

**ORDINANCE 2020-103**

**AN ORDINANCE OF THE  
MINNEAPOLIS PARK & RECREATION BOARD**

Repealing Specific Ordinances of the Minneapolis Park and Recreation Board Code of Ordinances that Are Superseded by Minnesota State Law

The Park and Recreation Board of the City of Minneapolis does ordain as follows:

Section 1. That the Minneapolis Park and Recreation Board repeal the following ordinances of the MPRB Code of Ordinances:

~~PB9 5. Obedience to police.~~

~~No person shall willfully fail or refuse to comply with any lawful order or direction of any police officer invested by law with authority to direct, control or regulate traffic.~~

~~PB9 33. Driving under influence of alcohol or drugs.~~

~~None of the following persons shall drive, operate or be in actual physical control of any vehicle on any parkway or road under the jurisdiction and control of the park and recreation board:~~

~~(a)A person who is under the influence of an alcoholic beverage or narcotic drug;(b)A person who is an habitual user of narcotic drugs;(c)A person who is under the influence of a combination of the elements named in (a) and (b).~~

~~PB9 35. Penalty for driving under the influence.~~

~~(a) Every person convicted of a violation of section PB9 33 when such violation is found to be the proximate cause of grievous bodily injury or death to another person, shall be punished by imprisonment for not less than sixty (60) days nor more than ninety (90) days.~~

~~(b)Every person who is convicted of a violation of section PB9 33 within three (3) years of any previous conviction under the same section shall be punished by imprisonment for not less than ten (10) nor more than ninety (90) days. Whenever a person is charged with a violation of section PB9 33 within three (3) years of a previous conviction thereunder, and he shall forfeit his bail, the prosecuting officer shall immediately apply to the court for a bench warrant, and thereupon the court shall issue a warrant for the arrest of the accused.~~

~~PB9 36. — Evidence from chemical tests.~~

~~Upon the trial of any prosecution arising out of acts alleged to have been committed by any person arrested for driving, operating or being in actual physical control of a motor vehicle while under the influence of an alcoholic beverage, the court may admit evidence of the amount of alcohol in the person's blood taken voluntarily within two (2) hours of the time of the offense as shown by a medical or chemical analysis of his breath, blood, urine or saliva.~~

~~(a) Evidence that there was at the time 0.05% or less by weight of alcohol in the person's blood is prima facie evidence that such person was not under the influence of an alcoholic beverage. (b) Evidence that there was at the time more than 0.05% and less than 0.15% by weight of alcohol in the person's blood is relevant evidence, but it is not to be given prima facie effect in indicating whether or not the person was under the influence of an alcoholic beverage. (c) Evidence that there was at the time 0.15% or more by weight of alcohol in the person's blood may be admitted as prima facie evidence that the person was under the influence of an alcoholic beverage.~~

~~In the event of a breath, saliva or urine test, the percentages above shall be increased by twenty (20) per cent.~~

~~The foregoing provisions shall not limit the introduction of any other competent evidence bearing upon the question of whether or not such person was under the influence of an alcoholic beverage.~~

~~The refusal of the defendant to permit a chemical analysis to be made of his blood, breath, urine or other bodily substance at the time of his arrest shall not be admissible in evidence against him upon trial.~~

~~PB9 51. — Safe speed required.~~

~~No person shall drive a vehicle on a parkway or highway at a speed greater than is reasonable and prudent under the conditions and having regard to the actual and potential hazards then existing. In every event speed shall be so restricted as may be necessary in order to avoid colliding with any person, vehicle or other conveyance on or entering the highway in compliance with legal requirements and the duty of all persons to use due care.~~

~~PB9 96. — Manner and number riding.~~

~~(a) A person propelling a bicycle shall not ride other than upon or astride a permanent and~~

~~regular seat attached thereto.~~

~~(b) No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped.~~

~~PB9 100. Carrying articles.~~

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

~~PB9 101. Lighting equipment.~~

~~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 an approved type which is visible from all distances from fifty (50) 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.~~

~~PB9 102. Brake equipment.~~

~~Every bicycle shall be equipped with a brake which will enable the operator to make the braked wheels skid on dry, level, clean pavement.~~

~~PB9 103. Audible bell warning equipment.~~

~~Every bicycle shall be equipped with a bell device in good working order and capable of emitting sound audible under normal conditions from a distance of not less than fifty (50) feet, but no bell device or other warning device shall emit an unreasonably loud or harsh sound or a whistle. The rider of bicycle shall, when reasonably necessary to insure safe operation, give audible warning with the bell device, but shall not otherwise use such bell device.~~

~~PB9 172. Hitching or towing.~~

~~No driver of any vehicle shall tow behind or on the side or push in front of it any toboggan, sled, ice skates, roller skates, bicycle, coaster, toy vehicle or any other sliding or coasting device, nor permit any person riding in or upon such device to attach same or himself to said vehicle, nor permit any person to board or alight from nor hang onto said vehicle when in motion. Persons~~

~~riding in or upon said devices or vehicles in violation of this section are equally guilty as the driver.~~

~~PB9-174. Soliciting rides.~~

~~No person shall stand in a roadway or upon a parkway for the purpose of soliciting rides from the driver of any private vehicle.~~

~~PB9-177. Funeral processions.~~

~~Whenever any funeral procession identifies itself by using regular lights or markers on all cars and by keeping all cars in close formation, the driver of every other vehicle, except emergency vehicles, shall yield the right of way thereto. Such funeral processions shall have such right of way regardless of directions indicated on traffic control devices.~~

Section 2. That this Ordinance shall take effect and be in force from and after its publication.

Passed and adopted on this 5th day of August 2020

/s/ Jono Cowgill  
Jono Cowgill, President

Approved:

/s/ Jennifer Ringold  
Jennifer B. Ringold, Secretary

/s/ Jacob Frey  
Jacob Frey, Mayor