

**CHAPTER 6. TRAFFIC AND PARKING**

**Section 600 - General Provisions**

**600.01 Highway Traffic Regulation Act Adopted.** The Highway Traffic Regulation Act of the State of Minnesota, being Chapter 169 of Minnesota Statutes, as now amended, shall be hereby adopted as a portion of this Code, with the following exclusions or modifications:

A. The following Sections of the Highway Traffic Regulation Act shall be hereby excluded from this adoption namely: 169.10; 169.11; 169.965; 169.966; and 169.98.

Individual portions of the Highway Traffic Regulation act shall be cited by using regular section number, subdivision number and any other sub-classification thereof as used in Highway Traffic Regulation Act of the State of Minnesota and citing the same as being a portion of this Code.

**600.02 Squealing Tires, Grinding Gears, Backfiring.** No person shall operate a vehicle on a public highway, street, parking lot, alley or other public property in such manner as to cause the tires to squeal, the gears to grind, or the motor to backfire except when an emergency creates the necessity for such operation.

**600.03 Erratic Driving.** No person shall drive a vehicle on a public highway, street, parking lot, alley, or other public property at erratic or irregular and changing speeds so as to create a hazard to himself or herself or to other persons or to property or to interfere with other traffic in the area.

**600.04 Prohibited Acts.** Except in real emergency, during authorized public parades, or when making legal signals, no person shall drive or ride in a vehicle on any public highway, street, alley, parking lot or other public places:

- A. with any part of his or her person extending outside the window of the vehicle;
- B. while sitting, reclining, or being on the tailgate of a station wagon;
- C. while standing or being above a normal sitting position in an open convertible automobile; or,
- D. while standing in the load area of a truck.

**600.05 Turning.**

**Subd. 1 Restriction on Turns.** The Council by resolution may, whenever necessary to preserve a free flow of traffic or to prevent accidents, designate any intersection as one where the turning of vehicles to the left or to the right, or both, is to be restricted at all times or during specified hours. The City engineer shall mark by appropriate signs any intersection so designated. No intersection on a trunk highway shall be so designated until the consent of the commissioner of transportation to such designation is first obtained. No person shall turn a vehicle at any intersection contrary to the directions on the signs.

**Subd. 2 U-Turns.** No person shall turn a vehicle so as to reverse its direction on any street in the business district or at any intersection where traffic is regulated by traffic control signal.

**600.06 Jumping Rides.**

**Subd.1 General Rule.** No person shall ride in or jump into or upon any vehicle without the consent of the driver and no person shall, when riding, allow any part of the body to project beyond the limits of any vehicle, except when signaling as hereinafter required, nor shall an person board or alight from, nor hang on to any vehicle, when the vehicle is in motion.

**Subd. 2 Exception.** This provision shall not apply to any person whose employment makes it necessary to ride in or upon or to operate a vehicle otherwise than provided in this Section, when engaged in the necessary duties of the employment.

**600.07 Hitching.** No person shall hitch a toboggan, hand sled, bicycle or similar vehicle onto any motor vehicle.

**600.08 Injurious Materials on Highways.** No person shall throw or place in any street any glass, nails, or other material likely to puncture or injure rubber tires of any vehicle, and any person involved in any accident in which any such injurious materials are caused to be thrown or placed in any street shall immediately remove the injurious materials or cause the injurious material to be removed.

**600.09 Obedience to Signs and Signals.** The driver of every vehicle shall obey directions given by signs, signals, and markings placed and maintained the highways by authorization of the Council for the purpose of guiding, informing, warning or controlling traffic.

**600.10 Thru Streets.**

**Subd.1 Thru Highways.** Highways and parts of highways may be designated by the Council as “thru-highways” (or thru-streets) and the necessary signs shall be placed and maintained on the approaches thereto, except as otherwise provided.

**Subd. 2 Thru Highway Stop.** The driver of every vehicle on any highway intersecting any “thru-highway” or “thru-street” shall bring the vehicle to a complete stop before crossing or entering upon the thru-street except when an automatic signal device or a traffic officer gives the signal to proceed.

**Subd. 3 Status of Stopped Vehicle.** When any vehicle has stopped at the approach to any thru-highway, the vehicle shall have the same right on the thru-highway as it would have on any other highway.

**600.11 Loads on Vehicles.**

**Subd. 1 Excess Weights Prohibited.** It shall be unlawful for any person to drive or move or for the owner to cause or knowingly permit to be driven or moved on any highway any vehicle

or vehicles of a weight exceeding the limitations stated in the Uniform Highway Traffic Act.

**Subd. 2 Checking Loads.** Any police officer or other duly authorized person having reason to believe that the weight of a vehicle and load is unlawful shall be authorized to weigh the same and may require that the vehicle be driven to the nearest scales in the event such scales are within two miles. The driver may then be required to unload immediately such portion of the load as may be necessary to decrease the gross weight of the vehicle to the maximum specified in this Ordinance.

**Subd. 3 Special Permits.** The City Council may upon application in writing and good cause being shown therefor issue a special permit authorizing the applicant to operate or move a combination of vehicle or vehicles of a size or weight exceeding the maximum specified in this Chapter, upon any highway in the City. Every permit shall designate the route to be traveled and contain any other restriction and conditions deemed necessary by the Council.

**Subd. 4 Permit to be Carried on Vehicle.** Every permit shall be carried in the vehicle to which it refers and shall be open to inspection by any peace officer.

**Subd. 5 Dropping Materials.** No person shall operate any vehicle which is so constructed or loaded as to permit the contents or load thereof to be dropped or strewn upon the street.

**600.12 Emergency Police Orders.** Any police officer in this City in case of necessity or emergency, or of congestion of traffic, may make such special order to pedestrians or to drivers of

vehicles as in his or her judgment may be necessary to meet the emergency or to relieve the congestion.

**600.13 Violations.** Violation of any of the provisions of this Section 620 shall be a misdemeanor unless another penalty is provided in the Highway Traffic Regulation Act in which case that penalty shall be the penalty for a violation of that Act..

### **Section 610 - Parking and Snow Removal**

**610.01 General.** No person shall park or leave standing any vehicle whether attended or unattended upon any highway unless a clear and unobstructed width of not less than fifteen feet upon the main traveled portion of the highway opposite the standing vehicle shall be left for free passage of other vehicles thereon, and the vehicle shall, except as otherwise provided, be parked parallel with and within 2 feet from the curb and not closer than three feet to any other vehicle parked along the curb. Notwithstanding anything in the Ordinance hereinbefore contained, no person shall park any vehicle on any highway or street in the City in violation of the hours for parking, hourly limits for parking, prohibited zones for parking or in any loading zone established by resolution of the City Council from time to time for separate locations within the City and posted with appropriate notices, signs or curb markings as ordered by such resolution. Such resolution shall be passed by the City Council and published in the same manner as required for a City Ordinance.

**610.02 Trucks Backed to Curb.** A truck may stand backed up to the curb, if the weight or bulk of the load so requires, and then only for a period of time sufficient to load or unload.

**610.03 Parking on Left Side.** No vehicle may be brought to a stop on the left side of a highway except in one-way streets.

**610.04 Cars for Sale.** No person shall place any vehicle on a highway to display the same for sale or exchange. A vehicle shall be deemed to be displayed in violation of this Section when found standing upon a street and bearing a sign indicating it is for sale or exchange.

**610.05 Safety Districts.** No person shall park a vehicle or permit it to stand, except as otherwise provided or unless permitted so to do by a police officer, on any highway where the Police Department has established and marked a safety district by direction of the Council and when and to the extent so marked.

**610.06 Standing with Brakes Set.** No person having control or charge of a motor vehicle shall allow the vehicle to stand on any highway unattended without first effectively setting the brakes thereon, and when standing upon any grade without turning the front wheels of the vehicle to the curb or side of the highway.

**610.07 Diagonal Parking.** The Police Department may, in specific instances by direction and authorization of the Council, mark on the roadways and curbs in the highways of this City spaces and methods of parking or standing vehicles other than parallel with and alongside the curb. Wherever and whenever the spaces are so marked, the driver or person in charge of any vehicle shall not park or stand his or her vehicle in any other manner than that indicated by the markings.

**610.08 Places of Public Assembly.** No person or driver in charge of any vehicle shall leave the same standing or parked on any highway in this City in front of the entrance to or exit from any theater, dance hall, church, hospital, school or any hotel having twenty-five rooms or more, for the full width of the entrance or exit during the hours that the buildings are in use by the public. The owner of any building used for the purposes shall cause to be placed as the entrance or exit one hour before the building is opened to the public use, proper adequate and visible signs, subject to the approval of the Police Department, giving notice to the public of the hours of use of the building. The signs shall be removed when such use of the building ceases.

**610.09 Public Alleys.** Vehicles shall not be parked in public alleys for a longer period of time than is necessary to load and unload.

**610.10 Locked Vehicles.** No person shall at any time leave any motor vehicle standing upon any highway in this City with the wheels chained, locked, or fastened in such a manner that the motor vehicle cannot be easily moved in case of emergency. Locking of a motor vehicle so as to permit the vehicle being moved by hand shall be allowed.

**610.11 Moving Violating Vehicles.** Whenever any police officer shall find a vehicle standing or parked upon a highway in violation of the provisions of this Section, he or she shall be hereby authorized to move the vehicle to a position permitted under this Section or to impound and store the vehicle as provided in this Code.



**610.12 No Parking After Snowfall.** Following a two (2) inch or more snowfall, no vehicle shall be parked on any public street until snow has been plowed by the city.

**610.13 No Parking in Downtown Business District.** No vehicle shall be parked in the downtown business district as designated on the official zoning map authorized by ° 1010.03 between 2:00 a.m. and 6:00 a.m. on any day.

**612.14 Snow Removal at Mailboxes.** Property owners shall remove snow to provide access to mailboxes for post office deliveries.

**610.15 Depositing of Snow.** The depositing of snow onto public roadways is prohibited.

**610.16 Truck Parking.** No person shall park a semi-tractor or trailer, or any vehicle rated with a gross vehicle weight in excess of 15,000 pounds, except for the purpose of loading and unloading same, on any street, highway or alley in any residential district zone as designated on the official zoning map.

(Am. Ord. 08-05, passed 10-27-08)

**610.17 Parking Restrictions on City Streets**

A. **No Parking along TH 30.** No person shall stop, stand or park a vehicle upon Minnesota Trunk Highway #30 within the city.

B. **South Ash Avenue Restrictions.** No person shall park any vehicle on the east side of Ash Ave South between SW 1st ST and SW 2nd ST, for more than 30 minutes between the hours of 8:30 a.m. and 4:00 p.m.; and no person shall park any vehicle at any time on the west side of S Ash Ave. from the County ditch south to 2nd ST SW.

C. **North Birch Avenue Restrictions.** No person shall park any vehicle along Birch Ave North of NW 3rd ST within the City of New Richland.

D. **Northeast Third St Restrictions.** No person shall park any vehicle along the South side of Northeast Third Street between North Broadway and North Aspen Avenues in the City of New Richland except as indicated by pavement striping near 112 3rd St. NW.

(Am. Ord. 08-05, passed 10-27-08; Am. Ord. 14-01, passed 1-27-14)

**610.18 Presumptive Evidence.** The presence of any motor vehicle on any street or highway when standing or parked in violation of this Section 610 is prima facie evidence that the registered owner of the vehicle committed or authorized the commission of the violation.

**610.19 Violations.** Violation of any of the provisions of this Section 610 shall be a petty misdemeanor.

### Section 620 - Snowmobiles

**620.01 Definition.** For the purpose of this Section the terms defined in this Section shall have the meaning ascribed to them:

**Subd. 1 Person.** “Person” shall include an individual, partnership, corporation, the state and its agencies and subdivisors, and any body of person, whether incorporated or not.

**Subd. 2 Snowmobile.** “Snowmobile” shall mean a self-propelled vehicle designed for travel on snow or ice or natural terrain steered by wheels, skis, or runners.

**Subd. 3 Owner.** “Owner” shall mean a person other than a lien holder having the property in or title to a snowmobile, or entitled to the use or possession thereof.

**Subd. 4 Operate.** “Operate” shall mean to ride in or on and control the operation of a snowmobile.

**Subd. 5 Operator.** “Operator” shall mean every person who operates or is in actual control of a snowmobile.



**Subd. 6 Roadway.** “Roadway” shall mean that portion of a highway improved, designed or ordinarily used for vehicular travel.

**Subd. 7 Street.** “Street” shall mean a public thoroughfare, roadway, alley or trail used for motor vehicular traffic which is not interstate, trunk county state aid, or county highway.

**Subd. 8 Right of Way.** “Right of way” shall mean the entire strip of land traversed by a highway or street in which the public owns the fee or an easement for roadway purposes.

**Subd. 9 Safety or Deadman Throttle.** “Safety or Deadman Throttle” shall be defined as a device which when pressure is removed from the engine, accelerator or throttle, causes motor to be disengaged from the driving track.

**620.02 Location.** Except as specifically permitted and authorized in this Section, it shall be unlawful for any person to operate a snowmobile within the limits of the City:

A. On the portion of the right of way of any public highway, street, road, trail or alley used for traffic of motor vehicles, except the most right hand lane which is then available for traffic in the same direction. Snowmobiles may also be operated upon the ditch bottom where lawfully so posted or the outside bank of a trunk, county state aid, and county highways where the highways are so configured within the corporate limits.

B. On a public sidewalk provided for pedestrian travel.

- C. On boulevards within the public right of way.
- D. On private property of another without the specific permission, of the owner or persons in control of the property.
- E. Upon any school grounds except as permission is expressly obtained from the responsible school authorities.
- F. Upon any public place except as may be specifically permitted other than permitted by other provisions of the City ordinances.

**620.03 Method of Operation.** It shall be unlawful for any person to operate a snowmobile within the limits of the City:

- A. On streets as permitted by this Section at a speed exceeding 15 miles per hours.
- B. During the hours from 10:30 P.M. to 7:30 A.M. Sunday to Thursday and from 12:00 A.M. to 7:00 A.M. on all other days, unless going directly to or from destination of recreation or employment.
- C. At anyplace while under the influence of alcohol or drugs as defined in Minnesota Statutes 169.121, which shall be hereby incorporated in this Section by reference.

- D. At a rate of speed greater than reasonable or proper under all the surrounding circumstances.
- E. At anyplace in a careless, reckless, or negligent manner, or heedlessly in disregard of rights or safety of others, or in a manner thereof to endanger or be likely to endanger or cause injury or damage to any person or property,
- F. So as to tow any person or thing in a public street or highway except through use of a rigged tow bar attached to the rear of the snowmobile.
- G. Within 100 feet of any fisherman, pedestrian, or any skating rink or sliding area where the operation would conflict with use or endanger other persons or property.
- H. During the hours from 7:00 A.M. to 12:00 noon Sunday within 150 feet of any church or house of worship.

**620.04 Passengers.** It shall be unlawful to operate a snowmobile within the limits of the City with more than one passenger.

**620.05 Street Crossings.** A snowmobile may make a direct crossing of a street or highway, except an interstate street or highway, provided that:

- A. The crossing is made at a angle of approximately 90 degree 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 roadway.

C. In crossing any uncontrolled intersection, the snowmobile is brought to a complete stop and the operator shall then yield the right-of-way to any vehicle or pedestrian at the intersection or so close to the intersection so as to constitute an immediate hazard.

D. The driver yields the right of way to all oncoming traffic which constitutes an immediate hazard.

E. In crossing a divided street or highway, the crossing is made only at an intersection of the street or highway with another public street or highway.

F. If the crossing is made between the hours of one-half hour after sunset to one-half hour before sunrise or in condition of reduced visibility only if both front and rear lights are on.

**620.06 Traffic Regulations.** City traffic ordinances and Code provisions shall apply to the operation of snowmobiles upon streets, except for those relating to required equipment, and except those by which their nature have no application.

**620.07 Persons Under 18.** No person under 14 years of age shall operate on streets or the roadway



surface of highways or make a direct crossing of a trunk, county state aid, county highway, or city street as to the operator of a snow mobile. A person 14 years of age or older, but less than 18 years of age, may operate a snowmobile on streets and highway as permitted under this Section and may make direct crossings on the 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 Minnesota Statute 84.872, Subdivision 2. It shall be unlawful for the owner of a snowmobile permit the snowmobile to be operated contrary to the provisions of this Section.

**620.08 Equipment.** It shall be unlawful for any person to operate a snowmobile any place within the limits of the City unless it shall be equipped with the following:

- A. Standard mufflers which shall be properly attached and which reduce the noise of operation of the minimum necessary for operation. No person shall use a muffler cut off, by-pass, straight or similar device on a snowmobile motor.
  
- B. Brakes adequate to control the movement of and to stop and hold the machine under any conditions of operations.
  
- C. Safety or so called “deadman” throttle in operating condition.
  
- D. When operated between the one-half hour after sunset and one-half hour before sunrise or at times of reduced visibility, at least one clear lamp attached to the front, 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. The head lamps shall be so aimed that glaring rays shall not be projected into the eyes of an oncoming snowmobile operator, It shall also be equipped with at least one red tail lamp having a minimum candle power 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.

E. A pennant or flag of red or blazed material of a size not less than twelve inches by twelve inches by nine inches at a height of not less than six feet from the ground level at any time when the machine is operated on public streets.

F. Reflective material at least sixteen square inches on each side forward on the handlebars so as to reflect lights at a ninety degree angle.

**620.09 Locking Ignition.** Every person leaving a snowmobile on a public place shall lock the ignition and remove the key and take the same with them.

**620.10 Animals.** It shall be unlawful to intentionally drive, chase, run over or kill any animal with a snowmobile.

**620.11 Violations.** Violation of any of the provisions of this Section 620 shall be a misdemeanor.

**Section 630 - Bicycles, Roller-Skates, etc.**

**630.01 Prohibition.** It shall be unlawful for any persons at any time to ride and propel a bicycle or any scooter, roller skates, or in-line skates, of any kind upon or on any sidewalk in the City.

**630.02 Violations.** Violating the provisions of this Section 630 shall be a misdemeanor.

**Section 640 - Golf Carts**

**640.01 Definitions.** Except as otherwise defined in the city code, the words and terms defined in Minn. Stat. Chapter 169 shall be applicable to this section.

**640.02 Motorized Golf Cart Use.**

**Subd. 1 Driving, Operating or Control of Motorized Golf Carts.** A motorized golf cart may be driven, operated or controlled on the roadways or shoulders of roadways under the jurisdiction of the City of New Richland (not those under the jurisdiction of Waseca County or the State of Minnesota), except such roadways prohibited by resolution of the City Council and only in strict compliance with this section.

**Subd. 2 Permits.** No motorized golf cart shall be driven, operated or controlled on the roadways or shoulders of roadways under the jurisdiction of the city unless the driver, operator or person in

control has in his or her actual physical possession a valid, current and unrevoked permit of the city for such driving, operation or control of a motorized golf cart.

**Subd. 3 Permit Issuance.** Permits shall be issued by the Chief of Police, or authorized designee, upon compliance with this section.

A. 1. **Individual Permit.** Permits may be issued:

a. To persons currently validly licensed to drive motor vehicles as defined by Minn. Stat. Chapter 169. No person whose license to drive is revoked, suspended, or canceled may be issued an individual permit.

b. To persons age 16 or older with no valid license for reasons other than revoked, suspended, or canceled if competency and ability can be demonstrated.

2. Application for an individual permit shall include the full name and address of the applicant; the state of issuance of the applicant's current driver's license; the number of such driver's license; applicant's representation that such driver's license is not suspended, revoked, or canceled. Or in the case of no current driver's license proof of residency and I.D. and a statement of reason for no current driver's license acceptable to the Chief of Police, or authorized designee; the date of application and applicant's signature; the name of applicant's insurance company; the number of the applicant's insurance policy; and the

date of expiration of insurance coverage for such vehicle. As a condition to obtaining an individual permit, the Chief of Police or his or her designee may require an applicant to submit a certificate signed by a physician to the effect that the applicant is able to safely operate a motorized golf cart on the roadways or shoulders under the jurisdiction of the City of New Richland.

**B. Liability.** The operation of golf carts under this section shall be totally the risk and responsibility of the operator. The City, by passing this section of permission and designation under state law, assumes no responsibility for the operation of the golf carts and shall be held harmless in any action arising from the operation of golf carts on or off any public way within the City.

**C. Revocation of Permit.** An individual permit may be revoked by the Chief of Police if there is any material misrepresentation made in the permit application, liability insurance is no longer in effect, or there is evidence that the permittee cannot safely operate the motorized golf cart. The Chief of Police shall issue a notice of revocation of a permit in writing and either hand deliver the notice to the permit holder or send the notice by certified mail to the address on the application. The revocation shall be in effect immediately after personal service or three days after the mailing.

**D. Permit Expiration.** Permits shall be issued for the calendar year. Any permit issued during the year will expire on December 31 with no credit for partial year.

**Subd. 4 Fees.** An annual permit fee shall be established from time to time by adoption in the fee schedule of the City by the City Council.

**Subd. 5 Unlawful Acts.** No motorized golf cart shall be driven, operated or controlled on the roadways or shoulders of roadways under the jurisdiction of the City of New Richland:

- A. Between sunset and sunrise;
  
- B. In inclement weather, when visibility is reduced or impaired by weather, smoke, fog or other conditions or at any time when there is insufficient light clearly to see a person or vehicle on a roadway at a distance of 500 feet;
  
- C. Without prominent display of a slow-moving vehicle emblem provided in Minn. Stat. § 169.522, on the rear of such vehicle;
  
- D. Without a mirror so located as to reflect to the driver, operator or controller, a view of the roadway for a distance of at least 200 feet to the rear of such vehicle;
  
- E. Without liability insurance coverage;
  
- F. Contrary to any traffic law of the city or the State of Minnesota, except those which cannot reasonably be applied to motorized golf carts, or are not applied, by reason of Minn. Stat. § 169.045, Subd. 7;

G. Contrary to any provisions of the city code; or

H. Without a current valid individual permit.

Subd. 6. Penalty. Any person violating any provisions of this section shall be guilty of a petty misdemeanor.

(Ord. 09-02, passed 6-22-09)





