

SUB-ANALYSIS

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CHAPTER 8

TRAFFIC REGULATIONS

(SEE CHAPTER 7 FOR SCOPE AND APPLICATION
RELATING TO THIS CHAPTER)

SECTION 8.01. MINNESOTA STATUTES, CHAPTERS 168, 169 AND 171 ADOPTED BY REFERENCE. Except as otherwise provided in this Chapter, or in Chapters 7 and 9 of this Code, the regulatory and procedural provisions of Minnesota Statutes, Chapter 168, Chapter 169 (commonly referred to as the Highway Traffic Regulation Act) and Chapter 171, as amended through Laws 2007, are hereby incorporated herein and adopted by reference, including the penalty provisions thereof.

Source: Ordinance No. 210, 2nd Series
Effective Date: 10-12-2007

SEC. 8.02. TRUCK ROUTE. It is unlawful for any person to drive a tractor, agricultural implement, truck (other than pick-up trucks, panel trucks, local service trucks, County highway trucks and City trucks, of three-quarter ton or less) truck-trailer, tractor-trailer or truck tractors, automobile trailer, or automobile to which a trailer is attached, in through traffic, upon any street except those which have been designated and sign-posted as truck routes. For the purpose of this Chapter, "through traffic" means originating without the City and with a destination without the City, as distinguished from "local traffic" which means traffic either originating or having a destination within the City.

SEC. 8.03. BICYCLES.

Subd. 1. Traffic Laws Apply. Every person riding a bicycle upon a roadway or upon any path set aside for the exclusive use of bicycles shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by this Chapter, except as to special regulations in this Chapter and except as to those provisions of this Chapter which by their nature can have no application.

Subd. 2. Manner and Number Riding.

A. It is unlawful for any person propelling a bicycle to ride other than upon or astride a permanent and regular seat attached thereto.

B. No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped, except on a baby seat attached to the bicycle, provided that such 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 in a seat attached to the bicycle operator.

Subd. 3. Hitching Rides. It is unlawful for any person riding upon any bicycle, coaster, roller skates, toboggan, sled or toy vehicle to attach the same or himself/herself to any vehicle upon a roadway.

Subd. 4. Where to Ride.

A. Every person operating a bicycle upon a 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.

B. Persons riding bicycles upon a roadway shall not ride more than two abreast except on paths or parts of roadways set aside for the exclusive use of bicycles.

C. Whenever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use such paths and shall not use the roadway.

Subd. 5. Right of Way - Sidewalks. Whenever a person is riding a bicycle upon a sidewalk, such person shall yield the right of way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian. Provided, that it is unlawful for any person to ride a bicycle on a sidewalk in a Business District.

Subd. 6. Carrying Articles. It is unlawful for any person operating a bicycle to carry any package, bundle or article which prevents the driver from keeping at least one hand upon the handlebars.

Subd. 7. Lighting and Brake Equipment.

A. Every bicycle when in use at nighttime shall be equipped with, or its operator shall carry, 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 on the rear of a type approved by the Department of Public Safety which is visible from all distances from 100 feet to 600 feet to the rear when directly in front of lawful lower beams of headlamps on a motor vehicle. A lamp emitting a red light visible from a distance of 500 feet to the rear may be used in addition to the red reflector. No person may, after January 1, 1976, at any other time when there is not sufficient light to render clearly discernible persons and vehicles on the highway at a distance of 500 feet ahead, operate a bicycle unless the bicycle

or its operator is equipped with reflective surfaces that shall be visible during the hours of darkness from 600 feet when viewed in front of lawful lower beams of headlamps on a motor vehicle. The reflective surfaces shall include reflective materials on each side of each pedal to indicate their presence from the front or the rear and with a minimum of 20 square inches on each side of the bicycle or its operator, of white reflective material. All reflective materials used in compliance with this Subdivision shall meet the requirements as prescribed by the Commissioner of Public Safety.

B. Every bicycle shall be equipped with a brake which will enable the operator to make the braked wheels skid on dry, level, clean pavement.

Subd. 8. Sale With Reflectors. It is unlawful for any person to sell or offer for sale any new bicycle unless it is equipped with such reflectors as are prescribed in Subdivision 7.

Source: City Code
Effective Date: 10-01-1976

SEC. 8.04. SKATEBOARDS AND ROLLER BLADES.

Subd. 1. Definitions. The following terms, as used in this Section, shall have the meanings stated:

A. **"Skateboard"** – A wheeled device propelled by human means and transporting a rider in a standing position, which device is not otherwise secured to a rider's foot or shoes.

B. **"Roller Skates"** – A shoe with wheels attached or a device with wheels which is designed to be attached to a shoe. This definition also includes roller blades.

C. **"Business District"** – First Avenue South starting at the intersection of Seventh Street and First Avenue South to the intersection of Second Street and First Avenue South; Armstrong Boulevard on the southerly most tract of the Union Pacific Railroad tracks south to Second Avenue South; Fifth Street South from First Avenue South to Second Avenue South.

Subd. 2. Skateboard and Roller Skates Regulations.

A. It is unlawful for any person to operate, propel or ride a skateboard or roller skates upon any public sidewalk and/or parking lots in the Business District.

B. Whenever a person is riding a skateboard or roller skates upon a sidewalk where not prohibited, such person shall yield the right of way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian.

Subd. 3. Where to Skate.

A. Every person operating a skateboard or roller skates upon a roadway shall travel 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.

B. Persons traveling on skateboards or roller skates shall not ride more than two abreast except on paths or parts of roadways set aside for the exclusive use of bicycles, skateboards and roller skates.

C. Whenever a usable path for bicycles, skateboards and roller skates has been provided adjacent to a roadway, operators of said equipment shall use such paths and shall not use the roadway.

Source: Ordinance No. 197, 2nd Series

Effective Date: 07-28-2006

(Sections 8.05 through 8.08, inclusive, reserved for future expansion.)

SEC. 8.09. SPEED LIMITS ON LEVEE BOULEVARD. Pursuant to Minnesota Statutes, Section 169.14, the speed limit on Levee Boulevard within the corporate limits of the City shall be 15 miles per hour and shall be so posted.

Source: Ordinance No. 147, 2nd Series

Effective Date: 11-14-1997

SEC. 8.10. U-TURNS PROHIBITED. It is unlawful for any person to operate a vehicle by turning so as to proceed in the opposite direction upon any street except at a street intersection, and then only if the street intersection is not sign-posted prohibiting a U-turn or marked as a stop or yield intersection for traffic from any direction; provided, that any person making a permitted U-turn shall yield the right-of-way to all other vehicles.

SEC. 8.11. ONE-WAY STREETS.

Subd. 1. The Council may, by resolution, designate streets as one-way streets.

Subd. 2. It is unlawful for any person to travel upon any one-way street in a direction opposite that designated when the same as been duly sign-posted.

Source: City Code

Effective Date: 10-01-1976

SEC. 8.12. EXHIBITION DRIVING.

Subd. 1. Prohibited. No person shall stop, start, turn, accelerate, decelerate or otherwise operate any motor vehicle within the City in any manner which creates or causes unnecessary engine noise or backfire, tires squealing, gears to grind, skidding, sliding, swaying, fishtailing, throwing of sand, snow or gravel, or engine racing noises.

Subd. 2. Prima Facie Evidence. Squealing or screeching sounds emitted by tires, or the throwing of sand, snow or gravel by tires, or as to two and three wheel vehicles causing the front wheel to lose contact with the ground or roadway surface shall constitute prima facie evidence of a violation of this Section.

Subd. 3. Violations. It is a violation of this Section for any person to do any exhibition driving on any street, parking lot or other public or private property, including the ice on public or private waters, except when an emergency creates necessity for such operation to prevent injury to persons or damage to property.

Subd. 4. Penalty. A person who violates this Section shall be sentenced as follows:

A. First Time Offenders. Any person who violates this Section and has not violated this Section or another City Code provision in conformity with it within five years prior to the violation is guilty of a petty misdemeanor and punishable by a fine of not more than \$200.00, except as set forth in Subparagraph B, below.

B. Misdemeanor Offenses.

1. Any person who violates this Section within five years of previously violating this Section or another City Code provision in conformity with it is guilty of a misdemeanor.

2. Any person who violates this Section and the violation is committed in a manner or under circumstances so as to endanger or be likely to endanger any person or property is guilty of a misdemeanor.

Source: Ordinance No. 162, 2nd Series

Effective Date: 08-27-1999

SEC. 8.13. MOTORIZED GOLF CARTS, OPERATION AND REGULATION.

Subd. 1. Operation Authorized. Operation of motorized golf carts is hereby authorized on the roadways of all streets, except such as are prohibited by resolution of the Council, and only in strict compliance with this Section.

Subd. 2. Permits. Permits shall be issued only to handicapped persons as defined by statute. Application for a permit to operate a motorized golf cart on the roadways of streets shall include the name and address of the applicant and such other information as may from time-to-time be required by the Council. Applications for initial or renewal permits shall be accompanied by a certificate signed by a physician stating that the applicant is capable of safely operating a motorized golf cart on the roadway of streets. All permits shall expire on December 31, unless renewed. The fee for a permit shall be fixed by resolution of the Council.

Source: Ordinance No. 84, 2nd Series
Effective Date: 4-17-87

Subd. 3. Unlawful Acts. It is unlawful for any person to operate a motorized golf cart on the roadway of a street unless:

A. The operator has in possession a valid, current and unrevoked permit from the City.

B. The operation is on a roadway which has not been designated as prohibited for such operation, except crossing at an intersection.

C. The operation is during daylight hours between sunrise and sunset.

D. The operation is not during inclement weather, or when visibility is impaired by weather, smoke, fog, or other conditions, or when there is insufficient light to clearly see persons or vehicles thereon at a distance of 500 feet.

E. The motorized golf cart displays a slow moving vehicle emblem, as described by statute, on the rear thereof.

F. The motorized golf cart is equipped with rear view mirrors and turn signals as required by statute for other vehicles.

G. The operator has insurance coverage as provided by statute (presently Section 65B.48, Subdivision 5) for motorcycles.

H. The operator observes all traffic laws, except such as cannot reasonably be applied to motorized golf carts.

Source: Ordinance No. 90, 2nd Series
Effective Date: 7-15-88

(Sections 8.14 through 8.19, inclusive, reserved for future expansion.)

SEC. 8.20. SNOWMOBILE TRAFFIC CONTROL AND REGULATIONS.

Subd. 1. Scope of Application. Notwithstanding provisions of this Chapter to the contrary, this Section shall apply to control of traffic and regulation of that certain class of vehicles falling within the definition of snowmobiles as to matters set forth herein. All provisions of this Chapter, not relating to matters herein stated, apply as equally to snowmobiles as other vehicles.

Subd. 2. Certain Statutes Adopted. Minnesota Statutes, Sections 84.81 through 84.90, inclusive, as amended, together with rules and regulations promulgated thereunder, are hereby adopted by reference, incorporated herein and made a part hereof, except as otherwise provided herein.

Subd. 3. Private Property. It is a misdemeanor to operate a snowmobile on private property without the permission or consent of the owner or occupant.

Subd. 4. Sidewalks and Boulevards. It is a misdemeanor to operate a snowmobile on a sidewalk or boulevard, except that a direct crossing may be made in the same manner as provided for direct crossing of a City street.

Subd. 5. Operation on Roadways, Public Lands and Waters. Snowmobiles may be operated on roadways, public lands or waters only as herein specified. It is a misdemeanor to operate a snowmobile upon Armstrong Boulevard or First Avenue except to make a direct crossing, or upon other roadways or public lands or waters, as follows:

A. Upon the roadway, shoulder or inside bank or slope of any trunk, County State-aid or County highway, and in the case of a divided trunk or County highway, on the right-of-way between the opposing lanes of traffic, except to make a direct crossing in the manner herein described.

B. Within the right-of-way of any trunk, County State-aid or County highway between the hours of one-half hour after sunset to one-half hour before sunrise except on the right-hand side of such right-of-way and in the same direction as highway traffic on the nearest lane of the roadway adjacent thereto, except to make a direct crossing in the manner herein described.

C. Other than on the right-hand side of any roadway not otherwise prohibited herein.

D. Other than single file on a roadway.

Source: City Code
Effective Date: 10-1-76

E. On publicly-owned land, except roadways, but including school land, park property, playgrounds and recreational lands.

Source: Ordinance No. 139, 2nd Series
Effective Date: 12-8-95

F. (Repealed by Ordinance No. 139, 2nd Series, adopted November 21, 1995.)

G. Any City street, avenue or alley, except as is necessary to reach the perimeter areas outside of the City limits, and operators of snowmobiles shall use the shortest possible routes on streets, avenues and alleys to reach the perimeter boundary of the City limits. In the event a snow emergency condition makes the City streets impassable to normal vehicular traffic, then the restrictions herein shall be suspended and snowmobiles may be operated on City streets without restriction. The Chief of Police shall be the authority to determine when the restrictions are suspended and when the restrictions are activated.

Source: Ordinance No. 139, 2nd Series
Effective Date: 12-8-95

H. (Repealed by Ordinance No. 139, 2nd Series, adopted November 21, 1995.)

Subd. 6. Direct Crossings. It is a misdemeanor to cross a roadway except at a controlled intersection in any manner other than as follows:

A. The crossing shall be made at an angle of approximately ninety (90) degrees to the direction of the highway and at a place where no obstruction prevents a quick and safe crossing.

B. The snowmobile shall be brought to a complete stop before crossing the shoulder or main-traveled way of the highway.

C. The driver yields the right-of-way to all oncoming traffic which constitutes an immediate hazard.

D. In crossing a divided highway, the crossing shall be made only at an intersection of such highway with another public street.

E. If the crossing is made between the hours of one-half hour after sunset to one-half hour before sunrise or under conditions of reduced visibility, the front and rear lights shall be illuminated.

Source: City Code
Effective Date: 10-1-76

Subd. 7. Hours of Operation. It is a misdemeanor to operate a snowmobile within the City limits from 11:00 p.m. to 8:00 a.m. Sunday through Thursday and from 1:00 a.m. to 8:00 a.m. Friday and Saturday.

Source: Ordinance No. 200, 2nd Series

Effective Date: 01-19-2007

Subd. 8. Prohibited Acts. It is a misdemeanor for any person to operate a snowmobile in the following ways:

Source: City Code

Effective Date: 10-01-1976

A. At a rate of speed greater than reasonable or proper under all surrounding circumstances, but in no event in excess of ten (10) miles per hour within the City limits.

Source: Ordinance No. 139, 2nd Series

Effective Date: 12-08-1995

B. In a careless, reckless or negligent manner so as to endanger the person or property of another or to cause injury or damage thereto.

C. While under the influence of intoxicating liquor or narcotics or habit-forming drugs.

D. To tow any person or object except through use of a rigid tow-bar attached to the rear of the snowmobile.

E. To intentionally drive, chase, run over or kill any animal with a snowmobile.

F. In any tree nursery or planting in a manner which damages or destroys growing stock.

G. (Repealed by Ordinance No. 139, 2nd Series, adopted November 21, 1995.)

Subd. 9. Unattended Snowmobile. Every person leaving a snowmobile unattended shall lock the ignition and remove the key from the ignition and from the snowmobile.

Subd. 10. Minimum Age of Operator. No person under the age of fourteen years shall operate a snowmobile on any public land or water in the City. A person fourteen years of age or older, but less than eighteen years of age, may operate a snowmobile on streets and highways as permitted under this Section and make a direct crossing of such streets and highways only if he/she has in his/her immediate possession a valid snowmobile certificate issued by the Commissioner, and then only for purposes of travel between his/her home (or home location of the snowmobile) and a point outside the City or to an area within the City, or to an area within the City designated as a snowmobile area. Such travel must be accomplished by the shortest distance, taking the most direct route while complying with applicable laws.

Source: City Code

Effective Date: 10-01-1976

SEC. 8.21. MOTORIZED VEHICLE OPERATION, BACKING. Unless otherwise allowable by State or local law, including emergency vehicles, publicly owned service vehicles and other lawful purposes, it is unlawful for any person to drive a vehicle in reverse for a distance in excess of fifty (50) feet upon any street. A violation of this Section shall be a misdemeanor.

Source: Ordinance No. 206, 2nd Series

Effective Date: 08-17-2007

(Sections 8.22 through 8.98, inclusive, reserved for future expansion.)

SEC. 8.99. VIOLATION A MISDEMEANOR OR PETTY MISDEMEANOR.
Every person violates a section, subdivision, paragraph or provision of this Chapter when he performs an act thereby prohibited or declared unlawful, or fails to act when such failure is thereby prohibited or declared unlawful, and upon conviction thereof, shall be punished as follows:

Subd. 1. Where the specific section, subdivision, paragraph or provision specifically makes violation a misdemeanor, he shall be punished as for a misdemeanor; where a violation is committed in a manner or under circumstances so as to endanger or be likely to endanger any person or property, he shall be punished as for a misdemeanor; where he stands convicted of violation of any provision of this Chapter, exclusive of violations relating to the standing or parking of an unattended vehicle, within the immediate preceding 12-month period for the third or subsequent time, he shall be punished as for a misdemeanor.

Subd. 2. As to any violations not constituting a misdemeanor under the provisions of Subdivision 1 hereof, he shall be punished as for a petty misdemeanor.

Subd. 3. As to any violation of a provision adopted by reference, he shall be punished as specified in such provision, so adopted.

Source: City Code
Effective Date: 10-1-76