

Chapter 14

MOTOR VEHICLES AND TRAFFIC

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ARTICLE I. IN GENERAL

Section 01. Adoption of State traffic regulations.

The provision of Minnesota Statutes, Chapter 168, Chapter 169, commonly known as the Highway Traffic Regulation Act, and Chapter 171, and all acts supplemental thereto or amendatory thereof , together with the provisions contained in this chapter are hereby adopted as the traffic code for the City; and it shall be unlawful for any person to operate any vehicle in the City, or to use the streets of the City in any manner contrary to that described in the provisions adopted by reference and herein contained. (Ord. No. 102.2, Sec. 1, 1/31/72)

Section 02. Penalty for violation.

It shall be unlawful for any person to violate any section adopted by reference by this chapter and any person violating any section so adopted shall be punished as provided by State law.

Section 02.1. Presumption of guilt.

(a) Definition: A person who holds the legal title of a vehicle, or in the event a vehicle is the subject of a security agreement for the conditional sale thereof, or lease with the right of purchase upon performance of the conditions stated in the agreement, and with an immediate right of possession vested in the conditional vendee or lessee, then such a conditional vendee or lessee shall be deemed the owner for the purpose of this section.

(b) Presumption: The operation or use of a motor vehicle in violation of the provisions of this chapter shall be prima facie evidence that said motor vehicle was at the time of such violation driven, controlled, operated, and used by the registered owner thereof. (Ord. No.232, Sec. 1, 3/29/76)

Section 03. Exhibition driving.

No person shall operate any motor vehicle with unnecessary exhibition of speed on any public or private way within the City limits. Prima facie evidence of such unnecessary exhibition of speed shall be any or all of the following:

- (a) Unreasonable squealing or screeching sounds emitted by the tires;
- (b) The throwing of sand or gravel by the tires of the said vehicle ;
- (c) Unreasonable skid, sway, or slide upon acceleration or stopping. (Ord. No. 102.2, Sec. 2, 01-03-72; (Ord. No. 236, Secs. 1, 2, 04-19-76)

Section 04. Tampering with vehicles.

No person shall molest any vehicle standing on any highway without the consent of the owner or driver of such vehicle, nor shall any person set such vehicle in motion or otherwise damage or interfere with the same. (Ord. No.102, Sec. 2, 6/3/35)

Section 05. Curb markings.

(a) Except as may otherwise be provided, the Police Department or Street Superintendent may, in specific instances by direction and authorization of the City Council, mark the roadways and curbs in the highways of this City, spaces and methods of parking or standing vehicles other than as required herein.

(b) Wherever and whenever such spaces are so marked the driver or person in charge of any vehicle shall not park or stand his vehicle in any other manner than that indicated by such markings. (Ord. No.102, Sec. 2, 6/3/35)

Section 06. Operation of vehicles on dikes prohibited.

(a) No person shall operate any motor vehicles, all-terrain vehicles, trail bikes, minibikes, amphibious vehicles, or any similar devices on any portion or segment of the following dikes:

- (1) Along Chaska West Creek;
- (2) Running from First Street easterly to the sewage disposal plant;
- (3) Running from the sewage plant to Chaska East Creek; and
- (4) Running easterly and northerly along Chaska East Creek.

(b) Said dikes may be crossed at the following street locations:

- (1) Pine Street; and
- (2) Hickory Street. (Ord. No.204, Sec. 1, 5/1/72)

Section 07. Certain turning movements prohibited for vehicles with five axles or more.

No motor vehicle having five (5) axles or more shall make a right turning movement from Chestnut Street onto First Street through Fifth Street inclusive in the City of Chaska. (Ord. No.390, Sec. 1, 2/3/86)

Sections 08 through 17. Reserved.

ARTICLE II. PARKING, STOPPING AND STANDING

DIVISION 1. GENERALLY

Section 18. Manner of parking.

(a) Except where angle parking is permitted, each vehicle stopped or parked upon a two-way roadway where there is an adjacent curb shall be so stopped or parked with the right-hand wheels of the vehicle parallel with and within twelve (12) inches of the right-hand curb.

(b) Upon streets not having a curb each vehicle stopped or parked shall be stopped or parked parallel with and to the right of the paved or improved or main-traveled part of the street. (Ord. No.102, Sec. 2, 6/3/35)

Section 19. Restrictions generally.

(a) No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control device in any of the following places:

- (1) On a sidewalk;
- (2) In front of a public or private driveway;
- (3) Within an intersection;
- (4) Within ten (10) feet of a fire hydrant;
- (5) On a crosswalk;
- (6) Within twenty (20) feet of a crosswalk at an intersection;
- (7) Within thirty (30) feet upon the approach to any flashing beacon, stop sign or traffic-control signal located at the side of a roadway;
- (8) Between a safety zone and the adjacent curb or within thirty (30) feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings;
- (9) Within fifty (50) feet of the nearest rail of a railroad crossing;
- (10) Within twenty (20) feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy-five (75) feet of said entrance when properly signposted;
- (11) Alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic;
- (12) On the roadway side of any vehicle stopped or parked at the end or curb of a street;
- (13) Upon any bridge or other elevated structure upon a highway or within a highway tunnel, except as otherwise provided by ordinance; or
- (14) At any place where official signs prohibit stopping.

(b) No person shall move a vehicle not owned by such person into any prohibited area or away from a curb such distance as is unlawful.

(c) No person shall, for camping purposes, leave or park a house trailer on or within the limits of any highway or on any highway right-of-way, except where signs are erected designating the place as a campsite.

(d) No person shall stop or park a vehicle on a street or highway when directed or ordered to proceed by any peace officer invested by law with authority to direct, control or regulate traffic. (Ord. No. 102, Sec. 2, 6/3/35)

Section 20. Parking on left prohibited.

No vehicle may be brought to a stop on the left side of a highway. (Ord. No.102, Sec. 2, 6/3/35)

Section 21. Parking in alleys restricted.

No vehicle shall be parked in a public alley for a longer period of time than necessary to load or unload. (Ord. No.102, Sec. 2, 6/3/35)

Section 22. Double-parking prohibited.

Double-parking on any street in this City is hereby prohibited. (Ord. No.102, Sec. 2, 6/3/35)

Section 23. Two-hour parking.

No vehicle as defined in Minnesota Statutes, Section 169.01, Subdivision 2, and no implement of husbandry as defined in Minnesota Statutes, Section 169.01, Subdivision 55, shall be allowed to remain parked at anyone place for a period exceeding two (2) consecutive hours between the hours of 8:00 a.m. and 6:00 p.m., except Sundays and legal holidays on any of the following described streets: Third Street, both sides between Pine and Walnut Streets; Fourth Street, both sides between Pine and Walnut Streets. {Ord. No.162, Sec. 1, 5/17/61; Ord. No. 162.1, Sec. 1, 7/24/61; Ord. No. 162.2, Sec. 1, 1/6/69; Ord. No. 162.3, Sec. 1, 11/10/70; Ord. No.400, Sec. 1, 5/5/86)

Section 24. Night parking.

No vehicle shall be parked or left standing on any of the following streets between the hours of 2:00 a.m. and 6:00 a.m.:

- ◆ First Street, both sides, between Pine Street and Chestnut Street;
- ◆ Second Street, both sides, between Pine Street and Walnut Street;
- ◆ Third Street, both sides between Pine Street and Walnut Street;
- ◆ Fourth Street, both sides, between Pine Street and Walnut Street;
- ◆ Fifth Street, both sides, between Chestnut Street and the alley of block twenty-one (21) according to the recorded plat thereof;
- ◆ Chestnut Street, both sides, from the Minnesota River northerly to T.H. 212. (Ord. No. 162.3, Sec. 2, 11/10/70)

Section 25. Maximum parking hours.

(a) No vehicle, owned by a person unrelated to the occupier of the nearest residence thereto, shall be parked unattended on any street or alley in the City for more than forty-eight (48) consecutive hours unless otherwise posted.

(b) No vehicle shall be parked unattended on any public parking lot for more than twenty-four (24) consecutive hours. (Ord. No.244, Sec. 1, 217/77)

Section 26. Parking of certain vehicles in residentially zoned areas.

(a) Declaration of nuisance: The outside parking or outside storage on public property within a residential use district of certain motorized and non-motorized vehicles not customarily used or needed for use in connection with the occupancy of residential property for residence purposes is found to create a nuisance and detrimental influence on the public health, safety, prosperity, good order and general welfare in such district, by obstructing the view or interfering with orderly passage of traffic on streets and on other public properties, bringing unhealthful and noisome odors and materials into residential neighborhoods, creating cluttered and otherwise unsightly areas, preventing the full use of residential streets for residential parking, and otherwise adversely affecting residential property values and neighborhood patterns.

(b) Unlawful parking: It is unlawful for any person owning, driving or in charge of a vehicle as hereinafter set forth to cause or permit the parking or continuous standing of such vehicles on any public street, alley or other public property within any residential use district:

(1) For more than four (4) continuous hours of any commercial bus, truck, truck tractor or tractor trailer combination which has a registered gross vehicle weight of fifteen thousand (15,000) pounds or more or which is twenty-two (22) feet or more in length;

(2) For more than forty-eight (48) continuous hours of any motorized vehicle which is not subject to Subsection (1) hereof, which has a registered gross vehicle weight in excess of nine thousand (9,000) pounds or which is nineteen (19) feet or more in length; or

(3) For more than forty-eight (48) continuous hours of any non-motorized vehicle or trailer.

(c) Exceptions: Subsection(b) shall not apply to:

(1) Any motor vehicle being used by a public utility, moving company or similar company while it is actually being used to service a residence not belonging to or occupied by the operator of the vehicle; or

(2) Any motor vehicle used in conjunction with an authorized construction site during a period that construction is actually taking place including non-working hours and holidays.

(d) Parking on Residential Lots

(1) Except in the R-Rural and RR-Rural Residential Zoning Districts, all area utilized for parking space and driveways on residential lots shall be surfaced with concrete, bituminous or other impervious surfaces to control dust and drainage.

(2) Driveways serving detached single-family residential lots shall not exceed 40 percent of the lot width at the required front yard setback, but in no case shall exceed 36 feet in width; and where the driveway meets the street curb, the driveway shall be no wider than 24 feet. In cases where a driveway exceeds 24 feet at the street right-of-way, the driveway width

within such right-of-way (boulevard) shall not extend beyond a diagonal line connecting the point where such driveway meets the right-of-way to the point where it meets the curb. In addition to the above, one 12 foot x 20 foot hard surfaced area for vehicular turnaround shall be permitted in the front yard. The intent of these driveway regulations is to provide for off-street parking in driveways and convenient access to garages, but also to limit the amount of driveway surface in relation to the front yard area in order to preserve reasonable "curb appeal" and neighborhood attractiveness.

(3) Parking of vehicles shall be prohibited in the front yard, as defined in Section 15 of the Zoning Code, of detached single-family residential lots, except on a hard surface driveway.

(4) No more than four vehicles shall be permitted to be parked in the front yard of each detached single-family residential lot within the R1 (Low Density Residence) zoning district, including passenger automobiles, vans and trucks, commercially licensed vehicles or trailers, and recreational vehicles.

(5) Only one commercially licensed vehicle shall be permitted per lot. Commercially licensed vehicles or trailers over one ton capacity shall be permitted to be parked on a residential lot only when loading, unloading, or rendering a service.

(6) Recreational vehicles including, but not limited to, motor homes, travel trailers, pickups with slip-in campers, boats, motorcycles, snowmobiles, except that only one such vehicle over 30 feet in length shall be permitted per lot.

(e) Violation, petty misdemeanor: Any violation of Subsection (b) hereof shall constitute a petty misdemeanor. (Ord. No.344, Secs. 1-4, 3/7/83) (Ord. No. 758 Sec. 26/12-29-03)

Section 27. Stopping, parking on west side of Chestnut Street.

No person shall stop, stand or park a vehicle as defined in Minnesota Statutes, Section 169.01 , Subdivision 2, on the following streets or portions thereof:

(a) On the west side of Chestnut Street (also known as Minnesota Trunk Highway #41) from its intersection with T.H. 212, thence southerly to its intersection with the Minnesota River. (Ord. No.390, Sec. 3, 2/3/86)

Sections 28 through 32. Reserved.

DIVISION 2. WINTER PARKING

Section 33. Parking so as to impede snow removal prohibited.

No vehicle shall be operated or parked in a manner or place that obstructs or impedes the City Street Department in clearing or removing snow from the City streets, alleys or parking lots. (Ord. No. 183, Sec. 1, 1/6/69)

Section 34. No parking signs.

No vehicle, except emergency vehicles, police cars or vehicles parked temporarily for the delivery of merchandise shall be allowed to park contrary to permanent or temporary

snow removal signs placed by the City Police Department or City Street Department. (Ord. No.183, Sec. 2, 1/6/69)

Section 35. Parking requirements during certain months of the year.

During the period of November 1st to April 1st inclusive, parking on the streets of the City of Chaska shall be permitted as follows:

Whenever snow accumulates on the City streets to a depth necessitating plowing and removal operations, and/or whenever a snow emergency has been declared to exist by the announcement of same by the Mayor or his designated representative on a local radio station broadcast, parking on all streets except as set forth in Section 36 of this chapter shall be permitted only as follows:

(a) On any even-numbered day of the month, on that side of the street adjacent to buildings bearing even-numbered street addresses;

(b) On any odd-numbered day of the month, on that side of the street adjacent to buildings bearing odd-numbered street addresses.

For purpose of this section, the calendar date before midnight shall apply until 8:00 a.m. of the following morning. (Ord. No.183, Sec. 3, 1/6/69; Ord. No.244, Sec. 2, 2/7/77)

Section 36. Provisions not applicable to business district.

The provisions of Section 35 of this chapter shall not apply to the streets in the business district. (Ord. No.183, Sec. 4, 1/6/69)

Section 37. Depositing snow from private property on public property.

(a) No snow shall be removed from private property and subsequently deposited on a public street, park or parking area.

(b) It shall be the responsibility of the property owner to remove snow from private property. (Ord. No.183, Sec. 5, 1/6/69)

Section 38. Reserved.

Section 39. Towing away of vehicles in violation of division.

(a) In addition to any fine as set forth in Section 08(a) of Chapter 1, any vehicle which shall be parked or standing in violation of this division may be summarily removed without notice to the owner or operator by officers of the City Police Department or by persons employed or designated by them, and stored in any appropriate place. All necessary costs and expense of towing, removing and storage of such vehicles shall be first paid to the person or persons designated by the Police Department by the persons claiming the vehicles before release of same.

(b) The City, its agent or its employees, shall not be responsible for any damage to such vehicles removed in accordance with the provisions of this division. (Ord. No.183, Sec. 6, 1/6/69)

DIVISION 3. VEHICLES FOR SALE

Section 40. Purpose.

In order to preserve civic beauty, to assure public health, safety, and welfare by preventing congestion and traffic hazards, to prevent unauthorized use and trespass on vacant property, and to prevent damage and erosion problems associated with off-road

vehicle travel on unimproved surfaces, it is necessary to regulate the individual sales of vehicles within the City.

Section 41. Display for sale prohibited.

No person, business, association or corporation shall store, display or park, or allow the storage, display or parking of an individual vehicle for the purpose of displaying on or near it a sign indicating a phone number, address, or other identifying information, or a sign indicating that the vehicle is for sale, consignment, lease, trade or exchange as follows:

(a) Upon any public right-of-way, easement or any other public property; or

(b) Upon any private property unless the vehicle is stored, displayed, or parked on an improved hard surface designed and improved for vehicle travel and only if the vehicle is registered to the property owner or occupant of the property on which it is stored, displayed, or parked.

Section 42. Penalty.

Any person, business, association or corporation violating any provision of Division III, Article II, Chapter 14 of the Code of Ordinances shall be guilty of a petty misdemeanor and upon conviction shall be punished as provided in the Code of Ordinances, Chaska, Minnesota.

Section 43. Towing away of vehicles in violation of division.

(a) In addition to any fine as set forth in Section 30 of this chapter, any vehicle which shall be parked or standing in violation of this division may be summarily removed without notice to the owner or operator by officers of the City Police Department or by persons employed or designated by them, and stored in any appropriate place. All necessary costs and expense of towing, removing and storage of such vehicles shall be first paid to the person or persons designed by the Police Department by the persons claiming the vehicles before release of same.

(b) The City, its agent or its employees, shall not be responsible for any damage to such vehicles removed in accordance with the provisions of this division. (Ord. No.489, Sec. 1, 6/3/91)

Sections 44 through 50. Reserved.

ARTICLE III. ABANDONED VEHICLES

Section 51. Definitions.

For the purpose of this article the following words and phrases shall have the meanings ascribed to them:

Abandoned vehicles: Shall mean any vehicle as defined herein that has remained for a period of more than forty-eight (48) hours on public property illegally or lacking vital component parts, or has remained for a period of more than forty-eight (48) hours on private property without the consent of the person in control of such property or is in an inoperable condition such that it has no substantial potential further use consistent with its

usual functions unless it is kept in an enclosed garage or storage building. It shall also mean a motor vehicle voluntarily surrendered by its owner to and accepted by the City of Chaska or the Chaska City Police Department. Any motor vehicle coming into possession of the City or its Police Department by seizure, confiscation or other means and such vehicle has remained unclaimed after notice to the last registered owner hereinafter provided shall be deemed to have been abandoned. A classic car or pioneer car, as defined in Minnesota Statutes, Section 168.10, shall not be considered an abandoned vehicle within the meaning of this article.

Official garage: Shall mean a towing operator other than a City employee who has entered into a contract with the City to provide towing and/or storage services to the City.

Property: Shall mean any real property within the City, whether public or private, and shall include streets, alleys or highways.

Vehicle: Shall mean any machine as defined in Minnesota Statutes, Section 168.011 or 169.01, and shall include snowmobiles.

Vital component parts: Means those parts of a motor vehicle that are essential to the mechanical functioning of the vehicle, including but not limited to the motor, drive train and wheels. (Ord. No.190, Sec. 2, 10/27/69; Ord. No.272, Sec. 1, 12/4/78)

Section 52. Declaration of public nuisance.

The accumulation and storage of abandoned, wrecked, junked, partially dismantled or inoperative vehicles as defined herein within the City is hereby found to create an unsightly condition tending to reduce the value of private property, to invite plundering, to create fire hazards and to constitute an attractive nuisance creating a hazard to the health and safety of minors. The accumulation and outside storage of such vehicles are determined to be in the nature of rubbish, litter and unsightly debris and are hereby declared to constitute a public nuisance, which may be abated as provided herein or as provided under any other ordinance of the City or by the laws of the State. (Ord. No.190, Sec. 1, 10/27/69)

Section 53. Storage of abandoned, junked or dismantled vehicles prohibited.

(a) No person shall park, store or leave, or permit the parking, storing or leaving of any abandoned vehicle upon any property, including private property, within the City unless:

(1) Such vehicle is so stored or parked on private property in connection with a duly licensed or authorized business or commercial enterprise, operated and conducted pursuant to law when such parking or storing of vehicles is necessary to the operation of the business or commercial enterprise; or

(2) Such vehicle is completely enclosed within a building; or

(3) Such vehicle is stored or parked on private property of the owner thereof, or a member of his family, for the purpose of making repairs thereto; provided that at all times while said vehicle is so stored at least one-half (1/2) of the total number of wheels of said vehicle are in contact with the ground and only one (1) such vehicle shall be so stored or maintained at anyone time.

(b) In the event of a vehicle stored as provided in paragraph (3) above, said vehicle may be so stored for a period not to exceed twenty-one (21) days, at which

time the vehicle shall be deemed abandoned. (Ord. No.190, Sec. 3,10/27/69; Ord. No.272, Sec. 2, 12/4/78)

Section 54. Abandonment of motor vehicle deemed misdemeanor; impoundment authorized; procedure.

(a) Any person who abandons a motor vehicle on any public or private property without the consent of the person in control of such property is guilty of a misdemeanor; and, the City of Chaska may take into custody or impound any abandoned motor vehicle.

(b) Whenever any member of the Police Department or person authorized by the Chief of Police shall cause (to be removed) or remove any vehicle pursuant to the provisions of the Code of Ordinances he shall accomplish such removal by requesting a tow and storage from the "official garage." (Ord. No. 272, Sec. 3, 12/4/78)

Section 55. Notice to owner of abandoned vehicle, owner of real property prior to public sale; proceeds of sale.

(a) Whenever it shall appear that a violation of the provisions of this article exists and whenever the motor vehicle involved does not fall within the provisions of Section 56 of this chapter, the City Clerk, Police Chief, or other police officer shall, when said vehicle is on public property, give written notice to the last known registered owner thereof at his/her address, which notice shall state whether or not said vehicle is abandoned, and if not abandoned the same will have ten (10) days from date of the notice, and the manner in which said vehicle may be reclaimed. In the event said vehicle is on private property the same type notice shall be given but in addition to the last registered owner, the owner of the property shall also be given notice.

(b) Any abandoned vehicle which has been in the possession of the City for thirty (30) days or more and remains unclaimed by the registered owner thereof may be disposed of by the Chief of Police by public auction or sale.

(c) Published notice shall be given in the official newspaper at least ten (10) days prior to the sale and the last registered owner shall also be given mailed notice thereof at least ten (10) days prior to said sale. The vehicle shall be sold to the highest bidder.

(d) The proceeds received from the sale of any such vehicle sold pursuant to the terms hereof shall be deposited in the general fund.

(e) In the event the owner of any vehicle sold pursuant to the terms of this article makes application with the Chief of Police within six (6) months from the date of sale and produces proof of ownership, the proceeds of said sale less costs incurred on behalf of the City shall be reimbursed to him. (Ord. No.190, Sec. 4, 10/27/69; Ord. No.272, Sec. 4, 12/4/78)

Section 56. Removal and sale without notice.

When an abandoned motor vehicle is more than seven (7) model years of age, is lacking vital component parts and does not display a license plate currently valid in Minnesota or any other State or foreign country, it shall immediately be eligible for sale at

public auction, and shall not be subject to the notification provisions of Section 55 of this chapter .

Section 57. Entry upon private property for removal or abatement.

(a) Any person, at the direction of the City Clerk, Police Chief or any other police officer of the City, is hereby expressly authorized to enter upon private property for the purpose of enforcing the provisions of this article.

(b) It shall be unlawful for any person to interfere, hinder or refuse to allow such person so authorized to enter upon private property for the purpose of enforcing this article. (Ord. No.190, Sec. 7, 10/27/69)

Section 58. Authority of City to contract towing service; fees to be specified.

The City may enter into a contract on behalf of the City with any person, firm or corporation who will obtain or provide adequate facilities to handle the tows and the storage of vehicles requested by the City. Such contract shall provide the fees, which fees shall not be exceeded in any case involving the tow or storage requested by the City. (Ord. No.272, Sec. 5(a), 12/4/78)

Section 59. Towing service to file bond.

Every towing operator to whom a contract is awarded for towing and storage shall, upon the execution of such contract, file with the City Clerk of the City of Chaska a bond, approved by the City Attorney, in such amount as may be determined by the City Council. (Ord. No.272, Sec. 5(b), 12/4/78)

Sections 60 through 70. Reserved.

ARTICLE IV. BICYCLES

Section 71. Traffic laws apply.

Each person riding a bicycle within the City shall be granted all of the rights and shall be subject to all of the rules, regulations and duties applicable to the driver of a vehicle, in this City, except as to special regulations and except as to those provisions which by their nature can have no application. (Ord. No. ' 119, Sec.1, 8/4/41)

Section 72. Riding on sidewalk within business district prohibited; pedestrians to have right-of-way in other districts.

No person shall ride a bicycle upon a sidewalk within a business district. Whenever any person is riding a bicycle upon a sidewalk in any other district, such person shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian.

Section 73. Operation of bicycles in Public Square restricted.

No bicycle shall be operated in the Public Square (Block 28 of the City) except upon the sidewalk running around the perimeter of said park, during the time band concerts or other public functions are being conducted or held in said park. (Ord. No.204, Sec. 2, 5/1/72)

Section 74. Use of bicycle paths required.

Whenever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use such path and shall not use the roadway.

Section 75. Duty to keep to right.

Every person operating a bicycle upon a roadway shall ride as near to the right side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction. (Ord. No.119, Sec. 3, 8/4/41)

Section 76. Manner of riding.

A person propelling a bicycle shall not ride other than upon or astride a permanent and regular seat attached thereto. (Ord. No.199, Sec. 4, 8/4/41)

Section 77. Number of riders restricted.

No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped. (Ord. No.119, Sec. 4, 8/4/41)

Section 78. Riding abreast restricted.

Persons riding bicycles upon a roadway shall not ride more than two (2) abreast, except on paths or parts of roadways set aside for the exclusive use of bicycles. (Ord. No.119, Sec. 2, 8/4/41)

Section 79. Carrying articles.

No person operating a bicycle shall carry any package, bundle or article which prevents the driver from keeping at least one (1) hand upon the handlebars.

Section 80. Hitching rides.

No person riding upon any bicycle, coaster, roller skates, sled or toy vehicle shall attach the same or himself to any motorized vehicle upon a roadway.

Section 81. Lighting and brake equipment.

(a) Every bicycle when in use at nighttime shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least five hundred (500) feet and with a red reflector on the rear of a type approved by the Department of Public Safety which is visible from all distances from fifty (50) feet to three hundred (300) feet to the rear when directly in front of lawful upper beams of head lamps on a motor vehicle. A lamp emitting a red light visible from a distance of five hundred (500) feet to the rear may be used in addition to the red reflector.

(b) Every bicycle shall be equipped with a brake which will enable the operator to make the braked wheels skid on dry, level, clean pavement. (Ord. No.119, Sec. 5, 8/4/41)

Sections 82 through 95. Reserved.

ARTICLE V. MOTORIZED GOLF CARTS

Operation and Regulation of motorized golf carts: Persons who are physically handicapped as defined in Minnesota Statutes, Section 169.345, Subdivision 2, are

authorized to operate motorized golf carts on designated roadways or portions thereof within the City.

Section 96. Permit required.

No person shall operate a motorized golf cart without obtaining a permit from the City Clerk's office.

Section 97. Application.

Every application for a permit shall be made on a form supplied by the City and shall contain the following information:

- (a) Date.
- (b) The name, address and phone number of the applicant.
- (c) The nature of the applicant's physical handicap.
- (d) The roadways or portion thereof on which the motorized golf cart will be operated.
- (e) The time of operation of the motorized golf cart.
- (f) Such other information as the City may require.

Section 98. Permit.

(a) *Term of Permit.* Permits shall be granted for a period not to exceed one year and may be renewed annually.

(b) *Condition of Permit.* No permit shall be granted unless the following conditions are met:

- (1) The applicant must demonstrate that he is a physically handicapped person as defined in Minnesota Statutes, Section 169.345, Subdivision 2.
- (2) The applicant must submit a certificate signed by a physician that the applicant is able to safely operate a motorized golf cart on the roadways designated.
- (3) The applicant must provide evidence of insurance in compliance with the provisions of Minnesota Statutes, Section 658.482, Subdivision 5.

Section 99. Designation of roadways.

The following roadways are designated for use of motorized golf carts as authorized in this Ordinance:

First Street, Second Street, Third Street, Fourth Street and Fifth Street from Beech Street westerly to Spruce Street; Beech Street, Maple Street, Ash Street, Oak Street, Walnut Street, Pine Street, Cedar Street, Elm Street, Hickory Street and Spruce Street from First Street northerly to Fifth Street. Stoughton Avenue from Beech Street at the intersection with Fourth Street to T.H. 212.

Section 100. Crossing intersection highways.

The operator of a motorized golf cart shall cross T.H. 41 and T.H. 212 at any signalized intersection with the exception of the T.H. 41 and T.H. 212 intersection.

Section 101. Times of operation.

Motorized golf carts may only be operated on designated roadways from sunrise to sunset. They shall not be operated in inclement weather or when visibility is impaired by weather, smoke, fog or other conditions, or at any time when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of 500 feet.

Section 102. Slow moving vehicle emblem.

Motorized golf carts shall display the slow moving vehicle emblem provided for in Minnesota Statutes, Section 169.522, when operated on designated roadways.

Section 103. Application of traffic laws.

Every person operating a motorized golf can under permit on designated roadways has all the rights and duties applicable to the driver of any other vehicle under the provisions of Chapter 169 of Minnesota Statutes, except when those provisions cannot reasonably be applied to motorized golf cans and except as otherwise specifically provided in Minnesota Statutes, Sections 169.045, Subdivision 7.

Section 104. Suspension or revocation of permits.

The City Council may suspend or revoke a permit granted hereunder upon a finding that the holder thereof has violated any of the provisions of this Section or Chapter 169 of Minnesota Statutes, or if there is evidence that the permittee cannot safely operate the motorized golf can on the designated roadways.

Section 105. Penalty.

Any person violating any of the provisions of this Section shall be guilty of a petty misdemeanor. (Ord. No.398, Secs. 1-12,5/5/86)

Sections 106 through 120. Reserved.

ARTICLE VI. SKATEBOARDS, ROLLER SKATES, IN-LINE SKATES, ROLLER SKIS

Section 121. Purpose.

The purpose of this Ordinance is to protect the public health and safety arising out of the use of skateboards, in-line skates, roller skates and roller skis within the City of Chaska. The City Council of the City of Chaska finds that there are certain public streets and public property wherein the operation and use of skateboards, in-line skates, roller skates and roller skis create an unnecessary potential danger to either the users of such devices or the general public; and that the use of said devices in an improper manner may cause destruction of property.

Section 122. Definition.

ROLLER DEVICE shall mean any of the following devices:

(a) Roller skates and in-line skates means a shoe with wheels attached or a device with wheels which is designed to be attached to a shoe.

(b) Skateboard means a wheeled self-propelled and manually propelled device to transport a rider which device is not otherwise secured to the rider's feet or shoes.

(c) Roller skis means a pair of skis platformed with wheels attached which is intended to simulate skiing.

Section 123. Prohibition.

It shall be unlawful for any person to ride or propel himself/herself upon a roller device as defined herein in or on the following areas in the City of Chaska:

(a) On the following streets, roads or highways:

Trunk Highway 212, T.H. 41, County Road 17, County Road 18, Jonathan Boulevard South, Hundertmark Road, Engler Boulevard, Victoria Way (County Road 11), Crosstown Boulevard, Bavaria Road, Cardinal Street from Victoria Way to T.H. 41, Walnut Street from T.H. 41 to its intersection with T.H. 212.

(b) On any public street, alley, sidewalk or other public property within the following area, same being the downtown business area:

Commencing at the intersection of the south right-of-way line of T .H. 212 with the east line of the sidewalk along the east side of Walnut Street; thence southerly of the east line of said sidewalk to its intersection with the north right-of-way line of First Street, thence west along the north right-of-way line of First Street to its intersection with the west line of the sidewalk along the west side of Pine Street; thence north along the west side of the sidewalk along Pine Street to its intersection with the south right-of-way line of T.H. 212; thence along the south right-of-way line of T.H. 212; to point of beginning.

Section 124. Observation of rules of the road.

Any person who is using any roller device on any of the streets or roadways within the City which are not specified above as prohibited must observe the same rules of the road as required of bicycles pursuant to Minnesota Statutes, Chapter 169.222.

Section 125. Future description of prohibited area.

Any person who is using any roller device on any of the streets or roadways within the City which are not specified above as prohibited must observe the same rules of the road as required of bicycles pursuant to Minnesota Statutes, Chapter 169.222.

Section 126. Violation.

Any person who violates any provisions of this Ordinance shall be guilty of a petty misdemeanor.