

ORDINANCE NO. 13
AN ORDINANCE REGULATING THE
USE OF RECREATIONAL VEHICLES IN
THE TOWNSHIP OF CREDIT RIVER

Section 1. Definition of Terms.

Subdivision 1. For the purpose of this Ordinance the terms defined herein shall have the meaning described to them.

Subdivision 2. "Person" includes an individual, partnership, corporation, the state and its agencies and subdivisions, and any body of persons, whether incorporated or not.

Subdivision 3. "Recreational vehicle" means any self-propelled vehicle and any vehicle propelled or drawn by a self-propelled vehicle used for recreational purposes, including but not limited to trail bike or other all-terrain vehicle, hovercraft, or motor vehicle licensed for highway operation which is being used for off-road recreational purposes, including motorcycles, motor scooters or motor bikes commonly known as "dirt" bikes.

Subdivision 4. "Owner" means a person, other than a lien holder, having the property in or title to a recreational vehicle entitled to the use or possession thereof.

Subdivision 5. "Operate" means to ride in or on and control the operation of a recreational vehicle.

Subdivision 6. "Operator" means every person who operates or is in actual physical control of a recreational vehicle.

Section 2. Recreational Vehicle General Requirements.

No person shall enter and operate a recreational motor vehicle on lands not owned by the person, except where otherwise allowed by law, without the written or oral permission of the owner, occupant, or lessee of such lands. 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, such as by saying "Recreational Vehicles Allowed," "Trail Bikes Allowed," "All Terrain Vehicles Allowed," or words substantially similar.

Section 3. Operation Generally

In addition to the laws, rules and regulations as set forth in Section 2 above and made applicable to recreational vehicles, it shall be unlawful for any person to drive or operate any recreational vehicle in the following unsafe or harassing ways at any place within the corporate limits of the Township of Credit River.

Subdivision 1. At a distance of less than 30 feet from any occupied residential dwelling house or apartment building except in the course of arriving at or departing from a stopping point or adjacent premises on public streets, alleys, lots, lakes, or streams intended as the destination or origination of the operator.

Subdivision 2. In a careless, reckless, or negligent manner so as to endanger the person or property of another or to cause injury or damage thereto.

Subdivision 3. While under the influence of intoxicating liquor or narcotics or habit forming drugs.

Subdivision 4. In such a manner so as to create loud and excessive noise or in any way which shall unduly disturb the peace and privacy of the residents of the Township of Credit river or in any manner create a public nuisance thereby.

Subdivision 5. Without a lighted head and tail light when required for safety or by the motor vehicle laws of the State of Minnesota.

Subdivision 6. In all civil actions, a violation of any of the provisions of this chapter, by either or any of the parties to such action or actions shall not be negligence per se but shall be prima facie evidence of negligence only.

Section 4. Penalties.

Any person violating any provisions of this Ordinance shall be guilty of a misdemeanor and be punished by a fine of not more than \$700.00 or by imprisonment for not more than 90 days.

Section 5. This Ordinance shall be in effect and be in force from and after passage, approval and publication.

Passed and adopted by the Board of Supervisors of the Township of Credit River, Minnesota, this 21 day of ~~November, 1994~~, all members being present and voting "aye." February, 1995

CREDIT RIVER TOWNSHIP

John T. Kane
Chairman, Board of Supervisors

Attest Wesley A. Zuber
Clerk

ORDINANCE NO. 13
AN ORDINANCE REGULATING
THE
USE OF RECREATIONAL
VEHICLES IN
THE TOWNSHIP OF CREDIT RIVER

Section 1. Definition of Terms.
Subdivision 1. For the purpose of this Ordinance the terms defined herein shall have the meaning described to them.

Subdivision 2. "Person" includes an individual, partnership, corporation, the state and its agencies and subdivisions, and any body of persons, whether incorporated or not.

Subdivision 3. "Recreational vehicle" means any self-propelled vehicle and any vehicle propelled or drawn by a self-propelled vehicle used for recreational

purposes, including but not limited to trail bike or other all-terrain vehicle, hovercraft, or motor vehicle licensed for highway operation which is being used for off-road recreational purposes, including motorcycles, motor scooters or motor bikes commonly known as "dirt" bikes.

Subdivision 4. "Owner" means a person, other than a lien holder, having the property in or title to a recreational vehicle entitled to the use or possession thereof.

Subdivision 5. "Operate" means to ride in or on and control the operation of a recreational vehicle.

Subdivision 6. "Operator" means every person who operates or is in actual physical control of a recreational vehicle.

Section 2. Recreational Vehicle General Requirements.

No person shall enter and operate a recreational motor vehicle on lands not owned by the person, except where otherwise allowed by law, without the written or oral permission of the owner, occupant, or lessee of such lands. Written permission may be given by a posted notice of any kind or description that of the owner, occupant, or lessee prefers, so long as it specifies the kind of vehicles allowed, such as by saying "Recreational Vehicles Allowed," "Trail Bikes Allowed," "All Terrain Vehicles Allowed," or words substantially similar.

Section 3. Operation Generally
In addition to the laws, rules and regulations as set forth in Section 2 above and made applicable to recreational vehicles, it shall be unlawful for any person to drive or operate any recreational vehicle in the following unsafe or harassing ways at any place within the corporate limits of the Township of Credit River.

Subdivision 1. At a distance of less than 30 feet from any occupied residential dwelling house or apartment building except in the course of arriving at or departing from a stopping point or adjacent premises on public streets, alleys, lots, lakes, or streams intended as the destination or origination of the operator.

Subdivision 2. In a careless, reckless, or negligent manner so as to endanger the person or property of another or to cause injury or damage thereto.

Subdivision 3. While under the influence of intoxicating liquor or narcotics of habit forming drugs.

Subdivision 4. In such a manner so as to create loud and excessive noise or in any way which shall unduly disturb the peace and privacy of the residents of the Township of Credit River or in any manner create a public nuisance thereby.

Subdivision 5. Without a lighted head and tail light when required for safety or by the motor vehicle laws of the State of Minnesota.

Subdivision 6. In all civil actions, a violation of any of the provisions of this chapter, by either or any of the parties to such action or actions shall not be negligence per se but shall be prima facie evidence of negligence only.

Any person violating any provisions of this Ordinance shall be guilty of a misdemeanor and be punished by a fine of not more than \$700.00 or by imprisonment for not more than 90 days.

Section 5. This Ordinance shall be in effect and be in force from and after passage, approval and publication.

Passed and adopted by the Board of Supervisors of the Township of Credit River, Minnesota, this 21 day of February, 1995, all members being present and voting "aye."

CREDIT RIVER TOWNSHIP
John T. Kane
Chairman, Board of Supervisors

Attest: Val A. Zweber
Clerk

(Published in the Prior Lake American on Saturday, April 1, 1995; No. 2471)