

CHAPTER 8

VEHICLES AND TRAFFIC

GENERAL TRAFFIC REGULATIONS

Highway Traffic Regulation Act

8.101. Traffic Regulated by the Highway Traffic Regulation Act. The Minnesota Highway Traffic Regulation Act shall serve to regulate traffic on all highways, streets, alleys and other thoroughfares of the city.

(Ordinance 176, Section 1, 2, 8/7/72)

Thru Highways

8.110. Definitions. For the purpose of Sections 8.110 to 8.113, the following described highways shall be designated as through highways:

- (1) Truck Highway 71 for its entire length within the city.
- (2) Truck Highway 27 for its entire length within the city.
- (3) Truck Highway 287 for its entire length within the city.
(Ordinance 112A, Section 1, 10/22/36)

8.111. Signage Required. Any highway designated as a through highway shall be so marked with appropriate signs erected as may be required by law.

(Ordinance 112A, Section 1, 10/22/36)

8.112. Stopping Required. No person shall, upon approaching a through highway, cross or turn onto the through highway without first coming to a complete stop.

(Ordinance 112 A, Section 2, 10/22/36)

8.113. Penalty. Any person violating any provision of Sections 8.110 to 8.112 shall be guilty of a petty misdemeanor.

(Ordinance 112 A, Section 3, 10/22/36)

Unreasonable Acceleration and Braking

8.120. Definitions. For the purpose of Sections 8.120 to 8.122, the following terms shall have the meanings given them:

- (1) Exhibition driving is defined as driving which is not the result of an

emergency and which involves any of the following:

- a. Driving of a motor vehicle in such a manner as to cause acceleration of the vehicle which causes squealing or screeching sounds to be made by the tires of such vehicle.
- b. Driving of a motor vehicle in such a manner as to cause the throwing of sand, gravel, snow, or any other material upon the surface of the road, street, alley, sidewalk, parking lot or other public right-of-way or public property by the tires of such vehicle.
- c. Driving of a motor vehicle in such a manner as to cause the rapid or heavy or unreasonable acceleration of a motor vehicle which causes loud or prolonged or disturbing engine or muffler noise to emit from such vehicle.
- d. Driving of a motor vehicle in such a manner as to cause rubber marks to be left upon the pavement of the road, street, alley, sidewalk, parking lot or other public right-of-way or public property by the tires of such vehicle, regardless of whether or not such driving also causes squealing or screeching sounds to be made by the tires and regardless of whether such driving causes loud, prolonged or disturbing engine or muffler noise to emit from such vehicle.
- e. Driving of a motor vehicle in such a manner as to cause the sudden and unreasonable braking of the vehicle which causes squealing or screeching or other sounds by the tires of such vehicle.
- f. Driving of a motor vehicle in such a manner as to cause the sudden and unreasonable braking of the vehicle which causes the throwing or displacement of sand, snow, gravel, or other material upon the road, street, alley, sidewalk, parking lot or other public right-of-way or public property by the tires of such vehicle.
- g. Driving of a motor vehicle in such a manner as to cause the fishtailing of the vehicle, regardless of whether such driving causes squealing or screeching sounds to be made by the tires and regardless of whether such driving causes the throwing of sand, gravel, snow or other material by the tires, and regardless of whether such driving causes loud, prolonged or disturbing engine or muffler noise.
- h. Driving of a motor vehicle in such a manner as to cause the front wheel or wheels of the vehicle to lose contact with the ground.

- i. Driving of a motor vehicle in such a manner as to cause the front wheel or wheels of the vehicle to lose contact with the ground.

8.121. Unreasonable Acceleration and Braking Prohibited. No person shall operate a motor vehicle in a manner as defined in Sections 8.120, Paragraphs a - g while on any public street, public alley, public sidewalk, public parking lot or other public right of way or public property within the city. Nor shall a person operate a motor vehicle in the manner as defined in Section 8.120, Paragraphs a - g on private property which could endanger the lives of people on any public street, public alley, public sidewalk, public parking lot, or other public right of way or public property within the city.

8.122. Penalty. Any person violating any provisions of Sections 8.120 and 8.121. shall be guilty of a petty misdemeanor.

(Ordinance No. 78-7-6, Sections 8.120 and 8.121, 7/6/78)

EMERGENCY VEHICLES

8.130 Operation of Motor Vehicles in Relation to Emergency Vehicles. When a fire alarm shall be sounded or when the warning device of an emergency vehicle shall be sounded, all vehicles upon the streets of the city shall draw to the right side of the street and permit such vehicle to pass. No vehicle of any kind shall precede fire apparatus to a fire using the same street that it is using. No vehicle shall follow fire apparatus closer than 500 feet or be parked within the block where fire apparatus have stopped to answer a fire alarm. No vehicle shall be driven over any unprotected hose of a fire department when laid down on any street or private driveway to be used at any fire or alarm of fire without the consent of the fire department official in command.

(Ordinance 143, section VI, 8/6/56)

8.131. Penalty. Any person violating any provisions of section 8.130 shall be guilty of a misdemeanor. (Ordinance 143, section IV, 8/6/56)

U Turns

8.140. Turns. No person shall make a "U Turn" or reverse his direction of travel on any street between intersections nor at any intersections which is now or hereafter marked by a "No U Turn" sign or other sign of similar intent or direction.

(Ordinance 174-2, section 3, 6/5/72)

8.141. Penalty. Any person violating any provision of section 8.140. shall be guilty of a petty misdemeanor.

(Ordinance 174-2, section 3, 6/5/72)

PARKING REGULATIONS

8.150. Definitions. Any term used in this ordinance and defined in Minnesota Statutes 169.01 has the meaning given to it by that section. Otherwise, all words and phrases used in this ordinance shall be defined in accordance with their common usage and meaning.

8.151. Prohibitions. No person shall stop, stand, or park any vehicle, or permit it to stand, or remain, whether attended or unattended, contrary to the following:

- (1) Signs which have been erected as required by law or by order of the City Council;
- (2) Any provisions of this ordinance.

8.152. Designation of Restricted Parking Zones. The city council may, by resolution, designate certain streets or portions of certain streets as any of the following: No parking zone, no stopping zone, no standing zone, physically handicapped zone, limited parking zone, truck zone, loading zone, safety zone, bus stop or taxi stop zone, truck or commercial vehicle parking zone, and such other zones as may be necessary to assist in the direction and control of traffic. The council may likewise, by resolution adopt restrictions which apply to and govern the parking of vehicles in such designated zones.

All zones designated by the council shall be marked by appropriate signs. During the hours specified on each sign, no person shall stop, stand, whether attended or unattended, for a period of time longer than is specified on the sign, and no vehicle shall be stopped, allowed to stand, or parked in a "no parking zone" or in a zone where parking is otherwise prohibited, except as permitted by state law, and except as otherwise permitted hereunder.

8.153. Emergency Parking.

- (1) A vehicle may be parked temporarily in a zone which prohibits or restricts parking for the purpose of forming a funeral procession.
- (2) Any vehicle owned or occupied by a physician on an emergency call may be parked temporarily in a zone which prohibits or restricts parking for the purpose of making the call and rendering emergency service, provided the privilege shall not be granted for any period of time longer than is reasonably necessary to complete the call and render service.
- (3) Any other authorized emergency vehicle, the driver or owner of which is engaged in responding to a bona fide emergency, may be parked.

8.154. Angle Parking and Parallel Parking. Angle parking shall be required on streets

where painted angle parking lines have been placed, and on such streets, every vehicle shall be parked within a single space as the space is marked on the street or curb, and no vehicle shall be parked in more than one marked space. On all other streets, cars shall be parked parallel to the curb or edge of the roadway in accordance with state law.

8.155. Parking Regulations.

- (1) No person shall stop, stand, or park any vehicle, or permit it to stand or remain, whether attended or unattended, in any of the following places:
 - a. On any curb, cross walk, or sidewalk;
 - b. Along any curb line marked with yellow paint;
 - c. Within any intersection;
 - d. Within ten feet of a fire hydrant;
 - e. Within twenty (20) feet of the entrance to a fire station;
 - f. Within any restricted parking zone designated by the City Council;
 - g. Double parking;
 - h. Blocking any driveway or alleyway;
 - i. Within fifty (50) feet of a railroad crossing;
 - j. In excess of a designated time limit or contrary to a posted parking prohibition;
 - k. On any street where snow removal, street maintenance, cleaning, repair, excavation is taking place on where commencement of such work has been announced or posted, or where such work makes the street partially obstructed;
 - l. On the wrong side of the street;
 - m. For the purpose of camping or sleeping in a motor vehicle within the city limits outside of areas designed for camping or sleeping.
 - n. On any public street, public right-of-way or public parking lot whereby the vehicle has not been moved for a period of five (5) consecutive days.

- (2) During the hours specified on any sign prohibiting or restricting parking, no person shall stop, stand, or park any vehicle, or permit it to remain, whether attended or unattended, for a period of time longer than is specified in such sign, and no vehicle shall be parked, allowed to stop or stand, nor shall any person stop, stand, or park any vehicle or permit it to stand or remain, whether attended or unattended, in a zone where parking is prohibited.

8.156. Snow plowing, Snow removal, Street maintenance or Repair.

- (1) No person shall stop, stand, or park any vehicle or permit it to stand or remain upon any street, whether attended or unattended, during such times as snow plowing, snow removal, street cleaning or street repair or maintenance operations are taking place.
- (2) Snow plowing, snow removal, street cleaning and street repair or maintenance operations shall be announced and notice given to the public through the posting of signs or announcements in the media at least six (6) hours prior to the commencement of any such snow removal, street cleaning or street repair and maintenance operation.

8.157. Abandoned Vehicles. All abandoned vehicles found within the city limits shall be dealt with pursuant to Minnesota Statutes 168B.01 - 168B.13 and City ordinance No. 8.158 notwithstanding the language or definitions of Minnesota Statutes 168B.01 - 168.13, this Ordinance applies to “vehicles” as defined in Minnesota Statutes 169.01. An abandoned vehicle shall be defined as set forth in Minnesota Statutes 168B and in addition, shall also be considered abandoned when said vehicle is determined by the Chief of Police or his agent to be an inoperative vehicle as herein defined or to which the last registered owner of record has relinquished dominion and control or which does not have attached to it current license plates or tabs as required by State law, and which is not stored in a totally enclosed structure. Any motor vehicle which cannot be driven or propelled under its own power in its existing condition or which cannot be driven or propelled under its own power in a safe manner because of its wrecked, junked, or partially dismantled condition shall be considered an inoperative vehicle. Any person who abandons a vehicle on public or private property without the consent of the person in control of such property is guilty of a misdemeanor.

8.158. Impoundment.

- (1) A police officer may remove a vehicle from public or private property to a place of storage designated by the City Council when the vehicle
 - a. Is left unattended and constitutes an obstruction to traffic or hinders snow plowing, snow removal, street cleaning, street

maintenance, repairs or excavation, or

- b. Is in violation of any State Statute or City Ordinance which regulates the stopping, standing or parking of any vehicle, or
- c. Is hindering emergency services, or
- d. Is abandoned in accordance with Minnesota Statute 168B.01-168.13 or City Ordinance 8.157.

- (2) The provisions of Minnesota Statute 168.01-168.13 shall govern the notice, right to reclaim, public sale and disposal of vehicles impounded pursuant to Subdivision 1, unless this Ordinance provides otherwise. Notice if required, shall be sent by certified mail. Payments to reclaim an impounded vehicle shall include all towing and storage charges and administrative costs resulting from taking the vehicle into custody.
- (3) Towing and Storage. The City Council shall by resolution determine towing and storage fees and may designate authorized persons, firms, businesses or corporations for the removal, towing and storage of any vehicle impounded pursuant to Subdivision 1 and may determine rules and regulations and special conditions for such authorized persons, firms, businesses or corporations.
- (4) Vehicles Held as Evidence in Criminal Proceedings. Provisions of this Ordinance shall apply to the release and disposition of any vehicles which were lawfully seized during the commission of a crime or held as evidence in a criminal proceeding, but for which custody is no longer necessary at which time notice shall be given pursuant to this Ordinance. Payment of towing or storage fees shall not be required as a condition of release when such towing and storage fees resulted from the taking of a vehicle into custody as evidence in a criminal proceeding, providing however, that storage fees shall be charged as of 72 hours after the date notice is received.
- (5) The City Council is hereby authorized to adopt by resolution such rules and regulations as are necessary to carry out the provisions of this Ordinance. (11/1/82)

8.159. Application for Designation of Loading or Truck Zone. Any person desiring the establishment of a loading zone or a truck zone abutting premises occupied by his shall make written application to the City Council. If the City Council grants the request, the applicant shall be billed for the estimated costs of placing the signs and painting the curb and no signs shall be installed or action taken in connection with establishment of the zone until the estimated cost is

paid by the applicant.

8.160. Parking of a Semi-Trailer Truck. It is unlawful to park a detached semi-trailer, or a semi-truck with a trailer on any street, City owned parking lot, or other public property. Further, it is unlawful to park a truck-tractor, or semi-truck with a trailer within any area zoned as residential, except for the purpose of loading or unloading the same with the following exceptions:

It shall be lawful to park a truck-tractor only on the street adjacent to the owner and or occupant of a home, with the occupant's permission and for a period not to exceed 72 continuous hours. However, the parking of said truck-tractor cannot be any closer than 20 feet from an intersection or 20 feet from a neighboring driveway.

Further it shall be lawful to park a truck-tractor on the property occupied by the truck-tractor operator for a period not to exceed 72 continuous hours.

The parking of a truck-tractor, pursuant to the above two paragraphs shall be allowed only when the truck-tractor is turned off with the engine not running.

Any violation of this particular section of the ordinance shall constitute a misdemeanor.

8.161. Parking of Commercial Vehicles. No person shall stop, stand or park any vehicle or permit it to stand or remain upon any street, whether attended or unattended in the business district in the City of Long Prairie between the hours of 8:00 o'clock A.M. and 6:00 o'clock P.M. on a business day if such vehicles has a net weight of more than 5500 pounds or a gross weight limitation of more than 10,000 pounds, except that such a vehicle may be parked temporarily in the business district for the purpose of having access to abutting property for the purpose of loading or unloading freight or other merchandise when such access cannot otherwise be secured from an alley or side street where such parking is not restricted.

8.162. Penalties. Any person found in violation of a provision of this Ordinance is guilty of a petty misdemeanor and shall be punished in accordance with state law.

BICYCLES

8.201. Definition. For the purpose of Sections 8.201 to 8.205, the following term shall have the meaning given:

- (1) Bicycle means any device propelled by human power, upon which any person may ride having two tandem wheels, and any device generally recognized as a bicycle equipped with front or two rear tires.

8.202. Licensing Procedure. No person shall operate a bicycle within the city with out

first obtaining a license for the bicycle from the State of Minnesota. Application for a bicycle license shall be made to the City Administrator/Clerk on a form as provided by the State of Minnesota. Upon receipt of such an application in proper form, the City Administrator/Clerk will issue a numbered license tag which shall be attached to the frame of the bicycle. The City Administrator/Clerk shall then submit the proper forms to the State of Minnesota for placement in their files. Registration of the bicycle shall not be transferred from person to person or bicycle to bicycle unless approve by the State of Minnesota. The removal of any such license tag except by proper authority shall be a violation of this ordinance. Upon transferring ownership of bicycle from one party to another, the present owner will re-register the bicycle with the City Administrator/Clerk

8.203 Rules For Operation. The following rules of operation shall be observed at all times:

- (1) Every person riding a bicycle upon a public roadway shall be granted all the rights and shall be subject to all the duties applicable to the driver of a vehicle by State law and traffic ordinances of this City except as to those regulations which by their nature have no application.
- (2) A person propelling a bicycle shall not ride other than upon or astride a permanent and regular seat attached thereto.
- (3) No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped.
- (4) No person riding upon any bicycle shall attach it or themselves to any vehicle upon a roadway.
- (5) Every person operating a bicycle upon a public roadway shall ride as near to the right side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.
- (6) Persons riding a bicycle upon a public roadway shall not ride more than two abreast, except on paths or roadways set aside for the exclusive use of bicycles.
- (7) Whenever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use such path and not use the roadway.
- (8) No person shall ride a bicycle upon a sidewalk within a business district. (The business district shall be defined as Central Avenue from Highway 71 to 4th Street, 2nd Street from 1st Avenue S. to 1st Avenue N. and 3rd Street from 1st Avenue S. to 1st Avenue N.).
- (9) Bicycles may be walked on the sidewalk within the business district and

must observe the rights and duties of a pedestrian.

- (10) Whenever any person is riding a bicycle upon a sidewalk in a residential district, such person shall yield right of way to any pedestrian, and shall give audible sign before overtaking any such pedestrian.
- (11) No person operating a bicycle shall carry any package, bundle or article which prevents the driver from keeping at least one hand on the handle bars.

8.204 Equipment.

- (1) Every bicycle, when in use at nighttime, shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least 500 feet to the front and with a red reflector, of a type approved by the Commissioner of Highways, on the rear, which is visible from a distance of 100 feet when directly in front of lawful beams.
- (2) Every bicycle shall be equipped with a brake which will enable the operator to make the braked wheels skid on dry, level, pavement.

8.205 Penalty. Any violation of the above conditions will result in the bicycle being impounded in the City of Long Prairie impoundment area for a period no less than 72 hours, with no exception. Any person violating any of the provisions of this ordinance shall be deemed guilty of a petty misdemeanor, and upon conviction, shall be punishable by a fine of not to exceed \$700.00 and/or imprisonment for a period not to exceed ninety (90) days for each offense.

SNOWMOBILES

8.301. Definitions. For the purpose of Sections 8.301 to 8.303, the following terms shall have the meanings given them:

- (1) "Snowmobile" means a self-propelled vehicle designed for travel on snow or ice or on natural terrain steered by wheels, skis, or runners.
- (2) "Owner" means a person other than a lienholder having an interest in or title to a snowmobile entitling that person to the use or possession thereof.
- (3) "To Operate" means to ride in or on and control the operation of a snowmobile.
- (4) "Operator" means every person who operates or is in actual physical control and custody of a snowmobile.

- (5) "Street Right of Way" means that portion of a street improved, designed, or ordinarily used for vehicular traffic, together with all boulevards and sidewalks.
(Ordinance 171, sec. 1, 1/20/69)

8.302. Restrictions on Operation of Snowmobiles. No person shall drive or operate any snowmobile in the following ways:

- (1) At a rate of speed greater than 15 miles per hour.
- (2) In a careless, reckless, or negligent manner so as to endanger or be likely to endanger or cause injury to the person or property of another.
- (3) While under the influence of intoxicating liquor, narcotics, or other habit-forming drugs.
- (4) Without a lighted headlight and tail-light when required for safety.
(Ordinance 171, sec. 3. 1/20/69)

8.303. Operation of Snowmobiles Generally. Snowmobiles may be operated in the city subject to the following conditions:

- (1) No person shall operate a snowmobile upon any public street right of way or alley within the city in the area hereinafter described, except in an emergency during the period of time when, and at locations where, snow upon the street renders travel by automobile impractical. The area where such operation is prohibited is the area bounded on the north by the north side of First Avenue North from the west side of First Street North to the east side of Fourth Street North; on the south by the south side of Second Avenue South from the west side of First Street South to the east side of Fourth Street South; on the east by the east side of Fourth Street North and Fourth Street South from the north side of First Avenue North to the south side of Second Avenue South; and on the west by the west side of First Street North and First Street South from the north of First Avenue North to the south side of Second Avenue South. Also, on all of First Avenue Southeast from the intersection with Ninth Street East to the city limits and on all of Ninth Street Northeast and Ninth Street Southeast from the south side of First Avenue Southeast to the north side of First Avenue Northeast.
- (2) {Intentionally left blank}.
- (3) A snowmobile may make a direct crossing of a public street provided:

- a. The crossing is made at an angle of approximately ninety degrees to the direction of the public street, and at a time and place where no obstruction prevents the quick and safe crossing of said snowmobile.
 - b. The snowmobile must be brought to a complete stop before crossing any uncontrolled intersection.
 - c. The driver of the snowmobile must yield the right-of-way to all on coming traffic which constitutes an immediate hazard.
- (4) All snowmobiles while operating on the streets or alleys must run single file and maintain a safe and reasonable distance between each other.
- (5) No snowmobile shall have a trailing sled or other object with a hitch length of more than 48 inches, including rope.
- (6) Nothing herein shall be construed to prevent the owner of a snowmobile who lives in an area where operation is restricted from using the street for access to streets where operation is allowed.
- (7) No person shall operate a snowmobile upon any public property of the city except on a designated snowmobile route approved by the city.
- (8) No person shall operate a snowmobile upon any public or private cemetery.
- (9) No person shall operate a snowmobile upon any private property without the permission of the owner.
(Ord, 171, sec. 2,6,7, 1/20/69. Ord. 205, sec. 1, 1/5/76)

8.304. Penalty. Any person violating any provision of sections 8301 to 8.303 shall be guilty of a misdemeanor.

RECREATIONAL CONVEYANCES, RAMPS AND JUMPS

8.401. Definitions.

- (1) Recreational conveyances means a non-motorized, mechanical vehicle or device to transport a rider or riders, which is not necessitated by physical disability of the rider and includes, but is not limited to, roller skates, skateboards, roller blades, scooters and coasters. Bicycles and tricycles are exempt from the definition of recreational conveyances.

8.402. Operation of a Recreational Conveyance.

- (1) No person shall ride a recreational conveyance upon and/or along the sidewalks, streets, parks and parking lots in the following locations:

Central Avenue from Highway 71 to 4th Street

2nd Street from 1st Avenue S. to 1st Avenue N.

3rd Street from 1st Avenue S. to 1st Avenue N.
- (2) Persons riding a recreational conveyance upon a public street shall proceed in the direction of the normal flow of automobile traffic. Persons riding a recreational conveyance shall proceed in single file and as close to the curb as is practicable considering any parked motor vehicles or other obstructions along the sides of the streets. Persons riding a recreational conveyance upon a public street shall obey all intersection control devices, including but not limited to, stop signs, yield signs and semaphore lights, and shall obey all posted speed limits.
- (3) It is unlawful for any person to ride a recreational conveyance in a reckless or unsafe manner on a public sidewalk or a public street. No person shall ride or propel a recreational conveyance in such a manner as to endanger or be likely to endanger any person or property or in any manner which does not exhibit due care for the safety of other persons.
- (4) A person operating a recreational conveyance upon a sidewalk, or across a roadway on a crosswalk, shall yield the right-of-way to any pedestrian and shall give an audible signal when necessary before overtaking and passing any pedestrian. A person lawfully operating a recreational conveyance on a sidewalk, or across a roadway on a crosswalk, shall have all the rights and duties applicable to a pedestrian under the same circumstances.
- (5) No ramps or jumps of a temporary or permanent nature shall be constructed on public property or upon the public right-of-way by private individuals.
- (6) When in use, wherever located, a ramp or jump shall not be located less than twenty (20) feet from any property boundary. The hours of use for any ramp or jump is from 8:00 a.m. to 10:00 p.m. When not in use the ramp or jump should be locked to prohibit its use.
- (7) A violation of this Ordinance (Sections 8.401 - 8.402) is a petty misdemeanor. Whenever a law enforcement officer observes a violation of this Ordinance, said observation shall be sufficient probable cause to support the seizure of the recreational conveyance as evidence of the violation and said evidence shall be held until the disposition of the charge of violating this Ordinance.

PROCEDURES FOR ENFORCING ADMINISTRATIVE OFFENSES:

8.500 Purpose. Administrative offense procedures established pursuant to this Section are intended to provide the public and the City of Long Prairie with an informal, cost effective, and expeditious alternative to traditional criminal charges for violations of certain City Ordinance provisions. The procedures are intended to be voluntary on the part of those who have been charged with administrative offenses. At any time prior to payment of the administrative penalty as is provided for thereafter, the individual may withdraw from participation in the procedures, in which event the City may bring criminal charges in accordance with law. Likewise, the City of Long Prairie in its discretion may choose not to initiate an administrative offense and may bring criminal charges in the first instance. In the event a party participates in the administrative offense procedures but does not pay the monetary penalty which may be imposed, the City of Long Prairie will seek to collect the costs of the administrative offense procedures as part of a subsequent criminal sentence in the event the party is charged and adjudicated guilty of the criminal violation.

8.501 Administrative Offense Defined. An administrative offense is a violation of a provision of the City Ordinance and is subject to the administrative penalties set forth in the schedule of offenses and penalties referred to in Section 8.508, entitled “Offenses and Penalties”, hereafter.

8.502 Notice. Any officer of the City of Long Prairie Police Department or any other person employed by the City, authorized in writing by the City Administrator, and having authority to enforce this Ordinance, shall upon determining that there has been a violation, notify the violator, or in the case of a vehicular violation, attach to the vehicle, a notice of violation. Said notice shall set forth the nature, date and time of the violation, the name of the official issuing the notice, and the amount of the scheduled penalty.

8.503 Payment. Once such notice is given, the alleged violator may, within seven (7) days of the time of issuance of the notice, request a hearing in writing as is provided for hereafter. The penalty may be paid in person or by mail, and payment shall be deemed to be an admission of the violation.

8.504 Hearing. Any person contesting an administrative offense pursuant to this Section may, within seven (7) days of the time of issuance of the notice, request a hearing to determine if a violation has occurred. The hearing officer shall have authority to dismiss the violation or reduce or waive the penalty. If the violation is sustained by the hearing officer, the violator shall pay the penalty imposed within seven (7) days.

8.505 Hearing Officer. The Long Prairie City Council shall be the hearing officer. The City Council is authorized to hear and determine any controversy relating to administrative offenses provided for in this Section.

8.506 Failure to Pay. In the event a party charged with an administrative offense fails to pay the penalty, a misdemeanor or petty misdemeanor charge may be brought against the alleged violator in accordance with applicable statutes. If the penalty is paid or if an individual is found not to have committed the administrative offense by the hearing officer, no such charge may be brought by the City of Long Prairie for the same violation.

8.507 Disposition of Penalties. All penalties collected pursuant to this Section shall be paid to the City of Long Prairie and deposited in the City's General Fund.

8.508 Offenses and Penalties. Offenses which may be charged as administrative offenses and the penalties for such offenses will be established by the resolution of the City Council from time to time. Copies of such resolution shall be maintained in the Office of the City Administrator.

8.509 Subsequent Offenses. In the event a party is charged with a subsequent administrative offense, within twelve (12) months for the same or substantially similar offense, the subsequent administrative penalty shall be increased by twenty-five percent (25%) (except speeding).

SPECIAL VEHICLES: MOTORIZED GOLF CARTS, CLASS 1 ALL-TERRAIN VEHICLES, AND MINI-TRUCKS.

8.600 Permit. No person shall operate a motorized golf cart, class 1 all-terrain vehicle, or mini-truck on streets or alleys, without obtaining a permit as provided herein.

- (1) Every application for a permit shall be made on a form approved by the city council.
- (2) The annual permit fee shall be determined and fixed by resolution of the city council.
- (3) Permits shall be granted for a period of one calendar year.
- (4) Only persons at least eighteen (18) years of age and holding a driver's license recognized by the State of Minnesota as permitting the operation of motor vehicles in the state are eligible for permits. A permit issued under this section shall only be valid during the time and under the circumstances that the holder's driver's license would allow operation of a motor vehicle in the State of Minnesota
- (5) Every applicant must provide proof of insurance complying with the requirements of Minnesota Statutes Section 65B.48, Subdivision 5, as the same may be amended from time to time.

- (6) No permit is required for motorized golf carts, class 1 all-terrain vehicles or mini-trucks when used in a community parade or event.

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

- (1) "All-terrain vehicle" or "ATV" means a motorized flotation-tired vehicle of not less than four low pressure tires, but not more than six tires, that is limited in engine displacement of less than 960 cubic centimeters and includes a class 1 all-terrain vehicle and class 2 all-terrain vehicle
- (2) "Class 1 All Terrain Vehicle", for permitting purposes, means a motorized flotation-tired vehicle riding on four to six low pressure tires having an engine displacement of at least 100 but less than 800 cubic centimeters, and total dry weight of less than 600 pounds
- (3) "Class 2 All Terrain Vehicle" means a motorized flotation-tired vehicle riding on four to six low pressure tires having an engine displacement greater than 800 cubic centimeters, and total dry weight of 1,000 to 1,800 pounds
- (4) "Motorized golf cart" means any passenger conveyance being driven with four wheels with four low-pressure tires that is limited in engine displacement of less than 800 cubic centimeters and total dry weight less than 800 pounds.
- (5) "Mini-truck" as defined in Minn. Stat. § 169.01, subd. 40(a), a motor vehicle that has four wheels; is propelled by an electric motor with a rated power of 7,500 watts or less or an internal combustion engine with a piston displacement capacity of 660 cubic centimeters or less; has a total dry weight of 900 to 2,200 pounds; contains an enclosed cabin and a seat for the vehicle operator; commonly resembles a pickup truck or van, including a cargo area or bed located at the rear of the vehicle; and was not originally manufactured to meet federal motor vehicle safety standards required of motor vehicles in the Code of Federal Regulations, title 49, sections 571.101 to 571.404, and successor requirements.

8.602 Conditions

- (1) Motorized golf carts shall display the slow-moving vehicle emblem provided for in Minn. Stat. §169.045, as it may be amended from time to time, when operated on designated roadways.
- (2) Motorized golf carts and all-terrain vehicles may only be operated on

designated roadways from sunrise to sunset. They may not be operated on Central Avenue from TH 71 to Todd St. They shall not be operated in inclement weather conditions or at any time when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of 500 feet.

- (3) Motorized golf carts, all-terrain vehicles, and mini-trucks are permitted to operate only on city streets, not state or federal highways, except to cross at intersections. They are not allowed to be used on city sidewalks except for snow removal.
- (4) Motorized golf carts, all-terrain vehicles, and mini-trucks shall be equipped with a rear-view mirror to provide the driver with adequate vision from behind as required by Minn. Stat. § 169.70.
- (5) The number of occupants on the golf cart, all-terrain vehicle, or mini-truck may not exceed the design occupant load.
- (6) Every person operating a motorized golf cart, an all-terrain vehicle, or a mini-truck under permit on city streets has all the rights and duties applicable to the driver of any other vehicle under the provisions of Minn. Stat., ch. 169, as it may be amended from time to time, except when these provisions cannot reasonably be applied to motorized golf carts or mini-trucks and except as otherwise specifically provided in Minn. Stat. § 169.045(7), as it may be amended from time to time.
- (7) 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 Minn. Stat., Ch. 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, all-terrain vehicle, or mini-truck on the designated roadways.

8.603 City Employee Use. Authorized city staff may operate a motorized golf carts, all terrain vehicles and mini-trucks without obtaining a permit within the city on city streets, sidewalks, trails, rights-of-way, and public property when conducting city business.

8.604 Mini-truck equipment requirements:

- (1) A mini-truck may be operated under permit on designated roadways if it is equipped with all of the following:
 - a. At least two headlamps.
 - b. At least two tail lamps.

- c. Front and rear turn-signal lamps.
- d. An exterior mirror mounted on the driver's side of the vehicle and either an exterior mirror mounted on the passenger's side of the vehicle or an interior mirror.
- e. A windshield.
- f. A seat belt for the driver and front passenger.
- g. A parking brake.

8.605 Limitation of Liability Nothing in this chapter 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 motorized golf cart, ATV or mini-truck by a permit holder, the grant of such permit, or the failure by the City to revoke said permit.

8.606 Violation and Penalties Any person violating any provision of this ordinance shall be guilty of a petty misdemeanor and is subject to having his or her permit under this section revoked.