

TITLE VII: TRAFFIC CODE

Chapter

- 70. TRAFFIC AND PARKING RULES**
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CHAPTER 70: TRAFFIC AND PARKING RULES

Section

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§ 70.01 STATE LAW ADOPTED.

The regulatory provisions of M.S. Ch. 169, as it may be amended from time to time, known as the Highway Traffic Regulation Act, are hereby adopted as traffic ordinance regulating the use of highways, streets and alleys within the city and are hereby incorporated in and made a part of this traffic code as completely as if set out here in full.

(Ord. 37, passed 7-19-1971)

§ 70.02 GENERAL OPERATION; SPEED LIMITS.

(A) No person shall operate a motor vehicle within the city who is under the age of 15 years, unless accompanied at the time by a duly licensed chauffeur, the owner or by a competent person over 15 years of age authorized by the owner of the motor vehicle being operated; provided that, such owner must be 15 years of age or over.

(B) Any person who drives any motor vehicle within the city in willful and wanton disregard of the rights or safety of others, and in a manner so as to endanger or be likely to endanger any person, shall be guilty of a violation of this section.

(C) Any person driving a motor vehicle within the city shall drive at a speed not greater than is reasonable and proper, having due regard to the traffic, the surface and width of the highway and of any other existing circumstances.

(D) No person shall operate a motor vehicle within the city at speeds exceeding those hereinafter specified:

(1) Fifteen mph when passing a school during the school recess or while children are going to or leaving school during opening or closing hours;

(2) Fifteen mph on all streets within the city where traffic is congested;

(3) Twenty mph on all streets within the city limits, except on truck highways; and

(4) The maximum speed on truck highways permitted by state law as posted on said truck highways within the city limits.

(E) (1) No person shall operate a motor vehicle on any paved street within the city limits and no person shall operate a motor vehicle over and across any concrete crosswalk within the city, which vehicle is equipped with a tire which shall have on its periphery any block, stud, flange, cleat, spike or any other protuberance of any material other than rubber which projects beyond the tread of the traction surface of the tire; except that, it shall be permissible to use farm machinery with tires having protuberances which will not materially injure the said street or crosswalk, and also that it shall be permissible to use tires with chains of reasonable proportions upon any vehicle when required for safety because of snow, ice or other conditions tending to cause a vehicle to skid or slide.

(2) Persons operating a motor vehicle over pavement which conflict with this section may place planks upon pavement to protect the same.

(Ord. 24, passed 7-20-1953) Penalty, see § 70.99

§ 70.03 DYNAMIC AND JAKE BRAKES.

(A) A *DYNAMIC BRAKE/JAKE BRAKE* is an auxiliary braking system commonly installed on heavy trucks. The system uses engine compression to slow the vehicle and emits a loud rumbling noise when employed. The system was originally intended for use in mountainous terrain and/or on steep downhill grades.

(B) (1) The City Council believes that using a dynamic braking system is unnecessary on the gentle terrain encompassing the city.

(2) The Council believes that trucks should be able to safely slow and/or stop in non-emergency situations with their primary braking system.

(3) Dynamic brakes emit a loud and unpleasant noise and their use is hereby prohibited in the city, except in emergency situations where a primary braking system fails.

(Ord. 70, passed 8-2-1999) Penalty, see § 70.99

§ 70.04 UNREASONABLE ACCELERATION.

(A) Unreasonable acceleration of any motor vehicle on any public or private road, street, alley or way within the city, as “unreasonable acceleration” is hereafter defined, is hereby declared to be a public nuisance and is prohibited.

(B) *UNREASONABLE ACCELERATION OF A MOTOR VEHICLE* is hereby defined as acceleration without apparent reason, and accomplished in such a manner as to cause squealing or screeching sounds by the tires or the throwing of sand or gravel by the tires of said vehicle or both. The throwing of sand or gravel or the squealing or screeching sound emitted by the tires shall be prima facie evidence of such unreasonable and unnecessary acceleration.

(C) No person shall operate any motor vehicle in such a manner as to cause unnecessary engine noise, tire squeal, skid or slide upon acceleration or stopping or in such manner as to simulate sway or turn abruptly, or to impede traffic.

(Ord. 39, passed 11-5-1973) Penalty, see § 70.99

§ 70.05 TURNING MOVEMENTS.

No vehicle shall be turned so as to proceed in the opposite direction upon any highway or street, except within an intersection. An *INTERSECTION* means the area embraced within the prolonged or connection of the lateral curb homes or, if none, then the lateral boundary lines of the roadways of two highways which join one another at, or approximately at, right angles.

(Ord. 37, passed 7-19-1971) Penalty, see § 70.99

§ 70.06 PARKING DURING WINTER MONTHS.

No person shall park any vehicle on any street so as to obstruct or hinder or interfere in any way with the plowing of snow. Any vehicle parked on any street in the city in violation hereof may under the direction of any police officer, or the Street Supervisor, be removed to another parking location or to a garage. If said vehicle is moved to a garage, the cost of moving and storage shall be paid by the owner.

(Ord. 32, passed 10-6-2014) Penalty, see § 70.99

§ 70.99 PENALTY.

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99 of this code of ordinances.

(B) Any violation of the statutes adopted by reference in § 70.01 of this chapter is a violation of § 70.01 of this chapter when it occurs within the city. Any person, thus violating any provision of §§ 70.01 and/or 70.05 of this chapter and Ch. 72, Schedule I, of this code of ordinances, shall be guilty of a misdemeanor and shall be punished by a fine not to exceed \$300 or imprisonment for a period not to exceed 90 days. A person violating the state's Highway Traffic Regulation Act shall apply to a person convicted of the same offense under § 70.01 of this chapter.

(C) Any person violating any of the provisions of § 70.02 of this chapter shall, upon conviction thereof, be punished by a fine of not more than \$100, and the costs of prosecution, or by imprisonment for not more than three months.

(D) Any person violating the provisions of § 70.03 of this chapter is guilty of a petty misdemeanor.

(E) Any person violating any provision of § 70.04 of this chapter shall be guilty of a misdemeanor and shall be punished by a fine of not to exceed \$300 or by imprisonment in the county jail for a period not to exceed 90 days, or both.

(F) Any person violating any provision of § 70.06 of this chapter shall, upon conviction thereof, be punished by a fine not to exceed \$100 and the costs of prosecution, or by imprisonment for not more than three months.

(Ord. 24, passed 7-20-1953; Ord. 39, passed 11-5-1973; Ord. 70, passed 8-2-1999)

CHAPTER 71: RECREATIONAL VEHICLES

Section

General Provisions

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GENERAL PROVISIONS

§ 71.01 TOY VEHICLES.

(A) For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

DOWNTOWN AREA. The following named streets: First Avenue South, Second Avenue South, and Third Avenue South between Brown Street and Farwell Street; South Brown Street between First Avenue South and Third Avenue South; and South Farwell Street between First Avenue South and Third Avenue South.

ROLLER SKATES. A shoe with wheels attached or a device with wheels which is designed to be attached to a shoe. For purposes of this section, the term ***ROLLER SKATES*** shall include ***ROLLER BLADES***.

SKATEBOARDS. A wheeled, self-propelled device designed to transport a rider in a standing position, which device is not otherwise secured to a rider's foot or shoes.

(B) (1) It is unlawful for any person to operate, propel or ride a skateboard or roller skates upon any public sidewalk, street or parking lot in the "downtown area" of the city.

(2) It is unlawful for any person to operated, propel or ride a skateboard or roller skates on or within that portion of any state trunk highway, county state-aid highway or county highway designed for vehicular traffic.

(3) The operation of bicycles will be enforced according to M.S. § 169.222, as it may be amended from time to time.

(Ord. 6A, passed 9-5-1995) Penalty, see § 71.99

§ 71.02 BICYCLES ON SIDEWALKS.

Any boy or girl caught riding his or her bicycle on the walks of the city will be punished by not being able to use his or her bicycle for one month.

(Ord. 6, passed 11-5-1954) Penalty, see § 71.99

SNOWMOBILES

§ 71.15 DEFINITIONS.

For the purposes of this subchapter, the following definitions shall apply unless the context clearly indicates or requires otherwise.

OPERATE. To ride in or on and control the operation of a snowmobile.

OPERATOR. Every person who operates or is in actual physical control of a snowmobile.

OWNER. A person, other than a lien holder, having the property in or title to a snowmobile and is entitled to the use or possession thereof.

PERSON. Includes an individual, partnership, corporation, the state and its agencies and subdivision, and an body of persons, whether incorporated or not.

SNOWMOBILE. A self-propelled vehicle designed for travel on snow or ice or natural terrain steered by wheels skis, or runners.

(Ord. 35B, passed 12-30-1969)

§ 71.16 LIMITATIONS.

Except as herein specifically permitted and authorized, it is unlawful for any person to operate a snowmobile 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 the most right hand lane (except in passing) which is used for vehicle traffic in the same direction, other than on freeways, interstate, trunk, county state-aid or county highways. Snowmobiles may also be operated upon the ditch bottom or outside of trunk, county state-aid and county highways are so configured within the corporate limits;

(B) On public sidewalk provided for pedestrian travel;

(C) On private property of another without specific permission of the owner or person in control of said property;

(D) Within a one block radius on any city public school from 8:00 a.m. until 4:00 p.m. on any day that school is in session;

(E) Within a one block radius of any church on Sunday mornings from 7:00 a.m. until 12:00 p.m.;

(F) Within the city limits between the hours of 10:00 p.m. until 7:00 p.m. unless returning from an out of town area or unless an emergency exists;

(G) On Farwell Street from First Avenue to Second Avenue from 8:00 a.m. until 6:00 p.m.; and

(H) On any city park except Anderson Baseball Park, on the football field or school grounds east of the school building. On any other public place except as may be specifically permitted by other provisions of this code of ordinances.

(Ord. 35B, passed 12-30-1969) Penalty, see § 71.99

§ 71.17 CROSSINGS.

A snowmobile 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 oncoming traffic which constitutes an immediate hazard; and

(D) If the crossing is made between the hours of one-half hour after sunset to one-half hour before sunrise or in conditions of reduced visibility, only if both front and rear lights are on.
(Ord. 35B, passed 12-30-1969)

§ 71.18 APPLICATION.

The city traffic ordinance shall apply to the operation of snowmobiles upon streets and highways, except for those relating to required equipment, and except those which by their nature have no application.
(Ord. 35B, passed 12-30-1969)

§ 71.19 AGE LIMITS.

No person under 14 years of age shall operate on streets of the roadway surface of highways or make a direct crossing of a trunk, county state-aid, county highway, or city street 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 subchapter and make a direct crossing of such streets and highways only if he or she has in his or her immediate possession a valid snowmobile safety certificate issued by the commissioner, as provided by M.S. § 84.872, as it may be amended from time to time. It shall be unlawful for the owner of a snowmobile to permit the snowmobile to be operated contrary to the provisions of this subchapter.
(Ord. 35B, passed 12-30-1969) Penalty, see § 71.99

§ 71.20 RECKLESS DRIVING.

It is unlawful for any person to operate a snowmobile within the limits of the city:

(A) At any place, while under the influence of alcohol or drugs as defined in M.S. § 169.121, as it may be amended from time to time, which is hereby incorporated by reference;

(B) At any place in a careless, reckless, or negligent manner or needless in disregard of the rights of safety of others, or in a manner so as to endanger or be likely to endanger of cause injury or damage to any person or property; and/or

(C) So as to tow any person or thing in a public street or highway except through the use of a rigid tow bar attached to the rear of the snowmobile.
(Ord. 35B, passed 12-30-1969) Penalty, see § 71.99

§ 71.21 EQUIPMENT REQUIREMENTS.

It is unlawful for any person to operate a snowmobile any place within the limits of the city unless it is equipped with the following:

(A) Standard mufflers that 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 cannot, bypass, straight pipe or similar device on a snowmobile motor;

(B) Brakes adequate to control the movement of and to stop and hold the snowmobile under any condition of operation;

(C) When operated between the hours of one-half hour after sunset to 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 person and vehicles at a distance of at least 100 feet ahead during the hours of darkness under normal atmospheric conditions. 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 the hours of darkness; and

(D) Running light of reflective material at least 16 square inches on each side, forward of the handlebars, so as to reflect or beam light at a ninety degree angle.

(Ord. 35B, passed 12-30-1969) Penalty, see § 71.99

§ 71.22 EXCEPTIONS.

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

(Ord. 35B, passed 12-30-1969)

§ 71.99 PENALTY.

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99 of this code of ordinances.

(B) (1) A first offense of § 71.01 of this chapter is punishable by a fine of \$10.

(2) A second offense of § 71.01 of this chapter is punishable by a violator not being able to use his or her bicycle for one month.

(C) If a person is caught a second time violating § 71.02 of this chapter, he or she is punishable by a fine of \$10.

(D) Every person convicted of a violation of any of the provisions of §§ 71.16 through 71.21 shall be punished by a fine of not more than \$300 or by imprisonment for a period of not more than 90 days or both, but in either case the costs of prosecution may be added.

(Ord. 6, passed 11-5-1954; Ord. 35B, passed 12-30-1969; Ord. 6A, passed 9-5-1995)

CHAPTER 72: PARKING SCHEDULES

Schedule

I. Parking limitations and restrictions

SCHEDULE I. PARKING LIMITATIONS AND RESTRICTIONS.

(A) *Angle parking.* Angle parking shall be required on the following streets:

<i>Street</i>	<i>Location</i>	<i>Side(s)</i>
Farwell Street	Between First Avenue and Second Avenue	
First Avenue	Between Farwell and Brown	South

(B) *Truck parking.* No person shall park a commercial vehicle of more than one-ton capacity upon the following street: on Farwell Street, between First Avenue and Second Avenue; provided that, this shall not prohibit the parking of such vehicles for a period of not more than 30 minutes along any such street for the purposes of having access to any property abutting thereon.

(Ord. 37, passed 7-19-1971) Penalty, see § 70.99

