800 Traffic

801. Traffic

801.01 Definitions. Any term used in 801 and 802 of this code and defined in Minnesota Statutes 169.01, has the meaning given it by that statute.

801.02 Statute Adopted. The regulatory provisions and definitions of Minnesota Statutes, Chapter 168, Chapter 169, and Chapter 171 are adopted by reference, and shall regulate the use of the highways, streets, and alleys of the city and the qualifications of drivers thereon.

801.03 U-Turns. No person shall turn a vehicle on any street so as to reverse its direction.

801.04 Turning Restrictions. The council, by resolution, whenever necessary to preserve a free flow of traffic or to prevent accidents may designate any intersection as one where the turning of vehicles to the left or to the right or both is to be restricted at all times or during specified hours, and shall mark by appropriate signs any intersection so designated. No intersection on a trunk highway shall be so designated until the consent of the commissioner of transportation to such designation is obtained. No person shall turn a vehicle at any intersection so designated contrary to the directions on such signs.

801.05 Through and One-Way Streets. The council, by resolution, may designate any street or portion of a street as a through or a one-way street, and any intersection as a stop intersection where necessary to preserve the free flow of traffic and to prevent accidents, and shall mark by appropriate signs the streets and intersections so designated. No trunk highway shall be designated as a through or one-way street and no intersection or a trunk highway shall be designated as a stop intersection unless the consent of the commissioner of transportation is first secured. No person shall operate a vehicle on any street or intersection so designated contrary to the directions on such signs.

801.06 Truck Restrictions. The council, by resolution, may designate streets on which travel by trucks is prohibited, and shall mark such streets by appropriate signs. No person shall operate a truck on any street so marked.

801.07 Weight Restrictions. The street commissioner may prohibit the operation of vehicles upon any street under his jurisdiction or impose weight restrictions on any such street whenever the street, by reason of deterioration, rain, snow, or other climatic conditions will be seriously damaged or destroyed unless the use of vehicles on the street is prohibited or the permissible weights thereof reduced. He shall erect and maintain signs plainly indicating the prohibition or restriction at each end of that portion of the street affected. No person shall operate a vehicle on posted street in violation of the prohibition or

restriction.

801.08 Exhibition Driving. 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 stimulating a race. Unreasonable squealing or screeching sounds emitted by tires, or the unreasonable throwing of sand or gravel by the tires in prima facie evidence of a violation of this section.

801.09 Refuse. No person shall throw or deposit glass, metal, garbage, tin cans, or any other similar substance upon any street, and anyone who drops or throws or permits to be dropped or thrown any such substance shall immediately cause it to be removed. Any wrecked or damaged vehicle on a street shall be removed from the street without unreasonable delay, and pending removal shall be guarded with proper lights equal in intensity to ordinary parking lights, or by red flares; when removed, no glass or injurious substance shall be left upon the street by the person removing the vehicle.

801.10 Police Duties. The police department shall enforce the provisions of this section and the state traffic laws. Police officers are authorized to direct all traffic within the city, either in person or by means of visible or audible signal, in conformity with this section and the state traffic laws. During a fire or other emergency or to expedite traffic or safeguard pedestrians, police officers may direct traffic as conditions require not withstanding the provisions of this section and the state traffic laws. Members of the fire department may direct or assist the police in directing traffic at the scene of a fire or in the immediate vicinity.

801.11 Vehicle Passengers.

Subdivision 1. General Rule. All persons being transported by a passenger vehicle in the City of Detroit Lakes shall be within the passenger compartment of that vehicle at all times while the vehicle is in motion.

Subd. 2. Definition. For purposes of this Section, "Passenger Vehicle" shall mean a passenger automobile and a pickup truck, both as defined in Minnesota Statutes 168.011.

Subd. 3. Exclusions.

a. "Passenger Vehicle" as used in this Section does not include a van, a farm work truck, authorized emergency vehicle, or special mobile equipment all as defined in Minnesota Statutes Section 168.011, nor shall it include a self-propelled recreational vehicle licensed under Minnesota Statute Chapter 168 for use on public streets or highways, nor shall it include a motorcycle, motorized bicycle, bus, school bus, or vehicle designed exclusively for operation on railroad tracks.

b. This Section shall not apply to any vehicle while taking part in a parade within the City of Detroit Lakes pursuant to a parade permit duly issued by the Detroit Lakes Police Department.

c. This Section shall not apply to vehicles owned and operated by a unit of government in the course and scope of government operations.

d. This Section shall not apply to vehicles operated during the course of a community service project within the City of Detroit Lakes being conducted pursuant to a permit duly issued by the Detroit Lakes Police Department.

Subd. 4. Violation of Law. It shall be unlawful for a person to drive or operate a passenger vehicle in violation of this Section. It shall be unlawful for a person to be transported by a passenger vehicle in violation of this Section. (Ord. No. 42, 6/15/90)

802. Parking Regulations

802.01 Statute Adopted. The definitions and parking restrictions of Minnesota Statutes, Chapter 168 and Chapter 169, are adopted by reference and shall govern the parking of vehicles within the city.

802.02 Angle Parking. The council, by resolution, may designate certain streets for angle parking and shall mark appropriately the streets so designated. On any such street, every vehicle parked shall be parked with the front of such vehicle facing the curb or the edge of the traveled portion of the street at an angle approximately 45 degrees and facing between the painted or other markings on the curb or street indicating the parking space. No vehicle, however, shall be parked at an angle the length of which is more than twenty-two feet. Such vehicles shall park in the city parking lots. On all streets not designated for angle parking, vehicles shall be parked parallel to the curb or edge of the roadway in accordance with law.

802.03 Alley Parking. No vehicle except those used by the city for fire or police work and ambulances used for emergency hospital work shall be parked or let stand in any alley for a period exceeding three minutes, except trucks actually being loaded or unloaded.

802.04 Parking Restrictions.

Subdivision 1. Sales. No vehicle shall be parked or let stand on any street or city parking lot for the purpose of displaying or offering it for sale. No automobile dealer shall park or let stand a vehicle in a city parking lot for the purpose of storing it temporarily or permanently.

Subd. 2. Camping. No person shall for overnight camping purposes leave or park a house trailer, motor home, or recreational vehicle on any street.

Subd. 3. Time. No vehicle shall be parked or let stand on any street or city parking lot for a period longer than forty-eight hours.

Subd. 4. Motor Running. No person shall park or let stand on any street a motor vehicle with the motor running.

802.05 Truck Parking.

Subdivision 1. No Truck Parking Residential Districts No person shall park a semi tractor, trailer, or tractor trailer combination in any residentially zoned district of the City, except that such vehicles may park in a residential district for not more than 30 minutes for the purpose of discharging freight.

Subd. 2. No Truck Parking Zones. The Council, by resolution, may establish “no truck parking” zones outside of residential districts and any zones so established shall be marked by appropriate signs. Such zones shall be established in a congested district where heavy traffic by commercial vehicles or other traffic congestion makes parking by commercial vehicles a hazard to safety of vehicles or pedestrians. No person shall park a commercial vehicle of more than one ton capacity for more than thirty minutes and in “no truck parking” zones not to exceed thirty minutes for the purpose of having access to abutting property when such access cannot be conveniently secured from an alley or from a side street where truck parking is not so restricted for the purpose of receiving or discharging freight. The council, by resolution, may establish "no truck parking" zones and any zones so established shall be marked by appropriate signs. Such zones shall be established in a congested district where heavy traffic by commercial vehicles or other traffic congestion makes parking by commercial vehicles a hazard to safety of vehicles or pedestrians. No person shall park a commercial vehicle of more than one ton capacity for more than thirty minutes and in "no truck parking" zones not to exceed thirty minutes for the purposes of having access to abutting property when such access cannot be conveniently secured from an alley or from a side street where truck parking is not so restricted for the purpose of receiving or discharging freight. **(Adopted: 7/6/99 Ord. No. 181)**

802.06 Time Limit Zones. The council, by resolution, may designate certain areas of the city as limited parking or no parking zones and shall mark by appropriate signs any zone so established. Such zones shall be established wherever necessary for the convenience of the public or to minimize traffic hazards and to preserve a free flow of traffic. No person shall park or let stand any vehicle in any limited parking zone between the hours of 8:00 A.M. and 6:00

P.M. of any week day for a longer period than is specified on the signs marking such zone. No person shall park or let stand any vehicle in a no parking zone during any period in which parking is prohibited.

802.07 Loading Zones. The council, by resolution, may establish in each block in congested districts one or more loading zones and shall mark by appropriate signs any zone so established. Such zones shall be located at places most convenient for the use of the public and with regard to traffic conditions in the block. No person shall, between the hours of 8:00 A.M. and 6:00 P.M. of any week day, park any vehicle in any loading zone except for the purpose of receiving or discharging passengers or freight and then only for a period no longer than necessary for the discharge or receipt of such passengers or freight.

802.08 Winter Parking.

Subdivision 1. Snow Emergency. Whenever, in the opinion of the street commissioner, an emergency exists in the city, or in a section of sections thereof, because of snow, freezing rain, sleet, ice, phenomena, which create or are likely to create hazardous road conditions impending, or likely to impend the free movement of fire, health, police, emergency, or other vehicular traffic, or the safety and welfare of the community, the street commissioner may declare an emergency to exist for a period of seventy-two hours, but the emergency may be sooner terminated if conditions permit. If the street commissioner is absent from the city or is unable to act, the emergency may be declared by the chief of police. Notice of such emergency shall be given by radio, television, or press, which news media shall be requested to cooperate with the city officials and when given such notice shall constitute due and proper notice. The notice shall specify the hour that the emergency commences and there shall be an interval of at least two hours between the first time that notice is given and the commencement of the emergency.

Subd. 2. Parking Prohibited. During the period of emergency, no vehicle shall be parked or left standing on any portion of the following streets from 1:00 A.M. to 7:00 A.M.: Frazee Street, Lincoln Avenue, Rossman Avenue, Willow Street to West Main Street, West Lake Drive, Main Street, Holmes Street, Washington Avenue, Lake Avenue, Summit Avenue, Willow Street, Roosevelt Avenue, Pioneer Street, Front Street, Soo Line tracks to Highway No. 10. The parking of vehicles directly in front of all night eating establishments on the above described streets during an emergency between the hours of 1:00 A.M. and 7:00 A.M. will not be prohibited if the owner or operator of the vehicle is inside the eating establishment while parked and is available to move the vehicle if it is hindering snow removal or street cleaning operations. If the owner or operator does not remove his vehicle when requested by a police officer or a city employee engaged in removing snow or cleaning streets, the vehicle may be removed as provided in Section 802.10.

Subd. 3. Resumption of Parking. Parking may be resumed on individual streets in this area as soon as the snow removal or street cleaning operation is completed except as may be otherwise restricted by ordinance. Where parking is normally permitted only one side of the street, vehicles parked pursuant to the aforesaid provisions may be parked on that side of the street only.

Subd. 4. Other Streets. The parking of vehicles on streets other than those listed in Subd. 2 shall not be prohibited during the period of an emergency unless the vehicle is hindering snow removal or street cleaning operations.

802.09 Prima Facie Evidence. The operation, parking or use of a motor vehicle in violation of the provisions of Chapter 802 of this code shall be prima facie evidence that said motor vehicle was, at the time of such violation, driven, operated, parked, and used by the registered owner thereof.

802.10 Impoundment and Towing of Vehicles

Subdivision 1. Impoundment. A police officer may impound any vehicle operated, standing, or parked in violation of ordinances of the City of Detroit Lakes or statutes of the State of Minnesota. In deciding whether to impound such vehicle, a police officer shall make a discretionary determination as to the necessity for impoundment and removal of such vehicle.

Subd. 2. Towing. Any vehicle impounded by a police officer may be summarily towed and removed by officers of the Police Department or persons employed or designated by the Department. No notice need be given to the owner or operator of the impounded vehicle prior to its towing and removal. An impounded vehicle may be stored in any location available to the Police Department. The City shall not be responsible for any damage to impounded vehicles removed in accordance with provisions of this ordinance. An impounded vehicle will not be released until the fees for towing and storage are paid in addition to any fine imposed for the violation of law which caused the impoundment of the vehicle. **(Amended Ord. No. 43, 6/15/90)**

802.11 Double Parking Prohibited. Except where angle parking is specifically allowed and indicated by curb marking or sign posting, any vehicle stopped or let stand upon a two-way roadway, where there is an adjacent curb, shall be stopped or let stand with the right hand wheels of the vehicle parallel with, and within 18 inches of, the right hand curb; provided that upon a one-way roadway, all vehicles shall be parked either as set forth above, or with the left hand wheels of said vehicle parallel with and 18 inches from the left hand curb. In either case, the vehicle shall be so parked that the front of the vehicle, with respect to the remainder of the vehicle, shall coincide with the direction of flow of

traffic upon the street and the lane adjoining the curb along which the vehicle is parked.

802.12 Violations and Fines. Violation of any provision of Chapter 802 shall be a petty misdemeanor for which the penalty, if paid within ten days of the violation, shall be $5.00. In the event the fine is not paid within ten days of the violation, but is paid within thirty days of the violation, the fine shall be $10.00. If such fine is not paid within thirty days of the violation, any person found guilty of the violation shall be punished as and for a petty misdemeanor. In the event a fine is paid within thirty days of the violation, as specified above, it may be paid by depositing the same in courtesy boxes provided for that purpose at such locations as may be designated by the chief of police, or in the alternative, the same may be mailed to the traffic violations bureau maintained at the office of the Detroit Lakes Police Department.

802.13 Parking Lot Fees. The Council, may, by resolution establish fees for parking in Municipal Parking Lots 1, 2 and at the Detroit Lakes Library. Fees for such permits issued under this chapter are as set forth in Section 210. No person may park a vehicle in Municipal Parking Lots 1, 2 and at the Detroit Lakes Library for a period longer than two hours without first obtaining a parking permit and the same to be displayed on the right side of the rear window.
(Adopted: 12/03/85 Ord. No. 6)

803. Snowmobiles

803.01 Definitions.

Subdivision 1. Snowmobile. "Snowmobile" means a self-propelled vehicle designed for travel on snow or ice or a natural terrain steered by wheels, skis, or runners.

Subd. 2. Operate. "Operate" means to control the operation of a snowmobile.

Subd. 3. Operator. "Operator" means a person who operates or is in actual control of a snowmobile.

803.02 Restrictions. It shall be unlawful for any person to operate a snowmobile under the following circumstances:

(1) On private property of another without the express permission to do so by the owner or occupant of said property.

(2) On public school grounds, park property, playgrounds, recreational areas and skating rinks when prohibited by the proper public authority.

(3) In a manner so as to create loud, unnecessary or unusual noise so as to disturb or interfere with the peace and quiet of other persons.

(4) In a careless, reckless, or negligent manner so as to endanger the safety of any person or the property of any other person.

(5) Without having such snowmobile registered as provided in Minnesota Statutes 84.81 through 84.88.

(6) If fourteen years of age but less than eighteen years of age without having in his possession a valid snowmobile safety certificate issued pursuant to the provisions of Minnesota Statutes 84.86.

(7) While under the influence of intoxicating beverages or narcotics or habit forming drugs.

(8) Without a lighted head and tail light when required for safety.

(9) If under the age of fourteen years, on public property, including, but not limited to, streets, alleys, and highway within the city.

803.03 Use in Parks. Notwithstanding the prohibitions of this section, the park board of the city shall have authority to supervise and regulate events or programs in which snowmobiles are used. The park board shall have the authority to designate city parks, playgrounds, recreational and skating rink areas that they shall deem available for the use of snowmobiles.

803.04 Equipment. All snowmobiles operated within the city shall have the following equipment:

(1) Mufflers which are properly attached and which reduce the noise of operation of the vehicle to a minimum, and no person shall use a muffler cutout, bypass, or similar device on said vehicles.

(2) Adequate brakes, head and tail lamps and reflective material as prescribed by Minnesota Statutes, Chapter 84, and regulations promulgated thereto.

(3) A safety or so-called "dead man" throttle in operating condition: a safety or "dead man" throttle is defined as a device which, when pressure is removed from the accelerator or throttle causes the motor to be disengaged from the driving track.

803.05 Parking.

Subdivision 1. Manner. No owner or operator shall leave or allow a snowmobile to be or remain on public property when the motor is running or when the key is in the ignition switch.

Subd. 2. Location. No person shall park a snowmobile on a boulevard, street, alley or highway within the city.

803.06 Sidewalks. No person shall operate a snowmobile on a sidewalk or boulevard except to make a right angle crossing.

804. Bicycles

804.01 Registration Required. No person shall ride a bicycle upon any street, sidewalk, highway or other public property in the city unless such bicycle shall have been registered or licensed by the city prior to March 1, 1977, or shall be registered with the state on or after that date.

804.02 Regulations.

Subdivision 1. Riding Double. No persons shall ride or propel a bicycle on a street or other public highway of the city with another person on the handlebars or in any position in front of the operator.

Subd. 2. Speed. No bicycle shall be ridden faster than is reasonable and proper, but every bicycle shall be operated with reasonable regard to the safety of the operator and other persons upon the sidewalks, streets and other public highways of the city.

Subd. 3. Traffic Signs. Persons riding bicycles shall observe all signs and shall stop at all stop signs.

Subd. 4. Lights. No bicycle shall be permitted on any sidewalk, street or other public highway of the city between thirty minutes after sunset and thirty minutes before sunrise, without a headlight visible under normal atmospheric conditions from the front thereof for not less than three hundred feet indicating the approach or presence of the bicycle, firmly attached to such bicycle and properly lighted, or without a yellow or red light reflector attached to and visible from two hundred feet from the rear thereof. The said headlight shall give a clear white light.

Subd. 5. Riding Abreast. No person shall ride or propel a bicycle upon any street or other public highway in the city abreast of more than one other person riding or propelling a bicycle.

Subd. 6. Traffic Laws. Every person riding or propelling a bicycle upon any street or other public highway in the city shall observe all traffic rules

and regulations applicable thereto, and shall turn only at intersections, signal for all turns, ride at the right hand side of the sidewalk, street or highway, pass to the left when passing overtaken vehicles and individuals that are slower moving and shall pass vehicles to the right when meeting.

Subd. 7. Business District. No person shall ride or propel a bicycle on the sidewalk in that part of the city known as the business district and described as follows, to-wit: On Washington Avenue from Frazee Street to Grant Street.

804.03 Headphones.

No person, while riding a bicycle as defined in Chapter 169 of Minnesota Statutes in a public right-of-way, shall wear headphones or earphones which may be used in both ears simultaneously for purposes of receiving or listening to broadcasts or reproductions from radios, tape decks, or other sound producing or transmitting devices. For the purposes of this section the term "public right-of-way" shall include, without limitation, streets, highways, alleys, sidewalks, footpaths and parking lots commonly open to the public.

805. Skateboards

805.01 **Purpose**

The purpose of this ordinance is to protect public health and safety relative to the use of skateboards, roller skates, roller blades, roller skis, scooters, and similar items within the City, the City Council having found that the use of such items requires regulation as a result of an increase in the unregulated use of said devices accompanied by an increase in complaints as to their use in congested areas.

805.02 **Definitions**

For the purpose of this ordinance, the following terms shall have the following meanings:

A. **"Protected District"** means that area of the City bounded by the following streets together with the street rights-of-way and sidewalks adjoining the following described area: commencing at the intersection of Washington Avenue and Union Street proceeding south on Washington Avenue to Highway 10; thence west to Lake Avenue; thence south on Lake Avenue to Front Street; thence west along Front Street to Minnesota Avenue; thence south along Minnesota Avenue to Holmes Street; thence east along Holmes Street to Lake Avenue, thence south along Lake Avenue to Frazee Street; thence east along Frazee Street to Highway 10 including the Detroit Lakes Public Library property; thence northwesterly along Highway 10 to the intersection of Washington Avenue

and Highway 10.

B. **"Roller Skates"** means a form of skate with small wheels or rollers designed to be attached to the foot or shoe or worn through an attached shoe, including those devices commonly referred to as roller skates and roller blades.

C. **"Skateboard"** means a wheeled, non-motorized device designed to transport a rider, usually in a standing position, which device is not otherwise secured to a rider's feet or shoes, and including those devices commonly referred to as skateboards and scooters. The term skateboard does not include bicycles, wheelchairs, or vehicles licensed by the State.

805.03 **Regulation**

No person shall ride or propel a skateboard, or roller skates upon any public street, public street right-of-way, public sidewalk, public parking lot, private parking lot, public alley, or in any public or private parking structure, situated in the protected district.

805.04 **Amendment**

The Council of the City of Detroit Lakes may expand, amend, or modify the Protected District by resolution. **Ord. No. 36, 8/1/89**

806. Bridges

806.01 Use of Bridges

No person shall use any part of, nor be upon, nor stand on, any public or private street or highway, vehicular or pedestrian bridge or railroad bridge, for the purpose of diving, jumping, entering into water or swimming therefrom.

806.02 Trespass to Bridge Structure

No person shall climb or sit upon any guardrail, girder, piling or support structure for a vehicular, pedestrian or railroad bridge, nor shall any person travel upon any portion of such bridge other than the upper surface of the bridge deck.

806.03 Effective Date

This ordinance shall be effective from and after its adoption and publication as provided by the Home Rule Charter of the City of Detroit Lakes. **Added: 11/05/91 Ord. 69**

807. Motorized Golf Carts

807.01 Authorization. Motorized golf carts may be operated on designated streets within the City only pursuant to a permit issued under this ordinance.

807.02 Definitions. For the purpose of this ordinance, the following terms have the following definitions:

Subdivision 1. Authorized Operator. A person listed on an institutional permit as authorized to operate a motorized golf cart for an institution.

Subd. 2. Designated Streets. The streets, designated by resolution of the City Council, on which motorized golf carts may be operated by permit.

Subd. 3. Person. A natural person.

Subd. 4. Institution. A nursing home licensed by the State of Minnesota and located within the City.

Subd. 5. Motorized Golf Cart. A self-propelled vehicle of the type and style designated for and commonly used by patrons of golf courses, but excluding vehicles commonly known as all terrain vehicles or ATV's.

Subd. 6. Permit. A permit issued under this ordinance by the City of Detroit Lakes and allowing the operation of a motorized golf cart on designated streets in the City.

807.03 Permit Required. Motorized golf carts shall not be operated on streets in the City except by an authorized operator pursuant to a valid permit.

Subdivision 1. Only those persons identified on a permit as an authorized operator may operate a motorized golf cart pursuant to that permit.

807.04 Permit Application Forms. Applications forms for permits shall be obtained from the Office of the City Administrator.

807.05 Applications. All applications shall include at least the following information and documentation:

a. Date of application;
b. Full name of Institutional applicant;
c. Official capacity of the person signing the application for the institution;
d. Full name and address of the owner of the motorized golf cart, if other than the applicant;
e. Make, model and identification or serial number of the motorized golf cart to be operated under permit;

f. The designated streets or part thereof on which the motorized golf cart will be operated under permit;

g. The times of operation of the motorized golf cart;

h. A satisfactory certificate of insurance complying with Minnesota Statute 65B.48, Subd. 5, and with any other insurance required by Minnesota Statute 169.045;

I. The following information as to all persons to be listed as authorized operators:

1. Full name;
2. Home and work address;
3. Home and work telephone numbers;
4. Minnesota drivers license number;
5. Date of birth;

j. Such additional and further information as the City Administrator or City Council may deem necessary or appropriate to process the application.

807.06 Granting or Denying Permits.

Subdivision 1. The City Council shall grant a permit to applicants satisfactorily providing all information required by this ordinance. The City Council may deny an application in whole or in part for any of the following reasons:

a. The application or documentation submitted in support of the application is incomplete or contains false, fraudulent or deceptive statements;

b. An authorized operator for the applicant does not have a valid Minnesota driver's license;

c. An authorized operator for the applicant cannot safely operate a motorized golf cart on streets in the City;

d. Information or documentation required by any other applicable law has not been filed with the City Administrator;

e. The applicant does not qualify for a permit.

Subd. 2. The City Council may issue a permit subject to special conditions if the Council determines that the applicant does not otherwise qualify for a permit, or that such conditions are necessary to ensure public safety.

Subd. 3. For public safety considerations, a permit issued under this ordinance also may:

a. Limit operation of the motorized golf cart to use on only specific streets within the group of designated streets;

b. Prohibit operation on certain designated streets during specified times, dates or occasions.

807.07. Possession of Permit. A person operating a motorized golf cart by permit must have the permit in possession when operating the motorized golf cart and shall produce it upon demand of a peace officer.

807.08. Operation Regulations. Motorized golf carts operated pursuant to permit on designated streets must follow these regulations:

Subdivision 1. The operator must have and possess a current, valid, Minnesota driver's license.

Subd. 2. The motorized golf cart may be operated only between sunrise and sunset.

Subd. 3. The motorized golf cart shall not be operated during inclement weather; nor when visibility is impaired by weather, smoke, fog or other conditions; nor at any time when there is insufficient light to clearly see persons in vehicles on the roadway at a distance of 500 feet.

Subd. 4. The motorized golf cart must display the slow moving vehicle emblem provided by Minnesota Traffic Regulations.

Subd. 5. The motorized golf cart operator may directly cross any street or highway that intersects a designated street.

Subd. 6. All rights and duties applicable to the driver of any other vehicle shall apply to the motorized golf cart, except those provisions that cannot reasonably be applied to the motorized golf cart. Except for the rear view mirror requirements of Minnesota Statute 169.70, the equipment regulations of Minnesota law do not apply to the motorized golf cart.

Subd. 7. The motorized golf cart shall be equipped with a mirror so located as to reflect to the driver a view of the highway for a distance of at least 200 feet to the rear of the vehicle.

Subd. 8. Motorized golf carts shall not be operated on public sidewalks.

807.09 Revocation, Suspension or Modification of Permits.

Subdivision 1. Permits may be revoked or temporarily suspended by the City Administrator if there is evidence satisfactory to the Administrator that:

a. There is no authorized operator for the institution who can safely operate a motorized golf cart on streets in the City;

b. There is no authorized operator for the institution permit who has a valid Minnesota driver's license;

c. The application for permit contained false or misleading information or documentation;

d. A violation has occurred as provided in Subd. 3 below, regardless of whether the violation resulted in a conviction;

e. The insurance required by law for a permit is no longer in effect.

Subd. 2. A permit may be modified to delete an authorized operator if there is evidence satisfactory to the Administrator that:

a. The authorized operator cannot safely operate a motorized golf cart on streets in the City;

b. The authorized operator does not have valid Minnesota driver's license;

c. The application for permit contained false or misleading information or documentation;

d. A violation has occurred as provided in Subd. 3 below, without regard to whether the same resulted in a criminal conviction.

Subd. 3. The City Administrator may administratively revoke, modify or temporarily suspend a permit if there is evidence satisfactory to the Administrator that a permit holder or authorized operator has committed, permitted or otherwise allowed:

a. A violation of any provision of this ordinance;

b. Conduct constituting a misdemeanor, gross misdemeanor or felony offense involving the operation of a vehicle;

c. A violation of any special conditions of the permit.

Subd. 4. A renovation, modification or suspension shall be effective when notice of the same is personally delivered to the permit holder, or mailed by first class mail to the permit holder at the address stated in the permit application.

807.10 Appeal. Any authorized operator or institution may appeal a revocation, modification or suspension to the City Council by written notice of appeal submitted to the City Administrator within fifteen (15) days of the effective date of the revocation, modification or suspension.

807.11 Permit Term. Permits shall be issued for a period not to exceed one (1) year and may be annually renewed. The Administrator may use a short form application for renewal of existing permits.

807.12 Separability. Should any provision of this ordinance be declared by a court to be invalid, such decision shall not affect the validity of any other part of the ordinance.

807.13 Violations. Violations of this ordinance are a petty misdemeanor, except that violations committed under circumstances that endanger, or that are likely to endanger, persons or property are misdemeanors. A violation of this ordinance within twelve (12) months of a conviction for a prior violation of this ordinance is a misdemeanor.

807.14 Institutional Responsibility for Operator. Any institution which is issued a permit is responsible under this ordinance for the acts of any person operating a motorized golf cart that is under the care, custody or control of the institution. Such institution is liable for penalties under this ordinance which could be imposed upon the operator. **Ord. 149, 12/3/96**

(pages 328-361 reserved)