drugs shall drive or operate any vehicle within the City. (1981 Code § 701.18; 1997 Code)

**6-1-9: EMERGENCY VEHICLES:**

- A. Following Emergency Vehicles: No driver of any vehicle other than one on official business, shall follow any Fire Department apparatus or other emergency vehicle traveling in response to a fire alarm or other emergency call closer than five hundred feet (500'), or drive into or park such vehicle within the block where the fire apparatus or other emergency vehicle has stopped to answer a fire alarm or other emergency call.
- B. Driving Over Fire Hose: No person shall drive any vehicle over any unprotected hose of a Fire Department when laid down on any street, private driveway or alley to be used at any fire alarm or fire, without the consent of the Fire Department official in command. (1981 Code § 701.12)
- C. Proceeding At Traffic Signs: The driver of any authorized emergency vehicle operated in response to any emergency call or in the immediate pursuit of an actual suspected violator of the law, sounding siren and displaying at least one red light to the front, shall not be subject to speed limitations, and upon approaching a red light or stop signal or ally stop sign, shall slow down as necessary for safety but may proceed past such sign or signal after sounding siren and displaying red lights. This provision does not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of other persons lawfully using the street, nor does it protect the driver of an authorized emergency vehicle from the consequences of a reckless disregard of the safety of others. (1981 Code § 701.12; 1997 Code)

**6-1-10: WEIGHT RESTRICTIONS:**

- A. Certain Streets Restricted:
  - 1. Council Designation: The City Council, by resolution, may designate streets on which travel by commercial vehicles in excess of four (4) tons is prohibited.
  - 2. Installation Of Signs: The City Engineer and/or Public Works, Director shall erect appropriate signs on such streets.
  - 3. Compliance Required: No person shall operate a commercial vehicle on such posted streets in violation of the restrictions stated. (1981 Code § 701.05)
- B. Seasonal Weight Restrictions:
  - 1. Limitations Imposed: The City Engineer and/or Public Works Director may prohibit the operation of vehicles upon any street under his/her jurisdiction or impose weight restrictions on vehicles to be operated on such street whenever the street, by reason of deterioration, rain, snow or other climatic conditions, will be seriously damaged or destroyed unless the use of vehicles on the street is prohibited or the permissible weights thereof reduced.
  - 2. Installation Of Signs: The City Engineer and/or Public Works Director shall erect and maintain signs plainly indicating the prohibition or restriction at each end of that portion of the street affected.
  - 3. Compliance Required: No person shall operate a vehicle on a posted street in violation of the

prohibition or restriction. (1981 Code § 701.06)

6-1-11:               **DEFECTIVE EXHAUST SYSTEM:** No person shall operate a motor vehicle within the City with a loud or defective exhaust system in violation of State noise standards as estimated by the Minnesota Pollution Control Agency. (1961 Code § 701.13; 1997 Code)

6-1-12:               **PEDESTRIANS:** Pedestrians shall cross any street in the City only at the intersection thereof with another street and shall pass over such portion of the street as is included within the lines of the sidewalk, projected, and not diagonally, nor in the middle of the block. (1981 Code § 701.17)

6-1-13:               **HITCHHIKING:** No person shall stand in a street or alley for the purpose of soliciting a ride from the driver of any private vehicle. (1981 Code § 701.14)

6-1-14:               **PENALTY:** Any violation of the statutes adopted by reference in Section 6-1-1 is a violation of this Chapter when it occurs within the City. Any person violating any provision of this Chapter shall be guilty of the offense provided in said State law and punishable in accordance therewith. (1981 Code § 701.01)

## CHAPTER 2

### PARKING REGULATIONS

#### SECTION:

- 6-2-1: Parallel Parking
- 6-2-2: Stopping Or Parking Prohibited
- 6-2-3: Restricted Parking
- 6-2-4: Disabled Vehicle
- 6-2-5: Removal Of Vehicle
- 6-2-6: Camping Purposes
- 6-2-7: Display For Sales Purposes
- 6-2-8: Penalty

#### 6-2-1: **PARALLEL PARKING:**

- A. Presence Of Curb: Except where angle parking is indicated by appropriate signs or markings, each vehicle parked upon a street where there is a curb shall be stopped or parked with the right-hand wheels parallel and within twelve inches (12") of the right-hand curb.
- B. Absence Of Curb: If there is no curb, then such vehicles shall be parked parallel with the edge and as far to the right of the street or alley as may be practicable.
- C. Left Side To Curb: No vehicle shall be stopped with its left side to the curb unless the street is one way. (1981 Code § 701.09)

6-2-2: **STOPPING OR PARKING PROHIBITED:** No person shall stop, stand or park a vehicle in the City except to avoid conflict with other traffic or in compliance with directions of a police officer or traffic-control device in any of the following places:

- A. On a sidewalk;
- B. In front of a public or private driveway;
- C. Within an intersection;
- D. Within ten feet (10') of a fire hydrant;
- E. On a crosswalk;
- F. Within twenty feet (20') of a crosswalk at an intersection;
- G. Within thirty feet (30') upon the approach of any flashing beacon, stop sign or traffic-control signal located at the side of a roadway;(1981 Code § 701.09)
- H. Within a safety zone and the adjacent curb or within thirty feet (30') of points on the curb immediately opposite the ends of e safety zone, unless a different length is indicated by signs or markings; (1981Code § 701.09; 1997 Code)
- I. Within fifty feet (50') of the nearest rail of a railroad crossing;
- J. Within twenty feet (20') of the driveway entrance to any fire station and on the side of a street

opposite the entrance to any fire station within seventy five feet (75') of either side of said entrance when properly posted signs identify it as a fire station entrance;

- K. Alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic;
- L. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
- M. Upon any bridge or other elevated structure upon a highway or within a highway tunnel;
- N. At any place where official signs prohibit stopping; or
- O. Within a public alley, except for loading and unloading and not to exceed thirty (30) minutes for those purposes. (1981 Code § 701.09)

6-2-3:               **RESTRICTED PARKING:**

- A. Riverside Avenue: No vehicle shall be parked or left standing on Riverside Avenue, also known as Stearns County Road No. 1, between the intersections of Sartell Street and 12th Street North; nor on the west side from County Road No. 78 and Sartell Street between seven o'clock (7:00) A.M. and nine o'clock (9:00) A.M., weekdays except for holidays. (Ord. 93-5, 5-24-1993)
- B. No vehicles shall be parked or left standing unattended between the hours of one o'clock (1:00) a.m. and seven o'clock (7:00) a.m. of any day in November, December, January, February, or March of each year on any street, avenue, or thoroughfare within the corporate limits of the city. (Aug 25-1997)
- C. Seventy Two Hour Parking: No motor vehicle, trailer or camper shall be parked or left standing for more than seventy two (72) consecutive hours on any public street, avenue or thoroughfare within the corporate limits of the City. (Ord. 93-5, 5-24-1993)
- D. Semi-Tractors, Trailers, Truck Parking: It shall be unlawful for any truck or motor vehicle larger than one ton capacity to be parked on any street, avenue, or public way in the City between the hours of ten o'clock (10:00) P.M. and seven o'clock (7:00) A.M. any day, except and unless the vehicle is in an area zoned commercial or industrial and the street, avenue, or public way does not otherwise prohibit said parking. (Ord. 96-3, 6-24-1996)

6-2-4:   **DISABLED VEHICLE:** This Chapter shall not apply to the driver of any vehicle which is disabled to such an extent that it is impossible to avoid stopping or temporarily leaving such disabled vehicle in such position. (1981 Code § 701.08)

6-2-5:   **REMOVAL OF VEHICLE:** Any vehicle so parked or left standing in violation of the provisions of this Chapter may be removed by the City with the expense of such removal and any ensuing expenses to be paid by the vehicle's owner. (1981 Code § 701.07)

6-2-6:   **CAMPING PURPOSES:** No person shall leave or park an occupied house trailer on any street or alley in the City. (1981 Code § 701.09)

6-2-7:   **DISPLAY FOR SALES PURPOSES:** No person shall park any vehicle on any street for the purpose of displaying it for sale. (1981 Code § 701.09)

6-2-8:   **PENALTY:** The owner of any vehicle which is parked in violation of the provisions of this Chapter shall be guilty of a petty misdemeanor and, upon conviction thereof, shall be subject to penalty as provided in Section 1-4-1 of this Code. (1981 Code § 701.07; 1997 Code)

## CHAPTER 3

### BICYCLES

#### SECTION:

- 6-3-1: Traffic Laws Apply
- 6-3-2: Required Equipment
- 6-3-3: Riding In Business District
- 6-3-4: Manner And Number Riding
- 6-3-5: Carrying Packages
- 6-3-6: Hitching To Vehicle Prohibited

6-3-1: **TRAFFIC LAWS APPLY:** Every person riding a bicycle upon the streets or alleys of the City shall have all the rights and duties of a driver of a vehicle, except as to provisions of this Code which by their nature cannot have application to bicycles. (1981 Code § 702.01)

6-3-2: **REQUIRED EQUIPMENT:** Every person riding a bicycle upon the streets or alleys of the City shall have such bicycle equipped with such lamps, reflectors, brakes and other equipment as may be required by State law. (1981 Code § 702.01)

#### 6-3-3: **RIDING IN BUSINESS DISTRICT:**

- A. Riding On Sidewalk Prohibited: No person shall operate or ride a bicycle upon a sidewalk within a business district.
- B. Riding Two Abreast: Persons riding on bicycles upon a street or alley shall not ride more than two (2) abreast.
- C. Rights Of Pedestrian: Whenever any person is riding a bicycle upon a sidewalk, such person shall yield the right of way to any pedestrian.
- D. Overtaking Or Passing Pedestrian: Whenever any person is riding a bicycle upon a sidewalk, such person shall give audible signal before overtaking and passing any pedestrian. (1981 Code § 702.04)

6-3-4: **MANNER AND NUMBER RIDING:** No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped, except: a) on a baby seat attached to the bicycle, provided that the baby seat is equipped with a harness to hold the child securely in the seat and that protection is provided against the child's feet hitting the spokes of the wheel; or b) in a seat attached to the bicycle operator. (1981 Code § 702.02; 1997 Code)

6-3-5: **CARRYING PACKAGES:** No person operating a bicycle shall carry any package, bundle or article which prevents the operator from keeping at least one hand upon the handlebars or which obstructs the operator's vision in any way. (1981 Code § 702.02)

6-3-6: **HITCHING TO VEHICLE PROHIBITED:** No person riding or operating a bicycle, coaster, roller skates, toboggan, sled, skateboard or toy vehicle shall attach the same or himself/herself to any vehicle upon a street or alley. (1981 Code § 702.03; 1997 Code)



CHAPTER 4  
**SNOWMOBILES**

SECTION:

- 6-4-1: Definitions
- 6-4-2: General Operating Requirements And Restrictions
- 6-4-3: Crossing Roadways, Streets And Thoroughfares
- 6-4-4: Persons Under Eighteen Years Of Age
- 6-4-5: Equipment
- 6-4-6: Penalty

6-4-1:           **DEFINITIONS:** For the purpose of this Chapter, the terms defined herein shall have the meaning as follows:

COMMISSIONER:           The Commissioner of Conservation acting directly or through his/her authorized agent.

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

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

OWNER:                    A person other than a lienholder, having a legal claim and/or the title to a snowmobile and entitled to the use and possession thereof.

PERSON:                   An individual, partnership, corporation, the State and its agencies and subdivisions and any body of persons, whether incorporated or not.

ROADWAY, STREET,  
THOROUGHFARE:           That portion of a thoroughfare, improved, designed or ordinarily used for vehicular travel.

SNOWMOBILE:             A self-propelled vehicle designed for travel on snow, ice or a natural terrain steered by wheels, skis or runners. (Ord. 92-1,2-24-1992)

6-4-2:   **GENERAL OPERATING REQUIREMENTS AND RESTRICTIONS:** Except as herein specifically permitted and authorized, it is unlawful to operate a snowmobile within the corporate limits of the City:

A.       Public Rights Of Way:

1. Extreme Right-Hand Side: On the portion of any public roadway, street or thoroughfare, except the most right-hand side of the pavement or main traveled portion of the public roadway, street, or thoroughfare, in the same direction as the traffic of the adjacent lane to the operator's left, other than freeways, interstates, trunk, County State aid or County Highways. (3-8-99)

2. Outside Slope Of Borrow Pit: Snowmobiles may also be operated on the outside Slope or bottom of a ditch of a trunk, County State aid or County highway where such highway may be configured within the City limits.

3. Bridges: Snowmobiles may be operated, as stated in this Section, on bridges designed for motor vehicle traffic.

4. Direct Route: Snowmobiles may only be operated on a public right of way for travel on the most direct route through the city, for leaving a single city address, or for entering the city to a single

destination; other than on freeways, interstates, trunk, county State aid or County highways. (3-8-99)

- B. Speed: At a rate of speed greater than reasonable or proper under all surrounding circumstances; and when operated on public roadways, not in excess of the posted speed limit.
- C. Hours Of Operation: During the hours of ten o'clock (10:00) P.M. and seven o'clock (7:00) A.M. of any day, closer than one hundred feet (100') to any dwelling which is usually occupied by one or more persons, except while returning home by direct route.
- D. Towing: To tow any person or thing on a public street or highway, except if attached by a rigid frame hitch and no more than thirty six inches (36") shall be between the towed object and the snowmobile.
- E. Emergencies: Notwithstanding the prohibitions contained in this Section, a snowmobile may be operated on a public roadway, street or thoroughfare in an emergency which renders travel by an automobile impractical.
- F. Permission Required: It is unlawful to operate a snowmobile on a public sidewalk, in a public park or recreation area, cemetery, school property or on any private property without specific permission of the owner or person in control of the property.
- G. Special Events Or Circumstances: The City Council or the Police Chief may designate specific areas or trails on public property for special events or circumstances which allow the operation of snowmobiles.
- H. State Traffic Code: All provisions of Minnesota Statutes chapter 169 shall apply to the operation of snowmobiles upon roadways, streets and thoroughfares, except for those relating to required equipment and those which by their nature have no application. (Ord. 92-1,2-24-1992)

6-4-3: **CROSSING ROADWAYS, STREETS AND THOROUGHFARES:** A snowmobile may make a direct crossing of a roadway, street or thoroughfare, provided:

- A. Right Angle: The crossing is made at a right angle of approximately ninety degrees (90°) to the direction of the thoroughfare and at a place where no obstruction prevents a quick and safe crossing;
- B. Complete Stop Required: The snowmobile is brought to a complete stop before crossing the main traveled portion of the thoroughfare;
- C. Yield Of Right Of Way: The operator yields the right of way to all traffic which constitutes an immediate hazard; and
- D. Divided Roadway; Intersection: In crossing a divided roadway, all such crossings are made only at an intersection of such highway with another public street or highway. (Ord. 92-1,2-24-1992)

6-4-4: **PERSONS UNDER EIGHTEEN YEARS OF AGE:**

- A. Operation Prohibited: No person under fourteen (14) years of age shall operate a snowmobile on a street or make a direct crossing of a trunk highway, County State aid highway, County highway or other street.

B. Safety Certificate: A person fourteen (14) years of age or older, but less than eighteen (18) years of age, may operate a snowmobile on streets and highways as permitted by this Section and make such crossings of streets and highways, only if the operator is in possession of a valid snowmobile safety certificate issued by the Commissioner, as provided by Minnesota Statutes section 84.872.

C. Owner Responsibility: It is unlawful for the owner of a snowmobile to permit its operation in violation of this Section. (Ord. 92-1, 2-24-1992)

6-4-5: **EQUIPMENT:** It is unlawful to operate a snowmobile in the City limits unless it is equipped as follows:

A. Muffler: 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, bypass, straight pipe or similar device on a snowmobile motor.

B. Brakes: Brakes adequate to control the movement of and to stop and hold the snowmobile under any condition of operation.

C. Deadman Throttle: A deadman throttle in operating condition. A "deadman" throttle is defined as a device which, when pressure is removed from the engine accelerator throttle, causes the motor to cease operating.

D. Headlight; Taillight:

1. Headlight Specifications: At least one clear lamp attached to the front, with sufficient intensity to reveal persons and vehicles at a distance of at least one hundred feet (100') ahead during the hours of darkness under normal atmospheric conditions. Such headlamp shall be so aimed that glaring rays are not projected into the eyes of an oncoming vehicle operator.

2. Taillight Specifications: It shall also be equipped with at least one red taillamp having a minimum candle power of sufficient intensity to exhibit a red light plainly visible from a distance of five hundred feet (500') to the rear during hours of darkness under normal atmospheric conditions.

3. Continuous Operation: The headlamp and taillight must be functioning any time the snowmobile is being operated.

E. Pennant Flag: A pennant flag of red or blaze colored material, of a size not less than nine inches by twelve inches (9" x 12"), at a height not less than six feet (6') from the ground level may be used to enhance identification of a snowmobile. (Ord. 92-1, 2-24-1992)

F. Running Lights; Reflective Material Running lights or reflective material at least sixteen (16) square inches on each side, forward of the handlebars so as to reflect or beam light at a ninety degree (90°) angle may also be affixed to enhance identification of a snowmobile. (Ord. 92-1,2-24-1992; 1997 Code)

6-4-6: **PENALTY:** Any person who shall violate any provision of this Chapter or any regulation of the Commissioner of Conservation or Commissioner of Transportation promulgated pursuant to this Chapter shall be guilty of a misdemeanor and subject to penalty as provided in Section 1-4-1 of this Code. (Ord. 92-1, 2-24-1992; 1997 Code)

CHAPTER 5

**SELF-PROPELLED WHEELED DEVICES**

SECTION:

- 6-5-1: Definitions
- 6-5-2: Traffic Laws Apply
- 6-5-3: Required Equipment
- 6-5-4: Operation
- 6-5-5: Manner and number of riders
- 6-5-6: Carrying Packages
- 6-5-7: Hitch-hiking to vehicle prohibited
- 6-5-8: Penalty

6-5-1 **DEFINITIONS:** For the purposes of this chapter, the terms defined herein shall have the meaning as follows:

SELF-PROPELLED WHEELED  
DEVICE OR SPWD:

In-line-skates, skateboards, roller-skates,  
rollerskies, wagons and strollers.

COMMISSIONER:

The Commissioner of Public Safety acting  
directly or through his/her authorized agent.

OPERATE:

To ride in or on and to control the operation of  
an SPWD.

OPERATOR:

Every person who operates or is in physical  
control of an SPWD.

6-5-2: **TRAFFIC LAWS APPLY:** Every person operating an SPWD upon the street or alley of the city shall have all the rights and duties of a driver of a motor vehicle except as to provisions of this code that by their nature cannot have application to SPWD. (1981 Code State Statute 702.01)

6-5-3: **REQUIRED EQUIPMENT:** Every person operating an SPWD shall equip themselves or the SPWD with reflectors or reflective material of no less than 4 square inches to the front and rear when being operated one half hour after sunset and one half hour before sunrise.

6-5-4 **OPERATION:**

- A. Single file. Persons operating a SPWD upon a street or alley shall ride to the far right-hand side of the roadway, but shall not ride two or more abreast when other traffic or pedestrians are present.
- B. Rights of pedestrian. Whenever a person is operating an SPWD upon a sidewalk, such person shall yield the right of way to any pedestrian.
- C. Overtaking or passing pedestrian. Whenever any person operating an SPWD is on a sidewalk, such person shall give audible signal before overtaking and passing any pedestrian. (1981 Code State Statute 702.04)
- D. Use of walking paths. SPWD's will be required to be operated on walking or bike paths where they conform to the same route of travel as a street.

6-5-5: **MANNER AND NUMBER OF RIDERS:** No SPWD shall be used to carry more persons at one

time than the number for which it is designed and equipped except: a) on a baby seat attached to the device provided that the baby seat is equipped with a harness to hold the child securely in the seat, protection is provided against the child's feet hitting any moving parts of the device or; b) in a seat or sling attached to the operator. (1981 Code State Statute 702.02, 1997 code)

6-5-6: **CARRYING PACKAGES:** No persons operating an SPWD shall carry package, bundle or article which prevents the operator from controlling the device in the manner in which it was designed or which obstructs the operator's vision in any way. (1981 Code State Statute 702.02)

6-5-7: **HITCHHIKING TO VEHICLE PROHIBITED:** No person riding or operating a SPWD shall attach the same or himself/herself to any vehicle upon a street or alley. (1981 Code State Statute 702.03, 1997 code).

6-5-8: **PENALTY:** Any person who shall violate any provision of this chapter or any regulation of the Commissioner of Transportation promulgated pursuant to this chapter shall be guilty of a misdemeanor and subject to penalty as provided in section 1-4-1 of this Code. (1981 Code MSA 702.03; 1997 Code) (ord 03-08, 06-23-03)

## CHAPTER 6

### MOTORIZED GOLF CARTS

#### SECTION:

- 6-6-1: Definitions
- 6-6-2: Motorized Golf Carts
- 6-6-3: Permitting
- 6-6-4: Fees
- 6-6-5: Unlawful Acts
- 6-6-6: Penalty

6-6-1 **DEFINITIONS:** For the purposes of this chapter, the terms defined herein shall have the meaning as follows:

#### MOTORIZED GOLF CART

Motorized golf cart means a vehicle, usually driven with three or four smooth, low-pressure tires, which is self-propelled and is designed to be used to provide transportation on a golf course for not more than four (4) persons in a seated position, that is powered by a limited gas or electrical engine displacement of less than 800 cubic centimeters, and total dry weight less than 800 pounds.

#### 6-6-2: **MOTORIZED GOLF CARTS:**

- A. Operation: The following operating restrictions shall apply to the operation of Motorized Golf Carts:
1. Single File, Right Hand Lane on designated Public Roads: No person shall operate a motorized golf cart on the portion of any right of way of any public road, except single file, on the most right-hand lane when available for traffic or as close as practical to the right-hand curb or edge of the roadway, except when passing another vehicle stopped in that lane.
  2. Private Property: No person shall operate a motorized golf cart on the private property of another, private business property, and private parking lots, without lawful authority or consent of the owner.
  3. Sidewalks And Paved Walkways: No person shall operate a motorized golf cart on public sidewalks, pedestrian paths, or paved trails within the City. Privately owned sidewalks, paths, and trails are not to be included in this definition.
  4. Times of Operation. No person shall operate a motorized golf cart on designated Public Roads between sunset and sunrise without rear-facing brake lights, taillights, turn signals, and headlights. No motorized golf cart shall be operated in inclement weather, except during emergency conditions, 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.

5. Stop And Yield Intersections: Motorized golf carts may cross any street or highway intersecting a designated highway. The operator shall follow vehicle traffic laws in all circumstances.
  6. Motorized Golf Carts not equipped with brake lights or turn signals must use appropriate hand signals to signal turns as defined by Minnesota State Statute 169.19 Subd. 8.
  7. Persons at least sixteen (16) years of age and holding a valid driver's license recognized by the State of Minnesota as permitting the operation of motor vehicles in the state are allowed to operate a motorized golf cart on designated Public Roads within the City of Sartell.
  8. Insurance: Motorized Golf Cart must have current liability vehicle insurance that complies with the provisions of Minnesota Statutes Section 65B.48 subdivision. 5, or its successors.
  9. Motorized golfs carts shall only be operated on City owned designated streets and alleys within the boundaries of the City with the following exception:
    - a. Motorized golfs carts may cross any county or state highway intersecting a City owned street, but only for the purposes of crossing.
    - b. Motorized golf carts are prohibited from traveling on roadways where the speed limit is posted in excess of 30 mph.
    - c. Motorized golf carts are prohibited from driving on Riverside Ave (Stearns Co. Rd. 1), 2<sup>nd</sup> St. S (Stearns Co. Rd. 133), Pinecone Road, Benton Drive (Benton Co. Rd. 33) and 1<sup>st</sup> St. NE (Benton Co. Rd. 29).
  10. Operation of a motorized golf cart on any city streets may only be done with a city-issued permit.
  11. The number of occupants of the motorized golf cart may not exceed the design occupant load.
- B. Operation Prohibited in City Parks: It shall be illegal to operate a motorized golf cart within the boundaries of a City designated park, except for the use of and within the parking lot. Exception to this section would include the City owned golf course property. Motorized golf carts use can be allowed under the permission and guidance of management.
- C. Required Equipment: Motorized Golfs Carts shall have the following required equipment:
1. Brakes: Brakes adequate to control the movement of and to stop and hold the motorized golf cart.
  2. Mufflers: Gas motorized golf cart: 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. No person shall use a muffler cutout, bypass, straight pipe or similar device on a gas motorized golf car, and the exhaust system shall not emit or produce a sharp popping or crackling sound.
  3. Rearview Mirror: The motorized golf cart shall be equipped with a rearview 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, in compliance with Minnesota Statue Section 169.70, or its predecessors.
  4. Slowing Moving Vehicle Sign: The motorized golf cart shall be equipped with a slow- moving vehicle sign on the rear of the vehicle in compliance with Minnesota Statutes Section 169.522. The emblem must consist of a fluorescent or illuminated red-orange triangle with a dark red reflective boarder and be mounted so as to be visible from a distance of not less than 600 feet to the rear.
  5. Permit: The City of Sartell permit for operating a motorized golf cart must be visible from the rear-view of the golf cart at all times.

**6-6-3: PERMITTING:**

- A. 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 Sartell, or with the joint jurisdiction of Stearns or Benton Counties, unless the driver or operator has in his or her actual physical possession a valid, current and un-revoked permit from the City of Sartell for such driving or operation of a motorized golf cart.
  
- B. Permit Issuance: Permits shall be issued by the Police Department, or authorized designee, upon compliance with this section.
  - a. No person whose driver's license is revoked, suspended, canceled, or withdrawn as a result of criminal proceedings may be issued an individual permit. Any restrictions on the use of the motor vehicle driver's license shall apply to the permit provided for under this ordinance.
  
  - b. *Application.* An individual permit application shall include the following:
    - i. Full name and address of the applicant;
    - ii. Model name, make and year and number of motorized golf cart.
    - iii. Current valid driver's license information, including State where the driver's license was issued and driver's license number, or the reason for not having a valid driver's license:
    - iv. The date of application and applicant's signature;
    - v. Proof of Insurance and the name of applicant's insurance company as provided for in Minnesota Statutes Section 65B.48 subdivision 5. The proof of insurance must show that the golf cart is covered by the applicant's insurance policy; to include the number of the applicant's insurance policy; and the date of expiration of insurance coverage for such vehicle.
  
  - c. *Expiration and Renewal.* Permits shall be effective on January 1<sup>st</sup> of each calendar year and expire on December 31<sup>st</sup> of the year of their issuance. Permits will need to be renewed on an annual basis, with verification of the accuracy of the information provided in the initial application.
  
  - d. *Revocations or Non-Renewal.* An individual permit may be revoked by the Police Department, or designee under the following circumstances:
    - i. If there is found that there was any misrepresentation made in the permit application;
    - ii. There is a cancellation, non-renewal, or termination of the liability insurance for the golf cart; or
    - iii. The permit holder is found to be in violation of any provision of this Chapter on two separate occasions during the calendar year.
    - iv. A permit may be revoked at any time if there is evidence that the permittee cannot safely operate the motorized golf cart on the designated roadways.

The Chief of Police, or designee shall issue a notice of revocation or non-renewal of a permit to the permit holder in writing and either hand deliver the notice to the permit holder or send the notice by certified mail to the permit holder at the address provided on the application. The permit holder shall have 10 days to appeal the revocation or non-renewal to the City Attorney's Office through the administrative civil penalties' proceedings, otherwise the revocation or non-renewal shall be effective. Said notice of appeal shall be in writing and filed with the Chief of Police, or designee.

**6-6-4: FEES.**



- A. An individual shall pay a fee as determined by the annual fee schedule at the time an application is submitted.

**6-6-5: UNLAWFUL ACTS.**

- A. No motorized golf cart shall be driven, operated, or controlled on the roadways or shoulders of roadways under the jurisdiction of the City of Sartell, or with the joint jurisdiction of the City of Sartell and Stearns or Benton Counties, if it is in violation of any portion of this ordinance or as follows:
  - a. Contrary to any Sartell City Code or the traffic code of the State of Minnesota;
  - b. Without a current valid driver's license;
  - c. With a number of passengers that exceeds the number of passengers in which the golf cart was designed for.
- B. Every person operating a motorized golf cart has all the rights and duties applicable to the driver of any other vehicle under the provisions of Minnesota Statute Chapter 169, as it may be amended from time to time, except when these provisions cannot reasonably be applied to motorized golf carts and except as otherwise specifically provided in Minnesota Statute Section 169.045, Subd. 7, as it may be amended from time to time.

**6-6-6: PENALTY.**

- A. Any person violating any provisions of this ordinance shall be guilty of a petty misdemeanor and upon conviction thereof shall be punished by a fine as determined by the adopted city administrative fee schedule.