

**CHAPTER 6
TRAFFIC AND MOTOR VEHICLES**

Section 600 - Highways and Highway Vehicles

600.01 Definitions. Any term used in this Chapter and defined in Minn. Stat. 169.01 has the meaning given it by that section.

600.02 Turning.

Subd. 1 Restriction on Turns. The Council by resolution may, whenever necessary to preserve a free flow of traffic or to prevent accidents, designate any intersection as one where the turning of vehicles to the left or to the right, or both, is to be restricted at all times or during specified hours. The City engineer shall mark by appropriate signs any intersection so designated. No intersection on a trunk highway shall be so designated until the consent of the commissioner of transportation to such designation is first obtained. No person shall turn a vehicle at any intersection contrary to the directions on the signs.

Subd. 2 U-Turns. No person shall turn a vehicle so as to reverse its direction on any street or at any intersection where the Council, by motion or resolution, has ordered a "No U-Turn" traffic sign to be posted.

600.03 Through Streets, One-Way Streets. The Council, by resolution, may designate any street or portion of street as a through highway or a one-way roadway where necessary to preserve the free flow of traffic or to prevent accidents. The officer charged with enforcement shall cause appropriate signs to be posted at the entrance to the street. No trunk highway shall be so designated unless the consent of the commissioner of transportation to such designation is first secured.

600.04 Speed Limit in School Zones. School speed limit zones are established on the following streets: West Street between Walnut Street on the South and Maple Street on the North. Upon the erection of appropriate signs designating the beginning and ending of such speed limit zones, no person shall drive a vehicle within the zones designated by this Section in excess of twenty (20) miles per hour when children are present, going to or leaving school during opening or closing hours or during school recess periods.

600.05 Truck Restrictions. The Council, by motion or resolution, may designate streets on which travel by commercial vehicles in excess of 12,000 pounds axle weight is prohibited. The City officer charged with enforcement shall cause appropriate signs to be erected on such streets. No person shall operate a commercial vehicle on the posted streets in violation of the restrictions stated.

600.06 Seasonal Weight Restrictions. The Council may, by motion or resolution, prohibit the operation of vehicles upon any street under the Council's jurisdiction or impose weight restrictions on vehicles to be operated on such street whenever the street, by reason of deterioration, rain, snow or other climatic conditions, will be seriously damaged or destroyed unless the use of vehicles on the street is prohibited or the permissible weights of the vehicles reduced. The officer charged with enforcement shall cause to have erected and maintained, signs plainly indicating the prohibition or restriction at each end of that portion of the street affected. No person shall operate a vehicle on a posted street in violation of the prohibition or restriction.

600.07 Parking Regulations.

Subd. 1 Angle and Parallel Parking. Angle parking shall be required on streets as designated by the Council by resolution. On any such street every vehicle parked shall be parked with the front of the vehicle facing the curb or the edge of the traveled portion of the street and facing between the painted or other markings on the curb or street indicating the parking. On all other streets, cars shall be parked parallel to the curb or edge of the roadway in accordance with law. Every vehicle when parked where parking spaces are marked shall be parked in a single space marked for vehicle parking by painted lines on the street or curb, and no part of the vehicle shall extend into any other marked space.

Subd. 2 No Parking, Stopping or Standing Zones. The Council may, by resolution, designate certain streets, portions of streets, or all or portions of a municipal parking lot, as no parking or no stopping or standing zones and may limit the hours in which the restrictions apply. The City officer charged with enforcement shall mark by appropriate signs each zone so designated. Except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or a traffic control device, no person shall stop or park a vehicle in an established no stopping or standing zone when stopping or standing is prohibited. No vehicle shall be parked in a no-parking zone during hours when parking is prohibited except that a vehicle may be parked temporarily in such zone for the purpose of forming a funeral procession and a truck may be parked temporarily between the hours of 5:00 a.m. and 7:00 p.m. of any business day for the purpose of loading or unloading where access to the premises is not otherwise available.

Subd. 3 Time Limit Parking Zones. The Council may, by motion or resolution, designate certain areas where the right to park is limited during hours specified. The officer charged with enforcement shall mark, by appropriate signs, each zone so designated. During the hours specified on the sign, no person shall park a vehicle on any limited parking zone for a longer period than is so specified.

Subd. 4 Winter Parking.

A. It shall be unlawful for anyone to park motor vehicles, equipment or structures on a street or alley in the City between the hours of 2:00 a.m. and 6:00 a.m. between November 1 and April 15 of the following year, those dates inclusive, unless otherwise authorized by the City Council.

At all other hours during said period, on-street parking shall be permitted only when the same does not interfere with the removal of snow and ice from the City streets. Vehicles so parked shall be removed from the street by their owner within fifteen minutes of demand made by a city employee for such removal. After such notice, it shall be unlawful to park on such the streets until the snow removal operation is completed in the area involved.

B. All emergency and official vehicles responding to an emergency call, including doctor's automobiles, shall be excluded from the provisions of this Section.

Subd. 5 Impoundment. At the direction of any authorized police officer, a citation be issued in connection with any motor vehicle parked in violation of this Chapter, and if the vehicle is unoccupied, it shall be towed away to a place of safekeeping for impoundment. The Chisago County Sheriff's Department is hereby empowered to request any private garage or towing service to tow away and impound any vehicles in violation of this Chapter.

Subd. 6 Recovery of Impounded Vehicles. Any motor vehicle towed away and impounded under this Chapter may be claimed and recovered from the City impound lot after payment to the City of all

towing and storage charges. The City does not assume any responsibility for any damage done to the vehicle during towing and impoundment under this Chapter.

Subd. 7 Penalty. Any person, firm, or corporation violating the provisions of this Chapter shall be guilty of a petty misdemeanor and may be punished by a fine not to exceed two-hundred dollars (\$200.00).

Subd. 8 Prima Facie Violation. The presence of any motor vehicle on any street when standing or parked in violation of this Section is prima facie evidence that the registered owner of the vehicle committed or authorized the commission of the violation.

AMENDED JANUARY 14, 2008

PUBLISHED IN THE CHISAGO COUNTY PRESS ON JANUARY 24, 2008

PUBLISHED IN THE INTER-COUNTY LEADER ON JANUARY 23, 2008

600.08 Truck and Bus Zones, Loading Zones, etc.

Subd. 1 Establishment. The Council may, by motion or resolution, establish spaces in streets as loading zones, bus zones, or truck zones. The Council may specify in the resolution establishing the zone such times as shall be the loading zone or truck zone hours. The officer charged with enforcement shall mark each such zone by appropriate signs.

Subd. 2 Truck Zone Prohibitions. During truck zone hours, no person shall stop, stand or park any vehicle except a truck in a truck zone. No person shall stop, stand or park a truck in a truck zone except to receive or discharge passengers or freight and then only for a period no longer than is necessary for the purpose.

Subd. 3 Loading Zone Prohibitions. No person shall stop, stand or park any vehicle in a loading zone except to receive or discharge passengers. No person shall occupy a loading zone with a vehicle other than a truck for more than five minutes.

Subd. 4 Property Owner Initiative. Any person desiring the establishment of a loading zone or truck zone abutting a premises the person occupies shall make written application to the Council. If the Council grants the request, the proper city officer shall bill the applicant for the estimated cost of placing signs and of painting the curb. When the amount is paid to the City Clerk-Treasurer, the officer charged with enforcement shall install the necessary signs and paint the curb.

Subd. 5 Semi-Trailer Parking. No person shall allow a semi-trailer to stand or be parked unattached from a tractor for any length of time on any street in the City except in an emergency in order to change tractors.

Subd. 6 No Truck Parking Zones and No Bus Parking Zones. Unless specifically allowed by the Council, no person shall park (whether the engine is turned off or idling) a truck or bus outside of the B-1 zoning district. The Council shall not allow any person to park a truck or bus in any residential area unless all persons over age 18 who reside within 350 of the property upon which the truck or bus will be parked have specifically consented to such parking in writing. In such cases where parking is allowed, the Council may impose such restrictions and conditions as it deems necessary to protect the public. The Council may also establish "No Truck Parking" and/or "No Bus Parking" zones within any business district. Such zones shall be established in the business district where heavy traffic by

trucks or other traffic congestion make parking by trucks or buses a hazard to the safety of vehicles or pedestrians.

Notwithstanding the foregoing, the parking of a bus or truck for a period of not more than 30 minutes within a twenty-four hour period shall be permitted in such zones for the purpose of having access to abutting property when such access cannot conveniently be secured otherwise.

600.09 Certain Vehicles, Equipment and Animals Prohibited on Streets. It is unlawful to operate any vehicle or equipment of any type whatsoever not equipped with pneumatic tires. A pneumatic tire is a tire in which compressed air is designed to support the load.

600.10 Establishment of Safety Zones, Lanes of Traffic, etc. To assist in the direction and control of traffic, to improve safe driving conditions at any intersection or dangerous location and to warn pedestrians or drivers of motor vehicles of dangerous conditions or hazards, the officer charged with enforcement may establish safety zones, lanes of traffic, and stop intersections, and may order installation of stop signs, yield signs, warning signs, signals, pavement markings or other devices with the approval of the Council. No regulation may be established on a trunk highway unless the consent of the commissioner of transportation is first secured.

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

600.12 Firefighters and Police Duties. During a fire or other emergency or to expedite traffic or safeguard pedestrians, officers of the fire department may direct or assist the police in directing traffic at the scene of a fire or in the immediate vicinity.

600.13 Penalty Any person convicted of violating any provision of this Section is guilty of a petty misdemeanor.

Section 605 – Snowmobiles & All Terrain Vehicles

605.01 Definitions. For the purpose of this Section, the terms defined herein shall have the following meaning ascribed to them.

All Terrain Vehicle (ATV) means trail bikes, mini bikes, and amphibious vehicles and similar devices other than snowmobiles used at least partially for travel on natural terrain but not special mobile equipment defined in Minn. Stat. 168.011, Subd. 22.

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.

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.

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

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

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 of it.

Person means an individual, partnership, corporation, the state and its agencies and subdivisions and any body of persons, whether incorporated or not.

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

605.02 Uses of Snowmobiles and ATV's Permitted. Except as specifically permitted and authorized in this Section, it is unlawful for any person to operate a snowmobile or ATV not licensed as a motor vehicle within the limits of the City:

- A. On the portion of any right-of-way of any public highway, street, road, trail, or alley used for motor vehicle travel, except that a snowmobile may operate upon the most right hand lane of a municipal street or alley 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. Snowmobiles 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 the property.
- E. On any other public place except as may be specifically permitted by other provisions of the City.
- F. At a speed in excess of 10 miles per hour.

605.03 Crossing of Streets or Highways. A snowmobile or ATV not licensed as a motor vehicle 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 is brought to a complete stop before crossing the shoulder or main traveled way.
- C. The driver yields the right-of-way to all on-coming 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 before sunrise to one-half hour after sunset or, in conditions of reduced visibility, only if both front and rear lights are on.

605.04 Traffic Ordinances Applicable. City traffic regulation shall apply to the operation of snowmobiles or ATV not licensed as a motor vehicle upon streets and highways, except for those relating to required equipment, those which by their nature have no application, and those inconsistent with the provisions in this Section.

605.05 Yielding Right-of-Way. No snowmobile 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.

605.06 Operation: Persons Under 18. No person under 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 streets 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 and highways as permitted under this Section and make a direct crossing of such streets and highways only if the person has in their immediate possession a valid snowmobile safety certificate issued pursuant to Minn. Stat. 84.872.

605.07 Uses Specifically Prohibited. 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:

- A. At any place while under the influence of alcohol or drugs as defined in Minn. Stat. 169A.20, which is hereby incorporated in this Section by reference.
- B. At a rate of speed greater than reasonable or proper under all surrounding circumstances.
- 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 11:00 p.m. to 7:00 a.m. of any day, closer than 100 feet to any dwelling which is usually occupied by one or more persons.
- E. So as to tow any person or thing except through use of a rigid towbar attached to the rear of the snowmobile or ATV.
- F. Within 100 feet of any fisherman, pedestrian, skating rink or sliding area where the operation would conflict with use or endanger other persons or property.
- G. While consuming an alcoholic beverage, distilled spirit, or 3.2 percent malt liquor, as defined in Minn. Stat. 169A.35, which is hereby incorporated in this Section by reference.
- H. While in possession of any bottle or receptacle containing an alcoholic beverage, distilled spirit, or 3.2 percent malt liquor that has been opened, or the seal broken, or the contents of which have been partially removed.
- I. Provisions of 605.07 G. and H. are exempt on private property.

605.08 Equipment Required. It is unlawful for any person to operate a snowmobile or ATV any place within the limits of the City unless it is equipped with the following:

- A. Standard mufflers which are properly attached and which reduce the noise of operation of the motor to the minimum necessary for operation. No person shall use a muffler cutout, by-pass straight pipe or similar device on a snowmobile 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 and one-half hour before sunrise or at time of reduced visibility, at least one clear lamp attached to the front, with sufficient intensity to reveal persons and vehicles at a distance of at least 100 feet ahead during the hours of darkness and under normal atmospheric conditions. Such headlamp 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 feet to the rear during hours of darkness under normal atmospheric conditions.
- E. Snowmobiles shall fly a pennant flag of red or blaze material, of a size not less than 12 inches by 9 inches, at a height of not less than six feet from ground level at any time when the vehicle is operated on public streets.
- F. Reflective material at least 16 inches square 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 90 degree angle.

605.09 Ignition Lock. Every person leaving a snowmobile or ATV on a public place or way shall lock the ignition, remove the key, and take the same.

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

605.11 Uses Prohibited: Animals. It is unlawful to intentionally drive, chase, run over or kill any animal with a snowmobile or ATV.

ADOPTED BY THE CITY COUNCIL ON FEBRUARY 9, 2009
 PUBLISHED ON FEBRUARY 18, 2009

Section 610 - Prohibiting Excessive Vehicle Noise

610.01 Definitions. For the purposes of this ordinance, the following phrases are defined as follows:

"Engine retarding brake" shall mean a Dynamic Brake, Jake Brake, Jacobs Brake, C-Brake, Paccar Brake, transmission brake or other similar engine retarding brake system, which alters the normal compression of the engine and subsequently releases that compression.

"Abnormal or excessive noise" shall mean (a) distinct and loudly audible noise that unreasonably annoys, disturbs, injures, or endangers the comfort and repose of any person or precludes their enjoyment of property or affects their property's value, (b) noise in excess of that permitted by Minnesota Statutes Section 169.69, as it may be amended from time to time, which requires every motor vehicle to be equipped with a muffler in good working order, or (c) noise in excess of that permitted by Minnesota Statutes Section 169.693 and Minnesota Rules parts 7030.1000 through 7030.1050, as this statute and these rules may be amended from time to time, which establish motor vehicle noise standards.

610.02 Unlawful Discharge. It shall be unlawful for any person to discharge the exhaust or permit the discharge of the exhaust from any motor vehicle except through a muffler that effectively prevents abnormal or excessive noise and complies with all applicable state laws and regulations.

610.03 Unlawful Engine Retarding Brake. It shall be unlawful for the operator of any truck to intentionally use an engine retarding brake on any public highway, street, parking lot or alley within the city which causes abnormal or excessive noise from the engine because of an illegally modified or defective exhaust system, except in an emergency.

610.04 Minnesota Statutes Adopted by Reference. Minnesota Statutes Sections 169.69 and 169.693 (motor vehicle noise limits) and Minnesota Rules parts 7030.1000 through 7030.1050, as these statutes and rules may be amended from time to time, are hereby adopted by reference.

610.05 Placement of Signs. Signs stating "VEHICLE NOISE LAWS ENFORCED" may be installed at locations deemed appropriate by the City Council to advise motorists of the prohibitions contained in this ordinance, except that no sign stating "VEHICLE NOISE LAWS ENFORCED" shall be installed on a state highway without a permit from the Minnesota Department of Transportation. The provisions of this ordinance are in full force and effect even if no signs are installed.

610.06 Additional Statutes and Rules Adopted by Reference. It is the intention of the City Council that all future amendments to any statutes and rules referenced or adopted by reference in this ordinance are also referenced or adopted by reference as if they had been in existence at the time this ordinance was adopted.

610.07 Penalty. Any person, firm or corporation who violates any provision of this ordinance shall, upon conviction, be guilty of a petty misdemeanor and punished by a fine of not more than \$300.

610.08 Effective Date. This ordinance becomes effective from and after its passage and publication.

ADOPTED BY THE CITY COUNCIL ON DECEMBER 12, 2005
PUBLISHED ON DECEMBER 21, 2005