

AN ORDINANCE REGULATING AND CONTROLLING SNOWMOBILES IN THE CITY OF WASHBURN, NORTH DAKOTA AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF:

Be it ordained by the City Commission of the City of Washburn, North Dakota.

SECTION I - DEFINITION

1. Snowmobile - a self-propelled vehicle designed for travel on snow, ice, or a natural terrain and steered by wheels, skis, or runners.

SECTION II - TRAFFIC LAWS APPLY TO PERSON OPERATING SNOWMOBILES

Every person operating a snowmobile upon a roadway shall be granted all rights and shall be subject to all duties applicable to the driver of a vehicle by the laws of this state declaring rules of the road applicable to vehicles or by the traffic ordinances of this city applicable to the driver of a vehicle except as to special regulations in this ordinance and except as to those provisions of laws and ordinances which by their nature can have no application.

SECTION III - RULES FOR OPERATION OF SNOWMOBILES

1. No person shall operate a snowmobile upon a sidewalk or boulevard of this city.
2. No person shall operate a snowmobile upon the property of another without permission of the owner, his agent or lessee.
3. No person shall operate a snowmobile on Main Avenue or 7th Street north of Main Avenue except in crossing such streets as provided herein.
4. A snowmobile may make a direct crossing of Main Avenue or 7th Street north of Main Avenue provided:
 - a. The crossing is made at an angle of approximately ninety degrees to the direction of the highway and at a place where no obstruction prevents a quick and safe crossing; and
 - b. The snowmobile is brought to a complete stop before crossing the shoulder or main traveled way of the highway; and
 - c. The driver yields the right-of-way to all oncoming traffic which constitutes an immediate hazard.
5. No snowmobile shall be operated upon a street unless it is equipped with:
 - a. At least one head lamp of sufficient intensity to reveal a person or vehicle not less than 100 feet.
 - b. One tail lamp mounted on the rear of the vehicle capable of being seen and distinguished under normal atmospheric conditions at the time lights are required at a distance of 400 feet from the rear of the snowmobile.
 - c. Brakes capable of controlling the vehicle under normal operating conditions.

- d. Manufacturer-installed or equivalent muffler in good working order and connected to the snowmobile exhaust system.
 - e. A twelve (12) inch square red flag projecting at least 48 inches above seat level and attached to a rod mounted on the rear of the snowmobile.
6. No person shall operate a snowmobile within the city between the hours of 12:01 o'clock A.M. and 7:00 o'clock A.M. of any day except upon special circumstance specifically permitted by the Chief of Police.
 7. It shall be unlawful for any person to drive or operate any snowmobile in the following ways which are declared to be unsafe and a public nuisance:
 - a. At a rate of speed greater than 10 miles per hour.
 - b. In a careless, reckless, or negligent manner so as to endanger the person or property of another or to cause injury or damage to such person or property.
 - c. While under the influence of intoxicating liquor or narcotics or habit forming drugs.
 - d. Without a lighted head lamp and tail lamp when required for safety.
 8. It shall be unlawful for any person to operate a snowmobile within this city without having a valid currently in effect driver's license.
 9. It shall be unlawful for any person under the age of fourteen to operate a snowmobile upon the streets of this city.
 10. It shall be unlawful to park a snowmobile on any street of this city excluding alleys.

SECTION IV - PENALTY

Any person found guilty of violating any of the provisions of this ordinance shall be punished by a fine of not more than One Hundred Dollars (\$100.00) or by imprisonment for not to exceed Thirty (30) days, or both such fine and imprisonment in the discretion of the Court; the Court to have the power to suspend said sentence and to revoke the suspension thereof.

APPROVED: *Paul Chase*
President, City Commission

ATTEST: *John Romano*
Auditor

First reading: Nov. 3rd 1969

Second reading: Dec. 1st, 1969

Final Passage: Dec. 1st, 1969