

**ORDINANCE #11-16**  
**CITY OF RAMSEY**  
**ANOKA COUNTY**  
**STATE OF MINNESOTA**

**AN AMENDMENT TO CHAPTER 54 OF THE RAMSEY CITY CODE, WHICH CHAPTER IS KNOWN AS THE TRAFFIC AND VEHICLE CHAPTER OF THE RAMSEY, MINNESOTA, CITY CODE.**

**AN ORDINANCE AMENDING ARTICLE IV, SECTIONS 96-102 RECREATIONAL VEHICLES.**

The City of Ramsey ordains:

**SECTION 1. AUTHORITY**

This ordinance is adopted pursuant to and under the authority of the City Charter of the City of Ramsey.

**SECTION 2. AMENDMENTS**

**ARTICLE IV. ALL TERRAIN VEHICLES**

**Sec. 54-96 Purpose**

The purpose of this article is to provide reasonable regulations for the use of All Terrain Vehicles (ATVs) on public and private property in the city. This article is not intended to allow what the Minnesota Statutes expressly prohibit nor to prohibit what the state statutes allow. It is intended to prevent public nuisance.

**Sec. 54-97 Definitions**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Agricultural zone* means the areas in the state lying south and west of a line along the following highway rights-of-way: starting at the North Dakota border, the line goes east along State Highway 10 to State Highway 23, then follows Highway 23 east to State Highway 95, which it follows to the Wisconsin border.

*All-terrain vehicle (ATV)* means a motorized flotation-tired vehicle of not less than three but not more than six low-pressure tires. It includes Class 1 and Class 2 ATVs.

*Boulevard* means that portion of the street or highway between the roadway and private property.

*COR* means the area that lies between; west of Co Rd 56, south of Co Rd 116, east of Co Rd 83 and north of the BN Railroad Tracks.

*Class 1 ATV* means an ATV that has a total dry weight of less than 900 pounds.

*Class 2 ATV* means an ATV that has a total dry weight of 900 to 1500 pounds.

*Designated trail* shall mean a clearly marked route for recreational vehicles to follow.

*Designated use area* means the area north of a straight line running from east to west at the 16700 block, starting at the Rum River on the east and running to the City of Elk River border on the west.

*Designated Restricted Use Area* means that area south of a straight line running from east to west at the 16700 block, starting at the Rum River on the east and running to the City of Elk River border on the west. Within the Restricted Use Area, access to Elmcrest Park and Central Park will be made and restricted to loading and unloading of and ATVs in the parking lots only. A Designated Route from the parking lot will be clearly posted to allow access to the Designated Route on 167th Avenue from Elmcrest Park. A Designated Route from the parking lot of Central Park will be clearly posted to allow access to Armstrong Boulevard for direct northbound travel to the Designated Use Area.

*Designated route* shall mean a clearly marked route for ATVs to follow.

*Operate* means to ride in or on, and control the operation of an ATV.

*Operator* means every person who operates, or is in actual physical control of an ATV.

*Public property* means property that may be used by the public, subject to reasonable regulation by a governmental body. Such property includes city parks, city parking lots and public school parking lots and grounds.

*Roadway* means that portion of a street or highway improved, designed or ordinarily used for vehicular travel but not including the boulevard. For the purposes of this article, roadways not dedicated for public use and not maintained by the city are not included within this definition.

*Semi-public property* means private property generally for use by the public but not owned or maintained by a governmental body. Such property includes without limitation: church property, shopping center property and other property generally used by patrons of a commercial or private business establishment.

*Street or highway* means the entire width between boundary lines of any way or place when any part thereof is open to the use of the public, as a matter of right, for the purpose of vehicular traffic (includes the right-of-way or boulevard). For the purposes of this article, streets

or highways not dedicated for public use and not maintained by the city are not included within this definition.

### **Sec 54-98 Operation limitations**

- (a) ATVs may not be operated in the following areas:
  - (1) Within the COR
  - (2) On or long the Burlington Northern Rail Road tracks.
  - (3) On or along any County or State Hwy other than as listed in Specific Limitations
  - (4) On lots less than two and one-half acre in size unless it is for maintenance or plowing
  - (5) On any city sidewalks, bike or pedestrian trails.
  
- (b) ATVs may be operated only in the areas defined in section 54-97 only as follows:
  - (1) On the operator's property subject to the provisions of this article.
  - (2) On privately owned property if the operator has in possession written permission from the property owner; or, on privately owned property if the property owner has posted a clearly visible notice indicating "ATV" or words substantially similar.
  - (3) On city streets only as allowed by MN State Statute.(Does not include County Roads or State Highways.)
  - (4) On public or semi-public property only if clearly posted with signs designating the area or specific areas as open to ATVs.
  - (4) On any clearly marked Designated Route.
  - (5) On your own property or the property of another with written permission only if the property is greater than two and one-half acres in size.
  - (6) On roadways within the Designated Restricted Area, as per MN State Statute allows. (Does not include County Roads or State Highways.)
  - (9) To designated parking locations within the city
  
- (c) *Specific limitations for operation of ATV's.*
  - (1) No ATVs may be operated within the right-of-way, including the ditch of a trunk, county state-aid, county highway or state highway from April 1 to August 1 as part of Minnesota's Agricultural Zone anywhere in the city.

- (2) No ATVs may be operated on the roadway or within the right-of-way, including the ditch of a trunk, county state-aid, county highway or state highway in the Designated Restricted Use Area at any time.
- (3) A direct crossing of a street, roadway, county or state highway is permitted if:
  - a. The crossing is made at an angle of approximately 90 degrees to the roadway at a place where no obstruction prevents a quick and safe crossing or blocks the view of oncoming traffic for 300 feet;
  - b. The vehicle is brought to a complete stop before crossing the shoulder or entering upon the traveled portion of the street, road or highway;
  - c. The driver yields the right-of-way to all oncoming traffic that constitutes an immediate hazard;
  - d. In the case of a divided highway, the crossing shall be made only at an intersection of the highway with another street or road;
  - e. If the crossing is made during period of one-half hour after sunset to one-half hour before sunrise or in conditions of reduced visibility, the front and rear lights of the vehicle must be on.
- (4) An ATV may only be operated with the number of passengers that it was designed to carry.
- (5) If ridden on a roadway, a valid driver's license is required and a Department of Natural Resources Certificate if required.
- (d) *Hours of operation.* ATVs may not be operated any place in the city between the hours of 10:00 p.m. and 8:00 a.m. Sunday through Friday, and between the hours of 1:00 a.m. and 8:00 a.m. Saturday and Sunday.
- (e) *Snow cover.* From November 1 to March 31, ATVs may not be operated off the operator's property or the property of another that the operator has written permission to be on, unless there is a minimum six inches of snow cover on the ground.
- (f) *Requirements.*
  - a. A rear view mirror located so as to reflect to the operator a view of the roadway a distance of at least 200 feet to the rear of the vehicle.
  - b. At least one head lamp.
  - c. Horn
  - d. At least one rear lamp plainly visible from 500 feet.
  - e. Front and rear turn signals

- f. A safety flag a minimum of seven feet off the roadway and orange in color.
  - g. A city permit issued yearly after an inspection of the ATV.
  - h. Liability insurance.
- (g) Every person operating an ATV on the roadway has the rights and duties applicable to the driver of any other vehicle under the provisions of chapter 169 of the Minnesota statutes, except those provisions that cannot be reasonably applied.

A map showing the boundaries of the Designated Areas and COR shall be on display at the city hall and the police department for public viewing, during normal business hours.

### **SECTION 3. SUMMARY**

The following is the official summary of Ordinance #11-16 which has been approved by the City Council of the City of Ramsey as clearly informing the public of the intent and effect of the Ordinance.

It is the intent and effect of Ordinance #11-16 to amend Ramsey, Minnesota City Code Sections Article IV, Sections 96-102 Recreational Vehicles.

Expand the Designated Recreational Use Areas within the City of Ramsey to include a Restricted Use Area of the City.

### **SECTION 4. EFFECTIVE DATE**

The effective date of this Ordinance is thirty (30) days after its passage and publication, subject to City Charter.

Adopted by the Ramsey City Council the 22<sup>nd</sup> day of November 2011.

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Mayor

**ATTEST:**

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City Clerk

<b>Introduction Date:</b>	<b>November 7, 2011</b>
<b>Posting Dates:</b>	<b>November 7 – November 23, 2011</b>
<b>Adoption Date:</b>	<b>November 22, 2011</b>
<b>Publication Date:</b>	<b>December 2, 2011</b>
<b>Effective Date:</b>	<b>January 2, 2012</b>