

**PUBLIC SAFETY COMMITTEE MEETING
PAYNESVILLE CITY HALL
MAY 27, 2014
5:30 P.M.**

AGENDA

- I. CALL TO ORDER
 - A. Introduction of Part-Time Police Officer/Emergency Management Director, Brady Klingfus
- II. CONSENT AGENDA
 - A. Minutes (page 1)
- III. NEW BUSINESS
- IV. OLD BUSINESS
 - A. Golf Cars & Tandem Bikes (page 3) – Paul
 - B. WeatherMaster - Update
- V. INFORMATIONAL
 - A. Next Meeting – Tuesday, June 24, 2014 at 5:30 p.m.
- VI. ADJOURN

Please contact Renee Eckerly at 320-243-3714 ext. 227 or at reneeE@paynesvillemn.com if you can't attend the meeting.

Members: Jeff Thompson, Bob Liestman, Paul Wegner, Mary Matthews, Brady Klingfus, Donnie Mayer, Harry Thielen, Doris Wendlandt & Renee Eckerly.

This agenda has been prepared to provide information regarding an upcoming meeting of the Public Safety Committee. This document does not claim to be complete and is subject to change.

BARRIER FREE: All Public Safety Committee meetings are accessible to the handicapped. Attempts will be made to accommodate any other individual need for special services. Please contact City Hall (320) 243-3714 early, so necessary arrangements can be made.

REQUEST FOR COMMITTEE/COUNCIL ACTION

COMMITTEE/COUNCIL NAME: Public Safety Committee

Committee/Council Meeting Date: May 27, 2014

Agenda Section: Consent Agenda

Originating Department:

Item Number: II - A

ITEM DESCRIPTION: Minutes

Prepared by: Staff

COMMENTS:

Please review the minutes from the February 25, 2014 Public Safety Committee meeting.

ADMINISTRATOR COMMENTS:

COMMITTEE/COUNCIL ACTION:

Motion to approve the minutes from the February 25, 2014 Public Safety Committee meeting.

**MINUTES
PUBLIC SAFETY COMMITTEE**

FEBRUARY 25, 2014

The meeting was called to order by Chair Paul Wegner at 5:30 p.m. Members present were Renee Eckerly, City Administrator; Mary Matthews, Donnie Mayer, Jeff Thompson, and Doris Wendlandt. Absent were Harry Thielen and Bob Liestman. Also present was Ron Mergen, Dale Klein, and Bob Braun.

Motion was made by Wendlandt to approve the minutes from the January 27, 2014 Public Safety Committee meeting with a correction that Doris Wendlandt was late and not absent. Seconded by Thompson and unanimously carried.

SNOWPLOWING

There was concern on how the snowplowing was done on Monday, February 17, 2014 when the snow fell from 7:00 a.m. through mid morning. The Committee discussed how it can be improved. There was a funeral, people were getting stuck, and others telling people to not go downtown. The Public Works Department makes the call when to plow, but is up against safety versus convenience. Finding a balance is tough between the safety and convenience. It was suggested to windrow and blow it right into a truck because there is not enough room for snow in the middle of the street. The liability risk goes up when plowing is during the day. The Committee discussed issues with plowing around cars. February 17, 2014 was a worst case scenario with the snow starting at 5:00 a.m. to 10:30 a.m. The ambulance entrance is on the emergency route. D & D Snowplowing will work with the Public Works Department if this case happens again to windrow the downtown so cars can travel. A swing-away mailbox policy was also suggested.

EMERGENCY MANAGEMENT DIRECTOR POSITION

Eckerly reported that Denise Czech – Schwandt has resigned and the position is posted

WEATHER MASTER

It was suggested to research time consumption of the products plus all costs. This would be done by the new Emergency Management Director.

GOLF CARTS & TANDEM BIKES

The Committee discussed making a bike trail when reconstructing Hwy. 23 through downtown. This will be put back on the next agenda.

PART-TIME POLICE OFFICER POSITION

Wegner reported there were 22 applications received; however, two were received after the deadline. 11 applicants will be interviewed on February 26, 2014. The second round of interviews will be held on March 4, 2014 with recommendation to Council on March 10, 2014.

There being no further business, the meeting was adjourned at 6:17 p.m.

Deaths

» Charles D. Browne, 61, St. Joseph
 » Daniel "Dan" A. DesMarais, 62, Rice
 » Stanley "Jack" John Jelinek, 87, St. Cloud
 » Gustav E. Johnson, 87, Belgrade
 » David Mensen, 63, Sauk Rapids
 » Jeanne Oemcke, 91, Panama City Beach, Fla., formerly of St. Cloud
 » Leonard J. Pierskalla, Sr., 82, Sauk Rapids

» Charles E. Pruszinski, 76, Yuma, Ariz., formerly of Sartell
 » Ronald J. Reiter, 69, St. Cloud and Winterhaven, Fla.
 » June Grace Ringsmuth, 89, Waite Park
 » Irene Weisman Sherman, 90, Louisville, Ky., formerly of Rockville
 » Fredrick L. Weddel, 70, Little Falls
 » Dennis W. Whitson, 74, Indiana, Pa.
Obituaries, SA

Lotteries

» **Daily 3** 0-0-7
 » **Northstar Cash**
 3-6-8-28-31
 » **Mega Millions**
 18-20-27-48-51 **EA**



After merger with OfficeMax, Office Depot says it will close 400 stores **EA**

Join the live chat with Jerry Von Korff at 1:30 p.m. for a discussion about high schools **AT SCTIMES.COM**



Coming Thursday in Up Next

Artist Lou Tollefson hopes her work provides a platform for women's voices to be heard

Markets

DOW
 ▼ 129.53 to 16,401.02
NASDAQ
 ▼ 57.30 to 4,080.76
S&P 500
 ▼ 16.94 to 1,867.72
OIL
 ▲ \$.02 to \$99.50
GOLD
 ▲ \$25 to \$1,306.25

Stearns approves carts for county roads

3 cities allow them on streets

By Kirsti Marohn
 kmarohn@stcloudtimes.com

Frank Osendorf likes to drive his golf cart to the fitness center every morning or on other short trips around town, and he suspects other St. Joseph residents would too.

The sight of golf carts motoring through town could become more commonplace after Stearns County commissioners approved an ordinance Tuesday allowing them on some county roads within cities that permit them, like St. Joseph.

Golf carts are becoming an increasingly popular method of travel for seniors in Sun Belt states such as Arizona and Florida. But their use on busy roads has raised safety concerns.

Three cities in Stearns County — St. Joseph, Albany and Melrose — allow golf carts on city streets. But until now, they have been prohibited on the county roads that run through those cities.

Stearns County will allow golf carts on roads not



Frank Osendorf, St. Joseph, pulls into a parking spot Tuesday in front of The Local Blend in St. Joseph. Osendorf uses his golf cart for running errands around town and going to the fitness center. JASON WACHTER, JWACHTER@STCLOUDTIMES.COM

classified as minor or principal arterial roads, which have higher traffic volumes. In St. Joseph, that would eliminate county roads 2 and 75, and County Road 133 north of County Road 75.

The vehicles also would be restricted to roads with speed limits of 30 mph or less.

The decision to allow golf carts would be left up to each city. The city would need to adopt an ordinance, which St. Joseph has done, and also request that the county allow their use.

Golf carts can be used only between sunrise and sunset unless they have headlights, taillights and

turn signals. They will not be allowed in inclement weather or when visibility is poor.

The golf cart needs a rearview mirror and a slow-moving vehicle sign. Drivers need a valid driver's license, proof of insurance and a \$10 county permit.

Osendorf and another

St. Joseph resident, Tom Krebsbach, pushed for the ordinance. Krebsbach suffered from lung disease and died last year, Osendorf said.

Golf carts are cost efficient, environmentally friendly and easy to get in and out of, Osendorf said. He said there are other St. Joseph residents who

would like to use them to get around town but haven't been able to because they live along a county road.

Sheryl Carlson, a Kimball City Council member, also spoke in favor of the ordinance. She said would like to see her city allow golf carts, because she suffers from knee problems.

"I would sure enjoy taking my grandchildren to the park, because I can't walk," Carlson said. With baby boomers aging, there are likely to be more people using them for transportation, she said.

No one spoke against the ordinance at Tuesday's public hearing, and the county board vote was unanimous.

Commissioner DeWayne Mareck said he changed his mind on the issue after doing some research.

"When I heard about it first I didn't think it was very appropriate," he said. But he said the ordinance addresses his concerns.

County commissioners set a one-year sunset date on the ordinance, so they can review it and see if it's worked.

BRIEFLY
Road restrictions ending May 13

2 SJP students earn Merit Scholarships

ment at Seberger Park. The burn will last all day. It will be monitored by

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CHAPTER VIII & IX – TRAFFIC & MOTOR VEHICLES

ORDINANCE 90 GOLF CARTS, NEIGHBORHOOD FRIENDLY VEHICLES, ALL
TERRAIN VEHICLES (ATVs) AND SNOWMOBILES 90-1

- Section 90.01: PURPOSE..... 90-1
- Section 90.02: DEFINITIONS..... 90-1
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- Section 90.04: GENERAL PROVISIONS 90-3
- Section 90.05: DRIVING, OPERATING OR CONTROLLING OF A MOTORIZED
GOLF CART/NEIGHBORHOOD FRIENDLY VEHICLE.....90-4
- Section 90.06: UNLAWFUL ACTS OF MOTORIZED GOLF CART/NEIGHBORHOOD
FRIENDLY VEHICLE OPERATION..... 90-5
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CHAPTER VIII & IX – TRAFFIC & MOTOR VEHICLES

ORDINANCE 90 GOLF CARTS, NEIGHBORHOOD FRIENDLY VEHICLES, ALL
TERRAIN VEHICLES (ATVs) AND SNOWMOBILES.

Section 90.01: PURPOSE.

Subd. 1. The purpose of this Ordinance is to provide for reasonable regulations for the use of special and recreational motor vehicles on public and, in conformance with private property.

Subd. 2. This Ordinance is not intended to allow what the Minnesota Statutes prohibit or to prohibit what the Minnesota Statutes expressly allow.

Subd. 3. This Ordinance adopts the regulatory provisions of Minnesota Statutes, Section 84.81 to 84.929, 169.974, 169.223, 171.01 and 171.02 as amended from time to time.

Subd. 4. The provisions of this Ordinance are intended to ensure the public safety and prevent a public nuisance.

Section 90.02: DEFINITIONS. For purposes of this Ordinance, the following terms have these definitions:

Subd. 1: ATV. All Terrain Vehicle or "ATV" means a motorized flotation tired vehicle of not less than three low pressure tires, but not more than six tires, that is limited in engine displacement of less than 800 cubic centimeters and total dry weight less than 600 pounds.

Subd. 2. Commissioner shall mean the Commissioner of Natural Resources.

Subd. 3. Designated Roadways shall mean streets and avenues under the jurisdiction of the City of St. Joseph not specifically excluded in this section. It does not include federal, Minnesota or County highways or roads.

Subd. 4. Driver. The person driving and having physical control over the motorized golf cart, all-terrain vehicle or snowmobile and being the licensee.

Subd. 5: Medium Speed Electric Vehicle means any electrically powered four-wheeled motor vehicle, equipped with a roll cage or crushproof body design that can attain a maximum speed of 35 miles per hour on a paved level surface, is fully enclosed and has at least one door for entry, has a wheelbase of 40 inches or greater and a wheel diameter of 10 inches or greater, and except with respect to maximum speed, otherwise meets or exceeds regulations in the Code of Federal Regulations, title 49, section 571.500, and successor requirements.

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Subd. 6: Motorized Golf Cart: Any passenger conveyance being driven with three or four wheels with three or four low pressure tires that is limited in engine displacement of less than 800 cubic centimeters and total dry weight less than 800 pounds.

Subd. 7. Neighborhood Electric Vehicle means an electrically powered motor vehicle that has four wheels, and has a speed attainable in one mile of at least 20 miles per hour, but not more than 25 miles per hour on a paved level surface.

Subd. 8: Owner. Owner means a person, other than a person with a security interest, having a property interest in or title to an ATV and entitled to the use and possession of the vehicle.

Section 90.03: PERMIT. No person shall operate a motorized golf cart, neighborhood electric vehicle on streets, alleys, sidewalks or other public property without obtaining a permit as provided herein.

Subd. 1. Every applicant for a permit shall be made on a form supplied by the City of St. Joseph and shall contain all of the following information:

- (a) The name and address of the applicant
- (b) Model name, make and year and number of the motorized golf cart, all-terrain vehicle or neighborhood electric vehicle.
- (c) Current driver's license or reason for not having a current license.
- (d) Proof of insurance
- (e) Other information as the city may require.

Subd. 2. The annual permit fee shall be as set forth in Appendix A of the St. Joseph Code of Ordinances, which may be amended from time to time.

Subd. 3. Permits shall be granted for a period of one year and may renewed annually January 1 to December 31.

Subd. 4. No permit shall be granted or renewed unless the following conditions are met:

- (a) The applicant may be required to submit a certificate signed by a physician, that the applicant is able to safely operate a motorized golf cart or all-terrain vehicle on the roadways designated.

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- (b) The applicant must provide evidence of insurance in compliance with the provisions of Minnesota Statutes concerning insurance coverage for golf cart, neighborhood friendly vehicle or all-terrain vehicle.
- (c) The applicant has not had his/her driver's license suspended, revoked or cancelled as a result of criminal proceedings.

Section 90.04. GENERAL PROVISIONS.

Subd. 1. Traffic Laws. Snowmobiles, golf carts, neighborhood electric cars and ATV's shall yield to all other vehicles and traffic including pedestrians at all intersections and shall abide by all signs governing the operation of motor vehicles within the limits of the City of St. Joseph.

Subd. 2. Private Property. It is unlawful to operate an ATV on private property without the permission or consent of the owner or occupant.

Subd. 3. Operation by Minors.

- (a) It is a misdemeanor for any person under the age of fourteen years to operate a snowmobile, neighborhood friendly electric car, or ATV or vehicle or means of transportation not licensed for Minnesota streets and highways on streets or other public property.
- (b) A person fourteen years or older, but less than eighteen years of age, may operate a snowmobile, golf cart, neighborhood friendly vehicle or ATV or other vehicle or means of transportation not licensed for Minnesota Streets and highways on the streets of the City of St. Joseph only if he/she has in his/her immediate possession a valid driver license, permit or certificate for the operation of said snowmobile, golf cart, neighborhood friendly vehicle or ATV or other vehicle or means of transportation.

Subd. 4. Operation on Roadways and Public Rights of Way. Snowmobiles, golf carts, neighborhood friendly vehicles or ATVs or other vehicle or means of transportation only as herein specified. It is unlawful to operate a snowmobile, golf cart, neighborhood friendly vehicle or ATV or other vehicle or means of transportation upon roadways or public lands as follows:

- (a) At a speed in excess of the posted speed limit.
- (b) Other than single file on a roadway
- (c) Carelessly or Recklessly
- (d) On a public sidewalk provided for pedestrian travel.

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- (e) On boulevards within any public right of way.
- (f) Public Property – on any other public property including Parks and Recreational areas, except as the City Code may specifically permit.
- (g) Alcohol and Drugs. No person shall operate a snowmobile, golf cart, neighborhood friendly vehicle or ATV or other vehicle or means of transportation within the City limits at any place while under the influence of alcohol or drugs, as defined by Minnesota Statute §169A.20, which is incorporated by reference.

Section 90.05. DRIVING, OPERATING OR CONTROLLING OF A MOTORIZED GOLF CART/NEIGHBORHOOD FRIENDLY VEHICLE. A motorized golf cart or neighborhood friendly vehicle may be driven, operated or controlled on the roadways or shoulders of roadways under the jurisdiction of the City of St. Joseph, but not those under the jurisdiction of Stearns County or the State of Minnesota and except such roadways prohibited by resolution of the City Council and only in strict compliance with this section.

- (a) Motorized Golf Carts / Neighborhood Friendly Vehicles may only be operated between sunrise and sunset unless the original vehicle equipment included headlights and taillights.
- (b) Motorized Golf Carts / Neighborhood Friendly Vehicles shall display the slow-moving vehicle emblem provided for in Minnesota Statute §169.045, as it may be amended from time to time.
- (c) Motorized Golf Carts / Neighborhood Friendly Vehicles shall be equipped with a rear view mirror to provide the driver with adequate vision from behind as required by Minnesota Statute §169.70.
- (d) The driver of a motorized golf cart / neighborhood friendly vehicle may cross any street or highway intersecting a designated roadway.
- (e) Every person operating a motorized golf cart or neighborhood friendly vehicle under permit on designated roadways has all the rights and duties applicable to the driver of any other vehicle under the provision 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 or neighborhood friendly vehicles and except as otherwise specifically provided in Minnesota Statutes §169.045 (7), as it may be amended from time to time.
- (f) The City Council may suspend or revoke a permit granted hereunder upon a finding that the holder thereof has violated any of the provisions of this Section or Minnesota Statutes Chapter 169, as it may be amended from time to time, or if there is evidence that the permit holder cannot safely operate the motorized golf cart or neighborhood friendly vehicle on the designated roadways.

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- (g) The number of occupants on the golf cart, or neighborhood friendly vehicle may not exceed the design occupant load.

Section 90.06. UNLAWFUL ACTS OF MOTORIZED GOLF CART / NEIGHBORHOOD FRIENDLY VEHICLE OPERATION. No motorized golf cart or neighborhood friendly vehicle shall be driven, operated, or controlled on the roadways or shoulders of roadways under the jurisdiction of the City of St. Joseph under the following circumstances:

- (a) Between sunset and sunrise unless the original equipment includes headlights and taillights.
- (b) In inclement weather, when visibility is reduced or impaired by weather, smoke, fog, or other conditions or at any time when there is insufficient light clearly to see a person or vehicle on a roadway at a distance of 500 feet.
- (c) Without a prominent display of a slow moving vehicle emblem as provided in Minnesota Statute §169.522.
- (d) Contrary to any provision of this City Code, County, State, and Federal Law

Section 90.7: DRIVING, OPERATING, OR CONTROL OF ATVS. ATVs may be driven, operated or controlled on the roadways or shoulders of roadways under the jurisdiction of the City of St. Joseph, but not those under the jurisdiction of Stearns County or the State of Minnesota and except such roadways prohibited by resolution of the City Council and only in strict compliance with this section.

Subd. 1: Hours of Operation. No ATVs shall be operated within the City limits of the City of St. Joseph during the following hours: Between the hours of 8:00 p.m. and 8:00 a.m.

Subd. 2: Mufflers. ATVs operated within the City shall be equipped with properly working mufflers of the type and kind installed by the manufacturer, or a muffler which is equivalent to that of the manufacturer in reducing engine noises.

Subd. 3: Operation on Private Property. ATVs shall not be operated on privately owned property within the City unless the operator of the ATV is the owner of the property, or has the express permission of the owner to so operate.

Subd. 4: Operation on Sidewalks. No ATV shall be operated on a public or private sidewalk located within the City, except for the purpose of making direct crossing of the sidewalk. A direct crossing of a sidewalk shall be made at an angle of approximately 90 degrees to the sidewalk, and the operator shall bring the ATV to a complete stop before crossing the sidewalk and yield to any pedestrian or bicycle traffic on the sidewalk.

Subd. 5: Equipment. All ATVs operated within the City must be equipped with a headlight, taillight, side reflectors and brakes meeting the requirements of Minn. Stat. §84.928

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and the rules and regulations of the commissioner promulgated pursuant to the statute. Any ATVs operated within the City shall be done so with their headlight and taillight on and properly operating.

Subd. 6: Streets. All persons operating an ATV on any streets or roadways located within the City shall have a valid driver's license of the State of Minnesota or another state where the operator's driving privileges are recognized by the State of Minnesota. This provision is subject to the following exceptions:

- a) Operators 16 years of age or older may make a direct crossing of a street or roadway as described in paragraph c) of this subdivision.
- b) Persons over the age of 12 may make a direct crossing of a street or roadway as described in paragraph c of this subdivision, if the operator possesses a valid safety certificate issued by the commissioner or is accompanied by a person 18 years of age or older who possesses a valid Minnesota driver's license.
- c) A direct crossing of a street or roadway shall be made at an angle of approximately 90 degrees to the street or roadway after the operator of the ATV has brought the vehicle to a complete stop. Direct crossings shall be made in an area where the traffic traveling on the street or highway has an unobstructed view of the ATV operator. The ATV operator shall yield to all vehicles on the street or highway before crossing.

Subd. 7: Alleys. ATVs may be operated in public alleys within the City if the operator is 16 years of age or older or if the operator is 12 years of age or older and in possession of a valid safety certificate issued by the commissioner. The maximum speed that ATVs may be operated in a City alley is ten (10) m.p.h.

Operation within a public alley shall be limited to purposes of ingress and egress to and from private property abutting the alley. Operators shall not drive an ATV back and forth in an alley, nor use the alley for recreational driving purposes.

Subd. 8: Applicability of Motor Vehicle Laws. All ordinances enacted by the City of St. Joseph regulating the use and operation of motor vehicles shall apply equally to the operation of ATVs, unless those other ordinances are directly contrary to the provisions of this Ordinance.

Subd. 9: Speed Limit on Streets. It is unlawful to operate an ATV on a street or public roadway within the City at a speed greater than fifteen (15) miles per hour.

Section 90.8: OPERATION OF ATVS ON PUBLIC PROPERTY AND PARKS. It shall be unlawful to operate ATVs on any City property or within City parks, except as provided herein:

Subd. 1: ATVs may be operated on City streets and alleys as provided in Section 90.04.

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Subd. 2: ATVs may be operated in specially designated areas on City property or within City parks, subject to the following conditions:

- a) The area of operation must clearly be designated by posted signs as an area where ATVs are allowed. The use of the ATV is limited to the designated area and any paths designated for purposes of ingress and egress to the designated operation area.
- b) Persons operating in designating park areas must be 16 years of age or older, or must be 12 years of age or older, and in possession of a valid safety certificate issued by the commissioner, or must be 12 years of age and older and accompanied by a parent or guardian.
- c) All operators and passengers under the age of 18 must wear a helmet of a type approved for use by the Commissioner of Public Safety
- d) Operators must drive at a reduced speed and maintain a safe distance when approaching any pedestrians located within the park areas.
- e) Persons operating or riding on ATV's on City property do so at their own risk. The City assumes no liability for the condition of the property or the conduct of others.

Subd. 3. Equipment. It is unlawful to operate an ATV unless it is equipped with the following:

- (a) At least one head light and one tail light, each of minimum candle powers prescribed by rules of the Commissioner of Conservation.
- (b) Headlights and tail lights lighted at all times.
- (c) Must be equipped with brakes, throttle, mufflers that may not exceed 99 decibels at a distance of twenty (20) feet.

90.09: DRIVING, OPERATING, OR CONTROL OF SNOWMOBILES. Except as herein specifically permitted it is unlawful to operate a snowmobile within the corporate limits.

Subd. 1. Public Rights of Way:

- (a) Extreme Right Hand Side: On the portion of any right of way of any public roadway, street or thoroughfare, except the most right hand side, in the same direction as the traffic of the adjacent lane to the operator's left; other than on freeways, interstates, trunk, County State aid or County highways.
- (b) 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.

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- (c) Bridges: Snowmobiles may be operated, as stated in this Section, on bridges designed for motor traffic.

Subd. 2. Speed: At a rate greater than reasonable or proper given all surrounding circumstances; and when operated on roadways, not in excess of the posted speed limit.

Subd. 3. Hours of Operation. During the hours of nine-thirty (9:30) P.M. and seven (7:00) o'clock A.M. of any day, closer than one hundred (100) feet to any dwelling which is usually occupied by one or more persons, except while returning home by direct route.

Subd. 4. 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.

Subd. 5. Emergencies. Notwithstanding the prohibitions contained in this Section, a snowmobile may be operated on a public street or thoroughfare in an emergency which renders travel by an automobile impractical.

Subd. 6. Special Events or Circumstances. The City Council or Police Chief may designate specific areas or trails on public property for special events or circumstances which allow the operation of snowmobiles.

Subd. 7. State Traffic Code. All provisions of Minnesota States 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.

Subd. 8. Crossing Roadways, Streets and Thorough-Fares: 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.

Subd. 9. Equipment – It is unlawful to operate a snowmobile unless it is equipped with the following:

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- (a) Standard mufflers which are property attached 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 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 in operating condition. A safety or “deadman” throttle is defined as a device which, when pressure is removed from the engine accelerator throttle, causes the motor to be disengaged from the driving track.
- (d) When operated between the hours of one-half hour after sunset and one-half hour before sunrise, or at times of reduced visibility, at least one clear headlamp attached to the front, with sufficient intensity to reveal persons and vehicles at a distance of at least one hundred feet 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 snowmobile operator. It shall also be equipped with at least one red taillight having a minimum candlepower of sufficient intensity to exhibit a red light plainly visible from a distance of five hundred feet to the rear during hours of darkness under normal atmospheric conditions. The headlamp and taillight must be functioning anytime the snowmobile is being operating.
- (e) A pennant flag of red or blaze material, of a size not less than twelve inches by nine inches, at a height of not less than six feet from the ground level at any time when the vehicle is operated on public streets.
- (f) Running lights or reflective material at least sixteen square inches on each side, forward of the handlebars so as to reflect or beam light at a ninety-degree angle.

Subd. 10. Prohibitions. It is unlawful for any person to leave a snowmobile in a public place without locking the ignition, removing the key, and taking the key away from the snowmobile. No person may intentionally drive, chase, run over or kill any animal with a snowmobile.

Section 90.10: PENALTIES. The City of St. Joseph has the right to revoke riding privileges of any individual on a snowmobile, golf cart, neighborhood friendly vehicle or ATV or other vehicle or means of transportation within the City limits, as needed, by discretion of the Chief of Police, based on number of complaints received, and/or violations. Any violation of the statutes adopted by reference in this section is a violation of this ordinance when it occurs within the City of St. Joseph. Any person violating any provision of this ordinance shall be guilty of a misdemeanor and shall be punished by a fine not to exceed one thousand (\$1,000.00) or imprisonment for not more than ninety (90) days, or both, plus the cost of prosecution in either case.

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