

## SUB-ANALYSIS

## Title

## CHAPTER 8 TRAFFIC REGULATIONS

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**CHAPTER 8 TRAFFIC REGULATIONS**

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

**SECTION 8.01. HIGHWAY TRAFFIC REGULATION ACT ADOPTED BY REFERENCE.**

Except as otherwise provided in this Chapter, or in Chapters 7 and 9 of this Code, Minnesota Statutes, Chapter 169, (commonly referred to as the Highway Traffic Regulation Act), as amended through Laws 1997, is hereby incorporated herein and adopted by reference, including the penalty provisions thereof.

Source: Ordinance No. 38. Second Series  
Effective Date: 6-25-98

**SEC. 8.02. TRUCK ROUTE.** It is unlawful for any person to drive a tractor, agricultural implement, truck over 9,000 pounds gross vehicle weight, truck-trailer, tractor-trailer or truck tractor in through traffic, upon any street except those which have been designated and sign-posted as truck routes. For the purpose of this Chapter, "through traffic" means originating without the City and with a destination without the City, as distinguished from "local traffic" which means traffic either originating or having a destination within the City.

**SEC. 8.03. BICYCLES AND OTHER NON-MOTORIZED RECREATIONAL DEVICES.**  
(Amended, Ord. 8-15-06)

**Subd. 1. Purpose.** The purpose of this Section is to establish safety regulations to protect the public welfare by regulating and establishing rules regarding the use and operation of bicycles and other non-motorized recreational devices in the City. "Non-motorized recreational devices" shall include skateboards, roller skates and roller blades. (Amended, Ord. 8-15-06)

**Subd. 2. Application.**

**A.** No person shall ride, operate or propel a bicycle or other non-motorized recreational device on any street, sidewalk, or other public place unless in compliance with the provisions of this Section. (Amended, Ord. 8-15-06)

(8-15-06)

**B.** This Section is applicable to all bicycles and other non-motorized recreational devices and shall apply whenever a bicycle or other non-motorized recreational device is operated upon any street, roadway or upon any public path. (Amended, Ord. 8-15-06).

**Subd. 3. Altering Serial Number.** No person shall willfully remove, obliterate, or alter the number on the frame of any bicycle.

**Subd. 4. Obedience to Traffic Laws.** Every person riding a bicycle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the drivers of other vehicles under the laws of the State of Minnesota, except those traffic laws and provisions which by their nature can have no application.

**Subd. 5. Obedience to Traffic Control Devices.**

**A.** Any person operating a bicycle shall obey the instructions of official traffic control signals, signs and other control devices applicable to vehicles, unless otherwise directed by a peace officer.

**B.** Whenever authorized signs are erected indicating that no right or left or U-turn is permitted, no person operating a bicycle shall dismount from the bicycle to make any such turn, in which event such person shall then obey the regulations applicable to pedestrians.

**Subd. 6. Manner of Riding.** A person propelling a bicycle shall not ride other than astride a permanent and regular seat attached thereto.

**Subd. 7. "Bucking" Prohibited.** No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped.

**Subd. 8. Hitching Rides.** No person riding upon any bicycle, coaster, roller skates, sled, or toy vehicle shall attach the same or himself to any car or vehicle upon a roadway.

**Subd. 9. Ride on the Right.** Every person operating a bicycle upon a roadway shall ride as near to the right-hand side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

**Subd. 10. Ride Single File.** Persons riding bicycles upon a roadway shall not ride more than two abreast except on paths or parts of roadways set aside for the exclusive use of bicycles.

**Subd. 11. Bicycle Paths.** Whenever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use such path and shall not use the roadway.

**Subd. 12. Riding on Sidewalks.** No person shall ride a non-motorized recreational device upon a sidewalk within a C-1 or C-2 (business) district in a manner that may damage public or private property or recklessly endanger other persons. Nothing in this subdivision shall be construed to prohibit people with physical disabilities from using wheeled devices necessary for ambulatory assistance. (Amended, Ord. 8-15-06)

**Subd. 13. Pedestrian Right-of-Way.** Whenever any person is riding a bicycle upon a sidewalk, such person shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian.

**Subd. 14. Restricted Sidewalks.** Wherever the City has erected a sign on any sidewalk or roadway prohibiting the riding of bicycles thereon by any person, no person shall ride a bicycle thereon while such signs are in place.

**Subd. 15. Speed.** No person shall operate a bicycle at a speed greater than is reasonable and prudent under the conditions then existing.

**Subd. 16. Emerging From Alley or Driveway.** The operator of a bicycle emerging from an alley, driveway or building, shall upon approaching a sidewalk or the sidewalk area extending across any alleyway, yield the right-of-way to all pedestrians approaching on said sidewalk or sidewalk area, and upon entering the roadway shall yield the right-of-way to all vehicles approaching on said roadway.

**Subd. 17. Carrying Articles.** No person operating a bicycle shall carry any package, bundle, or article which prevents the rider from keeping at least one hand upon the handle bars.

**Subd. 18. Lights Required.** Every bicycle when in use at nighttime shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least 500 feet to the front and with a red reflector on the rear of a type which shall be visible from all distances from 50 feet to 300 feet to the rear when directly in front of lawful upper beams of headlamps on a motor vehicle. A lamp emitting a red light visible from a distance of 500 feet to the rear may be used in addition to the red reflector.

**Subd. 19. Brakes Required.** Every bicycle shall be equipped with a brake which will enable the operator to make the braked wheel skid on dry, level, clean pavement.

**Subd. 20. Enforcement.** The provisions of this Section shall be enforced as follows:

A. Any individual under the age of 16, upon any violation of the provisions of this Section, shall receive a warning ticket issued by the Sheriff's Department. Each individual in this class shall be instructed to have the warning ticket signed by a parent and returned to the Sheriff's Department within seven (7) days from the date of the violation. If said ticket is not remitted within the time period set forth, then the matter shall be referred to Juvenile Court for prosecution.

B. Any individual between the ages of 16 and 18, upon any violation of the provisions of this Section, shall receive a tab charge, and the matter will be prosecuted in Juvenile Court.

**Subd. 21. Unlawful Act.** It is unlawful for any person to violate a provision of this Section.

Source: City Code  
Effective Date: 7-1-90

**SEC. 8.04. U-TURNS.**

**Subd. 1. Purpose.** The purpose of this Section is to establish safety and control regulations to protect the public welfare by regulating and establishing rules regarding the exercise of "U-Turns" along certain locations on Main Street.

**Subd. 2. Definitions.** The following term, as used in this Section, shall have the meanings stated:

A. **"U-Turn"** - A turn or maneuver of a vehicle whereby the vehicle: (i) is turned so as to proceed in a direction opposite from which the vehicle was being driven prior to the turn; (ii) is turned across the center or median line and parked on the opposite side of the street; or (iii) is backed across the center or median line so as to travel in a direction opposite that of the direction from which the vehicle was parked.

**Subd. 3. No U-Turn.** It is unlawful for any person to make a U-Turn on Main Street at, and at any point between, Center Street and 4<sup>th</sup> Street.

**Subd. 4. Signage.** Specific signage indicating "No U-Turn" shall be erected at the intersections of Main Street and Center Street, South 2nd Street, 3rd Street, and 4th Street.

Source: Ordinance No. 95-3, Second Series  
Effective Date: 3-16-95

**SEC. 8.05. EXHIBITION DRIVING.**

**Subd. 1. Prima Facie Evidence.** It is prima facie evidence of exhibition driving when a motor vehicle stops, starts, accelerates, decelerates, or turns at an unnecessary rate of speed so as to cause tires to squeal, gears to grind, soil to be thrown, engine backfire, fishtailing or skidding, or, as to two-wheeled or three-wheeled motor vehicles, the front wheel to lose contact with the ground or roadway surface.

**Subd. 2. Unlawful Act.** It is a misdemeanor for any person to do any exhibition driving on any street, parking lot, or other public or private property, except when an emergency creates necessity for such operation to prevent injury to persons or damage to property; provided, that this Section shall not apply to driving on a racetrack. For purposes of this Section, a "racetrack" means any track or premises whereon motorized vehicles, horses, dogs, or other animals or fowl legally compete in a race or timed contest for an audience, the members of which have directly or indirectly paid a consideration for admission.

**SEC. 8.06. ONE-WAY STREETS.**

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

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

**SEC. 8.07. EMERGENCY VEHICLES.** The provisions of this Chapter shall not apply to vehicles when operated with due regard for safety, under the direction of police officers in the chase or apprehension of violators of the law or of persons charged with or suspected of any such violation, nor to Fire Department or fire patrol vehicles when traveling in response to a fire alarm, nor to public ambulances when traveling in emergencies. This exemption shall not, however, protect the driver of any such vehicle from the consequences of a reckless disregard of the safety of others.

Source: City Code  
Effective Date: 7-1-90

**SEC. 8.08. OPERATION OF MOTORIZED GOLF CARTS ON ROADWAYS.**

**Subd. 1. Scope of Application.** Notwithstanding provisions of this Chapter to the contrary, this Section shall apply to control of traffic and regulation of the operation of motorized golf carts on the roadways or portions thereof, designated herein. All provisions of this Chapter not relating to the matters herein stated, apply as equally to motorized golf carts as other vehicles.

**Subd. 2. Permit Required.** Permits shall be issued only to persons 18 years of age or older who have a valid Minnesota driver's license. Authorization to operate a motorized golf cart on the roadways designated in this Section is by permit only. All applications for a permit to operate a motorized golf cart on the roadways or streets shall include the name and address of the applicant and such other information as may, from time to time, be required by the Council and shall be made upon forms available at the office of the City Administrator that have been prescribed by the City for such purpose. At the time of submitting the application, the applicant must provide evidence of insurance complying with the provision of Minnesota Statutes, Section 65B.48, Subd. 5, as the same now exists or may hereafter be amended. The permit period may not exceed one year, but applications for renewal permits may be made in such abbreviated form as the Council may, by resolution, adopt. Permits issued by the Council may be revoked at any time if there is evidence that the permittee cannot safely operate the motorized golf cart on the roadways designated in this Section. As a condition to obtaining a permit, the applicant must submit a certificate signed by a physician that the applicant is able to safely operate a motorized golf cart on roadways designated in this Section. The annual fee for a permit shall be fixed by resolution of the Council.

**Subd. 3. Operation.**

**A.** It is not a violation of this Chapter to operate a motorized golf cart on any roadway within the City limits of the City.

**B.** Operation of a motorized golf cart on the roadways is authorized only from sunrise to sunset, and motorized golf carts may 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. The operator, under permit of a motorized golf cart, may cross any street or highway intersecting a roadway; and all motorized golf carts shall display the "slow moving

vehicle" emblem as provided for in Minnesota Statutes, Section 169.522, as the same exists on the effective date of this Section, or as may hereafter be amended, when operated on roadways. All motorized golf carts must be equipped with rear view mirrors; and each motorized golf cart driven upon a roadway shall remain at, or as close as possible, to the curb.

C. Every person operating a motorized golf cart under permit on roadways, has all the rights and duties applicable to the driver of any other motor vehicle under the provisions of this Chapter or State law, except when those provisions cannot reasonably be applied to motorized golf carts and except as provided in Minnesota Statutes, Section 169.045, Subd. 7, as the same exists on the effective date of this Section, or as said statute may hereafter be amended.

**Subd. 4. Unlawful Act.** It is unlawful for any person to do any act forbidden or fail to perform any act required by this Section; except that (1) a violation which is committed in a manner or under circumstances so as to endanger or be likely to endanger any person or property; or (2) a violation of any of the provisions of this Chapter, when preceded by two or more petty misdemeanor convictions in the immediate preceding 12 month period; is a misdemeanor.

Source: Ordinance No. 6, Second Series  
Effective Date: 12-19-91

**SECTION 8.09 - TRAFFIC OFFICERS** (Added, Ord. No. 81, 7/19/05)

**Subd. 1. Purpose.** The purpose of this Section is to promote the safe and efficient traffic flow through the City of Pine Island, during periods of peak traffic congestion.

**Subd. 2. Regulations.**

**A.** The City of Pine Island may hire one or more persons, to be known as Traffic Officers, to direct traffic.

**B.** A "Traffic Officer" is a person trained to safely and efficiently direct the flow of vehicular and pedestrian traffic at public street intersections, so as to promote the safe conveyance of people in and through the City during periods of peak traffic congestion. Said Traffic Officer is not a peace officer, and has no authority to issue citations, shall not be armed, and shall not act in the capacity of a law enforcement officer.

C. The Traffic Officer's duty shall be to direct traffic in locations and during time periods as directed by the City Administration.

D. The City shall provide or arrange for appropriate training and supervision of said Traffic Officer.

(Sections 8.10 through 8.19, inclusive, reserved for future expansion.)

**SECTION 8.20 - SNOWMOBILES AND ALL TERRAIN VEHICLES  
ORDINANCE #42 SECOND SERIES**

**Subd. 1: DEFINITIONS.** For the purposes of this Section, the terms defined herein shall have the meaning ascribed to them:

A. "Person" includes an individual, partnership, corporation, the State and its agencies and subdivisions and any body of persons, whether incorporated or not.

B. "Snowmobile" means a self-propelled vehicle designed for travel on snow or ice, steered by skis or runners.

C. "All Terrain Vehicle" or "ATV" refers to "trail bikes", "mini bikes", "amphibious vehicles" and similar devices other than snowmobiles used at least partially for travel on natural terrain but not "special mobile equipment" defined in M.S. 168.011, Subd. 22.

D. "Owner" means a person, other than a lien holder, having the property in or title to snowmobile or ATV, entitled to the use or possession thereof

E. "Operate" means to ride in or on and control the operation of a snowmobile or ATV.

F. "Operator" means every person who operates or is in actual physical control of a snowmobile or ATV.

G. "Deadman Throttle" or "Safety Throttle" means a device which, when pressure is removed from the engine accelerator or throttle, causes the motor to be disengaged from the driving mechanism.

H. "Natural Terrain" means areas other than roadways or driveways (private or public), parking lots and other areas, the surface of which has been intentionally modified for motor vehicle operation thereon.

I. "City of Pine Island" and all references in this Section thereto, shall apply to the area within the corporate limits of the City of Pine Island.

**Subd. 2: MOTOR VEHICLE LICENSE REQUIRED.** Except as herein specifically permitted and authorized, it is unlawful for any person to operate a snowmobile or ATV not licensed as a motor vehicle, within the limits of the City of Pine Island:

A. On the portion of any right of way of any public highway, street, road, trail or alley used for motor vehicle travel, except they may operate upon the most right hand lane of a municipal street or alley unless otherwise herein or hereafter restricted, and may, in passing or making a left turn, operate on other lanes which are used for vehicle traffic in the same direction, for purposes of going to or returning from a non-highway area of permissible operation, by the most direct route; and they may also be operated upon the ditch bottom or the outside bank of trunk, county, state-aid and county highways where such highways are so configured within the corporate limits.

B. On a public sidewalk provided for pedestrian travel.

C. On boulevards within any public right of way.

D. On private property of another without specific permission of the owner or person in control of said property.

E. On school property, municipal parks, municipal recreation areas, cemeteries and on any other public lands and properties, except as may be specifically permitted by other provisions of the City Ordinances.

**Subd. 3. CROSSING BY SNOWMOBILE OR ATV.** A snowmobile or ATV may make a direct crossing of a street or highway, except an interstate highway or freeway, provided:

A. 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.

B. The snowmobile or ATV is brought to a complete stop before crossing the shoulder or main traveled way.

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

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

E. 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, then only if both front and rear lights are on.

**Subd. 4. TRAFFIC ORDINANCES APPLY.** City Traffic Ordinances shall apply to the operation of snowmobiles and ATV's upon streets and highways, except for those relating to required equipment, and except those which by their nature have no application.

**Subd. 5. INTERSECTIONS.** No snowmobile or ATV shall enter any intersection without yielding the right of way to any vehicles or pedestrians at the intersection, or so close to the intersection as to constitute an immediate hazard.

**Subd. 6. PERSONS UNDER EIGHTEEN (18).**

A. No person under fourteen (14) years of age shall operate on streets or the roadway surface of highways or make a direct crossing of a trunk, County state-aid, County highway, or City street as the operator of a snowmobile or ATV. A person fourteen (14) or fifteen (15) years of age accompanied by a parent or guardian, and a person sixteen (16) years of age or older, but less than (18) years of age, may operate a snowmobile or ATV on streets and highways as permitted under this Section and make a direct crossing of such streets and highways only if he/she has in his/her immediate possession, a valid snowmobile safety certificate used by the Commissioner, as provided by M.S.A. Section 84.872.

B. It is unlawful for the owner of a snowmobile or ATV to permit the snowmobile or ATV to be operated contrary to the provisions of this Subdivision.

**Subd. 7. UNLAWFUL ACTS.** It is unlawful for any person to operate a snowmobile, ATV not licensed for highway use or ATV licensed for highway use when operating on natural terrain, within the limits of the City of Pine Island:

**A.** At any place, while under the influence of alcohol or drugs as defined in M.S. 169.121, which is hereby incorporated herein by reference.

**B.** At a rate of speed greater than ten (10) miles per hour.

**C.** At any place in a careless, reckless or negligent manner or heedlessly in disregard of the rights or safety of others, or in a manner so as to endanger or be likely to endanger or cause injury or damage to any person or property.

**D.** During the hours from 10:00 p.m. to 7:00 a.m. of any day, except that during said prohibited hours of operation, such operation shall be permitted when returning to the City of Pine Island for the purpose of following the most direct practical route possible from a point outside the limits of the City of Pine Island to the residence of the operator or passenger, and except during the prohibited hours of operation such operation shall be permitted for the purpose of leaving the City of Pine Island by the most direct practical route possible to go to a specific destination outside of the City of Pine Island.

**E.** So as to tow any person or thing except through use of a rigid tow bar attached to the rear of the snowmobile or ATV.

**F.** Within 100 ft. of any skating rink, sliding area or where the operation would conflict with use or endanger other persons or property.

**Subd. 8. REQUIRED EQUIPMENT.** It is unlawful for any person to operate a snowmobile or ATV any place within the limits of the City of Pine Island 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 or ATV motor.

B. Brakes adequate to control the movement of and to stop and hold the snowmobile or ATV 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 ft. ahead during the hours of darkness and under normal atmospheric conditions. Such head lamp shall be so aimed that glaring rays are not projected into the eyes of an oncoming snowmobile or ATV operator. It shall also be equipped with at least one red tail lamp having a minimum candlepower of sufficient intensity to exhibit a red light plainly visible from a distance of 500 ft. to the rear during hours of darkness under normal atmospheric conditions.

E. Reflective material at least 16 square inches on each side, forward of the handlebars or steering device of a snowmobile or ATV and at the highest practical point on any towed object, as to reflect light at a ninety (90) degree angle.

F. A pennant flag of red or blaze material, of a size not less than 12 inches by 12 inches by 9 inches, properly attached at a height of not less than 6 feet from ground level at any time when the vehicle is operated on public streets.

**Subd. 9. UNATTENDED VEHICLE.** Every person leaving a snowmobile or ATV on a public place shall lock the ignition, remove the key and take the same with him/her.

**Subd. 10. EMERGENCY OPERATION.** Notwithstanding any prohibitions in this Section, a snowmobile may be operated on a public thoroughfare in an emergency during the period of time when, and at locations where, snow upon the roadway renders travel by automobile impractical.

**Subd. 11. ANIMALS.** It is unlawful to intentionally drive, chase, run over or kill any animal with a snowmobile or ATV.  
Adopted this 17th day of November, 1998.

**Subd. 12. Signal From Officer to Stop.** It is unlawful for a snowmobile operator, after having received a visible or audible signal from any law enforcement officer to come to a stop, to (1) operate a snowmobile in willful or wanton disregard of such signal, or (2) interfere with or endanger the law enforcement officer or any other person or vehicle, or (3) increase his speed or attempt to flee or elude the officer.

**Subd. 13. Certain Statutes Adopted.** Minnesota Statutes, Sections 84.81 through 84.911, inclusive, as amended in 1987, together with rules and regulations promulgated thereunder, are hereby adopted by reference, incorporated herein, and made a part hereof, except as otherwise provided herein.

Source: City Code  
Effective Date: 7-1-90

(Sections 8.21 through 8.98, inclusive, reserved for future expansion.)

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

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

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

8.99, Subd. 3  
(Rev. 2005)

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

Source: City Code  
Effective Date: 7-1-90