

CITY OF MAYER
COUNTY OF CARVER
STATE OF MINNESOTA

ORDINANCE 239

AN ORDINANCE AMENDING CHAPTER 72 REGULATING SNOWMOBILES,
RECREATIONAL VEHICLES, ATVS OF THE MUNICIPAL CODE OF MAYER BY
AMENDING CHAPTER 72 TO ADD GOLF CARTS AND TO PERMIT THE OPERATION
OF GOLF CARTS ON PUBLIC ROADS AND STREETS WITHIN CITY LIMITS

THE CITY COUNCIL OF THE CITY OF MAYER DOES ORDAIN:

SECTION 1. REPEAL. That the Municipal Code of Mayer, Minnesota, Chapter 72 –
Snowmobiles, Recreational Vehicles, and All Terrain Vehicles is hereby repealed in its entirety.

SECTION 2. REPLACEMENT. That the Municipal Code of Mayer, Minnesota, Chapter 72 –
Snowmobiles, Recreational Vehicles, and All Terrain Vehicles is hereby replaced with the
following language:

CHAPTER 72: SNOWMOBILES, RECREATIONAL VEHICLES, ALL-TERRAIN
VEHICLES, AND GOLF CARTS

Section

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§ 72.01 INTENT.

It is the intent of this chapter to supplement M.S. §§ 84.81 through 84.928 and M.S. Chapter 169,
with respect to the operation of snowmobiles, ATVs, golf carts, and recreational vehicles. Such
statutes are incorporated in this chapter by reference. This chapter is not intended to allow what
the state statutes prohibit.

§ 72.02 DEFINITIONS.

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

ALL-TERRAIN VEHICLE or VEHICLE (ATV). Means an all-terrain vehicle as defined in M.S. § 84.92, subd. 8, including Class 1 and Class 2 all-terrain vehicles further defined in M.S. § 84.92 subd. 9-10.

CLASS 1 ATV means an all-terrain vehicle as defined by M.S. 84.92 subd. 9.

CLASS 2 ATV means an all-terrain vehicle as defined by M.S. 84.92 subd.10.

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.

GOLF CART. A small motorized vehicle, with electric or gas power, designed to carry two golfers and their golf clubs around a golf course between shots.

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 lienholder, having the property in or title to a snowmobile or all-terrain vehicle, or entitled to the use or possession thereof.

RECREATIONAL VEHICLE means any self-propelled vehicle and any vehicle propelled or drawn by a self-propelled vehicle used for recreational purposes, including but not limited to snowmobiles, trail bikes, all-terrain vehicles, mini-bikes, pocket bikes, motorized scooters, hovercrafts, or motor vehicles licensed for highway operation, which is being used for off-road recreational purposes.

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

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

STREET. A public thoroughfare, highway, roadway, alley, or trail used for motor vehicle traffic.

§ 72.03 OWNER RESPONSIBLE.

It is unlawful for the owner of a snowmobile, recreational vehicle, golf cart, or all-terrain vehicle to knowingly permit the snowmobile, recreational vehicle, golf cart, or all-terrain vehicle to be operated in any manner contrary to any provisions of this chapter.

§ 72.04 RESERVED.

§ 72.05 PROHIBITED OPERATION; EXCEPTIONS.

Except as specifically permitted and authorized in this chapter, it is unlawful for any person to operate a snowmobile, recreational vehicle, golf cart, or all-terrain vehicle within the limits of the city:

- (A) On State Highway No. 25;
- (B) On any public street, except in the following circumstances:
 - (1) a snowmobile may operate upon the most righthand lane of a street, except State Highway No. 25, and may, in passing or in making a left turn, operate on other lanes which are used for vehicle traffic in the same direction, for the purpose of going in the most direct, practicable route possible from a point outside the city to a specific destination within the city, or from a point within the city to a specific destination outside the city limits. Operation of a snowmobile without regard to a specific destination and on an aimless, non-direct route, however, constitutes a violation of this chapter;
 - (2) A Class 2 ATV may operate on public roads and streets within the City to access businesses and residences and make trail connections, provided that such operation is otherwise in compliance with M.S. § 84.81-84.928. A Class 2 ATV may be operated at nighttime (between sunset and sunrise) pursuant to this subsection provided that it is operating with the following functioning equipment: (i) factory installed headlights; (ii) factory installed taillights and (iii) factory installed brake lights and either factory installed or after market installed turn signals.
- (C) On a public sidewalk or boulevard within any public right-of-way, except for the sidewalk on the east side of State Highway No. 25 between Fourth and Fifth Streets, provided that an operator may cross a public sidewalk, boulevard, or other public right-of-way to obtain access to a street if such crossing is made at an angle of approximately 90 degrees to the direction of the sidewalk, boulevard or right-of-way and, provided further, that such operator yields the right-of-way to all pedestrians or vehicle traffic;
- (D) On private property of another without specific permission of the owner or person in control of such property;
- (E) Upon any school grounds, except as permission is expressly obtained from responsible school authorities;
- (F) On public property, playgrounds, parks, trails, and recreation areas;
- (G) On streets as permitted by this chapter at a speed not exceeding 15 miles per hour within the limits of the city, with the exception of a Class 2 ATV as provided in B.2 which may be operated in accordance with posted speed limits. However, in no event

shall the rate of speed be greater than reasonable or proper under all of the surrounding circumstances;

- (H) In a careless, reckless or negligent manner so as to endanger the personal property of another or to cause injury or damage thereto;
- (I) While under the influence of alcoholic beverages or narcotics or drugs, as prohibited in state law;
- (J) In such a manner so as to create loud, excessive, unnecessary or unusual noise or in any way which shall unduly disturb the peace and privacy of the residents of the city or in any manner create a public nuisance;
- (K) Without a lighted headlight and taillight when required for safety, and otherwise provided herein, and;
- (L) The above notwithstanding, no snowmobile, ATV, golf cart, or recreational vehicle shall operate on a roadway or street in the city under the following circumstances: (i) inclement weather; (ii) when visibility is impaired by smoke, fog, or other conditions; (iii) at any time there is insufficient visibility to clearly see persons and vehicles in the street or roadway at a distance of five hundred (500) feet.

§ 72.06 TRAFFIC ORDINANCES AND LAWS TO BE OBSERVED.

City traffic ordinances and state laws shall apply to the operation of snowmobiles, recreational vehicles, golf carts, and ATVs upon all streets, if permitted by this ordinance to operate on public streets within the City limits. In addition, no snowmobile, recreational vehicle, golf cart, or ATV shall enter any uncontrolled intersection without making a complete stop. The operator shall yield the right-of-way to all vehicles or pedestrians at the intersection or so close as to constitute a hazard. All streets shall be crossed at an angle of approximately 90 degrees to the direction of the street. If more than one snowmobile is traveling in the same direction, they shall travel in a single file.

§ 72.07 OPERATION OF SNOWMOBILE BY MINORS.

No person under 14 years of age shall operate on the 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 state law, and make a direct crossing of such streets, only if the person complies with the licensing provisions as may be required in state law.

§ 72.08 TOWING.

- (A) No vehicle, including but not limited to sleds, toboggans, sleighs, or similar items shall be towed behind a snowmobile, recreational vehicle, golf cart, or ATV permitted to be upon any public street between the hours of one-half hour after sunset to one-half hour before sunrise unless such vehicle is equipped with at least one tail

lamp meeting the requirements of the equipment for a snowmobile, recreational vehicle, golf cart, or ATV as provided in the regulations in state law.

- (B) No snowmobile, recreational vehicle, golf cart, or ATV should be used for towing unless it shall have attached to the rear of the snowmobile, recreational vehicle, golf cart, or ATV a rigid tow bar.

§ 72.09 EQUIPMENT.

It is unlawful for any person to operate a snowmobile, recreational vehicle, golf cart, or ATV any place within the limits of the city unless it is equipped with the following:

- (A) Brakes adequate to control the movement of, and to stop and hold, the snowmobile, recreational vehicle, golf cart, or ATV under any condition of operation;
- (B) A safety or so-called deadman throttle in operating condition;
- (C) When operated between the hours of one-half hour after sunset to one-half hour before sunrise, or at times of reduced visibility, lights shall be used as provided in state law. Such lights shall be so aimed that glaring rays are not projected into the eyes of an oncoming vehicle operator. It shall also be equipped with a red tail lamp as required in state law;
- (D) Reflective material at least 16 square inches on each side, forward of the handlebars, so as to reflect lights at a 90-degree angle; and
- (E) All other equipment and safety requirements as prescribed by Minnesota Statutes and the rules and regulations of the state.

§ 72.10 EMERGENCY USE OF STREETS PERMITTED; POLICE; FIRE DEPARTMENTS.

- (A) Notwithstanding any prohibitions in this chapter, a snowmobile, recreational vehicle, golf cart, or ATV may be operated on a public street in an emergency situation during the period of time when, and at locations where, snow upon the street renders travel by automobile impractical.
- (B) This chapter does not prohibit use of snowmobiles, recreational vehicles, golf carts, and all-terrain vehicles by police, fire or emergency personnel operating in the course of their authorized duties.

§ 72.11 SECURING.

Every person leaving a snowmobile, recreational vehicle, golf cart, or ATV on a public place shall lock the ignition, remove the key and take the key with the person.

§ 72.12 GOLF CART SPECIFIC REGULATIONS

- (A) Drivers License Required. No golf cart may be operated in the city without a valid Minnesota Drivers License.

- (B) Minimum Age Required. No person may operate a golf cart under the age of 16.
- (C) Hours of Operation. Golf carts are allowed to operate from sunrise to sunset, except during periods of 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 or vehicles on the roadway at a distance of 500 feet.
- (D) Permit Required. No golf cart may be operated in the city without a permit from the City.
- (E) Permit Information Required. The permit application shall include the following information:
 - (1) Name of Owner/Operator;
 - (2) Address of Owner/Operator;
 - (3) Date of birth of Operator;
 - (4) Contact information;
 - (5) Copy of current driver's license;
 - (6) Golf Cart make, model, year, and serial number;
 - (7) Proof of insurance
- (F) Permit Fee. A fee shall be established by Ordinance of the City Council.
- (G) Permit Renewals. Permits shall be renewed annually. All permits shall expire on December 31 of each year.
- (H) Additional Required Equipment. Golf carts must be equipped a slow moving emblem, rear view mirror, headlights, taillights, rear facing brake lights, and turn signals in addition to Section 72.09. However, Section 72.09(D) does not apply.
- (I) Insurance Requirements. Owners and operators of golf carts shall carry liability insurance coverage pursuant to MN Statute 65B.48, Subdivision 5.

SECTION 3. EFFECTIVE DATE. This ordinance shall take effect on the day of publication.

Adopted by the City Council of the City of Mayer on this 24th day of April, 2023.

Attest:

Mayor

City Administrator