

**CITY OF HOKAH
ORDINANCE NO. 98-2**

**AN ORDINANCE RELATING TO SNOWMOBILING; REGULATING THE
OPERATOR AND USE THEREOF AND PROVIDING FOR THE VIOLATION
THEREOF**

THE CITY COUNCIL OF THE CITY OF HOKAH DO ORDAIN;

- Section 1. For the purpose of this ordinance, the following definitions apply:
- a. Snowmobile – a self-propelled vehicle designed for travel on snow or ice or natural terrain, steered by wheels, skis, runner, or power-driven drum or tracks.
 - b. Operate – to control the operation of a snowmobile.
 - c. Operator – person who operates or is in actual control of a snowmobile.
- Section 2. It shall be unlawful for any person to operate a snowmobile under the following circumstances.
- a. On private property of another without the express permission of the owner or occupant of said property.
 - b. On public school grounds, park property, playgrounds, and recreation areas without the express permission to do so by proper public authority.
 - c. In a manner as to create loud, unnecessary or unusual noise so as to disturb or interfere with the peace and quiet of other persons.
 - d. In a careless, reckless, or negligent manner so as to endanger or be likely to endanger, the safety of any person or the property as provided for in MN. Statutes 169.13.
 - e. Without having such snowmobile registered as provided for in Minnesota Statutes chapter 84.82.
 - f. Within the right-of-way of any public street within the City of Hokah, unless the operator shall have a valid motor vehicle driver's license, issued to him by the State of Minnesota or a Snowmobile Safety Permit.
 - g. Upon or over the sidewalks, boulevard, shoulder or berm of any street in the City of Hokah.
 - h. While under the influence of intoxicating liquor, narcotics and habit forming drugs in violation of MN. Statutes 169.121 and related statutes.
 - i. Operate a snowmobile within the City of Hokah between the hours of 1:30 A.M. and 6:30 A.M. Monday through Sunday.
 - j. All operators must comply with the speed limit of 15 miles per hour set by the Council.
 - k. Residents of Hokah must stay on trail except when going directly to the trail or directly to businesses.
- Section 3. All snowmobiles operated within the City of Hokah shall have the following equipment.
- a. Mufflers which are properly attached and which reduce the noise of the operation of the vehicle to the minimum noise necessary for the operation

of the vehicle. That no person shall use a muffler cut-out, by-pass or similar device on said vehicles.

- b. Adequate brakes as prescribed by Minnesota Commissioner of Highways, and at least one headlight and one tail light.
 - c. A safety or so-called "deadman" throttle in operating conditions; a safety or deadman is defined as a device which, when pressure is removed from the accelerator or throttle causes the motor to be disengaged from the driving track.
- Section 4. It is unlawful for the owner or operator to leave or allow a snowmobile to be or remain unattended on public property while the motor is running or with a key to start same in the ignition switch.
- Section 5. The City of Hokah, by resolution, may prohibit the operation of snowmobiles within the right of way of the public roads or streets or other city property within the city of Hokah when in the opinion of the city council the public safety and welfare so requires.

Snowmobiles are prohibited on the following city streets:

- Section 6. A snowmobile may make a direct crossing of the stree or highway as provided:
- a. The crossing is made at an angle or approximately 90 degrees to the direction of the highway or intersection, and
 - b. The snowmobile is brought to a complete stop before crossing the shoulder or main traveled way of the highway, and
 - c. The drive yields the right of way to all oncoming traffic which constitutes an immediate hazard, and
 - d. In crossing a divided highway, the crossing is made only at an intersection on such highway with another public street or highway.
- Section 7. Any person violating the terms of this ordinance shall upon conviction thereof be guilty of a petty misdemeanor unless otherwise previously noted by MN State Statutes.
- Section 8. This ordinance hereby repeals City of Hokah Ordinance #804.
- Section 9. This ordinance shall become effective upon its passage and publication in the official newspaper.

Approved:
Jerry R Martell
Mayor

Attest:
Douglas K. Moen
City Clerk

Adopted: 11-15-98
Published:

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AN ORDINANCE OF THE CITY OF HOKAH RELATING TO SNOWMOBILING;
REGULATING THE OPERATOR AND USE THEREOF AND PROVIDING FOR
THE VIOLATION THEREOF

The City Council of the city of Hokah Ordains:

The full text of Ordinance No 98-2, marked "OFFICIAL COPY", is on file in the Office of the City Clerk-Administrator, City Hall, Hokah, Minnesota 55941.

This Ordinance consists of nine sections long with subdivisions dealing with the subject matter and numbers as follows:

- SECTION 1. DEFINITIONS AND INTERPRETATIONS
- SECTION 2. PROHIBITED ACTIVITIES
- SECTION 3. REQUIRED SAFETY EQUIPMENT
- SECTION 4. PROHIBITED PARKING OF SNOWMOBILES
- SECTION 5. PROHIBITING USE OF CERTAIN CITY STREETS
- SECTION 6. REGULATING TE CROSSING OF STREETS AND
HIGHWAYS
- SECTION 7. VIOLATIONS
- SECTION 8. REPEALS CITY OF HOKAH ORDINANCE #804
- SECTION 9. EFFECTIVE DATE

Passes and enacted this 5th say of November, 1998.

APPROVED:
/s/ Jerry Martell
Mayor

ATTEST:
/s/ Douglas K. Moen
City Clerk-Administrator