

## CHAPTER 73: RECREATIONAL VEHICLES AND NON-MOTORIZED VEHICLES

### Section

#### *Snowmobiles*

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### **SNOWMOBILES**

#### **§ 73.01 DEFINITIONS.**

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**OWNER.** A person, other than a lien holder, having a property interest in or title to a snowmobile.

**SNOWMOBILE.** A self-propelled vehicle designed for travel on snow or ice or natural terrain steered by skis or runners.

(<sup>^</sup>89 Code, § 8.09) (Ord. 92-63, passed 10-27-92)

#### **§ 73.02 OPERATING RESTRICTIONS.**

(A) It is unlawful to operate a snowmobile as follows:

- (1) On a public sidewalk or walkway used for pedestrian travel, or upon any boulevard;
  - (2) On private property of another without lawful authority or permission of the occupant or owner;
  - (3) On school grounds, park property, playgrounds, recreational areas and golf courses, without express permission to do so by the property authority;
  - (4) Upon any county road or state highway within the city, or within the designated downtown area as set forth in [Chapter 74 Schedule I](#) of this code;
  - (5) Upon any street, other than the most direct route from the owner's or operator's residence to the nearest departure point from the city or appropriate snowmobile trail. When no such route exists without using a county road or state highway, then, in that event, the owner or operator may operate a snowmobile on the county road or state highway only to the intersection with a street, taking thereafter the most direct route to the nearest departure point from the city or appropriate snowmobile trail;
  - (6) During the hours between 10:00 p.m. and 7:00 a.m. of the day next following,
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Sunday through Thursday, and the hours between 12:00 midnight and 7:00 a.m. of the day next following, Friday and Saturday;

(7) At a rate of speed greater than reasonable or proper under all of the surrounding circumstances or in any instance in excess of 20 mph upon a public street;

(8) At a speed greater than 20 mph when within 100 feet of any lake shore except in channels or when within 100 feet of a fisherman, ice house, skating rink or sliding area, or where the operation would conflict with the lawful use of property or would endanger other persons or property;

(9) In a careless, reckless or negligent manner, so as to endanger the person or property of another or cause injury or damage thereto;

(10) To tow any person or thing other than a disabled snowmobile upon a public street except through the use of a rigid towbar; or

(11) To chase or run over any animal, wild or domestic.

(B) For safety purposes every person leaving a snowmobile in a public place shall lock the ignition and remove the key.

(89 Code, § 8.09) (Ord. 92-63, passed 10-27-92) [Penalty, see § 10.99](#)

### **§ 73.03 EQUIPMENT REQUIREMENTS.**

It is unlawful for any person to operate a snowmobile unless equipped with the following:

(A) Standard mufflers which are properly attached and in constant operation, and which reduce the noise of operation of the motor to the minimum necessary for operation. Mufflers shall comply with Regulation CONS. 55 which is hereby adopted by reference as it existed on September 1, 1970. No person shall use a muffler cut-out, bypass, straight pipe or similar device on a snowmobile motor, and the exhaust system shall not emit or produce a sharp popping or crackling sound;

(B) Brakes adequate to control the movement of and to stop and hold the snowmobile under any conditions of operation;

(C) A safety or so-called deadman throttle in operating condition, so that when pressure is removed from the accelerator or throttle, the motor is disengaged from the driving track;

(D) 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 lamp shall be so aimed that glaring rays are not projected into the eyes of an oncoming vehicle 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. The equipment is to 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; and

(E) Reflective material at least 16 inches on each side, forward of the handlebars, so as to reflect or beam light at a 90 degree angle.

(`89 Code. § 8.09) (Ord. 92-63, passed 10-27-92) [Penalty, see § 10.99](#)

#### **§ 73.04 EMERGENCY OPERATION.**

Notwithstanding any prohibition in this section, a snowmobile may be operated upon a public street in an emergency during the period of time when, and at locations where, snow upon the roadway renders travel by automobile impossible.

(`89 Code. § 8.09) (Ord. 92-63, passed 10-27-92)

#### **§ 73.05 OWNER RESPONSIBILITY.**

It is unlawful for the owner of any snowmobile to permit its operation in violation of this subchapter. The party holding title to the snowmobile shall be conclusively presumed to be the owner unless the snowmobile shall have been stolen and so reported to a law enforcement agency.

(`89 Code. § 8.09) (Ord. 92-63, passed 10-27-92) [Penalty, see § 10.99](#)

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