**TITLE VII: TRAFFIC CODE**

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 **70.01 CERTAIN STATUTES ADOPTED BY REFERENCE.**

(A) Except as otherwise provided in this chapter, Chapters 73 and 74, or in Chapter 95 of this code, the regulatory and procedural provisions of M.S. Chapter 169, commonly referred to as the Highway Traffic Regulation Act, as amended through laws of 1987, is hereby incorporated herein and adopted by reference, including the penalty provisions thereof.

(B) Except as otherwise provided in this chapter, Chapters 73 and 74, or in Chapter 95 of this code, M.S. 171.01, 171.02, 171.08, 171.22 and 171.24, as amended through laws of 1987, are hereby incorporated herein and adopted by reference, including the penalty provisions thereof.

(1994 Code, 8.01)

 **70.02 TRUCK ROUTE.**

(A) It is unlawful for any person to drive a tractor, agricultural implement, truck (other than pick‑up truck), truck‑trailer, tractor‑trailer or truck tractor of more than one‑half ton capacity, automobile trailer or automobile to which a trailer is attached, in through traffic, upon any street except those which have been designated and sign‑posted as truck routes.

(B) 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.

(1994 Code, 8.02) Penalty, see 10.99

 **70.03 U‑TURNS PROHIBITED.**

It is unlawful for any person to operate a vehicle by turning so as to proceed in the opposite direction upon any street except at a street intersection, and then only if the street intersection is not sign‑posted prohibiting a U‑turn.

(1994 Code, 8.03) Penalty, see 10.99

 **70.04 PASSING PROHIBITED AT INTERSECTIONS.**

It is unlawful for the driver of any vehicle to pass another vehicle at the intersection of any two streets; provided, however, that for the purpose of this section, a street abutting the rear of any lot or parcel of land, commonly known as an alley, shall not be considered a street within the prohibition herein stated; provided, further that when the driver of any motor vehicle has signaled a left‑hand turn and has properly approached the intersection, the vehicle may be passed on its right side.

(1994 Code, 8.04) Penalty, see 10.99

 **70.05 EMERGENCY VEHICLES.**

(A) 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 like 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.

(B) This exemption shall not, however, protect the driver of any like vehicle from the consequences of a reckless disregard of the safety of others.

(1994 Code, 8.05)

 **70.06 STARTING, STOPPING, TURNING.**

The driver of any vehicle upon a highway before starting, stopping or turning from a direct line shall first see that the movement can be made in safety, and if any pedestrian or cyclist may be affected by the movement, shall give a clearly audible signal by sounding the warning device, and whenever the operation of any other vehicle may be affected by the movement, shall give a signal either by extending the arm horizontally from and beyond the left side of the vehicle, or by a signal lamp or signal device plainly visible to the driver of the other vehicle, of the intention to make the movement at least 100 feet before a stop or turn is to be made, except that the requirement of a signal by warning device shall apply to motor vehicles only.

(1994 Code, 8.06) Penalty, see 10.99

 **70.07 PEDESTRIANS; RIGHT‑OF‑WAY.**

(A) The driver of any vehicle upon a street where the same passes through the closely built‑up portions or residence portions of the city shall yield the right‑of‑way to a pedestrian crossing the street within any clearly marked crosswalk or any regular pedestrian crossing included in the prolongation of the lateral boundary lines of the adjacent sidewalk at the end of a block.

(B) Every pedestrian crossing a street within a business or residence district at any point other than a pedestrian crossing or crosswalk shall yield the right‑of‑way to vehicles upon the street.

(1994 Code, 8.07) Penalty, see 10.99

 **70.08 SPEED IN SCHOOL ZONES.**

It is unlawful for any person to cross or drive through a school zone at a speed other than that which is sign‑posted thereon.

(1994 Code, 8.08) Penalty, see 10.99

 **70.09 DRIVING THROUGH PRIVATE PROPERTY TO AVOID TRAFFIC SIGNAL.**

It is unlawful for any person to avoid obedience to any traffic control device by driving upon or through any private property.

(1994 Code, 8.09) Penalty, see 10.99

 **70.10 EXHIBITION DRIVING.**

(A) *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, fish-tailing or skidding, or, as to two‑wheeled or three‑wheeled motor vehicles, the front wheel to lose contact with the ground or roadway surface

(B) *Unlawful act.* It is unlawful 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 the 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.

(1994 Code, 8.10) Penalty, see 10.99

 **70.11 ONE‑WAY STREETS.**

(A) The Council may, by resolution, designate streets as one‑way streets.

(B) 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.

(1994 Code, 8.11) Penalty, see 10.99

 **70.12 MOTORIZED GOLF CARTS, OPERATION AND REGULATION.**

(A) *Operation authorized.* Operation of motorized golf carts is hereby authorized on the roadways of all streets, except as are prohibited by resolution of the Council, and only in strict compliance with this section.

(B) *Permits.*

(1) Permits shall be issued only to disabled persons as defined by statute.

(2) Application for a permit to operate a motorized golf cart on the roadways of streets shall include the name and address of the applicant and other information as may from time to time be required by the Council. Applications for initial or renewal permits shall be accompanied by a certificate signed by a physician stating that the applicant is capable of safely operating a motorized golf cart on the roadway of streets.

(3) All permits shall expire on December 31, unless renewed.

(4) The fee for a permit shall be fixed by resolution of the Council.

(C) *Unlawful acts.* It is unlawful for any person to operate a motorized golf cart on the roadway of a street unless:

(1) The operator has in possession a valid, current and un-revoked permit from the city;

(2) The operation is on a roadway which has not been designated as prohibited for the operation, except crossing at an intersection;

(3) The operation is during daylight hours between sunrise and sunset;

(4) The operation is not during inclement weather, or when visibility is impaired by weather, smoke, fog or other conditions, or when there is insufficient light to clearly see persons or vehicles thereon at a distance of 500 feet;

(5) The motorized golf cart displays a slow moving vehicle emblem, as described by statute, on the rear thereof;

(6) The motorized golf cart is equipped with rear view mirrors as required by statute for other vehicles;

(7) The operator has insurance coverage as provided by statute (presently M.S. 65B.48(5), as it may be amended from time to time) for motorcycles; and

(8) The operator observes all traffic laws, except as cannot reasonably be applied to motorized golf carts.

(1994 Code, 8.12) Penalty, see 10.99

 **70.13 OPEN BOTTLE LAW.**

(A) It is unlawful for any person to drink or consume liquor or beer in any motor vehicle when the vehicle is upon a public highway, street or alleyway.

(B) It is unlawful for any person to have in his or her possession on his or her person while in a private motor vehicle upon a public highway, street or alleyway, any bottle or receptacle containing liquor or beer which has been opened, or the seal broken, or the contents of which have been partially removed.

(C) It is unlawful for the owner of any private motor vehicle or the driver, if the owner be not then present in the motor vehicle, to keep or allow to be kept in a motor vehicle when the vehicle is upon the public highway, street or alleyway, any bottle or receptacle containing liquor or beer which has been opened, or the seal broken, or the contents of which have been partially removed except when the bottle or receptacle shall be kept in the trunk of the motor vehicle when the vehicle is equipped with a trunk, or kept in some other area of the vehicle not normally occupied by the driver or passengers, if the motor vehicle is not equipped with a trunk. A utility compartment or glove compartment shall be deemed to be within the area occupied by the driver and passengers.

(1994 Code, 8.31) Penalty, see 10.99

**70.14 VIOLATION OF OPEN BOTTLE LAW.**

A violation of any provision of  70.13 classified therein as a petty misdemeanor when preceded by one or more convictions within the immediate preceding 12‑month period is a misdemeanor and shall be punished as such.

(1994 Code, 8.31)

 **CHAPTER 71: PARKING REGULATIONS**

Section

71.01 Presumption

71.02 General parking prohibitions

71.03 Unauthorized removal

71.04 House trailer, mobile home, camping trailer and bus parking

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71.10 Un-metered parking hours

71.11 Truck parking

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71.13 Impounding and removing vehicles

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 **71.01 PRESUMPTION.**

As to any vehicle parking in violation of Chapters 70, 71, 73 and Chapter 95 when the driver thereof is not present, it shall be presumed that the owner parked the same, or that the driver was acting as the agent of the owner.

(1994 Code, 9.01)

 **71.02 GENERAL PARKING PROHIBITIONS.**

It is unlawful for any person to stop, stand or park a vehicle except when necessary to avoid conflict with other traffic or in compliance with the specific directions of a police officer or traffic control device in any of the following places: on a sidewalk; in front of a public or private driveway; within an intersection; within ten feet of a fire hydrant; on a crosswalk; within 20 feet of a crosswalk at any intersection; in a sign‑posted fire lane; within 30 feet upon the approach to any flashing beacon, stop sign or traffic control signal located at the side of a roadway, within 50 feet of the nearest rail of a railroad crossing; within 20 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of the entrance when properly sign‑posted; alongside or opposite any street excavation or obstruction when the stopping, standing or parking would obstruct traffic; on the roadway side of any vehicle stopped or parked at the edge or curb of a street; upon any bridge or other elevated structure upon a street; at any place where official signs prohibit or restrict stopping, parking or both; in any alley, except for loading or unloading and then only so long as reasonably necessary for the loading and unloading to or from adjacent premises; on any boulevard which has been curbed; or in the Iron Man Statue Parking Lot (Veda Ponikvar Boulevard) unless for visitation to the Iron Man Statue, not to exceed two hours in duration.

(1994 Code, 9.02) Penalty, see 10.99

 **71.03 UNAUTHORIZED REMOVAL.**

It is unlawful for any person to move a vehicle not owned by the person into any prohibited area or away from a curb a distance as is unlawful.

(1994 Code, 9.03) Penalty, see 10.99

 **71.04 HOUSE TRAILER, MOBILE HOME, CAMPING TRAILER AND BUS PARKING.**

It is unlawful for any persons to leave or park a house trailer, mobile home, camping trailer, detached trailer, bus or other similar recreational vehicle on or within the limits of the street or right‑of‑way in any residential district, except where signs are erected designating the place as a campsite, for more than two hours.

(1994 Code, 9.04) (Ord. 96, passed 6-23-1998) Penalty, see 10.99

 **71.05 DIRECTION TO PROCEED.**

It is unlawful for any person to stop or park a vehicle on a street when directed or ordered to proceed by any police officer invested by law with authority to direct, control or regulate traffic.

(1994 Code, 9.05) Penalty, see 10.99

 **71.06 PARALLEL PARKING.**

Each vehicle stopped or parked upon a two‑way road where there is an adjacent curb shall be stopped or parked with the right‑hand wheels of the vehicle parallel with, and within 12 inches of, the right‑hand curb, and where painted markings appear on the curb or the street, the vehicle shall be within the markings, front and rear, provided that upon a one‑way roadway all vehicles shall be so parked, except that the left‑hand wheels of the vehicle may be parallel with and within 12 inches from the left‑hand curb, but the front of the vehicle in any event and with respect to the remainder of the vehicle, shall be in the direction of the flow of traffic upon the one‑way street; and it is unlawful to park in violation of this section.

(1994 Code, 9.06) Penalty, see 10.99

 **71.07 ANGLE PARKING.**

Where angle parking has been established and is allowed, as shown by curb marking or sign‑posting, or both, each vehicle stopped or parked shall be at an angle of approximately 45 to 60 degrees with the front wheel touching the curb and within any parking lines painted on the curb or street, provided that the front wheel not touching the curb shall be the portion of the vehicle furthest in the direction of one‑way traffic; and it is unlawful to park in violation of this section.

(1994 Code, 9.07) Penalty, see 10.99

 **71.08 STREETS WITHOUT CURB.**

Upon streets not having a curb each vehicle shall be stopped or parked parallel and to the right of the paving, improved or main traveled part of the street; and it is unlawful to park in violation of this section.

(1994 Code, 9.08) Penalty, see 10.99

 **71.09 PARKING IN ALLEYS.**

It is unlawful to park in streets adjoining the rear of premises, which streets are commonly referred to as alleys, except that commercial vehicles may park in those streets for a period no longer than necessary for the purpose of loading or unloading, and when so parked, they shall be as close to the side thereof as possible so as to not obstruct the flow of traffic.

(1994 Code, 9.09) Penalty, see 10.99

 **71.10 UN-METERED PARKING HOURS.**

Parking in streets controlled with parking meters shall be limited to the length of time stated upon the meters. Parking on streets not controlled by parking meters shall be limited as follows.

(A) It is unlawful for any person to stop, park on or leave standing any vehicle upon any street for a continuous period in excess of 24 hours.

(B) The Director of public Safety may, when authorized by resolution of the Council, designate certain streets, blocks or portions of streets or blocks, as five‑minute, ten‑minute, 15‑minute, 30‑minute, one‑hour, two‑hour, four‑hour or eight‑hour limited parking zones and shall mark by appropriate signs any zone so established. The zones shall be established whenever necessary for the convenience of the public or to minimize traffic hazards and preserve a free flow of traffic. It is unlawful for any person to park a vehicle in any limited parking zone between the hours of 8:00 a.m. and 6:00 p.m. of any weekday for a longer period than is specified in the sign‑posting of the zone.

(1994 Code, 9.10) Penalty, see 10.99

 **71.11 TRUCK PARKING.**

(A) It is unlawful to park a detached semi‑trailer upon any street, municipally‑owned parking lot or other public property.

(B) It is unlawful to park a semi‑trailer, whether or not attached to a truck‑tractor, within an area zoned as a Residential District, except for the purpose of loading and unloading the same.

(C) It is unlawful to park a commercial vehicle of one‑half ton capacity or more between 8:00 a.m. and 6:00 p.m. on any weekday within any parking space, but parking the vehicle for a period of not more than 30 minutes shall be permitted in the space for the purpose of necessary access to abutting property for loading or unloading when the access cannot reasonably be secured from an alley or from an adjacent street where truck parking is not so restricted.

(D) Parking of commercial vehicles is permitted in duly designated and sign‑posted loading zones, and in alleys, for a period of up to 30 minutes, provided that the alley parking does not prevent the flow of traffic therein, all of which shall be for the purpose of access to abutting or adjacent property for loading or unloading.

(1994 Code, 9.12) Penalty, see 10.99

 **71.12 MUNICIPAL PARKING LOTS AND RAMPS.**

In municipally‑owned parking lots and ramps, the Council may limit the sizes and types of motor vehicles to be parked thereon, hours of parking and prescribed method of parking, provided that the limitations and restrictions are sign‑posted or meter‑posted thereon. It is unlawful to park or leave standing any vehicle backed into a parking place, to drive in a direction opposite the flow of traffic marked by one‑way signs or arrows, or to park any vehicle in any municipally‑owned parking lot or ramp contrary to the restrictions or limitations sign‑posted or meter‑posted therein.

(1994 Code, 9.13) Penalty, see 10.99

 **71.13 IMPOUNDING AND REMOVING VEHICLES.**

When any police officer finds a vehicle standing upon a street or municipally‑owned parking lot in violation of any parking regulation, the officer is hereby authorized to require the driver or other person in charge of the vehicle to remove the same to a position in compliance with this chapter. When any police officer finds a vehicle unattended upon any street or municipally‑owned parking lot in violation of any parking regulation, the officer is hereby authorized to impound the unlawfully parked vehicle and to provide for the removal thereof and to remove the same to a convenient garage or other facility or place of safety; provided, that if any charge shall be placed against the vehicle for cost of removal or storage, or both, by anyone called upon to assist therewith the same shall be paid prior to removal from the place of storage or safekeeping.

(1994 Code, 9.14) Penalty, see 10.99

 **71.14 PHYSICALLY DISABLED PARKING.**

(A) Statutory parking privileges for physically disabled shall be strictly observed and enforced. Police officers are authorized to tag vehicles on either private or public property in violation of the statutory privileges.

(B) It is unlawful for any person, whether or not physically disabled, to stop, park or leave standing, a motor vehicle: in a sign‑posted fire lane at any time; or in lanes where, and during hours as parking is prohibited to accommodate heavy traffic during morning and afternoon rush hours.

(1994 Code, 9.15) Penalty, see 10.99

 **71.15 SNOW EMERGENCY.**

(A) *Application.* Notwithstanding any other provision of the city code, this section shall apply to all snow emergencies and snow emergency routes.

(B) *Declaration of emergency.* At any time after at least two inches of snow has accumulated within a period of 24 hours, or less, the city may declare a snow emergency by communicating the declaration to local news media. Failure to communicate with a news media shall not invalidate the declaration.

(C) *Emergency in effect, expiration and extension.*

(1) Four hours after a snow emergency has been declared it shall be in effect.

(2) Twenty‑four hours after a snow emergency has been declared, which declaration has not been extended, it shall expire.

(3) If at least two hours before the expiration of the initial or any extension of a snow emergency, a declaration of extension is made by communicating the same to the news media, the snow emergency shall be extended for an additional 24-hour period. Failure to communicate with a news media shall not invalidate the extension.

(D) *Unlawful act.* It is unlawful to park or leave standing any motor vehicle in a sign‑posted snow emergency route during a declared snow emergency, whether the declaration be an initial or extended snow emergency.

(Ord. 112, passed 12-27-2005) Penalty, see 10.99

 **CHAPTER 72: MUNICIPAL AIRPORT**

Section

72.01 Definitions

72.02 Traffic regulations

72.03 Parking regulations

72.04 Enforcement

 **72.01 DEFINITIONS.**

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

***AIRPORT PROPERTY.*** Includes the property described as follows: commencing at the southeast corner of Section 22, T.57N., R.20 W.: thence, north along the east boundary of Section 22 a distance of 333 feet: thence, south parallel to the east line of Section 22 a distance 333 feet to a point on the south line of Section 227 thence, west along the south line of section 22 to the southeast corner of the SW quarter‑SE quarter, Section 227 thence, north along the east line of the SW quarter‑SE quarter 4 of Section 22 a distance of 860 feet: thence, southwesterly a distance of 770 feet more or less to a point which is due north and 270 feet from the south line of the SW quarter‑SE quarter, Section 22: thence, south parallel to the east line a distance of 270 feet to a point on the south line of the SW quarter‑SE quarter, Section 22; thence, west along the south line of the SW quarter‑SE quarter, Section 22 a distance of 560 feet; thence, south parallel to the west line of the NW quarter‑NE quarter, Section 27 a distance of 420 feet: thence, west parallel to the north line of the NW quarter‑NE quarter, a distance of 200 feet to a point on the west line of the NW quarter‑NE quarter, Section 27: thence, south 790 feet more or less to the southwest corner of the NW quarter‑NE quarter Section 27: thence, east along the south line of the north half of the NE quarter of Section 27 to a point which is 660 feet west of the southeast corner of the NE quarter‑NE quarter; Section 27; thence, southeasterly a distance of 1,070 feet more or less to a point on the east line of the SE quarter‑NE quarter, Section 27 to a point which is 320 feet north of the southeast corner of the SE quarter‑NE quarter, Section 27; thence south along the east line of Section 27 to the southwest corner of the NW quarter‑SW quarter, Section 26, T. 57N. , R.20W, thence, east along the south line of the NW quarter‑SW quarter to the southeast corner of the NW quarter‑SW quarter: thence, south along the west line of the SE quarter‑SW quarter, Section 26, to the southwest corner of the SE quarter‑SW quarter: thence, east along the south line of the SE quarter‑SW quarter to the southeast corner of the SE quarter-SW quarter: thence south along the west line of the NE quarter, Section 35, T.57N., R. 20W., to the center of the Section 35; thence east along the south line of the SW quarter‑NE quarter, Section 35, to the southeast corner of the SW quarter‑NE quarter; thence, north along the east line of the SW quarter‑NE quarter to the northeast corner of the SW quarter‑NE quarter; thence, east along the south line of the NE quarter‑NE quarter Section 35, to the southeast corner of the NE quarter‑NE quarter of Section 35: thence, south along the west line of the SW quarter‑NW quarter, Section 36, to the southwest corner of the SW quarter‑NW quarter, thence, east along the south line SW quarter‑NW quarter, to the southeast corner of the SW quarter‑NW quarter, thence, south along the west line of the NE quarter-SW quarter, a distance of 100 feet: thence, southeasterly a distance of 975 feet more or less to a point which is 200 feet west of the southeast corner of the NE quarter‑SW quarter: thence, southeasterly a distance of 200 feet to a point on the west line of the SW quarter‑SE quarter, Section 36, which point is 150 feet south of the northwest corner of the SW quarter‑SE quarter; thence, south along the west line of the SW quarter‑SE quarter, to the southwest corner of the SW quarter‑SE quarter: thence, east along the south line of the SW quarter‑SE quarter to the southeast corner of the SW quarter‑SE quarter, Section 36; thence, north along the east 1/16 line of Section 36 to a point which is 360 feet south of the northeast corner of the SW quarter‑NE quarter, Section 36, T.57N., R.20W: thence, northwesterly a distance of 1,140 feet more or less to a point on the west line of the NW quarter‑NE quarter, Section 36, which point is 338 feet south of the northwest corner of the NW quarter‑NE quarter, Section 36: thence, south along the west line of the NW quarter, NE quarter, Section 36 to a point which is 150 feet north of the southwest corner of the NW quarter‑NE quarter, Section 36; thence northwesterly a distance of 400 feet more or less to a point which is 300 feet south and 350 feet west of the northeast corner of the NE quarter‑NW quarter, Section 36; thence, west parallel to the north line of the NE quarter‑NW quarter, a distance of 210 feet: thence, north parallel to the west line of the NE quarter‑NW quarter a distance of 300 feet to a point on the north line of the NE quarter‑NW quarter, Section 36; thence, west along the north line of the NE quarter‑NW quarter, Section 36 to a point which is 1,200 feet east of the southwest corner of Section 25, T.57N., R.20W.; thence, northwesterly to a point on the west line of Section 25, which point is 875 feet north of the southwest corner, Section 25; thence, north along the west line of Section 25 to the northeast corner of the northeast of the southeast of Section 26, T.57N., R.20W.; thence, west along the north line of the NE quarter‑SE quarter, to the northwest corner of the northeast of the southeast: thence, north along the east 1/16 line of Section 26 to the northeast corner of NW quarter‑NE quarter, Section 26: thence, west along the north line of Section 26 to the northwest corner of Section 26, which corner is also common to Sections 22, 23, 27, and 26, and is also the point of beginning, together with any additional property, or interest therein, that may be acquired for airport purposes.

***BICYCLE.*** Every device propelled by human power upon which any person may ride, having two tandem wheels either of which is over 20 inches in diameter and including any device generally recognized as a bicycle although equipped with two front or rear wheels.

***OPERATE.*** To ride in or on, or control the operation, or in actual physical control of a vehicle or snowmobile.

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

***MOTOR VEHICLE.*** Every vehicle which is self‑propelled and not deriving its power from overhead wires.

***MOTORCYCLE.*** Every motor vehicle having a saddle or seat for the use of the rider, designed to travel on not more than three wheels in contact with the ground, including motor scooters, minibikes and bicycles with motors attached.

***SNOWMOBILE.*** A self‑propelled vehicle designed for travel on snow or ice or a natural terrain, steered by wheels, skis or runners.

***VEHICLE.*** Every device in, upon or by which any person or property is or may be transported or drawn upon a roadway or highway except devices moved by human power.

(1994 Code, 10.90.1)

 **72.02 TRAFFIC REGULATIONS.**

(A) It is a misdemeanor for any person to operate a motor vehicle, motorcycle, bicycle or other vehicle upon airport property except upon established roads, roadways and parking areas; this restriction shall not apply to airport maintenance vehicles nor to service vehicles engaged in servicing aircraft. In an emergency, ambulance and fire trucks may enter the landing area under the direction of the airport manager.

(B) All provisions of M.S. Chapter 169, as it may be amended from time to time, regulating the operation and use of motor vehicles shall apply to the operation of vehicles upon the roads, roadways and parking areas on airport property of the Chisholm‑Hibbing Airport.

(C) It is a misdemeanor for any person to operate a snowmobile at any time on airport property; provided, however, that in the event a snowmobile bearing his or her registration number is operated on airport property contrary to the provisions of this section, the registered owner will not be in violation if it is found that:

(1) The snowmobile was reported stolen to the Commissioner of Natural Resources or a law enforcement agency at the time of the alleged unlawful act;

(2) The registered owner demonstrates that the snowmobile either was stolen or was not in use at the time of the alleged unlawful act: or

(3) The registered owner furnishes to law enforcement officers upon request the identity of the person in actual physical control of the snowmobile at the time of the violation.

(D) The provisions of division (C) above do not apply to any person who rents or leases a snowmobile if the person keeps a record of the name and address of the person or persons renting or leasing the snowmobile, the registration number thereof, the departure date and time, and the expected time of return thereof.

(1) The records shall be preserved for at least six months and shall be prima facie evidence that the person named therein was the operator thereof at the time the snowmobile was operated contrary to the provisions of this section.

(2) The provisions of this division do not prohibit or limit the prosecution of a snowmobile operator for violating any of the provisions of this section.

(1994 Code, 10.90.20) Penalty, see 10.99

 **72.03 PARKING REGULATIONS.**

(A) The Chisholm‑Hibbing Airport Commission is hereby authorized to regulate and restrict parking of motor vehicles, motorcycles, bicycles and other vehicles upon roads, roadways and parking areas on airport property of the Chisholm‑Hibbing Airport.

(B) It is a misdemeanor for any person to stop, park or leave standing any vehicle, whether attended or unattended, upon the paved, improved or main‑traveled part of a road when it is practical to stop, park or so leave the vehicle off that part of the road, but in any event a clear and unobstructed width of at least 20 feet of that part of the road opposite the standing vehicle shall be left for the free passage of other vehicles. This division shall not apply to the driver of any vehicle which is disabled while on the paved or improved or main‑traveled portion of a road in a manner and to an extent that it is impossible to avoid stopping or temporarily leaving the disabled vehicle in that position.

(C) The Chisholm‑Hibbing Airport Commission, by resolution, may establish No Parking zones in certain areas of the airport property and shall mark by appropriate signs any zone so established.

(D) The Chisholm‑Hibbing Airport Commission may, by resolution, establish and designate certain areas of airport property as limited parking zones and shall mark by appropriate signs any zones so established.

(E) The Chisholm‑Hibbing Airport Commission, by resolution, may establish and designate one or more loading zones in certain areas on airport property and shall mark by appropriate signs any zones so established. The zones shall be located at places most convenient for the use of the public and with regard to traffic conditions in the area. It is a misdemeanor for any person to 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 is necessary for the discharge or receipt of the passengers or freight.

(F) The Chisholm‑Hibbing Airport Commission, by resolution, may establish and designate certain areas limited to parking for taxicabs and rental vehicles and shall mark by appropriate signs any zones so established.

(G) The Chisholm‑Hibbing Airport Commission may designate certain areas of the airport property as areas for the parking of motor vehicles, motorcycles, bicycles and other vehicles and may have lines or markings painted or placed upon the curb and/or upon the parking surface designating the parking space to be used for each vehicle in that area, and the vehicles shall park within the lines or markings so established. It is a misdemeanor to park a vehicle across any line or marking or to park any vehicle in a position that the same shall not be entirely within the area so designated by the lines or markings.

(H) It is a misdemeanor for any person who may own, have in charge or control any motor vehicle, motorcycle, bicycle or any other vehicle, to place, leave or cause to be placed or left for a period of more than 72 hours, whether attended or unattended, any motor vehicle, motorcycle, bicycle or any other vehicle upon any designated parking area.

(I) Any motor vehicle, motorcycle, bicycle or other vehicle which shall be parked or left standing in violation of this section may be summarily removed by the airport manager or persons employed or designated by him or her, and stored in an appropriate place. All necessary costs and expenses of towing, removal and storing of the motor vehicle, motorcycle, bicycle or other vehicle shall first be paid to the Secretary of the Chisholm‑Hibbing Airport Commission by the person claiming the same before its release.

(J) The Chisholm‑Hibbing Airport Commission, by resolution, may establish and designate zones to be known as parking meter zones and in the parking meter zones cause parking meters to be installed and cause parking meter spaces to be designated and fix the time limitations for legal parking in the zones and the hours during the day and night when parking meter or meters must be used and when the time limitation shall be effective in compliance with the provisions of this section, and shall indicate the time limitations by designating the same on the parking meter or meters or by appropriate signs posted in proximity to the meter or meters in the zone.

(1) Each parking meter placed or set shall show or display by a signal that the parking space adjacent to the meter is or is not legally in use, and each parking meter installed shall indicate by a proper legend the legal parking time established by the Chisholm‑Hibbing Airport Commission, and when operated shall indicate on or by its dial and pointer the duration of the period of legal parking and, on expiration of that period, shall indicate illegal or over‑parking.

(2) The Chisholm‑Hibbing Airport Commission may have lines or markings painted or placed upon the parking areas adjacent to each parking meter for the purpose of designating the parking space for which the meter is to be used and each vehicle parking adjacent or next to any parking meter shall park within the lines or markings so established. It is unlawful to park any vehicle across any like line or marking or to park the vehicle in a position that the same shall not be entirely within the area so designated by the lines or markings.

(3) When a vehicle shall be parked in any space adjacent to which a parking meter is located in any zone so established by the Chisholm‑Hibbing Airport Commission, the operator of the vehicle shall, upon entering the parking space, immediately deposit or cause to be deposited the coin or coins in the parking meter as the Chisholm‑Hibbing Airport Commission shall by resolution determine, and failure to deposit the coin shall constitute a breach of this division and shall subject each person to the penalty provided for in 10.99. Upon the deposit of the coins and placing the meter in operation, the parking space may be lawfully occupied by the vehicle during the period of parking time which has been prescribed for that parking space. If the vehicle remains in any like parking space beyond the parking time limit fixed for the parking space, the parking meter shall by its dial and pointer indicate illegal parking, and in that event the vehicle shall be considered as parked overtime and beyond the period of legal parking time, and the parking of a vehicle overtime or beyond the period of legal parking time in any parking space where a meter is located shall be unlawful.

(4) It is unlawful for any person to cause, allow or permit any vehicle operated by the person to be parked overtime or beyond the period of legal parking time established for any parking meter zone as herein described.

(5) It is a misdemeanor for any person to deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter installed under the provisions of this division.

(6) It is a misdemeanor to deposit or cause to be deposited in any parking meter any slugs, device or metallic substance, or any other substitute, for the coins specified to be deposited in the meter.

(1994 Code, 10.90.3) Penalty, see 10.99

 **72.04 ENFORCEMENT.**

(A) The enforcement of this section and the rules and regulations herein contained shall be the responsibility of the airport manager who is hereby vested with full police powers to make apprehensions and arrests of those persons violating the provisions of this section.

(B) The Chisholm‑Hibbing Airport Commission is hereby empowered to employ and appoint special deputies as the Commission may from time to time deem necessary to enforce the provisions of this section and when the Commission by resolution so employs and appoints special deputies the deputies shall have police power to make apprehensions and arrests.

(1994 Code, 10.90.4)

 **CHAPTER 73: RECREATIONAL VEHICLES**

Section

***Bicycle Regulations***

73.01 Traffic laws apply

73.02 Manner and number riding

73.03 Hitching rides

73.04 Where to ride

73.05 Right-of-way; sidewalks

73.06 Carrying articles

73.07 Sale with reflectors

***Snowmobile Traffic Control and Regulations***

73.20 Scope of application

73.21 Operation on roadways and public lands

73.22 Private property

73.23 Minimum age of operator

73.24 Sidewalks and boulevards

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***All-Terrain Vehicle Traffic Control and Regulations***

73.40 Scope of application

73.41 Operation on roadways, public lands and public waterways

73.42 Private property

73.43 Minimum age of operator

73.44 Sidewalks and boulevards

73.45 Hours of operation

73.46 Equipment

73.47 Helmet required

73.48 Prohibitions on owner

73.49 Operation of ATVs prohibited on certain roads

***BICYCLE REGULATIONS***

 **73.01 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 vehicle by this chapter, except as to those special regulations in this chapter and except as to those provisions of this chapter which by their nature can have no application.

(1994 Code, 8.20.1) Penalty, see 10.99

 **73.02 MANNER AND NUMBER RIDING.**

(A) It is unlawful for any person propelling a bicycle to 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 the seat is equipped with a harness to hold the child securely in the seat and that protection is provided against the childs feet hitting the spokes of the wheel or in a seat attached to the bicycle operator.

(1994 Code, 8.20.2) Penalty, see 10.99

 **73.03 HITCHING RIDES.**

It is unlawful for any person riding upon any bicycle, coaster, roller skates, sled or toy vehicle to attach the same or himself or herself to any vehicle upon a roadway.

(1994 Code, 8.20.3) Penalty, see 10.99

 **73.04 WHERE TO RIDE.**

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

(B) 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.

(C) Whenever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use the path and shall not use the roadway.

(1994 Code, 8.20.4) Penalty, see 10.99

 **73.05 RIGHT OF WAY; SIDEWALKS.**

Whenever a person is riding a bicycle upon a sidewalk, the person shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing the pedestrian; provided, that it is unlawful for any person to ride a bicycle on a sidewalk in a Business District.

(1994 Code, 8.20.5) Penalty, see 10.99

 **73.06 CARRYING ARTICLES.**

It is unlawful for any person operating a bicycle to carry any package, bundle or article which prevents the driver from keeping at least one hand upon the handlebars.

(1994 Code, 8.20.6) Penalty, see 10.99

 **73.07 SALE WITH REFLECTORS.**

It is unlawful for any person to sell or offer for sale any new bicycle unless it is equipped with reflectors as are prescribed in 73.07.

(1994 Code, 8.20.8) Penalty, see 10.99

***SNOWMOBILE TRAFFIC CONTROL AND REGULATIONS***

 **73.20 SCOPE OF APPLICATION.**

All provisions at M.S. Chapter 169, as it may be amended from time to time, being the chapter regulating the use of motor vehicles and all provisions of the city code regulating vehicular traffic, shall apply to the operation of snowmobiles upon the streets of the city, except for those relating to required equipment, those which by their nature have no application, and except those which may be amended or altered by rules and regulations by the Council.

(1994 Code, 8.30.1)

 **73.21 OPERATION ON ROADWAYS AND PUBLIC LANDS.**

(A) Snowmobiles may be operated on roadways and public lands only as herein specified.

(B) It is unlawful to operate a snowmobile upon roadways or public lands, as follows:

(1) At a speed in excess of ten mph; or

(2) Other than single file on a roadway.

(1994 Code, 8.30.2) Penalty, see 10.99

 **73.22 PRIVATE PROPERTY.**

It is unlawful to operate a snowmobile on private property without the permission or consent of the owner or occupant.

(1994 Code, 8.30.3) Penalty, see 10.99

 **73.23 MINIMUM AGE OF OPERATOR.**

It is unlawful for:

(A) Any person under the age of 14 years to operate a snowmobile on any public street or public land in the city; or

(B) Any person over 14 years of age but under 18 years of age to operate a snowmobile on any public street or public land in the city unless he or she has in his or her immediate possession a valid snowmobile safety certificate issued by the Commissioner of Conservation.

(1994 Code, 8.30.4) Penalty, see 10.99

 **73.24 SIDEWALKS AND BOULEVARDS.**

It is unlawful to operate a snowmobile on a sidewalk or boulevard, except that an operator may cross a sidewalk, boulevard or other right‑of‑way to obtain access to a street or alley if the 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 the driver yields the right‑of‑way to all pedestrian or vehicular traffic which constitutes an immediate hazard.

(1994 Code, 8.30.5) Penalty, see 10.99

 **73.25 HOURS OF OPERATION.**

It is unlawful to operate a snowmobile within the city between the hours of 10:30 p.m. and 7:30 a.m.

(1994 Code, 8.30.6) Penalty, see 10.99

 **73.26 EQUIPMENT.**

It is unlawful for any person to operate a snowmobile unless it is equipped with the following:

(A) At least one headlamp and one tail lamp, each of minimum candle powers prescribed by regulation of the Commissioner of Conservation, reflector material of a minimum area of 16 square inches mounted on each side, forward of the handlebars, and with brakes, each of which shall conform to standards prescribed by rule of the Commissioner of Conservation; and

(B) No vehicle, including, but not limited to, sleds, toboggans and sleighs, shall be towed behind a snowmobile upon any street between the hours of one‑half hour after sunset to one‑half hour before sunrise unless the vehicle is equipped with at least one tail lamp, meeting the requirements of the equipment for a snowmobile as provided in the regulations of the Commissioner of Conservation.

(1994 Code, 8.30.7) Penalty, see 10.99

***ALL‑TERRAIN VEHICLE TRAFFIC CONTROL AND REGULATIONS***

 **73.40 SCOPE OF APPLICATION.**

All provisions of MSA Chapters 169 and 84.992, as they may be amended from time to time, being the chapters regulating the use of motor vehicles and all provisions of the city code regulating vehicular traffic, shall apply to the operation of all‑terrain vehicles, hereinafter referred to as ATVs, upon the streets of the city, except for those relating to required equipment, those which by their nature have no application, and except those which may be amended or altered by rules and regulations by the Council.

(1994 Code, 8.32.1)

 **73.41 OPERATION ON ROADWAYS, PUBLIC LANDS AND PUBLIC WATERWAYS.**

All‑terrain vehicles may be operated on roadways, public lands and public waterways only as herein specified. It is unlawful to operate an ATV upon roadways, public lands or public waterways as follows:

(A) At a speed in excess of ten mph; or

(B) Other than single file on a roadway.

(1994 Code, 8.32.2) Penalty, see 10.99

 **73.42 PRIVATE PROPERTY.**

It is unlawful to operate an ATV on private property without the permission or consent of the owner or occupant.

(1994 Code, 8.32.3) Penalty, see 10.99

 **73.43 MINIMUM AGE OF OPERATOR.**

It is unlawful for any person under 16 years of age to operate an ATV on any public street, public land or public waterways in the city unless he or she has in his or her immediate possession a valid drivers license.

(1994 Code, 8.32.4) Penalty, see 10.99

 **73.44 SIDEWALKS AND BOULEVARDS.**

It is unlawful to operate an ATV on a sidewalk or boulevard, except that an operator may cross a sidewalk, boulevard or other right‑of‑way to obtain access to a street or alley if the 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 the driver yields the right‑of‑way to all pedestrian or vehicular traffic which constitutes an immediate hazard.

(1994 Code, 8.32.5)

 **73.45 HOURS OF OPERATION.**

It is unlawful to operate an ATV within the city limits between the hours of 10:30 p.m. and 7:30 a.m.

(1994 Code, 8.32.6) Penalty, see 10.99

 **73.46 EQUIPMENT.**

It is unlawful to operate an ATV unless it is equipped with the following:

(A) At least one headlight and one tail light, each of minimum candle powers prescribed by rules of the Commissioner of Conservation;

(B) No vehicle, including, but not limited to, sleds, toboggans and sleighs, shall be towed behind an ATV upon any street between the hours of one‑half hour after sunset to one‑half hour before sunrise unless the vehicle is equipped with at least one tail‑lamp, meeting the requirements of the equipment for an ATV as provided in the regulations of the Commissioner of Conservation; and

(C) Head lights and tail lights lighted at all times if vehicle is equipped with head lights and tail lights.

(1994 Code, 8.32.7)

 **73.47 HELMET REQUIRED.**

A person less than 16 years of age shall not operate an ATV on public land unless wearing a safety helmet approved by the Commissioner of Public Safety.

(1994 Code, 8.32.8) Penalty, see 10.99

 **73.48 PROHIBITIONS ON OWNER.**

It is unlawful for the owner of an ATV to permit it to be operated contrary to this section.

(1994 Code, 8.32.9) Penalty, see 10.99

 **73.49 OPERATION OF ATVS IS PROHIBITED ON CERTAIN ROADS.**

(A) Lake Street, Lake Street Alleys, Third Avenue NW, County Road 67.

(B) All avenues one block each side of Lake Street.

(C) All other public ways where operation is prohibited by another public entitys laws or regulations.

(1994 Code, 8.32.10) Penalty, see 10.99

 **CHAPTER 74: PARKING SCHEDULES**

ORDINANCE AMENDING TITLE VII: TRAFFIC CODE, CHAPTER 74

OF THE CITY CODE ENTITLED “PARKING SCHEDULES”

THE CITY COUNCIL OF THE CITY OF CHISHOLM DOES ORDAIN AS FOLLOWS:

Section 1. City Code Title VII, CHAPTER 74 is hereby amended as follows:

Schedule

1. Limited Parking
2. Fourth Street Southwest and Third Avenue southwest

SCHEDULE I. LIMITED PARKING.

1. Unlawful acts.
2. It is unlawful to park a vehicle on the side of a street bearing even-numbered building numbers from 6:00 p.m. on every odd-numbered date to 6:00 p.m. on the day following, or on streets/avenues which have been duly sign-posted.
3. It is unlawful to park a vehicle on the side of a street bearing odd-numbered building numbers from 6:00 p.m. on every even-numbered date to 6:00p.m. on the day following, or on streets which have been duly sign-posted.

1. Notwithstanding provisions of this section to the contrary, it is unlawful to:
2. Park a vehicle on Lake Street between Central Avenue and Fourth Avenue west during the period of 2:00 a.m. to 6:00 a.m. on each calendar day of the year from November 1 to April 1.
3. Exceptions. Notwithstanding provisions of this section to the contrary:
4. Parking is permitted on both sides of the streets/avenues which are duly posted indicating their exemption from the general calendar parking rules;
5. Parking is permitted only on one side of the following streets/avenues:
6. South side of Fifth Street south between Second Avenue West and Fourth Avenue west; (behind Senior High)
7. South side of Nine and a Half Street between First Avenue North East to Fourth Avenue North East. (by Vaughan- Steffensrud)
8. West side of First Avenue North East between Nine and a Half Street North and Eleventh Street North East. (by Vaughan-Steffensrud)
9. South side of Fourth Street SW between 4th Avenue and 2nd Avenue SW.

**Chisholm – Traffic Code**

1. Parking is permitted on both sides of First Avenue west between Second Street south and Sixth Street south between the hours of 7:00 a.m. and 12:00 noon on Sundays only.

(1994 Code, & 9.11) (Ord. 94, passed 12-23-1997) Penalty, see 10.99

Section 2. This ordinance shall take effect on the date following the date of publication in the City of Chisholm’s official newspaper.

Moved by Councilperson Benson and seconded by Councilperson

Cook that the foregoing ordinance be adopted.

Voting Yes: Councilors Benson, Cook, Drow, and Mayor Jugovich

Voting No: None

Absent: Councilors Campbell and Scaia

Ordinance declared adopted this 22nd day of October, 2013

 CITY OF CHISHOLM

By\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Michael A. Jugovich, Mayor

ATTEST:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Mark Casey, Administrator/ City Clerk

First Reading: October 8, 2013

Second Reading: October 22, 2013

Published Chisholm Tribune Press on October 30, 2013

**SCHEDULE II. FOURTH STREET SOUTHWEST AND THIRD AVENUE SOUTHWEST.**

(A) It is unlawful for any person to drive or park any vehicle upon that portion of Fourth Street southwest lying between Second Avenue southwest and Third Avenue southwest, as relocated in the middle of Block Eleven of Second Addition to the city, and that portion of Third Avenue southwest lying between Third Street southwest and Fourth Street southwest between the hours of 7:30 a.m. and 3:30 p.m., except on Saturday and Sunday of each week and any school holiday or vacation. The Independent School District No. 695, St. Louis County, Minnesota, is hereby authorized to place suitable barriers across the entrances to the aforesaid portions of the streets mentioned during the hours which they are closed, so as to restrict the traffic thereon; provided, however, that the aforesaid streets shall be open at all times to pedestrians, and provided further that the Council may, upon application made to it, grant temporary permits to those persons who desire to use the aforesaid streets for vehicular traffic, which permit shall be granted for a time and upon conditions as the Council may prescribe at the time of granting the same.

(B) The Chief of Public Safety shall cause appropriate signs to be posted at the entrances to the street and avenue to attest to the Council action thereon.

(1994 Code, 9.16) Penalty, see 10.99