

ORDINANCE NO.: 2020-XX

**CITY OF OTSEGO
COUNTY OF WRIGHT, MINNESOTA**

**AN ORDINANCE AMENDING THE CITY CODE REGARDING USE OF
RECREATIONAL VEHICLES AND SPECIALIZED VEHICLES.**

THE CITY COUNCIL OF THE CITY OF OTSEGO DOES HEREBY ORDAIN:

Section 1. Section 7-3-1 of the City Code (Snowmobiles and Other Recreational Vehicles - Definitions) is hereby amended to read as follows:

7-3-1: INTENT: It is the intent of this chapter to supplement Minnesota Statutes sections 84.81 through 84.88 and chapter 169 with respect to operation of snowmobiles, and Minnesota Statutes sections 84.787 through 84.8045 and sections 84.92 through 84.928 with respect to recreational motor vehicles, and Minnesota Statutes 169.045 with respect to special vehicle use on roadways.

Section 2. Section 7-3-2 of the City Code (Snowmobiles and Other Recreational Vehicles - Definitions) is hereby amended to include the following definitions:

ALL TERRAIN VEHICLE: A motorized vehicle, includes a class 1 all-terrain vehicle defined by Minnesota Statutes 84.92, Subd. 9 and class 2 all-terrain vehicle defined by Minnesota Statutes 84.92 Subd. 10, but not including a golf cart, mini-truck, dune buggy, or go-cart or a vehicle designed and used specifically for lawn maintenance, agriculture, logging, or mining purposes, with

- A. Not less than three (3), but not more than six (6) low pressure or non-pneumatic tires;
- B. A total dry weight of two thousand (2,000) pounds or less; and
- C. A total width from outside of tire rim to outside of tire rim that is sixty five (65) inches or less.

NEIGHBORHOOD ELECTRIC VEHICLE: An electrically powered motor vehicle that has three or four wheels, and has a speed attainable in one mile of at least 20 miles per hour but not more than 25 miles per hour on a paved level surface.

OFF-HIGHWAY MOTORCYCLE: A motorized, off-highway vehicle traveling on two (2) wheels

and having a seat or saddle designed to be straddled by the operator and handlebars for steering control, not including a vehicle that is registered under Minnesota Statutes chapter 168 for highway use if it is also used for off-highway operation on trails or unimproved terrain.

UTILITY TASK VEHICLE: A side-by-side, four-wheel drive, off-road vehicle that has four (4) or six (6) wheels, is propelled by an internal combustion engine with a piston displacement capacity of one thousand two hundred (1,200) cubic centimeters or less, and has a total dry weight of one thousand eight hundred (1,800) but less than two thousand (2,600) pounds.

Section 2. Title 7-3-4 City Code (Snowmobiles and Other Recreational Vehicles - Recreational Vehicles) is hereby repealed and amended to read as follows:

7-3-4: RECREATIONAL MOTOR VEHICLES:

~~**7-3-4-1: PROHIBITED CONDITIONS AND OPERATIONS WITHIN DESIGNATED AREAS:** Recreational motor vehicles may not be operated in designated areas except on private property with the owner's written permission between the hours of eight o'clock (8:00) A.M. and ten o'clock (10:00) P.M.~~

~~**7-3-4-2: PROHIBITED CONDITIONS AND OPERATIONS OUTSIDE DESIGNATED AREAS.** All Minnesota State laws regarding prohibited conditions and operations apply to recreational motor vehicles used outside designated areas.~~

~~**7-3-4-3: REQUIRED EQUIPMENT:** All Minnesota State safety and required equipment laws apply to recreational motor vehicles.~~

7-3-4: RECREATIONAL MOTOR VEHICLES AND SPECIAL VEHICLES OTHER THAN SNOWMOBILES:

A. Within Designated Areas:

1. Recreational motor vehicles as defined by this Chapter, including all-terrain vehicles, utility task vehicles, neighborhood electric vehicles, motorized golf carts, and off-road motorcycles, may not be operated in designated areas except on private property with the owner's written permission between the hours of eight o'clock (8:00) A.M. and ten o'clock (10:00) P.M.

B. Outside Designated Areas:

1. All terrain vehicles may be operated upon public rights-of-way in accordance with Minnesota Statutes 84.928.
2. Except as provided by Section 7-3-4.B.1 of this Chapter, recreational vehicles, including utility task vehicles, neighborhood electric vehicles, motorized golf carts, and off-road motorcycles, may only be operated on private property with

the owner's written permission between the hours of eight o'clock (8:00) A.M. and ten o'clock (10:00) P.M.

C. Operation of recreational vehicles or special vehicles upon City streets as allowed by this section shall require all equipment specified by Minnesota Statutes for the applicable vehicle type.

Section 3. Title 7-3-5 City Code (Snowmobiles and Other Recreational Vehicles - Exceptions) is hereby amended to add the following provision:

C. The City of Otsego may operate utility task vehicles upon all public rights-of-way in accordance with Minnesota Statutes 169.045.

Section 4. Title 7-3-7 City Code (Snowmobile Designated Areas) is hereby amended to read as following and revise the map of designated areas as shown on Exhibit A attached hereto:

7-3-7: ~~SNOWMOBILE~~ DESIGNATED AREAS:

Section 5. This Ordinance shall become effective immediately upon its passage and publication.

**MOTION BY:
SECOND BY:
ALL IN FAVOR:
THOSE OPPOSED:**

ADOPTED by the City Council of the City of Otsego this 26th day of October, 2020.

CITY OF OTSEGO

BY: _____
Jessica L. Stockamp, Mayor

ATTEST: _____

Tami Loff, City Clerk