

## Chapter 54 TRAFFIC AND VEHICLES<sup>1</sup>

### ARTICLE I. IN GENERAL

#### Sec. 54-1. Unnecessary acceleration.

No person shall start or accelerate any motor vehicle with an unnecessary exhibition of speed on any public or private way within the city limits. Prima facie evidence of such unnecessary exhibition of speed shall be unreasonable squealing or screeching sounds emitted by the tires or the throwing of sand or gravel by the tires of said vehicle or both.

(Code 1978, § 6.01.04; Ord. No. 6, 3-15-1971)

#### Sec. 54-2. Use of roller devices in Town Center District.

(a) *Purpose and intent.* The purpose of this section is to protect public health and safety stemming from the use of roller devices in the pedestrian oriented Town Center District. The city council finds that operation of such roller devices in areas of Town Center creates unnecessary potential danger to either the user of such device or the general public; and that the use of such device may cause destruction of property in the areas described as: west of Ramsey Boulevard, south of Bunker Lake Boulevard, east of Armstrong Boulevard, and north of the Burlington Northern-Santa Fe Railroad tracks.

(b) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

*Bicycle* means a vehicle propelled through pedaling.

*Inline skates* means a shoe with wheels attached, or a device with wheels which is designed to be attached to a shoe. (This includes roller blades and roller skates.)

*Roller device* means a non-motorized wheel device including, but not limited to, inline skates, roller skis, and skateboards, and bicycles. For purposes of this definition, the provisions of this section do not apply to strollers, wagons, or wheelchairs.

*Roller skis* means a pair of skis with wheels attached which is intended to simulate skiing.

*Skateboard* means a device for riding upon, usually while standing, consisting of a piece of wood or other composition mounted on skate wheels.

(c) *Prohibited use.* No person shall operate roller devices or similar devices in the following areas of the city or under the following circumstances:

- (1) In any careless, reckless, or negligent manner which may, or be likely to endanger the safety of any person or the property of any person or has the potential to damage property.
- (2) While being pushed, pulled, or propelled in any manner by a third party.

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<sup>1</sup>State law reference(s)—Traffic generally, Minn. Stats. ch. 169; powers of local authorities, Minn. Stats. §§ 169.022, 169.04.

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- (3) On any private property without express permission of the owner or occupant of the property.
  - (4) On any city-owned facility including the municipal center campus, parking ramp, parking lot, or any other parking facility. Bicycles may be stored in designated areas.
  - (5) On any concrete sidewalk unless otherwise noted. All wheeled vehicles must travel on a road or designated area.
  - (6) In any public plaza, amphitheater, or any other improved surface intended for the use of public gathering.
  - (7) On any railing or raised surfaces such as speed control bumps or in any manner which may cause the damage or destruction of curbs, railings, walls, or any other structure or property.
  - (8) In any area to be described in the future, in addition to the areas described in this section, as established by resolution by the city council upon recommendation of city staff.
- (d) *Exceptions.*
- (1) Roller devices may be used by public safety officials while performing their official duties.
  - (2) The provisions of this section do not apply to strollers, wheelchairs, or wagons.
- (e) *Penalty.*
- (1) Violation of this section shall constitute a petty misdemeanor.
  - (2) Any police officer who observes violation of this section is authorized to impound the roller device and hold the roller device at the police department until resolution of the case following a violation. The impounded roller device shall be released to a user 18 years of age or older, or to a parent or guardian of a user who is under the age of 18, following the expiration of the impounded period.

(Code 1978, § 5.19; Ord. No. 06-34, § 2, 12-12-2006; Ord. No. 10-12, § 2, 8-9-2010)

**Secs. 54-3—54-22. Reserved.**

## ***ARTICLE II. STOPPING, STANDING AND PARKING<sup>2</sup>***

**Sec. 54-23. 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:

*Block* means the entire length of a roadway between its intersections with other public streets or between its intersection with a public street and the termination of the roadway.

[Commercial Motor Vehicle For purposes of this section, "commercial vehicle" shall have the meaning as the term is defined in Minn. Stats. § 169.011](#)

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<sup>2</sup>State law reference(s)—Stopping, standing and parking, Minn. Stats. § 169.32 et seq.; authority to regulate standing or parking of vehicles, Minn. Stats. § 169.04.

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*Roadway* means that portion of a street between its curbs, or between the outer edges of its shoulders whether such portion is constructed of concrete, asphalt or gravel or any combination thereof.

[Temporary or Temporarily within parking regulations means not to exceed 4 hours.](#)

*Vehicle* means any motorized or unmotorized vehicle including but not limited to, automobiles, trucks, motorcycles, buses, recreational vehicles, snowmobiles and trailers.

(Code 1978, § 6.03.01; Ord. No. 5, 3-15-1971)

### **Sec. 54-24. Prima facie evidence of ownership.**

A person who holds the legal title to a vehicle, or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner. The operation or use of a motor vehicle in violation of this article shall be prima facie evidence that said motor vehicle was at the time of such violation controlled, operated and used by the owner thereof.

(Code 1978, § 6.03.02; Ord. No. 5, 3-15-1971)

### **Sec. 54-25. Commercial Vehicle and Trailer On-street parking.**

- a. [It is unlawful to park any detached semitrailer as defined by Minnesota State Statute upon any street, city owned parking lot, or other public property unless specifically approved by City Council and Sign Posted.](#)
- b. [It is unlawful to park or store any Commercial Motor Vehicle as designated by Minnesota State Statute on any street, city owned public property, or other public property unless specifically approved by City Council and sign posted.](#)
- c. [It is unlawful to transfer materials and equipment from one commercial vehicle to another on a public roadway.](#)
- d. [It is unlawful to load or unload on a public road or right of way where zoning regulations and properties have accommodated for deliveries.](#)
- e. [Exemptions:](#)
  1. [Actively loading or unloading in designated loading zones.](#)
  2. [For the purpose of emergency repairs, property maintenance activity, or construction activity of adjacent infrastructure or buildings.](#)
  3. [Postal or mail delivery](#)
  4. [Residential moving vehicles actively loading or unloading not obstructing normal flow of traffic.](#)
  5. [To temporarily visit a business or residence where sufficient space to park within the private parking area is limited.](#)

~~All persons who hold the legal title to a vehicle, or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a~~

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~~mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner. The operation or use of a motor vehicle in violation of this article shall be prima facie evidence that said motor vehicle was at the time of such violation controlled, operated and used by the owner thereof.~~  
~~(Code 1978, § 6.03.03; Ord. No. 5, 3-15-1971)~~

### **Sec. 54-26. Permits for curb loading and unloading.**

- (a) The city engineer is authorized to issue special permits to permit the backing of a vehicle to the curb for the purpose of loading or unloading merchandise or materials subject to the terms and conditions of such permit.
- (b) It shall be unlawful for any permittee or other person to violate any of the special terms or conditions of any such permit.

(Code 1978, § 6.03.06; Ord. No. 5, 3-15-1971)

### **Sec. 54-27. Lights on a parked vehicle.**

Whenever a vehicle is lawfully parked at nighttime upon any street within a business or residential district, no lights need be displayed upon such parked vehicle.

(Code 1978, § 6.03.07; Ord. No. 5, 3-15-1971)

State law reference(s)—Lights on parked vehicles, Minn. Stats. § 169.53.

### **Sec. 54-28. Prohibited parking.**

No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or traffic control device, in any of the following places:

- (1) Directly across from a public or private driveway and, except for culs-de-sac and eyebrows, within three feet of either side of a public or private driveway, measured at the curb, other than the owner's driveway.
- (2) Within a properly marked fire lane;
- (3) Within 30 feet upon the approach to any flashing beacon, stop sign, or traffic control signal located at the side of a roadway;
- (4) Between a safety zone and the adjacent curb or within 30 feet of points on the curb immediately opposite the ends of a safety zone, unless the city engineer has indicated a different length by signs or marking;
- (5) 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 said entrance;
- (6) Alongside or opposite any street excavation or obstruction when stopping, standing, or parking would obstruct traffic;
- (7) On a roadway side of any vehicle stopped or parked at the edge or curb of a street;
- (8) On any boulevards; and
- (9) No motor vehicle shall stop or park on the shoulders of a public highway or street in the immediate vicinity of a theater during the hours it is in operation.

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[\(10\) On or across any sidewalk, crosswalk, or trail-way](#)

(Code 1978, § 6.03.08; Ord. No. 5, 3-15-1971)

State law reference(s)—General parking prohibitions, Minn. Stats. § 169.34.

**Sec. 54-29. Minimum roadway width.**

No person shall park any vehicle upon a street other than an alley in such a manner or under such conditions as to leave available less than ten feet of the width of the roadway for the free movement of vehicular traffic, and no person shall stop, stand, or park a vehicle within an alley in such position as to block the driveway of any abutting property.

(Code 1978, § 6.03.09; Ord. No. 5, 3-15-1971)

**Sec. 54-30. Display for sale.**

No person shall park a vehicle upon any roadway, [boulevard, sidewalk, trail, or Right of Way](#) for the principal purpose of displaying such vehicle for sale [or parked in such a manner as to be used as advertising of a business](#).

(Code 1978, § 6.03.10; Ord. No. 5, 3-15-1971)

**Sec. 54-31. Repairing ~~automobiles~~ [vehicles](#) on the street.**

No person shall make or allow to be made any washing, greasing, or repairing of a vehicle, on a street, except repairs necessitated by an emergency.

(Code 1978, § 6.03.11; Ord. No. 5, 3-15-1971)

**Sec. 54-32. No parking signs; public facilities.**

The city engineer is authorized to erect signs indicating no parking upon either or both sides of any street adjacent to any school or hospital property or any public facility (i.e., fire station, recreation center) when such parking would, in their opinion, interfere with traffic or create a hazardous condition.

(Code 1978, § 6.03.12; Ord. No. 5, 3-15-1971)

**Sec. 54-33. No parking signs; street width.**

The city engineer is authorized to erect signs indicating no parking upon any street when the width of the roadway does not exceed 20 feet, or upon one side of a street as indicated by such signs when the width of the roadway does not exceed 30 feet or for snow removal.

(Code 1978, § 6.03.13; Ord. No. 5, 3-15-1971)

**Sec. 54-34. Other prohibited parking areas.**

The city engineer is authorized to determine and designate by proper signs, places in which the stopping, standing, or parking of vehicles would create an especially hazardous condition or would cause unusual delay to traffic.

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(Code 1978, § 6.03.15; Ord. No. 5, 3-15-1971; Ord. No. 96-09, 7-7-1996)

**Sec. 54-35. Removing vehicles from streets.**

- (a) Members of the police department are authorized to remove, or cause to be removed, a vehicle from a street or highway to the nearest garage or other place of safety, or to a garage designated or maintained by the police department or otherwise maintained by the city, under the circumstances hereinafter enumerated:
  - (1) When any vehicle is left unattended upon any bridge, viaduct, or causeway, or in any tube, tunnel or under-pass where such vehicle constitutes an obstruction to traffic.
  - (2) When a vehicle upon a highway is so disabled as to constitute an obstruction to traffic and the persons in charge of the vehicle are by reason of physical injury incapacitated to such an extent as to be unable to provide for its custody or removal.
  - (3) When any vehicle is left unattended upon a street and is so parked illegally as to constitute a hazard or obstruction to the normal movement of traffic or snow plowing.
- (b) Whenever an officer removes a vehicle from a street as authorized in this section and the officer knows or is able to ascertain from the registration records of the vehicle the name and address of the owner thereof, such officer shall immediately give or cause to be given notice in writing to such owner of the fact of such removal and the reasons therefor and of the place to which such vehicle has been removed. In the event any such vehicle is stored in a public garage, a copy of such notice shall be given to the proprietor of such garage.
- (c) Whenever an officer removes a vehicle from a street under this section and does not know and is not able to ascertain the name of the owner, or for any other reason is unable to give the notice to the owner as hereinbefore provided, and in the event the vehicle is not returned to the owner within a period of three days, then and in that event, the officer shall immediately send or cause to be sent written report of such removal by mail to the state department whose duty it is to register motor vehicles, and shall file a copy of such notice with the proprietor of any public garage in which the vehicle may be stored. Such notice shall include a complete description of the vehicle, the date, time and place from which removed, the reasons for such removal, and the name of the garage or place where the vehicle is stored.

(Code 1978, § 6.03.16; Ord. No. 5, 3-15-1971)

State law reference(s)—Towing of vehicles, Minn. Stats. § 169.041.

**Sec. 54-36. Parking in areas affected with public interest.**

Parking of vehicles in areas affected with a public interest shall conform to any stores or designated positions for parking and no vehicle shall be parked or allowed to stand in any area of such parking lot which has been designated or is used for a lane for moving traffic so as to interfere with the movement of traffic thereon.

(Code 1978, § 6.03.17; Ord. No. 5, 3-15-1971)

**Sec. 54-37. Removal of keys from car.**

Every person parking a passenger automobile on a public street, alley, public parking lot, or place affected with a public interest in the city shall lock the ignition, remove the key and take the key with him.

(Code 1978, § 6.03.18; Ord. No. 5, 3-15-1971)

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### **Sec. 54-38. Time zone parking.**

- (a) The city engineer is authorized to determine and designate by proper signs places not exceeding 100 feet in length in which parking is to be limited for a designated time in order to facilitate more efficient traffic movement.
- (b) Evening parking. No parking on any city street shall be permitted between the hours of 2:00 a.m. and 6:00 a.m.

(Code 1978, § 6.03.19; Ord. No. 5, 3-15-1971)

### **Sec. 54-39. Inclement weather parking.**

- (a) No person shall, at any time, park or permit to be parked any vehicle within any block or any public street when within the preceding 24 hours, falling or blowing snow or a combination of falling and blowing snow has accumulated to a depth of three inches or more at street level anywhere within that block; provided, however, that parking shall be permitted within any block of any public street where not otherwise prohibited whenever the entire length of roadway of such block has been cleared of snow from curb to curb or, in the case of streets without curbs, between the outer edges of the shoulders of such streets. Any vehicle parked in violation of this section may be removed as provided by section 54-35.
- (b) No person shall at any time park or permit to be parked any vehicle upon a public street when such parking interferes with the snow removal operations of the city and any vehicle so parked may be removed by the city at the owner's expense in accordance with the provisions of section 54-35, provided that the owner of said vehicle is notified of the city's intention to remove snow by the placement of a warning tag on such vehicle at least 24 hours prior to removal.
- (c) Any person violating the provisions of this section shall be guilty of a petty misdemeanor.

(Code 1978, § 6.03.20; Ord. No. 5, 3-15-1971)

State law reference(s)—Towing of vehicles, Minn. Stats. § 169.041.

### **Sec. 54-40. Cost of removal.**

Where it is necessary for the police department to remove or cause to be removed any vehicle pursuant to this article, the expense of such removal shall be paid by the vehicle owner.

(Code 1978, § 6.03.21)

### **Sec. 54-41. Ramsey Parking Ramp.**

- (a) *Definitions.*

As used herein, the term motor vehicle is specifically limited to automobiles and motorcycles.

*Ramsey Parking Ramp* refers to the municipal parking ramp adjacent to city hall. The legal description of the Ramsey Parking Ramp is Lot 2, Block 1, COR ONE, Anoka County, Minnesota.

- (b) *Parking regulations.*

- (1) The sole permitted use of the Ramsey Parking Ramp is the parking of motor vehicles, as that term is defined by this section, which fit within the marked spaces.

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- (2) Persons parking in the Ramsey Parking Ramp must abide by all posted signs and all space markings. Spaces reserved for residents of the residential units located on Lot 3, Block 1, COR ONE, Anoka County, Minnesota, shall only be utilized by those residents, subject to this section. Only electric vehicles may park in spaces with vehicle recharging stations. Electric vehicles may only be recharged at designated recharging stations. Bicycles may only be parked in designated areas.
  - (3) The following shall not be stored or parked in the Ramsey Parking Ramp:
    - a. Personal property other than permitted motor vehicles.
    - b. Recreational vehicles, including boats, jet skis, snowmobiles and ATVs.
    - c. Travel trailers, campers, RVs, motorhomes and the like.
    - d. Utility trailers, horse trailers, boat trailers, and other trailers.
    - e. Commercial/business vehicles except as provided in subsection (7) below.
  - (4) Vehicle maintenance is prohibited in the Ramsey Parking Ramp. Vehicle maintenance includes changing oil, washing cars, or engaging in any other activity involving tools and/or chemical agents, except for changing flat tires, jump starting vehicles and replacing dead batteries.
  - (5) Electrical outlets (other than those associated with electrical charging stations) in the Ramsey Parking Ramp are for city use only. Outlets shall not be used to plug in vehicles or to provide electrical power for any other private or business use.
  - (6) No business activities may be conducted in the ramp, except as provided herein. The term business activities include loading and unloading products or goods for commercial purposes; storage of vehicles other than one driven as a personal vehicle; employee parking; and dispatching employees. Temporary use of the ramp to park a business vehicle for delivery of products or services to city hall, adjacent businesses, or residents of residence at the COR apartment homes are excluded from this prohibition.
  - (7) Any vehicle violating this section may be towed at the owner's expense, and any personal property violating this section may be removed. Violation of this section is a petty misdemeanor. Violators of this section may also receive a citation, in accordance with section 2-333 of this Code.
- (c) *Severability.* Should any section, subdivision, clause, or other provision of this chapter be held invalid by any court of competent jurisdiction, such decision shall not affect the validity of this title as a whole, or of any part thereof, other than the part held to be invalid.

( Ord. No. 20-15 , § 3, 7-28-2020)

**Secs. 54-42—54-68. Reserved.**

***ARTICLE III. PRIVATE, PUBLIC AND SEMI-PUBLIC PROPERTY***

**Sec. 54-69. 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:

*Motor vehicle* means every vehicle that is self-propelled and not deriving its power from overhead wires.

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*Motorcycle* means every vehicle having a saddle for the use of a rider and designed to travel on not more than three wheels in contact with the ground, including motor scooters, minibikes, bicycles with motor attached, but excluding a tractor.

*Private property* means property owned by a person, firm, voluntary association, or corporation other than a governmental body and is not generally open for use by the public.

*Public property* means property that may be used by all of the public subject to reasonable regulation by a governmental body. For the purposes of this definition, such property includes city parks or parking lots and school parking lots or yards, but does not include public streets and highways.

*Semi-public property* means private property generally open 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, but not including private streets in residential areas.

*Vehicle* means every device in, upon, or by which any person or property is or may be transported or drawn upon a highway except devices moved by human power or used exclusively upon stationary rails or tracks.

(Code 1978, § 6.02.01)

## **Sec. 54-70. Traffic regulations.**

- (a) No person shall operate or halt any vehicle on public or semi-public property carelessly or heedlessly in disregard of the rights or safety of others.
- (b) No person shall park a vehicle, motor vehicle, [commercial motor vehicle](#), or motorcycle in any designated parking area for disabled persons on public or semi-public property unless such person is physically handicapped and the vehicle displays an identifying certificate or insignia issued by the state department of public safety.
  - (1) For the purposes of this section, the term "physically handicapped" shall include any person who has sustained an amputation or permanent material disability of either or both arms, or legs, or who has been otherwise permanently disabled in any manner rendering it difficult and burdensome for him to walk.
  - (2) No person charged with violation of this section may be convicted notwithstanding that no identifying certificate or insignia is displayed on the vehicle if that person is, in fact, physically disabled.
- (c) [No person shall obstruct any disability parking space, access aisle, or ramp with any material, vehicle, or object to include the piling of snow in those spaces, unless they are designated emergency vehicles responding to an emergency or call for service.](#)
- (d) [It shall be unlawful for property owners or the responsible party to fail to install Handicapped Accessible signage in accordance with the Minnesota State Accessibility Code and Statute.](#)
- (E) [It shall be unlawful for a person to park any vehicle for the sole intention to camp, sleep or live and reside out of on any street, public and private property unless in a designated campground, or for personal enjoyment on privately owned property by the owner in accordance with City Code, Commercial Vehicle operators in conformance with the Federal Motor Carrier Safety Act and Minnesota Statute may utilize appropriate rest stops, truck stops or as posted to maintain compliance with mandatory rest periods.](#)
- (f) [All violations of this section \(54-70\) are considered a misdemeanor.](#)

(Code 1978, § 6.02.02; Ord. No. 5, 3-15-1971)

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**Sec. 54-71. Private property.**

- (a) No vehicles, motor vehicles, or motorcycles shall be driven across or upon any private property without the written or oral permission of the owner, occupant, or lessee thereof. Written permission may be given by a posted notice of any kind or description that the owner, occupant, or lessee prefers, so long as it specifies the kind of vehicles allowed.
- (b) It is unlawful for a person to post any notice or sign provided in this section upon lands over which they have no right, title, interest, or license.

(Code 1978, § 6.02.03; Ord. No. 88-08, 7-12-1988)

**Sec. 54-72. Public property.**

It shall be unlawful for any person to operate any vehicle, motor vehicle, or motorcycle upon public property other than a paved surface designed for vehicular use or upon a path or area designated by appropriate signs permitting such use.

(Code 1978, § 6.02.04; Ord. No. 88-08, 7-12-1988)

**Sec. 54-73. Semi-public property.**

It shall be unlawful for any person to operate any vehicle, motor vehicle, or motorcycle upon public property other than a paved surface designed for vehicular use or upon a path or area designated by appropriate signs permitting such use.

(Code 1978, § 6.02.05; Ord. No. 88-08, 7-12-1988)

**Sec. 54-74. Exceptions.**

The provisions of this article shall not apply to emergency vehicles, vehicles used by governmental bodies, or to persons driving upon such property with the consent of the owner or his agent or any person in lawful possession of such real property.

(Code 1978, § 6.02.06; Ord. No. 88-08, 7-12-1988)

**Sec. 54-75. Speed limits.**

No person shall operate a vehicle, motor vehicle, or motorcycle on public or semi-public property at a speed greater than is safe and reasonable under the conditions of traffic then existing, and in no event shall exceed a speed of 15 miles per hour.

(Code 1978, § 6.02.07; Ord. No. 88-08, 7-12-1988)

**Sec. 54-76. Age requirements.**

No person under the age of 15 years of age shall operate any vehicle, motor vehicle, or motorcycle on any property other than upon private property with the express or implied permission of the owner thereof.

(Code 1978, § 6.02.08; Ord. No. 88-08, 7-12-1988)

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**Secs. 54-77—54-95. Reserved.**

## ***ARTICLE IV. RECREATIONAL VEHICLES<sup>3</sup>***

### **Sec. 54-96. Purpose.**

The purpose of this article is to provide reasonable regulations for the use of recreational vehicles on public and private property in the city. This article is not intended to allow what the Minnesota state statutes expressly prohibit nor to prohibit what the state statutes allow. It is intended to prevent public nuisance.

(Ord. No. 12-07, § 3, 6-12-2012)

### **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 (engine displacement of less than 960 cubic centimeters and total dry weight of less than 1,000 pounds) and Class 2 (engine displacement of less than 960 cubic centimeters and total dry weight of 1,000 to 1,800 pounds) ATVs as per Minnesota State Statute.

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

*Designated non-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 non-use area, access to Elmcrest Park and Central Park will be made and restricted to loading and unloading of snowmobiles and ATVs in the parking lots only. A designated route from the parking lot will be clearly posted to allow access to 167th Avenue from Elmcrest Park. A designated route from the parking lot of Central Park will be clearly posted to allow access to Armstrong Blvd. for direct northbound travel to the designated use area.

*Designated trail* means 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.

*Go-cart* means a low, four-wheeled motorized device with an open or closed frame designed and used for off-street operation only.

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<sup>3</sup>Editor's note(s)—Ord. No. 12-07, § 2, 3, adopted June 12, 2012, repealed the former Art. IV, §§ 54-96—54-102, and enacted a new Art. IV as set out herein. The former Art. IV pertained to similar subject matter and derived from Code 1978, §§ 6-04-01, 6-04-03—6-04-08; Ord. No. 88-1, 2-25-1988; Ord. No. 88-19, 12-18-1988; Ord. No. 93-18, 12-13-1993; Ord. No. 09-14, § 1, 9-22-2009; Ord. No. 11-16, § 2, 11-22-2011.

State law reference(s)—Off-highway vehicles, Minn. Stats. § 84.771 et seq.; off-road motorcycles, Minn. Stats. § 84.787 et seq.; off-road vehicles, Minn. Stats. § 84.797 et seq.; snowmobiles, Minn. Stats. § 84.41 et seq.

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*Golf-cart* means a passenger conveyance, electric or gasoline motor powered vehicle, with four low pressure tires and a engine displacement not exceeding 800 cubic centimeters and a total dry weight not exceeding 800 pounds.

*Mini-bike* means a small, two-wheeled motorized device designed for off-street operation. Mini-bikes may include miniature motorcycles and do not qualify as a moped, motorcycle or an ATV.

*Off-highway motorcycle (OHM)* means vehicles traveling on two wheels with a seat to be straddled by the operator with handlebars for steering control. OHMs may include some mini-bikes. They are for off-street operation only.

*Operate* means to ride in or on, and control the operation of a recreational vehicle.

*Operator* means every person who operates, or is in actual physical control of a recreational vehicle.

*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.

*Public road right-of-way* means the entire right of way of a roadway that is not privately owned, including the traveled portions, banks, ditches, shoulders and medians.

*Recreational vehicle* means all-terrain vehicles, utility task vehicles, golf carts, snowmobiles, off-highway motorcycles, mini-bikes, go-carts, and other motorized vehicles, that by their use fit this definition.

*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.

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

*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.

*Utility task vehicle* means a side-by-side, four-wheel drive that has four wheels, is propelled by an internal combustion engine with a piston displacement capacity of 1,200 cubic centimeters or less, and has a total dry weight of 1,800 but less than 2,600 pounds.

(Ord. No. 12-07, § 3, 6-12-2012; Ord. No. 11-16, § 2, 11-22-2011)

## **Sec. 54-98. Operation regulations for ATVs and utility task vehicles.**

- (a) ATVs and utility task vehicles MAY NOT be operated in the following areas of the city:
- (1) Any area posted that ATVs or utility task vehicles are not allowed.
  - (2) On or along the Burlington Northern railroad right-of-way.
  - (3) On lots less than two and one-half acres in size unless it is for maintenance or plowing.
  - (4) On city sidewalks, bike or pedestrian trails.
  - (5) On semi-public, public or private property unless permission is posted.
  - (6) Within a city parking ramp.

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- (7) Within a county or state highway right-of-way other than as listed in Specific Limitations defined below.
  - (8) Within the boulevard of a city roadway.
  - (9) Within a county or state highway right-of-way in the designated non-use area.
  - (10) Within a county or state highway right-of-way from April 1 to August 1 as part of Minnesota's Agricultural Zone.
- (b) ATVs and utility task vehicles MAY be operated in the following areas of the city:
- (1) On your own property or the property of another with written permission, only if the property is two and one-half acres or greater in size, 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 "ATVs allowed" or "utility task vehicles allowed" or words substantially similar.
  - (3) On all city roadways as allowed by Minnesota State Statute, however, NOT including county or state highways.
  - (4) On public or semi-public property only if posted with a clearly visible notice indicating "ATVs allowed" or "utility task vehicles allowed" or words substantially similar.
- (c) *Specific Limitations for operation of ATVs and utility task vehicles.*
- (1) 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. 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.
    - f. A person born after July 1, 1987 possesses a MN DNR ATV safety certificate.
  - (2) An ATV may only be operated with the number of passengers that it was designed to carry.
  - (3) If ridden on a roadway, persons driving must be 18 years of age or older.
- (d) Every person operating an ATV or utility task vehicle on the roadway has the rights and duties applicable to the driver of any other vehicle under the provisions of Minn. Stats. chapters 169 and 84, except those provisions that cannot be reasonably applied.
- (e) Every operator/owner of an ATV or utility task vehicle must provide proof of insurance complying with Minn. Stats. § 65B.48, subd 5.
- (f) For an ATV or utility task vehicle to be used off of the owner's property, the owner first must request and obtain a city permit from the police department.
- (g) Permits.

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- (1) A permit application containing the following information must be completed and approved by the city's police department, prior to receiving a permit.
    - a. Registered owner name, address and telephone number.
    - b. Make, model, vehicle identification number and DNR registration number of the ATV or utility task vehicle.
    - c. Proof of insurance for the vehicle.
    - d. Class description (ATVs only).
  - (2) Permits must be affixed to the front center handlebar, lower center windshield area, or other location visible from the front center of the recreational vehicle.
  - (3) A granted permit will be valid for a maximum term of three years.
  - (4) A permit may be revoked for a violation of any provision of this article, after due investigation by the city's police department and final determination by the police chief. Any revocation may be appealed to the city council by providing a request for appeal in writing within 14 days of the final revocation. The revocation will remain in force until the appeal process has been completed.

(Ord. No. 12-07, § 3, 6-12-2012; Ord. No. 11-16, § 2, 11-22-2011)

#### **Sec. 54-99. Operation regulations for golf carts.**

- (a) Golf carts MAY NOT be operated in the following areas:
  - (1) Any area posted that golf carts are not allowed.
  - (2) On or long the Burlington Northern railroad right-of-way.
  - (3) On city sidewalks, bike or pedestrian trails.
  - (4) On semi-public, public or private property unless permission is posted.
  - (5) Within a county or state highway right-of-way other than as listed in specific limitations defined below.
  - (6) Within the boulevard of a city roadway.
  - (7) Within a county or state highway right-of-way in the designated non-use area.
  - (8) Within a county or state highway right-of-way from April 1 to August 1 as part of Minnesota's Agricultural Zone.
- (b) Golf carts may be operated only as follows:
  - (1) On your own property or the property of another with written permission, 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 "golf carts allowed" or words substantially similar.
  - (3) On all city roadways as allowed by Minnesota State Statute, however, NOT including county or state highways.
  - (4) On public or semi-public property only if posted with a clearly visible notice indicating "golf carts allowed" or words substantially similar.
- (c) Specific limitations for operation of golf carts.

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- (1) A direct crossing of any 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.
  - (2) A golf cart may only be operated with the number of passengers that it was designed to carry.
  - (3) If ridden on a roadway, persons driving must be 18 years of age or older.
  - (d) *Golf cart equipment requirements.*
    - (1) Slow moving vehicle emblem.
    - (2) Operable horn.
    - (3) Seat belts for driver and passengers.
  - (e) Every person operating a golf cart on the roadway has the rights and duties applicable to the driver of any other vehicle under the provisions of the Minn. Stats. chapter 169, except those provisions that cannot be reasonably applied.
  - (f) Every operator/owner of a golf cart must be able to provide proof of insurance when required, by an authorized enforcement officer, complying with Minn. Stats. § 65B.48, subd 5.
  - (g) For a golf cart to be used off of the owner's property, the owner first must request and obtain a City of Ramsey permit from the police department.
  - (h) Permits.
    - (1) A permit application containing the following information must be completed and approved by the city's police department, prior to receiving a permit.
      - a. Registered owner's name, address and telephone number.
      - b. Make, model, and vehicle identification number of the golf cart.
      - c. Proof of liability insurance for the golf cart.
    - (2) Permits must be affixed to the lower center windshield area or other location visible from the front center of the recreational vehicle.
    - (3) A permit will be valid for a maximum term of three years.
    - (4) A permit may be revoked for a violation of any provision of this article, after due investigation by the city's police department and final determination by the police chief. Any revocation may be appealed to the city council by providing a request for appeal in writing within 14 days of the final revocation. The revocation will remain in force until the appeal process has been completed.

(Ord. No. 12-07, § 3, 6-12-2012)

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## **Sec. 54-100. Operation regulations for snowmobiles.**

- (a) *Designated non-use areas.* Snowmobiles may not be operated in the designated non-use areas except in those limited areas where permitted as follows:
  - (1) Within the non-use area, access to Elmcrest Park and Central Park will be made and restricted to loading and unloading of snowmobiles in the parking lots only.
  - (2) A designated route from the parking lot will be clearly posted to allow access to 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 travel to the designated trail.
  - (3) On any clearly marked designated trail.
  - (4) 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.
- (b) *Designated use areas.* Snowmobiles may be operated only in the areas defined in section 54-97 as the designated use areas and then 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 "snowmobiles allowed" or words substantially similar.
  - (3) On county or state highways within the designated use area as regulated by state statute.
  - (4) On city streets within the designated use area only as allowed by state statute.
  - (5) On public or semi-public property within the designated use area only if said property is clearly posted with signs designating the area or specific areas as open to recreational vehicles.
- (c) *Agricultural zone.* No snowmobiles may be operated within the right-of-way, including the ditch of a trunk, county state-aid, or county highway from April 1 to August 1 as part of Minnesota's Agricultural Zone.
- (d) *Hours of operation.* Snowmobiles 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, snowmobiles 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) *Reflective Material.* Snowmobiles must have reflective material of at least 16 square inches on each side forward of the handlebars, so as to reflect lights at a 90-degree angle.

(Ord. No. 12-07, § 3, 6-12-2012)

## **Sec. 54-101. Operation limitations for mini-bikes and go-carts.**

- (a) Mini-bikes greater than 110 cc may not be operated within the designated non-use area, regardless of lot size.
- (b) Go-carts may not be operated within the designated non-use area.
- (c) Mini-bikes and go-carts may not be operated off of their own property without the written permission of the owner of the property being ridden on.

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(Ord. No. 12-07, § 3, 6-12-2012)

**Sec. 54-102. Towing restriction.**

It is unlawful for any person to operate a recreational vehicle so as to tow any person or thing on a street or highway except through the use of a rigid tow bar, as defined by state statute, attached to the rear of the recreational vehicle.

(Ord. No. 12-07, § 3, 6-12-2012; Ord. No. 11-16, § 2, 11-22-2011)

**Sec. 54-103. Map.**

A map showing the boundaries of the designated use and non-use areas shall be on display at the city hall and the police department for public viewing, during normal business hours.

(Ord. No. 12-07, § 3, 6-12-2012)

**Sec. 54-104. Permit fee.**

The permit fee for a Recreational Vehicle required by this section shall be set by council resolution and listed in the rates and fees ordinance.

(Ord. No. 12-07, § 3, 6-12-2012)

**Sec. 54-105. Penalty.**

Violation of any provision of this section shall constitute a petty misdemeanor [unless otherwise determined by Minnesota State Statute as a Misdemeanor or this ordinance.](#)

(Ord. No. 12-07, § 3, 6-12-2012)