

TITLE 7: TRAFFIC CODE

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HISTORY: ADOPTED ORD. 2003-14

CHAPTER 700: TRAFFIC AND PARADE REGULATIONS

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GENERAL PROVISIONS

§ 700.01 STATE HIGHWAY TRAFFIC REGULATIONS ADOPTED BY REFERENCE.

(A) The Highway Traffic Regulations Act is hereby adopted by reference. The regulatory provisions of M.S. Chapter 169, as it may be amended from time to time, are hereby adopted as a traffic ordinance regulating the use of highways, streets and alleys within the city and are hereby incorporated in and made a part of this section as completely as if set out in full herein.

(B) The penalty for violation of the provisions of state statutes adopted by reference in this section shall be identical with the penalty provided for in the statutes for the same offense.

§ 700.02 TRUCKS PROHIBITED ON CERTAIN STREETS.

(A) The City Council by resolution may designate streets on which travel by commercial vehicles in excess of 10,000 pounds axle weight is prohibited. The Chief of Police shall cause appropriate signs to be erected on those streets. No person shall operate a commercial vehicle on posted streets in violation of the restrictions posted.

(B) The weight restrictions established in division (A) shall not apply to city or emergency vehicles, public school buses or to garbage and refuse trucks making regular collections and are under contract with the city, nor shall the weight restrictions in division (A) apply if a commercial vehicle must use the particular street in question for the purpose of local pick-up or delivery.

Penalty, see § 100.99

§ 700.03 STOP INTERSECTIONS.

The city may designate intersections as a stop intersection and require all vehicles to stop at one or more entrances to those intersections. The city shall post signs at those designated intersections, giving notice of the designation as a stop intersection. It shall be unlawful for any person to fail to obey the markings or signs posted under this section.

Penalty, see § 100.99

§ 700.04 THROUGH STREETS AND ONE-WAY STREETS.

The City Council by resolution may designate any street or portion of a street as a through street or one-way street where necessary to preserve the free flow of traffic or to prevent accidents. No trunk highway shall be so designated unless the consent of the Commissioner of Transportation to the designation is first secured. The city shall cause appropriate signs to be

posted at the entrance to designated streets. It shall be unlawful for any person to fail to obey the markings or signs posted under this section.

Penalty, see § 100.99

§ 700.05 TURNING RESTRICTIONS.

(A) The City Council by resolution may, whenever necessary to preserve a free flow of traffic or to prevent accidents, designate any intersection as one where turning of vehicles to the left or to the right, or both, is to be restricted at all times or during specified hours. No intersection on a trunk highway shall be so designated until the consent of the Commissioner of Transportation to the designation is first obtained.

(B) The city shall mark by appropriate signs any intersection so designated.

(C) No person shall turn a vehicle at any intersection contrary to the direction on those signs.

Penalty, see § 100.99

§ 700.06 U-TURNS RESTRICTED.

No person shall turn a vehicle so as to reverse its direction on any street in the business district. A U-turn may be made at any intersection where traffic is not regulated by a traffic control signal. Violation of this Section constitutes a Petty Misdemeanor.

§ 700.07 EXCESSIVE NOISE.

(A) As used in this section, LIGHT-MOTOR VEHICLES means any automobile, van, motorcycle, motor-driven cycle, motorscooter, go cart, minibike, trail bike, or truck with a gross vehicular weight of less than 10,000 pounds.

(B) It shall be unlawful for any person to operate, or cause to operate, or use a light-motor vehicle in a manner as to cause, or allow to be caused, excessive noise levels as a result of unreasonable rapid accelerations, deceleration, revving of engine, squealing of tires, honking of horns, or as a result of the operation of audio devices including but not limited to radios, phonograph, tape players, compact disc players or any other sound-amplifying device on or from the light-motor vehicle.

(C) No person shall operate, or cause to operate, or use a light-motor vehicle in violation of the noise standards contained in Minn. Rules parts 7030.1050 and 7030.1060, as it may be amended from time to time.

(D) No person shall operate, or cause to operate, or use a light-motor vehicle that discharges its exhaust other than through a muffler or other device that effectively prevents loud

or explosive noises. No person shall operate, or cause to operate, or use a light-motor vehicle whose exhaust system has been modified, altered, or repaired in any way, including the use of a muffler cut-out or by-pass, that amplifies or otherwise increases noise above that emitted by the light-motor vehicle as originally equipped.

(E) The following are exempted from the provisions of this section:

(1) Sound emitted from sirens of authorized emergency vehicles;

(2) Burglar alarms on light-motor vehicles of the electronic signaling type which also transmit an audible signal to a receiver which can be carried by the owner or operator of the vehicle; and

(3) Celebrations on Halloween and other legal holidays and celebrations in connection with duly authorized parades.

Penalty, see § 100.99

§ 700.08 EXHIBITION DRIVING PROHIBITED.

No person shall turn, accelerate, decelerate or otherwise operate a motor vehicle within the city in a manner which causes unnecessary engine noise or backfire, squealing tires, skidding, sliding, swaying, throwing of sand or gravel, or in a manner simulating a race. Unreasonable squealing or screeching sounds emitted by tires or the unreasonable throwing of sand or gravel by the tires is prima facie evidence of a violation of this section.

Penalty, see § 100.99

§ 700.09 CRUISING PROHIBITED.

(A) As used in this section, CRUISING means the operation of a motor vehicle as defined in M.S. § 169.01, Subd. 3, as it may be amended from time to time, past a traffic control point as determined by a peace officer on a street in an area designated “No Cruising Zone” by City Council resolution four or more times between the hours of 9:00 p.m. and 3:30 a.m.

(B) The passing of a traffic control point under the conditions previously stated, shall constitute unnecessary repetitive driving and is a violation of this section.

(C) The following use of vehicles shall constitute valid exceptions to this prohibition: taxicabs for hire, buses, authorized emergency vehicle, vehicles used by or under contract with any governmental jurisdiction, any vehicle being used to conduct legitimate business activities.

(D) This section may be enforced only in an area that has been posted as a “No Cruising Zone.” Signs shall be posted at the beginning and the end of any public street, alley or highway, or portion thereof which is a no cruising zone.

PARADES/PUBLIC CEREMONY

§ 700.20 DEFINITIONS.

For the purpose of this subchapter the following definitions shall apply unless the context clearly indicates or requires a different meaning.

PARADE. Any parade, march, or procession of any kind, or any similar display in or on any street, sidewalk, park, or other public place in the city, which has the effect of restricting reasonable use of said public places by other citizens who are not participants.

PARADE PERMIT. A permit required by this subchapter.

PARKING LOT. Any paved or unpaved area used by a place of business or shopping center for the parking of vehicles of their customers, but shall not include those operated for hire.

§ 700.21 PERMIT REQUIRED.

(A) No person or persons shall engage or participate in, aid, form or start any parade unless a parade permit has been obtained from the City Clerk or other authorized city official.

(B) This subchapter shall not apply to:

(1) Funeral processions;

(2) Students going to and from school classes or participating in educational activities; provided, that the conduct is under the immediate direction and supervision of the proper school authorities;

(3) A governmental agency acting within the scope of its functions.

Penalty, see § 100.99

§ 700.22 APPLICATION FOR PERMIT.

(A) *GENERALLY.* A person seeking issuance of a parade permit shall file an application with the City Clerk.

(B) *FILING PERIOD.* The application for a parade permit shall be filed not less than 72 hours but not more than 60 days before the date on which it is proposed to conduct the parade. Failure to file an application 72 hours in advance will not result in automatic denial of the permit; provided, that the applicant shows reasonable grounds why the application could not be filed 72 hours in advance.

(C) *REQUIRED INFORMATION.* The application for a parade permit shall set forth the following information:

(1) The name, address, and telephone number of the person seeking to conduct the parade;

(2) If the parade is proposed to be conducted for, on behalf of, or by an organization, the name, address, and telephone number of the headquarters of the organization and of the authorized and responsible heads of the organization;

(3) The name, address, and telephone number of the person who will be the parade chairperson and who will be responsible for its conduct;

(4) The date when the parade is to be conducted;

(5) The route to be traveled, the starting point, and the termination point;

(6) The approximate number of persons, animals, and vehicles which will constitute the parade, the type of animals, if any, and the description of the vehicles;

(7) The hours when the parade will start and terminate;

(8) A statement as to whether the parade will occupy all or only a portion of the width of the streets, sidewalk, park or other public place proposed to be traversed;

(9) The location by street of any assembly area for the parade;

(10) The time at which units of the parade will begin to assemble at any assembly area or areas;

(11) The interval of space to be maintained between units of the parade;

(12) If the parade is designed to be held by, and on behalf of or for, any person other than the applicant, the applicant for the permit shall file a communication in writing from the person authorizing the applicant to apply for the permit on his or her behalf;

(13) Any additional information reasonably necessary to a fair determination as to whether a permit should be issued.

(D) There shall be paid at the time of filing an application for a parade permit a fee in an amount as established in the Ordinance Establishing Fees and Charges pursuant to § 300.11 and Chapter 101 of this Code, as it may be amended from time to time.

Penalty, see § 100.99

§ 700.23 STANDARDS FOR ISSUANCE OF PERMIT.

The City Clerk shall issue a permit when, from a consideration of the application and from other information obtained, he or she finds that:

(A) The conduct of the parade will not substantially interrupt the safe and orderly movement of other traffic contiguous to its route;

(B) The conduct of the parade will not require the diversion of so great a number of police officers of the city to properly police the line of movement and the areas contiguous thereto as to prevent normal police protection to the city;

(C) The concentration of persons, animals and vehicles at assembly points of the parade will not unduly interfere with proper fire and police protection of, or ambulance service to, areas contiguous to the assembly areas;

(D) The conduct of the parade will not interfere with the movement of firefighting equipment en route to a fire;

(E) The parade is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays en route;
Penalty, see § 100.99

§ 700.24 NOTICE OF REJECTION OF PERMIT APPLICATION.

If the City Clerk disapproves the application, he or she shall mail to the applicant within the three regular business days after the date on which the application was filed a notice of his or her action stating the reasons for his or her denial of the permit.

§ 700.25 APPEAL PROCEDURE WHEN PERMIT DENIED.

Any person aggrieved shall have the right to appeal the denial of a parade permit to the City Council. The appeal shall be taken within 30 days after notice of denial. The City Council shall act on the appeal within 30 days after its receipt.

§ 700.26 ALTERNATIVE PERMIT.

The City Clerk or other authorized city official, in denying an application for a parade permit, shall be empowered to authorize the conduct of the parade on a date, at a time, or over a route different than that named by the applicant. An applicant desiring to accept an alternate permit shall file a written notice of his or her acceptance. An alternate parade permit shall conform to the requirements of, and shall have the effect of, a parade permit under this subchapter.

§ 700.27 NOTICE TO CITY AND OTHER OFFICIALS WHEN PERMIT ISSUED.

Immediately on the issuance of a parade permit, a copy thereof shall be sent to the Police Chief.

§ 700.28 CONTENTS OF PERMIT.

Each parade permit shall state the following information:

- (A) Starting time;
 - (B) Minimum speed;
 - (C) Maximum speed;
 - (D) Maximum interval of space to be maintained between the units of the parade;
 - (E) The portions of the street, sidewalk, park or other public place to be traversed that may be occupied by the parade;
 - (F) The maximum length of the parade in miles or fractions thereof;
 - (G) Other information as is reasonably necessary to the enforcement of this subchapter.
- Penalty, see § 100.99

§ 700.29 DUTIES OF PERMITTEE.

A permittee hereunder shall comply with all permit directions and conditions and with all applicable laws and ordinances. The parade chairperson or other person heading or leading the activity shall carry the parade permit on his or her person during the conduct of the parade.
Penalty, see § 100.99

§ 700.30 PUBLIC CONDUCT DURING PARADES.

(A) *INTERFERENCE.* No person shall unreasonably hamper, obstruct, impede or interfere with any parade or parade assembly or with any person, vehicle or animal participating or used in a parade.

(B) *DRIVING THROUGH PARADES.* No driver of a vehicle except a police car or other emergency vehicle shall drive between the vehicles or persons comprising a parade when the vehicles or persons are in motion and are conspicuously designated as a parade.

(C) *PARKING ON PARADE ROUTE.* The Police Chief or other authorized city official shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a street or other public thoroughfare or part thereof constituting a part of the route of a parade. Signs shall be posted to the effect, and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof. No person shall be liable for parking on a street or other public thoroughfare unless signs have been posted in accordance with this section. Penalty, see § 100.99

§ 700.31 REVOCATION OF PERMIT.

The city shall have the authority to revoke a parade permit issued hereunder on application of the standards for issuance as herein set forth.

CHAPTER 701: PARKING REGULATIONS

Section

- 701.01 No parking where posted
- 701.02 Limited parking
- 701.03 Other parking restrictions
- 701.04 Declaration of snow emergency; parking prohibited
- 701.05 Parking certain semi-trailers or tractors on public streets prohibited
- 701.06 Overnight parking
- 701.07 Repairing vehicles on city streets
- 701.08 Prohibiting parking areas in front yards in residential zones
- 701.09 Impoundment
- 701.10 Prima facie violations
- 701.11 Unattended vehicles

Cross-reference:

Abandoned vehicles, see Chapter 900

§ 701.01 NO PARKING WHERE POSTED.

No person shall stop, stand or park a vehicle upon the public streets of the city at any place where official signs or where appropriate devices, marks, or painting, either upon the surface of the street or the curb immediately adjacent thereto, prohibit these acts.

Penalty, see § 100.99

§ 701.02 LIMITED PARKING.

No person shall stop, stand or park a vehicle upon the public streets of the city where official signs are erected limiting the parking time thereon, for a period of time in excess of the time as designated by the official signs.

Penalty, see § 100.99

§ 701.03 OTHER PARKING RESTRICTIONS.

The City Council may by resolution order the placing of signs, devices or marks, or the painting of streets or curbs prohibiting or restricting the stopping, standing or parking of vehicles on any street where, in its opinion, as evidenced by a finding in its official minutes, the stopping, standing or parking is dangerous to those using the highway, or where the stopping, standing or parking of vehicles would unduly interfere with the free movement of traffic. The signs, devices, marks or painting shall be official signs, devices, marks or painting, and no person shall stop, stand or park any vehicle in violation of the restrictions thereon or as indicated thereby.

Penalty, see § 100.99

§ 701.04 DECLARATION OF SNOW EMERGENCY; PARKING PROHIBITED.

(A) The Mayor, Police Chief or other designated official may declare a snow emergency in the city. The emergency shall continue in effect for a period of 24 hours or until the snow has been removed from the city's streets or until the snow emergency has been rescinded by action of the Mayor, Police Chief or other designated officer.

(B) Notice of the declaration of a snow emergency shall be given by posting notice within the city, and notifying the local news media; however, the notification shall be a service aid only and not a duty on the part of the officials.

(C) During a declared snow emergency, no motor vehicle shall be left parked on any street or public way in the city.

(D) During a declared snow emergency, any police officer who finds a motor vehicle in violation of this section shall attempt to contact the owner of the motor vehicle and require the owner to immediately move the motor vehicle so as not to be in violation of this section. If the owner does not immediately remove the motor vehicle or the owner cannot be located, the police

officer is authorized to have the motor vehicle removed at the owner's expense or impounded pursuant to section 701.09.
Penalty, see § 100.99

§ 701.05 PARKING CERTAIN SEMI-TRAILERS OR TRACTORS ON PUBLIC STREETS PROHIBITED.

HISTORY: Adopted Amended Ord 2003-09

No person shall park a semi-tractor or trailer, or any truck rated with a gross vehicle weight in excess of 10,000 pounds, on any public street of the city zoned for residential use.
Penalty, see § 100.99

§ 701.06 OVERNIGHT PARKING.

The following vehicles shall not be allowed to park on city streets overnight: repair, delivery, rented vehicles with commercial plates, and refuse and recycling haulers or any other vehicle not registered as a passenger vehicle.

(A) *TIME LIMIT AND WINTER PARKING.*

(1) It shall be unlawful to park motor vehicles, equipment, or structures on a street or alley in the City for more than 24 consecutive hours, without a special written permit from the Police Department. This prohibition shall be applied twelve (12) months of the year.

(2) Winter Parking Rules - It shall be unlawful to park motor vehicles, equipment, or structures on a street or alley in the Dundas city limits between the hours of 2:00 a.m. and 6:30 a.m. from October 31 through April 15 of the following year, those dates inclusive. Daily permits for unusual circumstances may be granted as determined by the Dundas Police Department.

Penalty, see § 100.99

HISTORY: Amended Ord 2004-02

§ 701.07 REPAIRING VEHICLES ON CITY STREETS.

Vehicle repair and tune-ups shall not be permitted on any city street. Damage to city streets because of the vehicle repairs shall be charged to the person responsible for the damage to the city streets.

§ 701.08 PROHIBITING PARKING AREAS IN FRONT YARDS IN RESIDENTIAL ZONES.

(A) The construction, operation or maintaining a parking area, either paved or unpaved, in the front yard of any lot is prohibited in any area zoned for residential use. For the purpose of this section, front yard shall mean and include that area between the sidewalk, or street line in the event there is no sidewalk, and the front line of the principal building, extending in both directions to the side lot lines.

(B) Use of that portion of a vacant lot within 30 feet of the sidewalk lines for parking in an area zoned for residential use is prohibited.

(C) Driveways in any area zoned for residential use shall not exceed 25% of the width at the front or side lot line. Where more than one driveway is desired or required, they shall be at least 70 feet apart.

(D) The front part of any lot shall not be used for the parking of an automobile, truck, trailer, tractor, recreational vehicle, camper, travel trailer, camper top, tent, wagon, boat, boat trailer, storage area or motor home.

(E) No person, being the owner or having control of any building, shall violate or fail to conform to any provision of this section, or fail to obey any lawful order of an officer charged with its enforcement. Each and every day on which any person continues to violate the provisions of this section, after having been notified of the violation, shall constitute a separate offense. This conviction shall not relieve any person from thereafter complying with the provisions of this section, and shall be sufficient cause to refuse further building or land use permits to the offender until a time as the orders have been complied with.

Penalty, see § 100.99

§ 701.09 IMPOUNDMENT.

Any police officer may order the removal or towing of a vehicle from a street to a garage or other place of safety when the vehicle is left unattended and constitutes an obstruction to traffic or hinders snow removal, street improvements or maintenance operations. The vehicle shall not be released until the fees for towing and storage are paid in addition to any fine imposed for violation of this chapter.

§ 701.10 PRIMA FACIE VIOLATIONS.

The presence of any motor vehicle on any street when standing or parked in violation of this chapter is prima facie evidence that the registered owner of the vehicle committed or authorized the commission of the violation.

§ 701.11 UNATTENDED VEHICLES

HISTORY: Adopted Ord. 2006-

A. No person shall leave a standing or parked motor vehicle unsecured and unattended, while the motor is running. Violation of this section shall constitute a petty offense and may be punished by a fine of up to \$100.00.

B. No person shall leave or park a motor vehicle containing a child less than 10 years of age unattended, whether or not the engine of the motor vehicle is running. Violation of this section constitutes a petty offense and may be punished by a fine of up to \$100.00.

CHAPTER 702: SNOWMOBILES

Section

- 702.01 Intent
- 702.02 Definitions
- 702.03 Application of traffic ordinances
- 702.04 Restrictions
- 702.05 Stopping and yielding
- 702.06 Persons under 18
- 702.07 Equipment
- 702.08 Unattended snowmobiles
- 702.09 Emergency operation permitted
- 702.10 Careless Operation

§ 702.01 INTENT.

It is the intent of this chapter to supplement M.S. §§ 84.81 through 84.91, and M.S. Chapter 169, as these statutes may be amended from time to time and Minn. Rules parts 6100.5000 through 6100.6000, as these rules may be amended from time to time, with respect to the operation of snowmobiles. These statutes and rules are incorporated herein by reference. This section is not intended to allow what the state statutes and rules prohibit, nor to prohibit what the state statutes and rules allow.

§ 702.02 DEFINITIONS.

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

DEADMAN THROTTLE or SAFETY THROTTLE. A device which, when pressure is removed from the engine accelerator or throttle, causes the motor to be disengaged from the driving mechanism.

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

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

OWNER. A person, other than a lien holder having the property in or title to a snowmobile, or entitled to the use or possession thereof.

PERSON. Includes an individual, partnership, corporation, the state and its agencies and subdivision, and any body of persons, whether incorporated or not.

RIGHT-OF-WAY. The entire strip of land traversed by a highway or street in which the public owns the fee or an easement for roadway purposes.

ROADWAY. That portion of a highway or street improved, designed or ordinarily used for vehicular travel.

SNOWMOBILE. A self-propelled vehicle designed for travel on snow or ice, steered by skis or runners.

STREET. A public thoroughfare, roadway, alley or trail used for motor vehicular traffic which is not an interstate, trunk, county-state aid, or county highway.

§ 702.03 APPLICATION OF TRAFFIC ORDINANCES.

The provisions of Chapter 700 of this code shall apply to the operation of snowmobiles upon streets and highways, except for those relating to required equipment, and except those which by their nature have no application.

Penalty, see § 10.99

§ 702.04 RESTRICTIONS.

(A) It is unlawful for any person to enter, operate or stop a snowmobile within the limits of the city:

(1) On the roadway of any street, which is not designated by the city as a state snowmobile trail, except it shall be lawful to operate a snowmobile while leaving or returning to a state trail by the most direct route between the hours of 7:00 a.m. and 8:00 p.m.

(2) On a public sidewalk provided for pedestrian travel.

(3) On boulevards within any public right-of-way.

(4) On private property of another without specific permission of the owner or person in control of the property.

(5) Upon any school grounds, except as permission is expressly obtained from responsible school authorities.

(6) On public property, playgrounds and recreation areas, except areas previously listed or authorized for the use by resolution of the City Council, in which case the use shall be lawful, and snowmobiles may be driven in and out of those areas by the shortest route.

(7) On streets as permitted by this chapter at a speed exceeding 15 miles per hour.

(B) It is unlawful for any person to operate a snowmobile within the limits of the city:

(1) So as to tow any person or thing in a public street or highway except through use of a rigid tow bar attached to the rear of the snowmobile; provided, that a disabled snowmobile may be towed to a private residence or a place of business where snowmobiles are repaired without the use of a rigid tow bar.

(2) To intentionally drive, chase, run over or kill any animal.
Penalty, see § 100.99

(C) Crossing of Streets and Highway.

A snowmobile may make a direct crossing of a street or highway, except an interstate highway or freeway, provided:

(1) The crossing is made at an angle of approximately 90 degrees to the direction of the street or highway and at a place where no obstruction prevents a quick and safe crossing;

(2) The snowmobile is brought to a complete stop before crossing the shoulder or main traveled way;

(3) The driver yields the right-of-way to all on coming traffic which constitutes an immediate hazard;

(4) In crossing a divided street or highway, crossing is made only at an intersection of such street or highway with another public street or highway;

(5) If the crossing is made between the hours of one-half hour after sunset to one-half hour before sunrise, or in conditions of reduced visibility, only if both front and rear lights are on.

§ 702.05 STOPPING AND YIELDING.

No snowmobile shall enter any uncontrolled intersection without making a complete stop. The operator shall then yield the right-of-way to any vehicles or pedestrians at the intersection, or so close to the intersection as to constitute an immediate hazard.

Penalty, see § 100.99

§ 702.06 PERSONS UNDER 18.

(A) No person under 14 years of age shall operate on streets or make a direct crossing of a city street as the operator of a snowmobile. A person 14 years of age or older, but less than 18 years of age, may operate a snowmobile on streets as permitted under this chapter and make a direct crossing of those streets only if he or she has in his or her immediate possession a valid snowmobile safety certificate issued pursuant to M.S. § 84.872, as it may be amended from time to time.

(B) It is unlawful for the owner of a snowmobile to permit the snowmobile to be operated contrary to the provision of this section.

Penalty, see § 100.99

§ 702.07 EQUIPMENT.

It is unlawful for any person to operate a snowmobile any place within the limits of the city unless it is equipped with the following:

(A) Standard mufflers which are properly attached and which reduce the noise of operation of the motor to the minimum necessary for operation. No person shall use a muffler cutout, 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.

(D) When operated between the hours of one-half hour after sunset to one-half hour before sunrise, or at times of reduced visibility, at least one clear lamp attached to the front, with sufficient intensity to reveal persons and vehicles at a distance of at least 100 feet ahead during the hours of darkness under normal atmospheric conditions. The head lamp 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 light plainly visible from a distance of 500 feet to the rear during hours of darkness under normal atmospheric conditions.

Penalty, see § 100.99

§ 702.08 UNATTENDED SNOWMOBILES.

Every person leaving a snowmobile on a public place shall remove the key and take the same with him or her.

Penalty, see § 100.99

§ 702.09 EMERGENCY OPERATION PERMITTED.

Notwithstanding any prohibitions in this chapter, a snowmobile may be operated on a public thoroughfare in an emergency during the period of time and at locations where snow upon the roadway renders travel by automobile impractical.

§ 702.10 CARELESS OPERATION.

It shall be unlawful for any person to operate a snowmobile within the city limits of Dundas, at any place, in a careless, reckless, or negligent manner so as to endanger or be likely to endanger, or cause injury or damage to any person or property.

CHAPTER 703: ALL-TERRAIN VEHICLE REGULATIONS

Section

- 703.01 Definitions
- 703.02 Unlawful operation
- 703.03 Use on private property
- 703.04 Exceptions
- 703.05 Penalty

§ 703.01 *DEFINITIONS.*

ALL-TERRAIN VEHICLE. Defined in Minnesota Statutes Section 84.92 Subd. 8. as a motorized floatation-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.

DIRT BIKE. A motorized vehicle of not more than two tires not equipped to be used or licensed for public highways.

PUBLIC ROADWAY. The entire right-of-way, including the paved portion of streets or highways, as well as all banks, ditches, shoulders and medians.

§ 703.02 *UNLAWFUL OPERATION.*

It shall be unlawful for any person to operate an all-terrain vehicle 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 *EXCEPTIONS.*

Four-wheel all-terrain vehicles may be operated on public roadways by handicapped persons with a permit issued by the Chief of Police.

§ 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 \$100.00.

CHAPTER 704: BICYCLE REGULATIONS

Section

- 704.01 Bicycle defined
- 704.02 Regulation of Bicycles
- 704.03 Penalties

§ 704.01 *BICYCLE DEFINED.*

“**Bicycle**” means every device propelled by human power upon which any person may ride, having two tandem wheels, either of which is over 14 inches in diameter, and including any device generally recognized as a bicycle equipped with two front or rear wheels.

§ 704.02 *REGULATION OF BICYCLES.*

The use of bicycles, roller skates, and skateboards within the city of Dundas shall be regulated as follows:

(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 motor vehicle, except as to those provisions as by their nature can have no application.

(2) MANNER AND NUMBER RIDING.

a. A person propelling a bicycle shall not 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.

(3) HITCHING RIDES.

No person riding upon any bicycle, coaster, roller skates, skate board, sled or toy vehicle shall attach the same or themselves to any vehicle upon a street or roadway.

(4) WHERE TO RIDE.

a. Every person operating a bicycle upon a street or roadway shall ride as near to the right side of the street or roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

b. Persons riding bicycles upon a street or 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 any person is riding a bicycle, on roller skates, or a skateboard upon any sidewalk in the City, such person shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian.

(5) LIGHTING AND BRAKE EQUIPMENT.

a. Every bicycle, when in use at night-time shall be equipped with or its operator shall carry, a light or 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 directions from 600 feet to the rear when directly in front of lawful lower beams of headlamps on a motor vehicle. A light or lamp emitting a red light visible from a distance of 500 feet to the rear may be used in addition to the red reflector.

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

§ 704.03 *PENALTIES*

Any person who violates this Chapter shall be guilty of a petty offense and subject to a fine not to exceed \$25.00.

CHAPTER 705: MOTORIZED GOLF CART AND ATV REGULATIONS

HISTORY: ADOPTED ORD. 2003-14

Section

- 705.01 Use of golf carts and ATVs on city streets
- 705.02 Penalties

§ 705.01 *USE OF GOLF CARTS AND ATVs ON CITY STREETS.*
HISTORY: ADOPTED ORD. 2003-14

Notwithstanding Chapter 703 of the City Code, Motorized golf carts and four-wheel all-terrain vehicles may be operated on public streets and roadways by special permit issued by the City Council. 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.

All applicants must be at least 18 years of age, and must not have had their Minnesota driver=s 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 special 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 special 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 driver=s 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.

▪ 705.02 *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.

CHAPTER 700: TRAFFIC AND PARADE REGULATIONS

Section

General Provisions

- 700.01 State highway traffic regulations adopted by reference
- 700.02 Trucks prohibited on certain streets
- 700.03 Stop intersections
- 700.04 Through streets and one-way streets
- 700.05 Turning restrictions
- 700.06 U-turns restricted
- 700.07 Excessive noise
- 700.08 Exhibition driving prohibited
- 700.09 Cruising prohibited

Parades/Public Ceremony

- 700.20 Definitions
- 700.21 Permit required
- 700.22 Application for permit
- 700.23 Standards for issuance of permit
- 700.24 Notice of rejection of permit application
- 700.25 Appeal procedure when permit denied
- 700.26 Alternative permit
- 700.27 Notice to city and other officials when permit issued
- 700.28 Contents of permit
- 700.29 Duties of permittee
- 700.30 Public conduct during parades
- 700.31 Revocation of permit

GENERAL PROVISIONS

§ 700.01 STATE HIGHWAY TRAFFIC REGULATIONS ADOPTED BY REFERENCE.

(A) The Highway Traffic Regulations Act is hereby adopted by reference. The regulatory provisions of M.S. Chapter 169, as it may be amended from time to time, are hereby adopted as a traffic ordinance regulating the use of highways, streets and alleys within the city and are hereby incorporated in and made a part of this section as completely as if set out in full herein.

(B) The penalty for violation of the provisions of state statutes adopted by reference in this section shall be identical with the penalty provided for in the statutes for the same offense.

§ 700.02 TRUCKS PROHIBITED ON CERTAIN STREETS.

(A) The City Council by resolution may designate streets on which travel by commercial vehicles in excess of 10,000 pounds axle weight is prohibited. The Chief of Police shall cause appropriate signs to be erected on those streets. No person shall operate a commercial vehicle on posted streets in violation of the restrictions posted.

(B) The weight restrictions established in division (A) shall not apply to city or emergency vehicles, public school buses or to garbage and refuse trucks making regular collections and are under contract with the city, nor shall the weight restrictions in division (A) apply if a commercial vehicle must use the particular street in question for the purpose of local pick-up or delivery.

Penalty, see § 100.99

§ 700.03 STOP INTERSECTIONS.

The city may designate intersections as a stop intersection and require all vehicles to stop at one or more entrances to those intersections. The city shall post signs at those designated intersections, giving notice of the designation as a stop intersection. It shall be unlawful for any person to fail to obey the markings or signs posted under this section.

Penalty, see § 100.99

§ 700.04 THROUGH STREETS AND ONE-WAY STREETS.

The City Council by resolution may designate any street or portion of a street as a through street or one-way street where necessary to preserve the free flow of traffic or to prevent accidents. No trunk highway shall be so designated unless the consent of the Commissioner of Transportation to the designation is first secured. The city shall cause appropriate signs to be

posted at the entrance to designated streets. It shall be unlawful for any person to fail to obey the markings or signs posted under this section.

Penalty, see § 100.99

§ 700.05 TURNING RESTRICTIONS.

(A) The City Council by resolution may, whenever necessary to preserve a free flow of traffic or to prevent accidents, designate any intersection as one where turning of vehicles to the left or to the right, or both, is to be restricted at all times or during specified hours. No intersection on a trunk highway shall be so designated until the consent of the Commissioner of Transportation to the designation is first obtained.

(B) The city shall mark by appropriate signs any intersection so designated.

(C) No person shall turn a vehicle at any intersection contrary to the direction on those signs.

Penalty, see § 100.99

§ 700.06 U-TURNS RESTRICTED.

No person shall turn a vehicle so as to reverse its direction on any street in the business district. A U-turn may be made at any intersection where traffic is not regulated by a traffic control signal. Violation of this Section constitutes a Petty Misdemeanor.

§ 700.07 EXCESSIVE NOISE.

(A) As used in this section, LIGHT-MOTOR VEHICLES means any automobile, van, motorcycle, motor-driven cycle, motorscooter, go cart, minibike, trail bike, or truck with a gross vehicular weight of less than 10,000 pounds.

(B) It shall be unlawful for any person to operate, or cause to operate, or use a light-motor vehicle in a manner as to cause, or allow to be caused, excessive noise levels as a result of unreasonable rapid accelerations, deceleration, revving of engine, squealing of tires, honking of horns, or as a result of the operation of audio devices including but not limited to radios, phonograph, tape players, compact disc players or any other sound-amplifying device on or from the light-motor vehicle.

(C) No person shall operate, or cause to operate, or use a light-motor vehicle in violation of the noise standards contained in Minn. Rules parts 7030.1050 and 7030.1060, as it may be amended from time to time.

(D) No person shall operate, or cause to operate, or use a light-motor vehicle that discharges its exhaust other than through a muffler or other device that effectively prevents loud

or explosive noises. No person shall operate, or cause to operate, or use a light-motor vehicle whose exhaust system has been modified, altered, or repaired in any way, including the use of a muffler cut-out or by-pass, that amplifies or otherwise increases noise above that emitted by the light-motor vehicle as originally equipped.

(E) The following are exempted from the provisions of this section:

(1) Sound emitted from sirens of authorized emergency vehicles;

(2) Burglar alarms on light-motor vehicles of the electronic signaling type which also transmit an audible signal to a receiver which can be carried by the owner or operator of the vehicle; and

(3) Celebrations on Halloween and other legal holidays and celebrations in connection with duly authorized parades.

Penalty, see § 100.99

§ 700.08 EXHIBITION DRIVING PROHIBITED.

No person shall turn, accelerate, decelerate or otherwise operate a motor vehicle within the city in a manner which causes unnecessary engine noise or backfire, squealing tires, skidding, sliding, swaying, throwing of sand or gravel, or in a manner simulating a race. Unreasonable squealing or screeching sounds emitted by tires or the unreasonable throwing of sand or gravel by the tires is prima facie evidence of a violation of this section.

Penalty, see § 100.99

§ 700.09 CRUISING PROHIBITED.

(A) As used in this section, CRUISING means the operation of a motor vehicle as defined in M.S. § 169.01, Subd. 3, as it may be amended from time to time, past a traffic control point as determined by a peace officer on a street in an area designated “No Cruising Zone” by City Council resolution four or more times between the hours of 9:00 p.m. and 3:30 a.m.

(B) The passing of a traffic control point under the conditions previously stated, shall constitute unnecessary repetitive driving and is a violation of this section.

(C) The following use of vehicles shall constitute valid exceptions to this prohibition: taxicabs for hire, buses, authorized emergency vehicle, vehicles used by or under contract with any governmental jurisdiction, any vehicle being used to conduct legitimate business activities.

(D) This section may be enforced only in an area that has been posted as a “No Cruising Zone.” Signs shall be posted at the beginning and the end of any public street, alley or highway, or portion thereof which is a no cruising zone.

PARADES/PUBLIC CEREMONY

§ 700.20 DEFINITIONS.

For the purpose of this subchapter the following definitions shall apply unless the context clearly indicates or requires a different meaning.

PARADE. Any parade, march, or procession of any kind, or any similar display in or on any street, sidewalk, park, or other public place in the city, which has the effect of restricting reasonable use of said public places by other citizens who are not participants.

PARADE PERMIT. A permit required by this subchapter.

PARKING LOT. Any paved or unpaved area used by a place of business or shopping center for the parking of vehicles of their customers, but shall not include those operated for hire.

§ 700.21 PERMIT REQUIRED.

(A) No person or persons shall engage or participate in, aid, form or start any parade unless a parade permit has been obtained from the City Clerk or other authorized city official.

(B) This subchapter shall not apply to:

(1) Funeral processions;

(2) Students going to and from school classes or participating in educational activities; provided, that the conduct is under the immediate direction and supervision of the proper school authorities;

(3) A governmental agency acting within the scope of its functions.

Penalty, see § 100.99

§ 700.22 APPLICATION FOR PERMIT.

(A) *GENERALLY.* A person seeking issuance of a parade permit shall file an application with the City Clerk.

(B) *FILING PERIOD.* The application for a parade permit shall be filed not less than 72 hours but not more than 60 days before the date on which it is proposed to conduct the parade. Failure to file an application 72 hours in advance will not result in automatic denial of the permit; provided, that the applicant shows reasonable grounds why the application could not be filed 72 hours in advance.

(C) *REQUIRED INFORMATION.* The application for a parade permit shall set forth the following information:

(1) The name, address, and telephone number of the person seeking to conduct the parade;

(2) If the parade is proposed to be conducted for, on behalf of, or by an organization, the name, address, and telephone number of the headquarters of the organization and of the authorized and responsible heads of the organization;

(3) The name, address, and telephone number of the person who will be the parade chairperson and who will be responsible for its conduct;

(4) The date when the parade is to be conducted;

(5) The route to be traveled, the starting point, and the termination point;

(6) The approximate number of persons, animals, and vehicles which will constitute the parade, the type of animals, if any, and the description of the vehicles;

(7) The hours when the parade will start and terminate;

(8) A statement as to whether the parade will occupy all or only a portion of the width of the streets, sidewalk, park or other public place proposed to be traversed;

(9) The location by street of any assembly area for the parade;

(10) The time at which units of the parade will begin to assemble at any assembly area or areas;

(11) The interval of space to be maintained between units of the parade;

(12) If the parade is designed to be held by, and on behalf of or for, any person other than the applicant, the applicant for the permit shall file a communication in writing from the person authorizing the applicant to apply for the permit on his or her behalf;

(13) Any additional information reasonably necessary to a fair determination as to whether a permit should be issued.

(D) There shall be paid at the time of filing an application for a parade permit a fee in an amount as established in the Ordinance Establishing Fees and Charges pursuant to § 300.11 and Chapter 101 of this Code, as it may be amended from time to time.

Penalty, see § 100.99

§ 700.23 STANDARDS FOR ISSUANCE OF PERMIT.

The City Clerk shall issue a permit when, from a consideration of the application and from other information obtained, he or she finds that:

(A) The conduct of the parade will not substantially interrupt the safe and orderly movement of other traffic contiguous to its route;

(B) The conduct of the parade will not require the diversion of so great a number of police officers of the city to properly police the line of movement and the areas contiguous thereto as to prevent normal police protection to the city;

(C) The concentration of persons, animals and vehicles at assembly points of the parade will not unduly interfere with proper fire and police protection of, or ambulance service to, areas contiguous to the assembly areas;

(D) The conduct of the parade will not interfere with the movement of firefighting equipment en route to a fire;

(E) The parade is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays en route;
Penalty, see § 100.99

§ 700.24 NOTICE OF REJECTION OF PERMIT APPLICATION.

If the City Clerk disapproves the application, he or she shall mail to the applicant within the three regular business days after the date on which the application was filed a notice of his or her action stating the reasons for his or her denial of the permit.

§ 700.25 APPEAL PROCEDURE WHEN PERMIT DENIED.

Any person aggrieved shall have the right to appeal the denial of a parade permit to the City Council. The appeal shall be taken within 30 days after notice of denial. The City Council shall act on the appeal within 30 days after its receipt.

§ 700.26 ALTERNATIVE PERMIT.

The City Clerk or other authorized city official, in denying an application for a parade permit, shall be empowered to authorize the conduct of the parade on a date, at a time, or over a route different than that named by the applicant. An applicant desiring to accept an alternate permit shall file a written notice of his or her acceptance. An alternate parade permit shall conform to the requirements of, and shall have the effect of, a parade permit under this subchapter.

§ 700.27 NOTICE TO CITY AND OTHER OFFICIALS WHEN PERMIT ISSUED.

Immediately on the issuance of a parade permit, a copy thereof shall be sent to the Police Chief.

§ 700.28 CONTENTS OF PERMIT.

Each parade permit shall state the following information:

- (A) Starting time;
 - (B) Minimum speed;
 - (C) Maximum speed;
 - (D) Maximum interval of space to be maintained between the units of the parade;
 - (E) The portions of the street, sidewalk, park or other public place to be traversed that may be occupied by the parade;
 - (F) The maximum length of the parade in miles or fractions thereof;
 - (G) Other information as is reasonably necessary to the enforcement of this subchapter.
- Penalty, see § 100.99

§ 700.29 DUTIES OF PERMITTEE.

A permittee hereunder shall comply with all permit directions and conditions and with all applicable laws and ordinances. The parade chairperson or other person heading or leading the activity shall carry the parade permit on his or her person during the conduct of the parade.
Penalty, see § 100.99

§ 700.30 PUBLIC CONDUCT DURING PARADES.

(A) *INTERFERENCE.* No person shall unreasonably hamper, obstruct, impede or interfere with any parade or parade assembly or with any person, vehicle or animal participating or used in a parade.

(B) *DRIVING THROUGH PARADES.* No driver of a vehicle except a police car or other emergency vehicle shall drive between the vehicles or persons comprising a parade when the vehicles or persons are in motion and are conspicuously designated as a parade.

(C) *PARKING ON PARADE ROUTE.* The Police Chief or other authorized city official shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a street or other public thoroughfare or part thereof constituting a part of the route of a parade. Signs shall be posted to the effect, and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof. No person shall be liable for parking on a street or other public thoroughfare unless signs have been posted in accordance with this section. Penalty, see § 100.99

§ 700.31 REVOCATION OF PERMIT.

The city shall have the authority to revoke a parade permit issued hereunder on application of the standards for issuance as herein set forth.

CHAPTER 701: PARKING REGULATIONS

Section

- 701.01 No parking where posted
- 701.02 Limited parking
- 701.03 Other parking restrictions
- 701.04 Declaration of snow emergency; parking prohibited
- 701.05 Parking certain semi-trailers or tractors on public streets prohibited
- 701.06 Overnight parking
- 701.07 Repairing vehicles on city streets
- 701.08 Prohibiting parking areas in front yards in residential zones
- 701.09 Impoundment
- 701.10 Prima facie violations
- 701.11 Unattended vehicles

Cross-reference:

Abandoned vehicles, see Chapter 900

§ 701.01 NO PARKING WHERE POSTED.

No person shall stop, stand or park a vehicle upon the public streets of the city at any place where official signs or where appropriate devices, marks, or painting, either upon the surface of the street or the curb immediately adjacent thereto, prohibit these acts.

Penalty, see § 100.99

§ 701.02 LIMITED PARKING.

No person shall stop, stand or park a vehicle upon the public streets of the city where official signs are erected limiting the parking time thereon, for a period of time in excess of the time as designated by the official signs.

Penalty, see § 100.99

§ 701.03 OTHER PARKING RESTRICTIONS.

The City Council may by resolution order the placing of signs, devices or marks, or the painting of streets or curbs prohibiting or restricting the stopping, standing or parking of vehicles on any street where, in its opinion, as evidenced by a finding in its official minutes, the stopping, standing or parking is dangerous to those using the highway, or where the stopping, standing or parking of vehicles would unduly interfere with the free movement of traffic. The signs, devices, marks or painting shall be official signs, devices, marks or painting, and no person shall stop, stand or park any vehicle in violation of the restrictions thereon or as indicated thereby.

Penalty, see § 100.99

§ 701.04 DECLARATION OF SNOW EMERGENCY; PARKING PROHIBITED.

(A) The Mayor, Police Chief or other designated official may declare a snow emergency in the city. The emergency shall continue in effect for a period of 24 hours or until the snow has been removed from the city's streets or until the snow emergency has been rescinded by action of the Mayor, Police Chief or other designated officer.

(B) Notice of the declaration of a snow emergency shall be given by posting notice within the city, and notifying the local news media; however, the notification shall be a service aid only and not a duty on the part of the officials.

(C) During a declared snow emergency, no motor vehicle shall be left parked on any street or public way in the city.

(D) During a declared snow emergency, any police officer who finds a motor vehicle in violation of this section shall attempt to contact the owner of the motor vehicle and require the owner to immediately move the motor vehicle so as not to be in violation of this section. If the owner does not immediately remove the motor vehicle or the owner cannot be located, the police

officer is authorized to have the motor vehicle removed at the owner's expense or impounded pursuant to section 701.09.

Penalty, see § 100.99

§ 701.05 PARKING CERTAIN SEMI-TRAILERS OR TRACTORS ON PUBLIC STREETS PROHIBITED.

HISTORY: Adopted Amended Ord 2003-09

No person shall park a semi-tractor or trailer, or any truck rated with a gross vehicle weight in excess of 10,000 pounds, on any public street of the city zoned for residential use.

Penalty, see § 100.99

§ 701.06 OVERNIGHT PARKING.

The following vehicles shall not be allowed to park on city streets overnight: repair, delivery, rented vehicles with commercial plates, and refuse and recycling haulers or any other vehicle not registered as a passenger vehicle.

(A) *TIME LIMIT AND WINTER PARKING.*

(1) It shall be unlawful to park motor vehicles, equipment, or structures on a street or alley in the City for more than 24 consecutive hours, without a special written permit from the Police Department. This prohibition shall be applied twelve (12) months of the year.

(2) Winter Parking Rules - It shall be unlawful to park motor vehicles, equipment, or structures on a street or alley in the Dundas city limits between the hours of 2:00 a.m. and 6:30 a.m. from October 31 through April 15 of the following year, those dates inclusive. Daily permits for unusual circumstances may be granted as determined by the Dundas Police Department.

Penalty, see § 100.99

HISTORY: Amended Ord 2004-02

§ 701.07 REPAIRING VEHICLES ON CITY STREETS.

Vehicle repair and tune-ups shall not be permitted on any city street. Damage to city streets because of the vehicle repairs shall be charged to the person responsible for the damage to the city streets.

§ 701.08 PROHIBITING PARKING AREAS IN FRONT YARDS IN RESIDENTIAL ZONES.

(A) The construction, operation or maintaining a parking area, either paved or unpaved, in the front yard of any lot is prohibited in any area zoned for residential use. For the purpose of this section, front yard shall mean and include that area between the sidewalk, or street line in the event there is no sidewalk, and the front line of the principal building, extending in both directions to the side lot lines.

(B) Use of that portion of a vacant lot within 30 feet of the sidewalk lines for parking in an area zoned for residential use is prohibited.

(C) Driveways in any area zoned for residential use shall not exceed 25% of the width at the front or side lot line. Where more than one driveway is desired or required, they shall be at least 70 feet apart.

(D) The front part of any lot shall not be used for the parking of an automobile, truck, trailer, tractor, recreational vehicle, camper, travel trailer, camper top, tent, wagon, boat, boat trailer, storage area or motor home.

(E) No person, being the owner or having control of any building, shall violate or fail to conform to any provision of this section, or fail to obey any lawful order of an officer charged with its enforcement. Each and every day on which any person continues to violate the provisions of this section, after having been notified of the violation, shall constitute a separate offense. This conviction shall not relieve any person from thereafter complying with the provisions of this section, and shall be sufficient cause to refuse further building or land use permits to the offender until a time as the orders have been complied with.

Penalty, see § 100.99

§ 701.09 IMPOUNDMENT.

Any police officer may order the removal or towing of a vehicle from a street to a garage or other place of safety when the vehicle is left unattended and constitutes an obstruction to traffic or hinders snow removal, street improvements or maintenance operations. The vehicle shall not be released until the fees for towing and storage are paid in addition to any fine imposed for violation of this chapter.

§ 701.10 PRIMA FACIE VIOLATIONS.

The presence of any motor vehicle on any street when standing or parked in violation of this chapter is prima facie evidence that the registered owner of the vehicle committed or authorized the commission of the violation.

§ 701.11 UNATTENDED VEHICLES

HISTORY: Adopted Ord. 2006-

A. No person shall leave a standing or parked motor vehicle unsecured and unattended, while the motor is running. Violation of this section shall constitute a petty offense and may be punished by a fine of up to \$100.00.

B. No person shall leave or park a motor vehicle containing a child less than 10 years of age unattended, whether or not the engine of the motor vehicle is running. Violation of this section constitutes a petty offense and may be punished by a fine of up to \$100.00.

CHAPTER 702: SNOWMOBILES

Section

- 702.01 Intent
- 702.02 Definitions
- 702.03 Application of traffic ordinances
- 702.04 Restrictions
- 702.05 Stopping and yielding
- 702.06 Persons under 18
- 702.07 Equipment
- 702.08 Unattended snowmobiles
- 702.09 Emergency operation permitted
- 702.10 Careless Operation

§ 702.01 INTENT.

It is the intent of this chapter to supplement M.S. §§ 84.81 through 84.91, and M.S. Chapter 169, as these statutes may be amended from time to time and Minn. Rules parts 6100.5000 through 6100.6000, as these rules may be amended from time to time, with respect to the operation of snowmobiles. These statutes and rules are incorporated herein by reference. This section is not intended to allow what the state statutes and rules prohibit, nor to prohibit what the state statutes and rules allow.

§ 702.02 DEFINITIONS.

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

DEADMAN THROTTLE or SAFETY THROTTLE. A device which, when pressure is removed from the engine accelerator or throttle, causes the motor to be disengaged from the driving mechanism.

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

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

OWNER. A person, other than a lien holder having the property in or title to a snowmobile, or entitled to the use or possession thereof.

PERSON. Includes an individual, partnership, corporation, the state and its agencies and subdivision, and any body of persons, whether incorporated or not.

RIGHT-OF-WAY. The entire strip of land traversed by a highway or street in which the public owns the fee or an easement for roadway purposes.

ROADWAY. That portion of a highway or street improved, designed or ordinarily used for vehicular travel.

SNOWMOBILE. A self-propelled vehicle designed for travel on snow or ice, steered by skis or runners.

STREET. A public thoroughfare, roadway, alley or trail used for motor vehicular traffic which is not an interstate, trunk, county-state aid, or county highway.

§ 702.03 APPLICATION OF TRAFFIC ORDINANCES.

The provisions of Chapter 700 of this code shall apply to the operation of snowmobiles upon streets and highways, except for those relating to required equipment, and except those which by their nature have no application.

Penalty, see § 10.99

§ 702.04 RESTRICTIONS.

(A) It is unlawful for any person to enter, operate or stop a snowmobile within the limits of the city:

(1) On the roadway of any street, which is not designated by the city as a state snowmobile trail, except it shall be lawful to operate a snowmobile while leaving or returning to a state trail by the most direct route between the hours of 7:00 a.m. and 8:00 p.m.

(2) On a public sidewalk provided for pedestrian travel.

(3) On boulevards within any public right-of-way.

(4) On private property of another without specific permission of the owner or person in control of the property.

(5) Upon any school grounds, except as permission is expressly obtained from responsible school authorities.

(6) On public property, playgrounds and recreation areas, except areas previously listed or authorized for the use by resolution of the City Council, in which case the use shall be lawful, and snowmobiles may be driven in and out of those areas by the shortest route.

(7) On streets as permitted by this chapter at a speed exceeding 15 miles per hour.

(B) It is unlawful for any person to operate a snowmobile within the limits of the city:

(1) So as to tow any person or thing in a public street or highway except through use of a rigid tow bar attached to the rear of the snowmobile; provided, that a disabled snowmobile may be towed to a private residence or a place of business where snowmobiles are repaired without the use of a rigid tow bar.

(2) To intentionally drive, chase, run over or kill any animal.
Penalty, see § 100.99

(C) Crossing of Streets and Highway.

A snowmobile may make a direct crossing of a street or highway, except an interstate highway or freeway, provided:

(1) The crossing is made at an angle of approximately 90 degrees to the direction of the street or highway and at a place where no obstruction prevents a quick and safe crossing;

(2) The snowmobile is brought to a complete stop before crossing the shoulder or main traveled way;

(3) The driver yields the right-of-way to all on coming traffic which constitutes an immediate hazard;

(4) In crossing a divided street or highway, crossing is made only at an intersection of such street or highway with another public street or highway;

(5) If the crossing is made between the hours of one-half hour after sunset to one-half hour before sunrise, or in conditions of reduced visibility, only if both front and rear lights are on.

§ 702.05 STOPPING AND YIELDING.

No snowmobile shall enter any uncontrolled intersection without making a complete stop. The operator shall then yield the right-of-way to any vehicles or pedestrians at the intersection, or so close to the intersection as to constitute an immediate hazard.

Penalty, see § 100.99

§ 702.06 PERSONS UNDER 18.

(A) No person under 14 years of age shall operate on streets or make a direct crossing of a city street as the operator of a snowmobile. A person 14 years of age or older, but less than 18 years of age, may operate a snowmobile on streets as permitted under this chapter and make a direct crossing of those streets only if he or she has in his or her immediate possession a valid snowmobile safety certificate issued pursuant to M.S. § 84.872, as it may be amended from time to time.

(B) It is unlawful for the owner of a snowmobile to permit the snowmobile to be operated contrary to the provision of this section.

Penalty, see § 100.99

§ 702.07 EQUIPMENT.

It is unlawful for any person to operate a snowmobile any place within the limits of the city unless it is equipped with the following:

(A) Standard mufflers which are properly attached and which reduce the noise of operation of the motor to the minimum necessary for operation. No person shall use a muffler cutout, 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.

(D) When operated between the hours of one-half hour after sunset to one-half hour before sunrise, or at times of reduced visibility, at least one clear lamp attached to the front, with sufficient intensity to reveal persons and vehicles at a distance of at least 100 feet ahead during the hours of darkness under normal atmospheric conditions. The head lamp 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 light plainly visible from a distance of 500 feet to the rear during hours of darkness under normal atmospheric conditions.

Penalty, see § 100.99

§ 702.08 UNATTENDED SNOWMOBILES.

Every person leaving a snowmobile on a public place shall remove the key and take the same with him or her.

Penalty, see § 100.99

§ 702.09 EMERGENCY OPERATION PERMITTED.

Notwithstanding any prohibitions in this chapter, a snowmobile may be operated on a public thoroughfare in an emergency during the period of time and at locations where snow upon the roadway renders travel by automobile impractical.

§ 702.10 CARELESS OPERATION.

It shall be unlawful for any person to operate a snowmobile within the city limits of Dundas, at any place, in a careless, reckless, or negligent manner so as to endanger or be likely to endanger, or cause injury or damage to any person or property.

CHAPTER 703: ALL-TERRAIN VEHICLE REGULATIONS

Section

- 703.01 Definitions
- 703.02 Unlawful operation
- 703.03 Use on private property
- 703.04 Exceptions
- 703.05 Penalty

§ 703.01 *DEFINITIONS.*

ALL-TERRAIN VEHICLE. Defined in Minnesota Statutes Section 84.92 Subd. 8. as a motorized floatation-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.

DIRT BIKE. A motorized vehicle of not more than two tires not equipped to be used or licensed for public highways.

PUBLIC ROADWAY. The entire right-of-way, including the paved portion of streets or highways, as well as all banks, ditches, shoulders and medians.

§ 703.02 *UNLAWFUL OPERATION.*

It shall be unlawful for any person to operate an all-terrain vehicle 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 *EXCEPTIONS.*

Four-wheel all-terrain vehicles may be operated on public roadways by handicapped persons with a permit issued by the Chief of Police.

§ 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 \$100.00.

CHAPTER 704: BICYCLE REGULATIONS

Section

- 704.01 Bicycle defined
- 704.02 Regulation of Bicycles
- 704.03 Penalties

§ 704.01 *BICYCLE DEFINED.*

“**Bicycle**” means every device propelled by human power upon which any person may ride, having two tandem wheels, either of which is over 14 inches in diameter, and including any device generally recognized as a bicycle equipped with two front or rear wheels.

§ 704.02 *REGULATION OF BICYCLES.*

The use of bicycles, roller skates, and skateboards within the city of Dundas shall be regulated as follows:

(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 motor vehicle, except as to those provisions as by their nature can have no application.

(2) MANNER AND NUMBER RIDING.

a. A person propelling a bicycle shall not 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.

(3) HITCHING RIDES.

No person riding upon any bicycle, coaster, roller skates, skate board, sled or toy vehicle shall attach the same or themselves to any vehicle upon a street or roadway.

(4) WHERE TO RIDE.

a. Every person operating a bicycle upon a street or roadway shall ride as near to the right side of the street or roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

b. Persons riding bicycles upon a street or 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 any person is riding a bicycle, on roller skates, or a skateboard upon any sidewalk in the City, such person shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian.

(5) LIGHTING AND BRAKE EQUIPMENT.

a. Every bicycle, when in use at night-time shall be equipped with or its operator shall carry, a light or 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 directions from 600 feet to the rear when directly in front of lawful lower beams of headlamps on a motor vehicle. A light or lamp emitting a red light visible from a distance of 500 feet to the rear may be used in addition to the red reflector.

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

§ 704.03 *PENALTIES*

Any person who violates this Chapter shall be guilty of a petty offense and subject to a fine not to exceed \$25.00.

CHAPTER 705: MOTORIZED GOLF CART AND ATV REGULATIONS

HISTORY: ADOPTED ORD. 2003-14

Section

- 705.01 Use of golf carts and ATVs on city streets
- 705.02 Penalties

§ 705.01 *USE OF GOLF CARTS AND ATVs ON CITY STREETS.*
HISTORY: ADOPTED ORD. 2003-14

Notwithstanding Chapter 703 of the City Code, Motorized golf carts and four-wheel all-terrain vehicles may be operated on public streets and roadways by special permit issued by the City Council. 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.

All applicants must be at least 18 years of age, and must not have had their Minnesota driver=s 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 special 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 special 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 driver=s 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.

▪ 705.02 *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.