

ORDINANCE 2010-07

CITY OF DUNDAS
STATE OF MINNESOTA

*An Ordinance Amending Regulating All-Terrain Vehicles
And Motorized Golf Carts*

THE CITY COUNCIL OF THE CITY OF DUNDAS DOES ORDAIN:

SECTION 1. Chapter 703 of the Dundas City Code “All-Terrain Vehicle Regulations” is hereby amended by deleting the language shown in ~~strikeout~~ and adding the underlined language as follows:

**CHAPTER 703: ALL TERRAIN VEHICLE (ATV) AND MOTORIZED GOLF
CART REGULATIONS**

§703.01 *DEFINITIONS.*

ALL-TERRAIN VEHICLE (ATV). The definition included in Minnesota Statutes Section 84.92 Subd. 8., and as amended shall apply to this Chapter. “All-terrain vehicle” 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 960 cubic centimeters and total dry weight less than 1,500 pounds.

DIRT BIKE. A motorized vehicle of not more than two tires designed for use on rough roads and trails and not to be used or licensed for public roadways.

PUBLIC ROADWAY. The definition included in Minnesota Statutes Section 84.92 Subd. 8. , and as amended shall apply to this Chapter. “Public road” or “roadway” means the entire right-of-way of a public road, including the traveled portions of streets or highways, as well as all banks, ditches, shoulders and medians, of a roadway that is not privately owned.

§ 703.02 *UNLAWFUL OPERATION.*

Except as provided in section 703.04, it shall be unlawful for any person to operate an all-terrain vehicle, motorized golf cart, or dirt bike on any public property or public roadway within the City of Dundas.

§ 703.03 *USE ON PRIVATE PROPERTY.*

No person shall operate an all-terrain vehicle or dirt bike on private property without the consent of the owner of the property.

No person shall operate an all-terrain vehicle or dirt bike on private property between the hours of one half hour after sunset to one half hour before sunrise.

§ 703.04 *USE OF GOLF CARTS AND ATV'S ON PUBLIC STREETS*

Motorized golf carts and four-wheel all-terrain vehicles may be operated on public streets and roadways by permit approved by the City Council and issued by the City Clerk. The City Council shall establish a permit fee and approve an application form, which shall require proof of insurance as required under Minnesota Statute 65B.48, Subd. 5. Each permit shall be granted for a period not to exceed one year, and may be renewed annually. Upon approval, the City Clerk shall also issue a sticker to the permittee that must be affixed to the left, front side of the vehicle so that it is visible at all times.

All applicants must be at least 18 years of age, and must not have had their Minnesota drivers license suspended, revoked or canceled, due to any traffic violation within the past five (5) years.

A permit may be revoked at any time if there is evidence that the permittee cannot safely operate the motorized golf cart or four-wheel all-terrain vehicle on designated streets and roadways.

Motorized golf carts and four-wheel all-terrain vehicles may only be operated on City streets and roadways from sunrise to sunset, and may not drive in excess of 15 m.p.h. The permit shall be in the possession of the operator at all times. They shall not be operated in inclement weather or when visibility is impaired by weather, smoke, fog or other 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, or on any state highway or recreational trail.

The permit shall also require motorized golf carts and ATV's to display the slow moving vehicle emblem provided for in Minnesota Statutes 169.522, when operated on City streets and roadways.

Every person operating a motorized golf cart or four-wheel all-terrain vehicle under permit, has all of the rights and duties applicable to drivers of any other vehicle under the provisions of Minnesota Statutes, except that the provision of Chapter 171 of Minnesota Statutes (relating to drivers licenses), are not applicable. Except for the requirements of Minnesota Statutes 169.70 (regarding rearview mirrors), the provisions of Minnesota statutes relating to equipment on vehicles is not applicable to motorized golf carts or four-wheel all-terrain vehicles operating, under special permit, on streets and roadways in the City of Dundas.

§ 703.05. PENALTY.

Any person violating this Ordinance shall be guilty of a petty offense, and may be fined in an amount not to exceed \$200.00.

SECTION 2. Chapter 705 “Motorized Golf Cart and ATV Regulations” is hereby repealed in its entirety and the number reserved for future use.

BE IT FURTHER ORDAINED BY THE CITY COUNCIL FOR THE CITY OF DUNDAS:

1. The Attached Summary of Ordinance 2010-07 is hereby approved for publication.
2. This Ordinance shall become effective immediately upon its passage and publication in accordance with law.

APPROVED by the Dundas City Council of Dundas, Minnesota, on this 30 day of August 2010.

CITY OF DUNDAS BY:

ATTESTED TO BY:

Glenn Switzer, Mayor

John McCarthy, City Administrator/Clerk

Ordinance 2010-07

____Switzer, ____Cruz, ____Pribyl, ____Ryan, ____Zander

Publication in *Northfield News* on: September 15, 2010

ATTACHMENT: Summary of Ordinance 2010-07

**SUMMARY OF
ORDINANCE 2010-07**

CITY OF DUNDAS
STATE OF MINNESOTA

*An Ordinance Amending Regulating All Terrain Vehicles
And Motorized Golf Carts*

The following is the official summary of Ordinance 2010-07, which was approved and adopted by the Dundas City Council on August 30, 2010:

Chapter 703 of the Dundas City Code “All-Terrain Vehicle Regulations” is hereby amended by deleting and adding language and to read Chapter 703 “ALL TERRAIN VEHICLE (ATV) AND MOTORIZED GOLF CART REGULATIONS.

Chapter 705 of the Dundas City Code “Motorized Golf Cart and ATV Regulations” is hereby repealed in its entirety and the number reserved for future use.

A copy of the entire Ordinance 2010-07 is available for inspection by any person during regular office hours at the Dundas City Hall, 216 Railway Street North, Dundas, Minnesota 55019; and is posted at the Dundas City website: www.cityofdundas.org.

ADOPTED BY THE DUNDAS CITY COUNCIL on the 30th day of August 2010.

Published by order:

John McCarthy, City Administrator/Clerk
in the *Northfield News* on September 15, 2010