

AN ORDINANCE TO REPEAL ORDINANCE 7170.00, TO MAKE CERTAIN
AMENDMENTS TO THE REGULATION OF SNOWMOBILES AND ALL TERRAIN
VEHICLES (ATV) WITHIN THE CITY OF CLEVELAND, MINNESOTA

SECTION 7170.01. REPEAL

Ordinance 7170.00 is hereby repealed and amended to read as follows:

SECTION 7170.02. DEFINITIONS

The definitions of “snowmobiles” and “all-terrain vehicle” for purposes of this ordinance shall be the same as those set forth in Minnesota Statute Sections 84.81 and 84.92 respectively.

SECTION 7170.03. STATE LAW ADOPTED

The laws of the State of Minnesota as set forth in Minnesota Statutes Section 84.81 through Section 84.928 and Chapter 169 are adopted in full.

SECTION 7170.04. REGULATIONS

Subd. A. Except as otherwise specifically permitted by the City of Cleveland; no person shall operate a snowmobile or ATV within the City limits in the following manner:

1. Upon a public sidewalk or walkway provided or used for pedestrian travel.
2. Upon the roadway, shoulder or inside bank or slope of any street or highway within the City, unless the operator is entering or leaving the city by the most direct route to and from the operators residence. No person shall operate a snowmobile or ATV upon any street or highway within the city limits for the purposes of general recreational use, except a noted above. Operation in the ditch or on the outside bank within the right-of-way of any street or highway except interstate highways or freeways is permitted in conformance with state law and City ordinances, unless the roadway directly abuts a public sidewalk or walkway or property used for private purposes.
3. On private property of another without lawful written authority or consent of the owner or occupant in his possession

4. On any public owned land, without lawful written authority or consent of the owner. The public land to which this prohibition applies includes but is not limited to school grounds, park property, play grounds, and recreation areas.
5. At any place while under the influence of intoxicating liquor or controlled substances.
6. At a rate of speed greater than 10 mph.
7. At any place in a careless, reckless or negligent manner so as to endanger the person or property of another or to cause injury or damage.
8. In a manner so as to create a loud unnecessary or unusual noise, which disturbs, annoys or interferes with the peace and quiet of other persons.
9. Between the hours of 7:00 A.M. and 12 Noon on Sundays, within two block of any church.
10. Between the hours of Midnight to 7:00 A.M. of any day.
11. At a location or in a direction other than on the right hand side of a street or highway and in the same direction as the highway traffic on the nearest lane of the adjacent roadway after sunset and before sunrise.

Subd. B. The provisions of this Section shall not apply in the case of an emergency, when and at locations where snow upon the roadway renders travel by other motor vehicles impractical.

SECTION 7170.05. **PENALTY**

Any person violating the provisions of this ordinance shall be guilty of a misdemeanor offense.