

CHAPTER XIII

TRAFFIC, MOTOR VEHICLES, AND OTHER VEHICLES

Section 1300. Traffic regulations.

1300.01. State highway traffic regulations; adoption by reference. The following provisions of the Minnesota Statutes are hereby adopted by reference:

- (a) chapter 169;
- (b) sections 168.055, 168.056, 168.09, 168.10, 168.11, 168.27, 168.36, 168.39, 168.41, 168.44 and 168.83; and
- (c) sections 171.02, 171.03, 171.05, 171.08, 171.09, 171.11, 171.17, 171.18, 171.20, 171.22, 171.23 and 171.24 of chapter 171.

The statutes adopted by reference are as much a part of this code as if fully set forth herein.

1300.03. Traffic control devices. The city manager is authorized to order the placement of official traffic control devices, as defined in Minnesota Statutes, section 169.01, subdivision 41, on the streets and highway of the city when such placement is consistent with manual and specifications of the commissioner. Any person aggrieved by the order of the city manager may appeal the decision to the city council by filing a written notice of appeal with the city manager within 30 days of the date of such order.

1300.05. Private roads and streets. This chapter applies to private streets and roadways freely used by the general public.

Section 1305 - Parking and traffic: general rules.

1305.01. Parking: securing ignitions. Subdivision 1. General rule. A person parking a motor vehicle on a city street or alley or in any city parking area shall secure the ignition so that it may not then be started by another, except that public road maintenance or public safety emergency equipment, which by its nature is difficult to restart, may be kept running if the vehicle is secured and locked so as to prevent access to its driving controls by the public. If the ignition is secured by a key, the person shall remove the key and take it with him.

Subd. 2. Right to impound keys. Whenever a police officer finds a motor vehicle standing unattended with the ignition key in the vehicle in violation of this section, such police officer is authorized and empowered to remove such key from the vehicle and to deliver the key to the main department of public safety office.

1305.03. Immovable vehicles. No person may leave a motor vehicle standing upon a city street or alley with the wheels chained, locked or fastened in such a manner that such vehicle cannot be easily moved in case of emergency. Locking of a motor vehicle being moved by hand is allowed.

1305.05. Double parking. Vehicles may not be double parked on any city street or highway.

1305.07. Standing with brakes set. No person driving or in charge of a motor vehicle may permit it to stand unattended on a grade without effectively setting the brakes thereon and turning the front wheels to the curb or side of the highway.

1305.09. Removal of illegally stopped vehicles. Whenever a city police officer finds a vehicle parked in violation of this chapter, the officer may move such vehicle or require the driver or any other person in charge of the vehicle to remove such vehicle from illegal location.

1305.11. Impounding vehicles. Subdivision 1. General rule. A police officer may remove a vehicle from a street or highway or public parking lot to the nearest garage or other place of safety or storage or to a garage or place of safety or storage designated or maintained by the department of public safety when any vehicle is parked, abandoned or left standing in violation of the terms of this article, the same may be impounded in accordance with the terms of the motor vehicle impounding ordinances of the city at the cost and expense of the owner thereof. (Amended, Bill No. 1996-20)

Subd. 2. Notice required. When a police officer removes a vehicle from a street or highway or public parking lot and the officer knows or is able to ascertain from the registration records in the vehicle or on file with the motor vehicle registration authorities the name and address of the owner thereof, the officer shall promptly give, or cause to be given in writing to the owner of the fact of such removal and of the place to which such vehicle has been removed. In the event such vehicle is stored in a public garage or other public place of safety or storage, a copy of such notice shall be given to the proprietor of such garage or place. (Amended, Bill no. 1996-20)

Subd. 3. Notification to state. When a police officer removes a vehicle from a street under this section and is not able to ascertain the name of the owner, or for any reason is unable to give notice to the owner as hereinbefore provided, and in the event that the vehicle is not returned to the owner within five days, the officer shall then promptly send or cause to be sent a written copy of such removal, by mail, to the registrar of motor vehicles of the state of Minnesota and shall file a copy of such report with the proprietor of the place in which the vehicle is stored. The report 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 other place where the vehicle is stored.

Subd. 4. Costs of impoundment. A person whose vehicle is impounded shall pay the reasonable costs of such impounding and the reasonable storage charges for the storage of the vehicle before the vehicle is surrendered to that person.

Subd. 5. When a vehicle may be impounded without prior notice. A vehicle may be impounded with or without citation and without giving notice to its owner only under the following circumstances:

(a) when the vehicle is impeding or is likely to impede the normal flow of vehicular or pedestrian traffic; or

(b) when the vehicle is illegally parked in a truck, bus, fire lane, taxi or other similar zone where parking is limited to designated classes of vehicles and where such vehicle is interfering with the proper and intended use of such zones, or is parked where prohibited by law or by temporary or permanent signs during certain hours, on designated days, or at all times; or

(c) when the vehicle poses an immediate danger to the public safety; or

(d) when the vehicle is parked in violation of snow emergency regulations; or

(e) when the vehicle is a commercial vehicle unlawfully parked in an area used for residential purposes or zoned as a residence district; or

(f) when the vehicle weighs or is registered for a weight in excess of the limits allowed on that surface; or

(g) when a vehicle is permitted to remain on any street, highway or public parking lot in the same location for more than 48 hours in succession; or

(h) when a police officer or other agent authorized by the city of Richfield has probable cause to believe that the vehicle is stolen or lacks proper registration; or

(i) when a police officer or other authorized agent has probable cause to believe that the vehicle constitutes evidence of a crime or contains evidence of a crime, if impoundment is reasonably necessary in such instance to obtain or preserve such evidence; or

(j) when the person driving, operating or in physical control of the vehicle is taken into custody and the vehicle is impounded for safekeeping; or

(k) when a police officer or other agent authorized by the city of Richfield has probable cause to believe that the owner, driver, operator, or person in physical control of the vehicle has failed to respond to five or more citations for parking or traffic offenses; or

(l) when the vehicle is parked in a handicap transfer zone when said vehicle does not properly display a handicapped parking permit.

Nothing in this section shall be construed to authorize seizure of a vehicle without a warrant where a warrant would otherwise be required. (Added, Bill No. 1996-20)

1305.13. Snow removal. Subdivision 1. Snow emergency parking restrictions. After a snowfall of two inches or more and/or upon the declaration of a snow emergency by the city manager or a designee, no person shall stop, stand, park or leave any vehicle or permit it to stand upon any street or highway. Lawful parking may be resumed on such streets or highways only after the snow has been removed or plowed curb to curb. (Amended, Bill No. 1996-20)

Subd. 2. Emergencies: further restrictions. If the city manager finds it necessary for purposes of the safety and welfare of the city or to facilitate any construction, maintenance, or repair of a street or highway in the city the manager may initiate and enforce necessary emergency procedures to further restrict parking of vehicles on streets or highways in the city.

Subd. 3. Vehicle removal. The removal and disposal of vehicles under this subsection shall be in accordance with this code.

1305.14. Subdivision 1. Removal of vehicles for street maintenance, snow removal. Whenever the city manager or a designee shall find it necessary, for purposes of facilitating street maintenance operations, to include the removal of snow, ice or street wastes, repair or construction of any street, to move any vehicle standing on any street, a police officer in the discharge of duties may cause such vehicle to be moved to the extent necessary for such purposes. (Added, Bill No. 1996-20)

Subd. 2. Definitions. As used herein, (a) "vehicle" shall mean every device in, upon or by which any person or property is or may be transported or drawn upon a street or highway, except devices moved by human power; (b) "street" or "highway" is 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 purposes of vehicular traffic; (c) "public parking lots" are those parking lots owned and maintained by the city of Richfield. (Added, Bill No. 1996-20)

Subd. 3. Declaration. Whenever in the opinion of the city manager or a designee an emergency exists in the city, or in a section or sections thereof, because of snow, freezing rain, sleet, ice, snowdrifts or other natural phenomena which create, or are likely to create, hazardous road conditions impeding, or likely to impede, the free movement of fire, health, police, emergency or other vehicular traffic, or the safety and welfare of the community, the city manager or a designee may declare an emergency to exist for a period of seventy-two (72) hours, but such emergency may be sooner terminated if conditions permit. Notice of such emergency shall be given by press, radio or television, which news media shall be requested to cooperate with the city officials and, when given, such notice shall constitute due and proper notice. (Added, Bill No. 1996-20)

1305.15. Angle parking. Angle parking is permitted only on those streets where appropriate signs and markings have been placed for that purpose.

1305.17. Manner of parking. Subdivision 1. General rule. The driver of a vehicle intended to park at the curb or any street or highway, at a place about to be vacated by another vehicle, shall stop back of such parking space and wait until said vehicle has vacated the parking space. The person desiring to park shall then move his vehicle to a place immediately in front of the parking space and back into it and the driver of any other vehicle approaching from the rear shall yield the right-of-way to that person. In case there is no one in position immediately in front of the empty parking space who is prepared to back into it, the driver of an approaching vehicle may head into the parking space without backing, provided the parking space is large enough to permit such maneuver.

Subd. 2. Vehicles backed to the curb: loading and unloading. No vehicle shall be backed to the curb in the commercial zones to load or unload, except by permit from the director of public safety. Vehicles used for the transportation of merchandise or materials may back into the curb to take on or discharge loads when the owner of such vehicle holds a permit granting him such privilege. Such permit shall be either in the possession of the driver or on the vehicle itself at the time such vehicle is backed against the curb. Violation of any special terms or conditions contained in the permit a violation of this subsection.

1305.19. Display of vehicles for sale. It is unlawful to park or place any vehicle on a street or highway or on any private parking lot in order to display such vehicle for sale or exchange. A vehicle is deemed to be displayed in violation of this section when found standing on any street or highway, or private parking lot, and bearing any sign or notice indicating that it is for sale or exchange.

1305.21. Maintenance and repairs. Except in the case of emergency, no person shall wash, grease, repair or otherwise perform maintenance work upon any vehicle when such vehicle is located on any street or highway.

1305.23. Tampering with parked vehicles. No person may tamper with, molest, damage or set in motion any vehicle standing on any street or highway without the consent of the owner or driver of such vehicle. If the city manager finds it necessary, for purposes of facilitating street maintenance operations, to move any such vehicle, he may do so to the extent necessary to facilitate such operations.

1305.25. Specific regulations: illegal parking and stopping. No person may stop, stand or park a vehicle, whether attended or unattended, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control device in any of the following places:

- (a) on a sidewalk or boulevard between sidewalk and roadway;
- (b) in front of a public or private driveway or alley or within five feet of the intersection of any public or private driveway or alley with any street or highway;
- (c) within an intersection;

- (d) within ten feet of a fire hydrant; provided that this does not prevent the parking or taxicabs in taxicab stands established by the council within ten feet in either direction of a fire hydrant;
- (e) on a crosswalk;
- (f) within 20 feet of a crosswalk at any intersection; or, if no crosswalk, within 30 feet of any intersection as defined in Minnesota Statutes, Section 169.01, subd. 36; (Amended, Bill No. 1989-7)
- (g) within 30 feet upon the approach of any flashing school signal, stop sign, traffic-control signal or school sign at the side of a roadway;
- (h) 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 a different length is indicated by signs or marking;
- (i) within a designated or marked bus stop;
- (j) within 50 feet of the nearest rail of a railroad crossing;
- (k) within 20 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance of any fire station within 75 feet of said entrance when properly sign posted;
- (l) alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic;
- (m) along the curb side of street adjacent to any school property from 8:00 a.m. to 4:00 p.m. on days when school is in session;
- (n) on the roadway side of any vehicle stopped or parked at the edge or the curb of a street;
- (o) upon any bridge or approach or other elevated structure upon a street or highway or within a street or highway tunnel, except otherwise provided by ordinance;
- (p) at any place so as to block a fire escape or exit from any building;
- (q) at any place where temporary signs prohibit parking as long as such signs are in place;
- (r) on any public street or highway, at the same location, for more than 48 hours in succession;
- (s) on any public property, including parks, playgrounds and school grounds and including marked and improved parking areas on public property during times when parking in such parking areas is either prohibited or is otherwise limited by council resolution and such prohibition or limitation is conspicuously posted in the parking area;
- (t) upon the improved or traveled portion of any public alley except at locations where such parking is permitted by official signs or markings;

(u) on any part of marked and improved parking areas on public property other than marked or lined parking spaces; and

(v) in any area designated by the council and posted as a special no parking zone, provided, however, that this prohibition shall not apply to police vehicles, fire vehicles, ambulances and other emergency vehicles, or a vehicle which displays the certificate or insignia issued by the Minnesota department of public safety pursuant to Minnesota Statutes, sections 169.345 or 168.021.

1305.27. Additional prohibitions. Subdivision 1. Moving parked vehicle. No person may move a vehicle not owned by such person into any prohibited area or away from a curb or side of street such distance as is unlawful.

Subd. 2. Camping vehicles. No person may for camping purposes leave or park a house trailer on or within the limits of any street or highway or on any street or highway right-of-way except where signs are erected designating the place as a camp site.

Subd. 3. Police order. No person may stop or park a vehicle on a street or highway when directed or ordered to proceed by any peace officer invested by law with authority to direct, control or regulate traffic.

Subd. 4. Handicapped parking. No person may park, obstruct or occupy with a motor vehicle any parking space, on public or private property, designated and posted as parking for handicapped persons pursuant to the state building code unless the vehicle has prominently displayed upon it an insignia or certificate issued by the division of motor vehicles in the state department of public safety pursuant to Minnesota Statutes, section 169.345(3).

Subd. 5. Yards. No person may park or place any motor vehicle in the yard area of any lot within the city, except in established driveway areas as and parking areas permitted by this code; and locations where the parking and storage of recreational vehicles and equipment is permitted by this city zoning code. (Amended, Bill No. 1991-12)

Subd. 6. Vehicle parking and storage limitations and requirements. The number of motor vehicles that may be parked on a driveway or approved parking area of a residential property in the R, R-1 and MR-1 zoning districts shall be limited as follows:
(Added, Bill No. 2007-19)

- a) Number of vehicles. The total number of vehicles shall be limited to four per unit. No more than one vehicle of this total shall be a recreational vehicle as defined by Section 1325 of the City Code;
- b) Counting of vehicles. Vehicles temporarily parked at a residence for visitation or business service reasons shall not be counted for the purposes of these numerical limitations. All other vehicles not housed in a garage, including inoperable vehicles as defined by Section 1320.13 of the City Code, shall be counted as vehicles for the purposes of determining the number of vehicles parked on a driveway or parking area of a residential lot. Nothing in this Section shall be interpreted as permitting the storage of vehicles if such storage is not otherwise permitted by code; and
- c) City-declared snow emergency. Vehicle limitations shall be temporarily suspended for the duration of City-declared snow emergencies.

Subd. 7. Utility trailers. No person may park or let stand for more than two hours on any public street or highway a utility vehicle as defined in subsection 1325.03(c) of this code when such utility trailer is unattached to a towing vehicle. (Added, Bill No. 1991-5; Amended, Bill No. 2007-19)

Subd. 8. Trailers. No person may park or let stand for more than two hours on any public street or highway adjacent to any residential district a trailer when such trailer is attached to a towing vehicle which towing vehicle is used, to any extent, for commercial purposes. The limitation contained in this subdivision does not apply to parking of such attached trailer when actively engaged in commercial activity at an adjacent site but only to the extent that such commercial activity necessitates the use of the trailer and only for periods during which the commercial activity is actually occurring. For the purpose of this subdivision, trailer means any motorless vehicle, except recreational vehicles as defined in subsection 1325.03 of this code, used for carrying property on its own structure while being drawn by a motor vehicle. (Added, Bill No. 1991-9; Amended, Bill No. 2007-19)

1305.29. School safety patrolmen. The director of public safety may appoint school safety patrolmen, designated as such, who serve without compensation. Patrolmen shall be appointed from the student bodies of public and private schools within the city. The director of public safety shall also designate the streets upon which school safety patrolmen have the power to regulate traffic. Patrolmen shall be subordinate to and shall obey all the orders of any regular municipal peace officer. No school safety patrolman shall function unless he is equipped with the proper "school stop" hand signal. Such patrolmen are authorized to regulate traffic of all kinds on designated streets when they are properly equipped and act within the terms of their appointments.

1305.31. Unauthorized use of public property. No person may wash, grease, or repair such vehicle upon a street or highway, nor on any public property such as parks, playgrounds and school grounds, except when such repairs are necessary because of an emergency. No person may operate a motor vehicle or other similar motorized recreational vehicle or equipment on any public property such as parks, playgrounds and school grounds except on areas thereon improved and marked for use as public off-street parking areas, nor may any person operate a snowmobile, go-cart or other similar vehicle on any publicly owned land, including schools, park property, playgrounds, recreation areas, drainage basins or park reserve areas.

1305.33. Speed control in alleys. No person shall drive a motor vehicle on any public alley in the city at a speed greater than is reasonable and prudent under the circumstances and in no event at a speed greater than ten miles per hour.

1305.35. "U" turns. No vehicle shall be turned around by making a "U" turn upon any street or highway in the city unless such vehicle shall first proceed to an intersecting street. A "U" turn at any intersection on any street or highway in the city where a police officer is stationed or where any official traffic control device is located is prohibited.

1305.37. Backing. No person in control of any vehicle may back the vehicle without ample warning. A vehicle may not be backed around a corner at an intersection or into an intersection of streets or highways.

1305.39. Starting and acceleration. It is unlawful for any person to start or accelerate a motor vehicle with an unnecessary exhibition of speed on a public or private way in the city. Screeching sounds emitted by vehicle tires or the throwing of sand and gravel by the tires is prima facie evidence of violation of this subsection.

Section 1310. Parking: residential permits.

1310.01. Findings: purposes. The council finds that streets in certain residential areas are congested because of heavy residential and non-residential traffic and parking. It is the purpose of this subsection to stem the flow of commuter traffic from institutional, commercial and industrial districts into an adjoining residential neighborhood; to reduce air pollution and other environmental effects of automobile commuting, and to enhance the quality of life in the residential area by reducing noise, traffic hazards and litter; to protect the residents from unreasonable burdens in gaining access to their residences; to preserve the character of the residential district as such; to promote efficiency in the maintenance of these streets in a clean and safe condition; to preserve the value of property; to preserve the safety of children and other pedestrians and traffic safety, and to promote the peace, good order, comfort, convenience and welfare of the inhabitants of the city. The provisions of this subsection, providing for parking by permit only, are deemed to be in furtherance of such objectives.

1310.03. Zone designation. The council shall from time to time by resolution designate certain streets as "parking by permit only" parking zones, and cause them to be so posted. Thereafter, no person in charge of any vehicle shall park or permit the vehicle to be parked on posted streets unless the vehicle bears a permit as provided in this subsection.

1310.05. Permits. Subdivision 1. Types. The city shall cause the following types of permits to be available at the offices of the director of public safety:

(a) resident permits for residents living on streets designated pursuant to subsection 1310.03, one for each car, owned or leased, currently licensed and in operating condition and current use.

(b) visitor permits for each resident household: the number of visitor permits which a resident household may obtain is determined from time to time by resolution of the council.

Subd. 2. Serial number. Both resident and visitor permits shall bear a serial number for the resident obtaining the permit. A record of residents who have permits shall be kept by the city.

Subd. 3. Display. Resident permits shall be displayed in the lower rear corner of the left side window closest to the rear of the vehicle. Visitor permits shall be placed on the dashboard or other conspicuous place where they may be easily seen by law enforcement personnel through the windshield.

Subd. 4. Fee. To cover the costs of administering the permit system, a fee may be charged for each permit. The amount of such fee is fixed from time to time by the city council.

1310.07. Transfer. No resident parking permit may be used by or sold or transferred to a person not living at the address for which the permit was issued in the household of the person to whom the permit was issued. No visitor permit may be given or sold for any purpose other than to permit parking by a visitor while actually visiting a resident.

1310.09. Service exemption. This section does not apply to individuals who perform, or vehicles used in the performance of, commercial services, repairs, or emergency assistance for any resident, provided that such persons are then performing, or the vehicles are in fact being used, in such services or assistance. This exemption terminates immediately upon completion of the service or assistance.

1310.11. Enforcement. Except as specifically provided otherwise in this subsection, the general parking regulations of the city shall be applicable within the areas designated "Parking by Permit Only".

Section 1315. Parking: snow emergency.

1315.01. Snow emergency parking: Findings. The city council finds that following periods of heavy snowfall when vehicles must be removed from public streets to facilitate snow plowing, there is a lack of areas in the residential districts of the city for temporary interim parking which do not violate the parking restrictions of the city. The council further finds that it is necessary and appropriate to provide for special rules which govern parking of vehicles during such periods.

1315.03. Subdivision 1. Definitions. For purposes of this section the terms defined in this subsection have the meanings given them.

Subd. 2. (a) "Permitted period" means the period of time when on-street parking is prohibited in a specific location pursuant to subsection 1305.13 of this code together with an additional 12 hour period of time following plowing of the street to the curb lines.

(b) "Covered vehicle" means all motor vehicles except those vehicles which are subject to the provisions of section 1320 relating to outside storage.

Subd. 2. Permitted snow emergency parking. Notwithstanding any provisions of this code to the contrary, it is lawful, during the permitted period, for covered vehicles to park in the front yard areas of residential districts of the city subject to the following conditions:

(a) the vehicle must be parked as close as possible to the established driveway area serving the property on which, or in front of which, it is parked;

(b) permission of the property owner must be obtained;

(c) the vehicle must be parked at least eight feet back from the curb line, and five feet back from any public sidewalk;

(d) the vehicle may not be parked off of an established driveway within the area bounded by the street curb lines abutting said corner lot and a line connecting points on the abutting curb lines 50 feet from the point of intersection of the extensions of the curb lines; and

(e) movement to and from the parking area must be over the established driveway area rather than over the curb.

1315.05. Repair of damage to boulevard. The owner of the property shall repair any damage to the adjacent boulevard area by reason of such parking. If such owner fails, upon 30 days written notice from the city to make such repairs, the city may make the repairs and charge the owner for all costs, including administrative costs.

Section 1320. Parking: outside storage.

1320.01. Declaration of nuisance. The outside parking or outside storage, on or near residence district properties, or vehicles, materials, supplies or equipment not customarily used or needed for use in connection with the occupancy of residential property for residential purposes, is found to create a nuisance and detrimental influence upon the public health, safety, prosperity, good order and general welfare in such residential districts, including obstruction of view on streets and on private properties, bringing unhealthful and noisome odors and materials into residential neighborhoods, creating a cluttered and otherwise unsightly areas, preventing the full use of residential streets for residential parking, introducing commercial advertising signs into areas where commercial advertising signs are otherwise prohibited, and otherwise adversely affecting residential property values and neighborhood patterns. (Amended, Bill No. 2008-15)

1320.02. Definition: Oversize Vehicle: Any vehicle whose dimensions exceed twenty-two feet (22') in length; or, seven and one half feet (7.5') in width; or, seven and one half feet (7.5') in height, exclusive of any additional racks or equipment. Measurements to conform to this standard shall be taken with tires inflated to manufacturer specifications and on a flat, smooth, impervious parking surface. The length of any Oversize Vehicle shall be measured from end to end including any hitch. (Added, Bill No. 2008-15)

1320.03. Unlawful parking. It is unlawful for any person owning, driving or in charge of a vehicle of any of the types hereinafter specified as an Oversize Vehicle to cause or permit such vehicle to be parked or to stand continuously for more than four hours on any residence property or on any public street in the city. This prohibition applies to the following vehicles and other similar vehicles. (Amended, Bill No. 2008-15)

- (a) any bus other than a bus converted to an RV as allowed by other sections of the city code.
- (b) any Oversize Vehicle as defined in this section on any city street unless a Right of Way Obstruction Permit has been issued by the Public Works Department.
- (c) any tractor, truck-tractor, truck-trailer or any type of trailer defined as an Oversize Vehicle in this section.

1320.05. Exceptions. This section does not apply to the following vehicles (Amended, Bill No. 2008-15):

- (a) a motor truck, pickup truck or similar vehicle being used by a public utility, moving company, or similar company, which is actually being used to service a residence not belonging to or occupied by the operator of the vehicle;
- (b) Any vehicle engaged in emergency response by the City, County, State or any other agency responding to requests for mutual aid in an emergency situation or time of disaster;
- (c) A private public service vehicle, such as but not limited to; Bookmobiles, Bloodmobiles, Public Health/Medical Diagnostic mobile units, or other public service vehicles as approved by the Director of Public Safety;
- (d) A vehicle which is actually making a pickup or delivery at the location where it is parked. Parking for any period of time beyond the period of time reasonably necessary to make such pickup or delivery and in excess of the four hour limit shall be unlawful; or
- (e) Recreational vehicles and equipment as defined by this code.
- (f) Oversize or commercial vehicles in non residential areas as allowed elsewhere in this code.

1320.07. Unlawful storage: special permit. It is unlawful for a person owning, keeping, driving or in charge of any house trailer, mobile home, airplane, construction or home-occupation machinery, equipment or supplies, or other machinery, equipment, supplies or materials not customarily used or needed in connection with the occupancy of residential property for residence purposes, to cause or permit the same to be stored outside of a building on any residential zoning district property for a total of more than 30 days during any calendar year without first obtaining a permit to do so in accordance with this section.

1320.09. Permit. Subdivision 1. Application. Applications for permits issued pursuant to this section shall be made to the manager.

Subd. 2. Issuance of permit. No permit shall be granted if the manager determines that granting the permit will create, or be likely to create, an adverse influence upon the residence district involved, or upon persons or property in the vicinity of the location for which the permit is sought.

1320.11. (Repealed, Bill No. 1995-9, Sec. 7)

1320.13. Inoperable vehicles. Subdivision 1. General rule. It is unlawful for a person in charge or control of any property within the city, whether as owner, tenant, occupant, lessees or otherwise, to allow a nonoperating, wrecked or discarded vehicle, or a vehicle (i) not displaying a current license valid for the vehicle, or (ii) not equipped for lawful operation on a public street or highway, or (iii) lacking in its vital component parts to remain on such property longer than 96 hours. No person may leave such vehicle on property within the city for a longer time than 96 hours.

Subd. 2. Exceptions. This section does not apply to (i) a vehicle in an enclosed building; (ii) a vehicle on the premises of a business enterprise operated in a lawful place and manner, when necessary to the operation of such business enterprise; or (iii) a vehicle in an appropriate storage place or depository maintained in a lawful place and manner by the city.

Subd. 3. Definition. "Vital component parts" means, for the purposes of this section, those parts of a vehicle essential to its mechanical functioning.

1320.15. Variances. The council may grant variances to the literal provisions of this section in the same manner and subject to the same requirements that apply to variances granted under section 545 of the zoning code.

Section 1325. Parking: recreational vehicles.

1325.01. Declaration of purpose. The standards established for recreational vehicles and equipment in this section are designed to regulate their storage and commercial use and to protect the health, safety and general welfare of the community. The standards are established to promote the safe use, storage and parking of recreational vehicles and equipment and to eliminate those conditions or misuses which are unsafe and cause deterioration of property and property values.

1325.02. Findings; declaration of nuisance. Subdivision 1. Findings. The outside parking or outside storage of recreational vehicles on or abutting residential district properties, if unregulated, is found to have a detrimental influence upon the public health, safety, prosperity, good order and general welfare in residential districts. The detrimental impacts include, but are not limited to, obstruction of view on streets and private properties; preventing full use of residential streets for residential parking; creating a cluttered and unsightly area; creating overcrowding if the recreational vehicles are used as a residence; creating environmental hazards if the recreational vehicles are not properly maintained or are stored for excessive periods of time; detrimentally impacting the essential residential character of the neighborhood if the vehicle is stored and not used by the occupants of the principle dwelling for the vehicle's intended purpose as a recreational vehicle; and otherwise adversely affecting residential property values and the character of the neighborhood. (Added, Bill No. 2008-18)

Subd. 2. Nuisance. The outside parking or outside storage, on or abutting near residential district properties, of recreational vehicles and equipment in violation of the standards set forth in this subsection is found to create a nuisance.

1325.03. Definitions. Subdivision 1. For purposes of this section, the following terms have the meanings assigned to them below. (Amended, Bill No. 2008-18)

Subd. 2. "Recreational vehicles and equipment" means travel trailers, including those which telescope or fold down, chassis mounted campers, motor homes, tent trailers, slip-on campers, converted buses and converted vans that provide temporary human living quarters. A "recreational vehicle" is a vehicle that (a) is not used as the residence of the owner or occupant; (b) is used while engaged in recreational or vacation activities; and (c) is either self-propelled or towed on the highways incidental to the recreational or vacation activities.

The term includes snowmobiles and snowmobile trailers, boats and boat trailers, and all terrain vehicles and all terrain vehicle trailers and utility trailers. The term does not include manufactured homes or park trailers as those terms are defined by Minnesota Statutes, section 168.011.

Subd. 3. "Slip-on campers" are mounted into a pick-up truck in the pick-up box, either by bolting through the floor of the pick-up box or by firmly clamping to the side of the pick-up box.

Subd. 4. "Utility trailer" means any motorless vehicle used for carrying property on its own structure while being drawn by a motor vehicle. (Added, Bill No. 1989-2; Amended, Bill No. 2008-18)

1325.05. Permitted uses. Subdivision 1. General rule. Recreational vehicles and equipment may be parked or stored in a residential zoning district or in portions of planned unit development districts designated for residential uses as follows (Amended, Bill No. 2008-18):

- (a) in a fully enclosed structure;

(b) on any rear or side yard of a lot except the side yard of a corner lot adjacent to the street, provided that: (i) no more than one recreational vehicle per property may be parked or stored outside of an established driveway; and (ii) the vehicle meets the requirements of this subsection;

(c) in the front yard of a lot, provided: (i) that the recreational vehicle is parked in an established driveway; at a location on the driveway that is farthest from the side lot line of the property; (ii) the vehicle is not closer than 12 feet to the curb line of the street abutting the driveway; (iii) the vehicle does not obstruct a public sidewalk; and (iv) the vehicle meets the requirements of this subsection.

Subd. 2. Loading. A recreational vehicle may be stored on a lot without regard to the location on the lot for the sole and express purpose of loading and unloading for a period not in excess of 48 hours.

Subd. 3. Slide-in pickup campers. Unmounted slide-in pickup campers must be stored no higher than 20 inches above the ground and must be securely supported on at least at four corners by solid support blocks.

Subd. 4. Storage. Except as provided herein, all recreational vehicles or equipment parked or stored outside must be on wheels or must be securely attached to a wheeled trailer or other wheeled vehicle, with wheels fully inflated. This requirement does not apply to canoes, kayaks or slide-in pickup campers that are stored in compliance with subdivision 3 of this subsection.

Subd. 5. Covers. Except as provided herein, all snowmobiles, all terrain vehicles and boats that are parked or stored outside must be covered with a tightly fitted cover designed to keep out rodents and rain and is kept free of standing water. Canoes or kayaks do not require a cover if they are stored in a manner that prevents rain accumulation.

Subd. 6. Licenses. All recreational vehicles or equipment parked or stored outside must display current licenses as required by applicable law for use in the state of Minnesota.

Subd. 7. Location. All recreational vehicles or equipment parked or stored outside must be located at least three feet from any building or other structure, including but not limited to fences. Canoes and kayaks are excepted from this requirement.

Subd. 8. Owned by occupant. All recreational vehicles or equipment parked or stored outside must be owned by an occupant of the premises on which the vehicle or equipment is parked or stored, except as permitted by subdivision 2 of this subsection. The owner of the recreational vehicle or equipment must be able to present proof of ownership upon request of an authorized code enforcement official.

Subd. 9. Size limit. No more than one recreational vehicle parked or stored outside on a property may exceed any of the following dimensions: 7.5 feet in width; 7.5 feet in height; 22 feet in length.

Subd. 10. Parking surface. A motorized recreational vehicle parked or stored outside must be located on a parking area constructed with concrete, asphalt, concrete pavers, brick set in compacted sand, or other impervious or semi-impervious material approved by the director of community development. A non-motorized recreational vehicle must be located on either a parking area that meets the requirements for motorized vehicles or on a decorative rock surface. A decorative rock surface must meet the following criteria: a four-inch base of class five minimum rock; commercial grade weed prevention fabric must be installed beneath the rock surface; edging must be installed to contain the rock; and the area must be maintained to prevent weed growth. The parking surface must extend to the maximum width and the maximum length of the vehicle that is parked on the surface; no portion of the recreational vehicle may extend beyond the paved or rock surface.

1325.07. Prohibited uses. A recreational vehicle or equipment shall not be used as a permanent residence. (Amended, Bill No. 2008-18)

1325.09. Variances. The council may grant variances to the literal provisions of this section in the same manner and subject to the same requirements that apply to variances granted under section 545 of the zoning code.

1325.11. Inoperable Vehicle. The provisions of Subsection 1320.13 shall be applicable to the parking and storage of recreational vehicles, notwithstanding any other provisions of this section to the contrary. (Added, Bill No. 1989-2; Amended, Bill No. 2008-18)

Section 1327. Parking: truck-tractors, semi-trailers, truck-tractor
and semi-trailer combinations or trucks
(Added, Bill No. 1997-1)

1327.01. Declaration of purpose. The standards established for truck-tractors, semi-trailers, truck-tractor and semi-trailer combinations or trucks in this section are designed to regulate their parking within all zoning districts in the city. With the deregulation of the trucking industry and subsequent increase of independent truckers, parking of trucks throughout the city could become a nuisance and unsightly. It is the purpose of this subsection to regulate truck-tractor, semi-trailer, truck-tractor and semi-trailer combinations or truck parking to eliminate those conditions which are a nuisance, unsightly and cause the deterioration of property and property values.

1327.03. Definitions. Subdivision 1. For purposes of this section the terms defined in this subdivision have the meaning given them.

Subd. 2. The term "truck-tractor" means a motor vehicle designed and used primarily for drawing other vehicles and not constructed to carry a load other than a part of the weight of the vehicle and load drawn.

Subd. 3. The term "semi-trailer" means a vehicle of the trailer type so designed and used in conjunction with a truck-tractor that a considerable part of its load rests upon and is carried by the truck-tractor and includes a trailer drawn by a truck-tractor and semi-trailer combination.

Subd. 4. The term "truck" means for this subdivision only, a motor vehicle which is self-propelled and has a gross vehicle weight of 10,000 pounds or more, used for the transportation of property, and does not include a recreational vehicle as defined in the city code, or a school bus as defined in Minnesota Statutes, section 169.01, subdivision 6.

1327.05. Prohibited uses. Subdivision 1. The uses set forth in this subsection shall not be considered as permitted uses or accessory uses in commercial or industrial or multi-family districts.

Subd. 2. The parking of any truck-tractor, semi-trailer, truck-tractor and semi-trailer combination or truck is unlawful except:

- (a) where such parking is necessary in connection with construction activity which is actually occurring on the property pursuant to a valid and current building permit;
- (b) for a period of up to 12 hours, or such longer time as permitted by the director of public safety, where such parking is for the purpose of unloading or loading materials, supplies or inventory to be used in connection with the business activity occurring on the property; but not for the purpose of storage of such materials, supplies or inventory pending sale;

- (c) where such vehicles are actually being offered for sale or lease by the business located on the property, but only if such sale or lease activity is permitted by this code;
- (d) where such parking is in connection with paper recycling or other similar activity conducted by non-profit organizations; or
- (e) a vehicle customarily used in connection with a business where the vehicle is parked.

Subd. 3. Nothing in this subsection shall be deemed to permit the parking of such vehicle at a location on the property which:

- (a) is within any public right-of-way, or
- (b) would obstruct the visibility of vehicle traffic or pedestrian movement, or
- (c) would interfere with access by emergency vehicles or equipment, or
- (d) is within 150 feet of any residentially zoned property, or
- (e) is otherwise in violation with any ordinance, rule or regulation of the city.

Section 1330. Motor bicycles.

1330.01. Definition. Motor bicycles are defined in section 1160.

1330.03. General traffic control regulations. Unless otherwise specifically provided, the provisions of chapter XIII apply to the operation of motor bicycles in the city.

1330.05. Additional regulations. Subdivision 1. Sidewalks. A motor bicycle may not be operated or parked upon a public sidewalk.

Subd. 2. Stunt driving. No stunts, drills, acrobatics, racing or games of any sort on motor bicycles are permitted on any city highway, street or alley without the prior approval of the director of public safety.

Subd. 3. Private property. No motor bicycles shall be driven across or upon any private property without the permission of the owner or occupant thereof, express or implied.

Subd. 4. Passengers. No passenger shall be carried upon any motor bicycle except upon the passenger seat of the motor bicycle. The motor bicycle operator who is carrying a passenger on his motor bicycle shall take every reasonable precaution to provide for the safety of such passenger, both before and during the time the motor bicycle is in operation.

Subd. 5. Erratic operation. Motor bicycle operators may not execute unnecessary sharp turns, radical movements, or quick stops where such movements could have been avoided by the reasonable operation of the motor bicycle.

Subd. 6. Equipment. Each prospective motor bicycle operator shall familiarize himself with the controls, pedals, gears, hand and foot brakes and any other item which is necessary for the safe operation of the motor bicycle.

Subd. 7. Brakes. Motor bicycle operators shall apply rear brakes first before applying front wheel brakes where the motor bicycle is equipped with both sets of brakes.

Subd. 8. Public property. No person shall drive or park a motor bicycle on any public property, including parks, playgrounds and school grounds, except on areas thereon improved and marked for parking.

1330.07. Mufflers and exhaust system. A motor bicycle must be equipped at all times with a muffler in good working order which blends the exhaust noise into the overall vehicle noise and is in constant operation to prevent excessive or unusual noise. No person shall use a muffler cutout, bypass, or similar device upon a motor bicycle on a street or highway. The exhaust system shall not emit or produce a sharp popping or crackling sound. It is unlawful to remove the baffle plate from the exhaust system of a motor bicycle or to operate a motor bicycle with such baffle plates from the exhaust system of a motor bicycle or to operate a motor bicycle with such baffle plates removed.

Section 1335. Bicycles.

1335.01. Bicycles: license required. It is unlawful to operate or use any bicycle as defined in Minnesota Statutes, section 168C.02 on a street, alley or highway if the bicycle is not currently registered by the state of Minnesota or which does not display a currently valid license sticker issued by the state of Minnesota.

1335.03. Destruction of license plate. No person may remove, destroy, mutilate, or alter any bicycle license plate during the effective period of the license.

1335.05. Restrictions on bicycle riding. The provisions of section 1300, including the state laws adopted by reference therein, apply to bicycles and their operation in the city. Wherever the city has provided sidewalks and bituminous ramps adjacent to streets, such sidewalks and ramps, anywhere within the city, shall be regarded as usable paths for riding bicycles.

1335.07. Impoundment of bicycles. The department of public safety may impound bicycles which are being operated or used in violation of subdivision 1 of this section. The director of public safety may also impound unregistered bicycles found on or adjacent to any street, alley or highway. A bicycle impounded pursuant to this section shall be returned to its owner upon display of a currently valid state registration covering the bicycle.

Section 1340. Aircraft.

1340.01. Aircraft: license: general rule. No person shall use the surface of any field, park, lake, body of water, parking lot, street or other place in the city for the take-off or landing of an aircraft or airplane without first having a license as provided in this section.

1340.03. License application. A person desiring a license shall make written application to the clerk stating the following:

- (a) the name and address of the applicant;
- (b) the name and address of the owner of the aircraft;
- (c) a detailed description of the aircraft;
- (d) the date, time and place for which the license is sought;
- (e) the amount of public liability insurance which is carried on such aircraft and the operator thereof;

and

(f) such other information as the city manager may require to show the manner in which it is proposed that the aircraft be operated and the extent to which the public will be protected against loss or damage as a consequence of the proposed operation. The city may require proof of insurance.

1340.05. License fee. The application shall be accompanied by the license fee set by appendix D.

1340.07. Approval, issuance and revocation. The application shall be presented to the city manager who may either grant or deny the license. If the manager grants a license, the manager may impose conditions or limitations upon the granting thereof. A license may be revoked for failure to comply with this section or with any limitations or conditions so imposed.

1340.09. Restrictions. No aircraft landing or take-off shall be performed carelessly or heedlessly in disregard of the rights or safety of others or in such manner as to endanger or be likely to endanger persons or property.

Section 1345. Trailer coaches

1345.01. Definitions. Subdivision 1. For purposes of this section the terms defined in this subsection have the meanings given them.

Subd. 2. "Trailer coach park" has the meaning given by Minnesota Statutes, section 327.14.

Subd. 3. "Trailer coach" means a vehicular unit, with or without internal means of locomotion, which accommodates and provides living quarters for persons and which commonly may be moved from place to place.

1345.03. Registration of state license required. A person maintaining and operating a trailer coach park, and having procured a license from the state pursuant to state law, shall first register their state license with the city clerk before operating or maintaining a trailer coach park in the city.

1345.05. State law. A registrant shall comply with all of the provisions of Minnesota Statutes, sections 327.14 to 327.29, and with the provisions of this section.

1345.07. Guest registration. A person operating a trailer coach park in the city shall provide and maintain a suitable guest register for the registration of all persons provided with accommodations at the park. Upon arrival of every person, the operator of such park shall require entry in such register of the name of his party, the make of any motor vehicle and trailer coach, and the registration number and other identifying letters or characters appearing on the official number plate including the name of the state issuing such official plate for any motor vehicle or trailer coach. Such registration shall be kept in an accurate and orderly manner and retained for one year and shall always be kept accessible for inspection by city authorities.

1345.09. Accuracy of records. It is unlawful for any person to make any false statement or false entry as to any matter required to be recorded in the register. Every person, upon arriving at such trailer coach park and applying for accommodations, shall furnish to the operator or other attendant in charge of such park the registration information necessary to complete his registration in accordance with the requirements of this section and shall not be provided with accommodations unless and until such information is furnished.

1345.11. Fire prevention. Each trailer coach in a licensed trailer coach park shall be equipped with a fire extinguisher in usable condition, approved by the department of public safety. The occupant of a trailer coach is responsible for providing an extinguisher for the trailer coach which he occupies. The fire marshal or fire marshals are primarily charged with the duty of enforcement of this section and may make such inspections as are deemed necessary for this purpose.

1345.13. Speed restrictions. It is unlawful for any type vehicle to travel at a rate in excess of ten miles per hour while within the limits of a trailer coach park.

1345.15. Wheels and gears. The wheels and running gear of every trailer coach located within a trailer coach park shall be left on the trailer coach.

1345.17. Building restrictions: general. It is unlawful to construct, erect, attach, or cause to be constructed, erected or attached, any enclosed room, wing, annex, entrance, porch or other similar structure to any trailer coach in any trailer coach park in this city. Awnings or shades of cloth, canvas, or other similar fabric, which are readily collapsible and removable in case of windstorm, fire, flood or other emergency are not prohibited.

1345.19. Building restrictions: foundations. It is unlawful to construct, erect, attach or cause to be constructed, erected, or attached any foundation wall, embankment or other structure under, around, or near any trailer coach in the city, or to otherwise impede the free movement or removal of any trailer coach. This section shall not be construed to prohibit the use of skirtings around the wheels and running gear of such trailer coach if such skirting is readily removable and will not tend to obstruct the movement or removal of such trailer coach in case of emergency.

1345.21. Maintenance of grounds. No animal washing, car washing or other similar practices shall be carried on in any building, structure, or other place not designated for such purposes in a trailer coach park. No pets or domesticated animals are allowed to enter the buildings containing the sanitary or washing facilities for the trailer coach park; nor are they allowed to run at large, but must be attached to a leash at all times when out of doors, or kept within a fenced area or otherwise controlled.

Section 1350. Snowmobiles.

1350.01. Snowmobiles. The use or operation of a snowmobile within the city is prohibited. This prohibition shall not apply to:

- (a) the loading and unloading of a snowmobile from any truck, trailer or other vehicle used for transportation thereof;
- (b) the use of a snowmobile for rescue, emergency or law enforcement purposes; and
- (c) the use of a snowmobile for maintenance of public property.

Section 1355. Recreational and off-road vehicles.

(Added, Bill No. 2004-12)

1355.01. Purpose. The purpose of this section is to provide reasonable regulations for the use of recreational motor vehicles on public and private property in the City. This section is not intended to allow what is prohibited under Minnesota Statutes nor is it intended to prohibit what is expressly allowed under Minnesota Statutes.

1355.03. Definitions. For purposes of this section, the terms defined in this subsection have the meanings given them.

Subdivision. 1. "Recreational motor vehicle" means any self-propelled vehicle, power-assisted vehicle and any vehicle propelled or drawn by a self-propelled vehicle powered by a motor having a piston displacement capacity of 25 cubic centimeters or less or an electric motor that is incapable of propelling the vehicle at a speed in excess of 20 miles per hour on a flat surface, including but not limited to trail bike, mini-bike, go-cart, motorized scooter, or motorized skateboard (also known as "powerboard").

Subd. 2. "Off-road vehicle" means any self-propelled vehicle, power-assisted vehicle and any vehicle propelled or drawn by a self-propelled vehicle powered by a motor having a piston displacement capacity of over 25 cubic centimeters or an electric motor that is capable of propelling the vehicle at a speed in excess of 20 miles per hour on a flat surface, including but not limited to all-terrain vehicle, hovercraft, or motor vehicle licensed for highway operation that is being used for off-road recreational purposes.

1355.05 Exemptions. This section does not apply to:

- (a) snowmobiles as defined in Minn. Stat. § 84.81 and regulated by Minn. Stat. § 84.81, et seq;
- (b) licensed mopeds and motorized bicycles as defined by Minn. Stat. § 169.01, subd. 4a, and regulated by Minn. Stat. §§ 169.222 – 169.223;
- (c) electric personal assistive mobility devices (also known as "segways") as defined in Minn. Stat. § 169.01, subd. 90, and regulated by Minn. Stat. § 169.212;
- (d) electric-assisted bicycles as defined in Minn. Stat. § 169.01, subd. 4b, and regulated by Minn. Stat. §§ 169.222 – 169.223; and
- (e) wheelchairs as defined in Minn. Stat. § 169.01, subd. 24a, and regulated by Minn. Stat. § 169.21.

1355.07. Prohibited Areas and Acts. It is unlawful for any person to operate a recreational motor vehicle or off-road vehicle:

- (a) On private property of another without specific written permission of the owner of said property. 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.
- (b) On publicly-owned land including school grounds, park property, playgrounds, recreation areas and golf courses, except where permitted by this section.
- (c) 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.
- (d) On a public sidewalk or walkway provided or used for pedestrian travel.

- (e) At any place while under the influence of intoxicating liquor or narcotics or controlled substances as defined by state law.
- (f) At a rate of speed greater than reasonable or proper under all the surrounding circumstances.
- (g) At any place in a careless, reckless, or negligent manner so as to endanger or be likely to endanger any person or property or to cause injury or damage thereto.
- (h) On any public street, highway, or right-of-way, unless licensed pursuant to Minnesota law.
- (i) To intentionally drive, chase, run over, or kill any animal, wild or domestic.
- (j) To operate or halt any recreational motor vehicle or off-road vehicle carelessly or heedlessly in disregard of the rights or the safety of others, in a manner so as to endanger or be likely to endanger any person or property or in excess of 25 miles per hour on publicly-owned lands.

1355.09. Street crossings. No person under 14 years of age operating a vehicle regulated by this section may make a direct crossing of any street, highway, or public right-of-way.

1355.11. Hours for use. The vehicles regulated by this section may be operated only between the hours of 8:00 a.m. and 10:00 p.m.

1355.13. Minimum equipment requirements. All vehicles regulated under this section must comply with the following equipment requirements. Subdivision 1. Mufflers. Standard mufflers must be properly attached and in constant operation to reduce the noise of the gasoline motor of any recreational motor vehicle or off-road vehicle to the minimum necessary for operation. No person may use a muffler cutout, by-pass, straight pipe, or similar device on a recreational motor vehicle motor; and, the exhaust system may not emit or produce a sharp popping or cracking sound.

Subd. 2. Brakes. Brakes must be adequate to control the movement of the vehicle and to stop and hold the vehicle under any conditions of operation.

Subd. 3. Lamps. At least one clear lamp must be attached to the front of the vehicle with sufficient intensity to reveal persons and vehicles at a distance of at least 100 feet ahead during the hours of darkness under normal atmospheric conditions. Such head lamp must be so aimed that glaring rays are not projected into the eyes of an oncoming vehicle operator. It must 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 under normal atmospheric conditions. This equipment is required and must be in operating condition when the vehicle is operated between the hours of one-half hour after sunset to one-half hour before sunrise or at times of reduced visibility.

1355.15. Designation of public areas for use. Subdivision 1. Process. The City Council may designate areas for use of recreational motor vehicles and off-road vehicles by approval with a majority vote. The areas designated may be changed from time to time by the City Council. Designated areas will be published in the official newspaper of the City in a conspicuous place after such approval. If an area is changed, the change will also be published in the official newspaper of the City.

Subd. 2. Map of designated areas. A current map of designated areas open for recreational motor or off-road vehicle use will be kept on file in the office of the City Clerk. The City Manager will provide, on request, a copy of such map together with the applicable rules, regulations, and this section to each person requesting such information from the City.

Subd. 3. Park property. Unless designated by the City Council as an area for recreational motor vehicles or off-road vehicles, use on City park property is unlawful. Use in City parks designated by the City Council must be in accordance with all of the applicable provisions of this section and the rules and regulations of the Director of Recreational Services.

1355.17. Penalty. The following penalties apply to violations of this section. Subdivision 1. Misdemeanor. Violations of subsection 1355.07 (e), (g), (i) and (j) are punishable as a misdemeanor.

Subd. 2. Petty Misdemeanor. All other violations of this section are punishable as a petty misdemeanor.