

TITLE II - COMMUNITY PROTECTION
 DIVISION 2 - ENFORCEMENT: RECREATIONAL VEHICLES

CHAPTER 80
 ALL-TERRAIN VEHICLES AND SNOWMOBILES

80.01 Purpose
 80.02 Definitions
 80.03 General Regulations

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80.01 PURPOSE. The purpose of this chapter is to regulate the operation of all-terrain vehicles and snowmobiles within the City.

80.02 DEFINITIONS. For use in this chapter the following terms are defined:

1. "All-terrain vehicle" or "ATV" means a motorized flotation-tire vehicle with not less than three (3) low pressure tires, but not more than six (6) low pressure tires, or a two-wheeled, off-road motorcycle, that is limited in engine displacement to less than eight hundred (800) cubic centimeters and in total dry weight to less than seven hundred fifty (750) pounds and that has a seat or saddle designed to be straddled by the operator and handlebars for steering control. Two-wheeled, off-road motorcycles shall be considered all-terrain vehicles only for the purpose of titling and registration.

(Ord. 859 – Jan. 03 Supp.)

(Code of Iowa, Sec. 321G.1[1])

2. "Snowmobile" means a motorized vehicle weighing less than one thousand (1,000) pounds which uses sled-type runners or skis, endless belt-type tread with a width of forty-eight (48) inches or less, or any combination of runners, skis or tread, and is designed for travel on snow or ice. "Snowmobile" does not include an all-terrain vehicle which has been altered or equipped with runners, skis, belt-type tracks or treads.

(Ord. 921 – Dec. 05 Supp.)

(Code of Iowa, Sec. 321G.1[18])

80.03 GENERAL REGULATIONS. No person shall operate an ATV or snowmobile within the City in violation of the provisions of Chapter 321G of the Code of Iowa or rules established by the Natural Resource Commission of the Department of Natural Resources governing their registration, numbering, equipment and manner of operation.

(Code of Iowa, Ch. 321G)

80.04 PLACES OF OPERATION. The operators of ATV's and snowmobiles shall comply with the following restrictions as to where and when ATV's and snowmobiles may be operated within the City:

1. Streets. ATV's and snowmobiles shall be operated only upon streets which have not been plowed during the snow season and on other such streets as designated by Council through resolution, and then may only be operated on any street within the City for the sole and exclusive purpose of using the most direct roadway for the ingress to and egress from the City. No ATV or snowmobile shall be driven on any roadway solely for entertainment or pleasure. Snowmobiles will be operated on the far right of the road, at speeds not greater than 20 MPH and in a manner consistent with safe operation. At no time will snowmobiles be allowed to operate on a City sidewalk or in City parks. *(Ord. 968 – Dec. 08 Supp.)*

2. Exceptions. ATV's and snowmobiles may be operated on prohibited streets only under the following circumstances:

A. Emergencies. ATV's and snowmobiles may be operated on any street in an emergency during the period of time when and at locations where snow upon the roadway renders travel by conventional motor vehicles impractical.

(Code of Iowa, Sec. 321G.9[4c])

B. Direct Crossing. ATV's and snowmobiles may make a direct crossing of a prohibited street provided:

(1) The crossing is made at an angle of approximately ninety degrees (90°) to the direction of the street and at a place where no obstruction prevents a quick and safe crossing;

(2) The ATV or snowmobile is brought to a complete stop before crossing the street;

(3) The driver yields the right-of-way to all on-coming traffic which constitutes an immediate hazard; and

(4) In crossing a divided street, the crossing is made only at an intersection of such street with another street.

(Code of Iowa, Sec. 321G.9[2])

3. Railroad Right-of-way. ATV's and snowmobiles shall not be operated on an operating railroad right-of-way. An ATV or snowmobile may be driven directly across a railroad right-of-way only at an established crossing and notwithstanding any other provisions of law may, if necessary, use the improved portion of the established crossing after yielding to all oncoming traffic.

(Code of Iowa, Sec. 321G.13[8])

4. Trails. ATV's shall not be operated on snowmobile trails and snowmobiles shall not be operated on all-terrain vehicle trails except where so designated.

(Code of Iowa, Sec. 321G.9[4f and g])

5. Parks and Other City Land. ATV's and snowmobiles shall not be operated in any park, playground or upon any other City-owned property without the express permission of the City. A snowmobile shall not be operated on any City land without a snow cover of at least one-tenth of one inch.

6. Sidewalk or Parking. ATV's and snowmobiles shall not be operated upon the public sidewalk or that portion of the street located between the curb line and the sidewalk or property line commonly referred to as the "parking" except for purposes of crossing the same to a public street upon which operation is authorized by this chapter.

7. Private Property. No ATV or snowmobile shall be operated on private property without the express consent of the owner thereof. (Ord. 614)

8. Hours of Operation. No ATV or snowmobile shall be operated within the City between the hours of 10:00 p.m. and 6:00 a.m. local time. (Ord. 614)

80.05 NEGLIGENCE. The owner and operator of an ATV or snowmobile are liable for any injury or damage occasioned by the negligent operation of the ATV or snowmobile.

(Code of Iowa, Sec. 321G.18)

80.06 ACCIDENT REPORTS. Whenever an ATV or snowmobile is involved in an accident resulting in injury or death to anyone or property damage amounting to two hundred dollars (\$200.00) or more, either the operator or someone acting for the operator shall immediately notify a law enforcement officer and shall file an accident report within forty-eight (48) hours, in accordance with State law.

(Code of Iowa, Sec. 321G.10)

RESOLUTION NO 12-08-01

A RESOLUTION DESIGNATING SNOWMOBILE ROUTES
IN THE CITY OF VINTON, IOWA

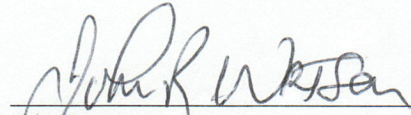
WHEREAS, the City Council of the City of Vinton passed an ordinance to amend Section 80.04(1) of the City Code of Ordinances of the City of Vinton to allow for the designation of certain streets for use by snowmobile operators, and

WHEREAS, the City Council has been approached by certain snowmobile operators to designate certain streets as snowmobile routes.

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Vinton, Iowa that the following listed streets are designated as snowmobile routes:

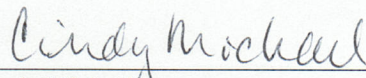
- A. West D Street from R Avenue to K Avenue
- B. R Avenue from West D Street to West 5th Street
- C. West 1st Street from R Avenue to J Avenue
- D. J Avenue from West 1st Street to West 3rd Street
- E) Most direct route from residence to snowmobile route or outside city limits.

Adopted the 11th day of December , 2008



John R. Watson
Mayor

Attest:



Cindy Michael
City Clerk

