



City of Blaine

Blaine City Hall

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10801 Town Sq Dr NE

Blaine MN 55449

Ordinance: ORD 19-2433

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SECOND READING

CHAPTER 82 - TRAFFIC AND VEHICLE OF THE CODE OF ORDINANCES OF THE CITY OF BLAINE

Signed by

Tom Ryan, Mayor

Date

Attest by

Catherine Sorensen, CMC, City Clerk

Date

AMENDING CHAPTER 82 - TRAFFIC AND VEHICLES OF THE CODE OF ORDINANCES OF THE CITY OF BLAINE

ARTICLE I. - IN GENERAL

Sec. 82-1. - Purpose

In order to preserve civic beauty, to ensure 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 traffic and vehicles within the city.

City code reference—Blaine Zoning Ordinance Part III – Chapter 33 Performance Standards.

Sec. 82-~~[1]~~ 2. - Violation of statutes adopted by reference.

Any violation of the statutes adopted by reference in this chapter is a violation of this Code when the violation occurs within the city. Any person violating any provision of such statutes shall be guilty of ~~[a misdemeanor or]~~ a petty misdemeanor unless where otherwise referenced as a misdemeanor and shall be subject to the sanctions set forth in the applicable statutes adopted in this chapter by reference.

(Code 1963, § 1.05; Code 1980, § 19-4; Ord. No. 359, 4-18-1974)

~~[Sec. 82-2.—Adoption of Highway Traffic Regulation Act by reference.~~

~~The regulatory provisions of Minn. Stat. ch. 169 are hereby adopted as a traffic ordinance regulating the use of highways, streets and alleys within the city and are hereby incorporated in and made a part of this Code as completely as if set out in this section in full.~~

~~(Code 1963, §§ 1.01, 6A.06; Code 1980, § 19-1; Ord. No. 315, 8-16-1973; Ord. No. 359, 4-18-1974)~~

State Law reference—~~Adoption by reference, Minn. Stat. § 471.62.~~

~~Sec. 82-3.—Adoption of driver's license law by reference.~~

~~The regulatory provisions of Minn. Stat. ch. 171 are hereby adopted as an ordinance regulating licenses and permits of drivers of motor vehicles used on the highways, streets and alleys within the city and are hereby incorporated in and made a part of this Code as completely as if set out in this section in full.~~

~~(Code 1963, §§ 1.03, 6A-08; Code 1980, § 19-2; Ord. No. 315, 8-16-1973)~~

State Law reference—~~Adoption by reference, Minn. Stat. § 471.62]~~

Sec. 82-3. - Adoption of state law by reference.

The provisions of Minn. Stat. Chapters 84 Department of Natural Resources; 168 Vehicle Registration, Taxation, Sale; 169 Traffic Regulations, 169A Driving While Impaired, and 171 Driver's Licenses and Training Schools as they may be amended from time to time, with reference to the definition of terms and all other matters pertaining to traffic regulations and the Highway Traffic Regulation Act are hereby adopted by reference and are made a part of this article as if set out in full. It is the intention of the city council that all future amendments to the above-referenced Minn. Stat. are hereby adopted by reference or referenced and incorporated in as per Minn. Stat. 471.62 and made part of this Code as completely as if set out in this section in full and as if they had been in existence at the time this article is adopted.

~~[Sec. 82-4. — Adoption of motor vehicle registration law by reference.~~

~~The regulatory provisions of Minn. Stat. ch. 168 are hereby adopted as an ordinance regulating the registration and use of motor vehicles over the highways, streets and alleys within the city and are hereby incorporated in and made a part of this Code as completely as if set out in this section in full.~~

~~(Code 1963, §§ 1.04, 6A.05; Code 1980, § 19-3; Ord. No. 315, 8-16-1973)~~

State Law reference — Adoption by reference, Minn. Stat. § 471.62.]

Sec. 82-[5] 4. - Location of stop and yield signs.

Stop and yield signs shall be placed and maintained at locations specified by ordinances and resolutions of the council, which ordinances and resolutions are on file in the office of the city clerk.

(Code 1980, § 19-5)

~~[State Law reference — Authority to place stop or yield signs, Minn. Stat. § 169.04(a)(5).]~~

Sec. 82-[6] 5. - Sales of vehicles on public and private property.

~~[In order to preserve civic beauty, to ensure 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.]~~ No person, business, association or corporation shall store, display or park, or allow the storage, display or parking of an individual vehicle which has displayed 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:

- (1) Upon any public property including public right-of-way and easements; or

- (2) 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 upon which it is stored, displayed, or parked.

(Code 1980, § 19-9; Ord. No. 86-944, 5-1-1986)

~~{Sec. 82-7. Placement of vehicles.~~

~~Except as expressly authorized in this Code, the placing of old railroad coaches, street cars, buses, construction trailers, etc. on any property in the municipality, improved or unimproved, will not be permitted.~~

~~{(Code 1963, § 37.77; Code 1980, § 6-15)}~~

Sec. 82-8 6. - Traffic commission—Establishment, membership, organization.

- (a) *Establishment.* There is hereby established for the city a traffic commission. The traffic commission is an advisory board to the city council. The traffic commission shall review neighborhood traffic concerns on local streets, define issues, review alternatives, look at costs, hold public hearings, and make recommendations to the city council.
- (b) *Membership.* The traffic commission shall be composed of seven members appointed for a term of two years, except that four members shall initially serve a term of three years and their successor shall serve a term of two years, and, thereafter, all members shall serve the prescribed two-year term. Terms for traffic commissioners shall expire in March of each year when a successor is qualified. Vacancies occurring at the end of a term or during a term shall be filled by mayoral appointment, which a majority of the entire city council shall confirm no less than ten days following written notice to the council of an appointment. Members may be removed by the mayor if the removal is confirmed by a majority vote of the entire city council. The mayor shall appoint a chair at large from among the members. At least two members must reside in each council election ward during the term of their appointment. Current members who move from the council election ward they were appointed to shall be allowed to complete their term with the approval of the mayor and the two councilmembers from the council election ward they moved from. Should a commissioner move outside the city their term shall end immediately.
- (c) *Organization.* The traffic commission shall adopt rules for the transaction of its business and such rules may include provisions for the giving of oaths to witnesses and the filing of written briefs by the parties. The commission shall provide a public record of its proceedings which include the minutes of its meetings, its findings, and action taken on each matter heard by it, including the final recommendation. The meetings of the traffic commission shall be held at the call of the chair and at such other times as the commission in its rules of procedure may specify.

([Ord. No. 16-2362](#), 8-18-2016)

Secs. 82-[9] 7—82-40. - Reserved.

ARTICLE II. - ADMINISTRATION AND ENFORCEMENT

DIVISION 1. - GENERALLY

Secs. 82-41—82-60. - Reserved.

DIVISION 2. - IMPOUNDMENT OF VEHICLES

Sec. 82-61. - Towing of illegally parked vehicles.

Any vehicle parked in violation of the city ordinances or in violation of the state law may be removed by towing at the direction of the city police to a suitable place for storage until claimed by the owner or agent of the owner. The owner or other person responsible for such parking of the vehicle shall be liable for the reasonable cost of such towing and storage upon conviction for such illegal parking. The city shall in no way be liable for any damage to any vehicle which has been ordered towed away.

(Code 1963, § 3.04; Code 1980, § 19-35; Ord. No. 91, 12-20-1963)

~~[State Law reference—Authority of police to tow certain vehicles, Minn. Stat. § 169.33.]~~

Sec. 82-62. - Release of motor vehicles from impoundment.

If a motor vehicle is impounded by a peace officer following the arrest or taking into custody of a driver ~~[for a violation of Minn. Stat. § 169A.20, or ordinance in conformity with it,]~~ the impounded vehicle shall only be released from impoundment:

- (1) To the registered owner, a person authorized by the registered owner, a lien owner of record, or a person who has purchased the vehicle from the registered owner, who provides proof of ownership of the vehicle, proof of valid state driving privileges, and proof of insurance required by law to cover the vehicle;
- (2) If the vehicle is subject to a rental or lease agreement, to a renter or lessee with valid state driving privileges who provides a copy of the rental or lease agreement and proof of insurance required by law to cover the vehicle; or
- (3) To an agent of a towing company authorized by the registered owner if the owner provides proof of ownership of the vehicle, and proof of insurance required by law to cover the vehicle.

(Code 1980, § 19-10; Ord. No. 93-1390, 7-15-1993)

Secs. 82-63—82-90. - Reserved.

ARTICLE III. - GENERAL RULES OF VEHICLE OPERATION

DIVISION 1. - GENERALLY

Sec. 82-91. - Unreasonable acceleration.

No person shall start or accelerate any motor vehicle with an 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 squealing or screeching sounds emitted by the tires or the throwing of sand, gravel, or other debris by the tires of such vehicle.

(Code 1963, § 1A.01; Code 1980, § 19-6; Ord. No. 418, 12-25-1974)

~~[Sec. 82-92. - Maximum vehicle weight on 109th Avenue.~~

~~No person shall operate a vehicle or combination of vehicles upon 109th Avenue in the city where the gross weight on any single axle as defined in Minn. Stat. § 169.825 exceeds 10,000 pounds.~~

~~(Ord. No. 15, 6-17-1955; Code 1963, § 2.01; Code 1980, § 19-7)]~~

Secs. 82-[93] 92—82-110. - Reserved.

DIVISION 2. - VEHICLE OPERATION ON CITY OR OTHER PUBLIC PROPERTY

~~[Sec. 82-111. - Definitions.~~

~~The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:~~

~~*Motor vehicle* means any self-propelled device for moving persons or property or pulling implements from one place to another, whether such device is operated on land, rails, water or in the air.~~

~~(Code 1963, § 103.01; Code 1980, § 19-20; Ord. No. 212, 11-20-1969)~~

Cross reference—Definitions generally, § 1-2.]

Sec. 82-[112] 111. - Operating vehicles in designated places only.

It shall be unlawful for any person to drive, park, or operate a motor vehicle upon any city property which has not been expressly designated for motor vehicle traffic, is not licensed for such use, or not permitted by ordinance unless part of a city-sponsored special event or other event/activity at city manager's discretion or their designee.

(Code 1963, § 103.02; Code 1980, § 19-21; Ord. No. 212, 11-20-1969; Ord. No. 86-942, 5-1-1986)

Sec. 82-[113] 112. - Damage to barricades.

It shall be unlawful for any person to remove, deface, or damage any such barricade, fence or obstruction erected for preventing motor vehicle traffic from passing over city roadways, city property including city park property, or state property.

(Code 1963, § 103.03; Code 1980, § 19-22; Ord. No. 212, 11-20-1969)

Secs. 82-[114] 113—82-150. - Reserved.

ARTICLE IV. - STOPPING, STANDING AND PARKING

Sec. 82-151. - General time limitation on leaving vehicle in public right-of-way.

(a) No owner of any vehicle or person in charge of any vehicle shall park or permit such vehicle to stand upon any highway, street, or alley in the city for more than 48 consecutive hours at any time. Any vehicle moved a distance of not more than three-tenths of a mile during this period shall be deemed to have remained stationary.

(b) From November 1 to April 1, no person shall park or permit to be parked any vehicle on any highway, street, or alley between the hours of 2:00 a.m. and 7:00 a.m. without an emergency parking permit issued by the city police department. Any vehicle parked in violation of this section may be removed as provided by section 82-61. The term "highway, street, or alley" shall be construed to mean the entire width of the right-of-way.

(Code 1963, § 3.01; Code 1980, § 19-30; Ord. No. 86-942, 5-1-1986; Ord. No. 87-1009, 2-19-1987; Ord. No. 88-1061, 2-4-1988)

Sec. 82-152. - Parking during snowfall.

It shall be unlawful to park or permit to be parked, or to continue to park or permit to stand, any vehicle upon any street after two inches or more of snowfall, until such time as the snow has been plowed from the street, curb to curb.

(Code 1963, § 3.02; Code 1980, § 19-31; Ord. No. 14-2297, 10-16-2014)

Editor's note— Ord. No. 14-2297, adopted October 16, 2014, amended § 82-152 to read as set out herein. Previously § 82-152 was titled time limitation on parking after commencement of snowfall.

~~[Sec. 82-153. — Parking in violation of sign.~~

~~No person in charge of any vehicle shall park or permit such vehicle to stand upon any highway, street, or alley in the city in violation of any temporary or permanent regulatory sign posted by the city.~~

~~(Code 1963, § 3.03; Code 1980, § 19-32)~~

State Law reference—~~Adoption by reference, Minn. Stat. § 471.62.]~~

Sec. 82-~~[154]~~ 153. - Truck parking in residential zones.

- (a) For the purposes of this chapter, definitions in Minn. Stat. § 168.011 shall be adopted by reference.
- (b) No trucks, farm trucks, semitrailers, special mobile equipment, truck tractors, farm implements or tractors, or trucks carrying or designed to carry explosive or flammable materials, buses, or vehicles exceeding gross vehicle capacity of 12,000 pounds shall be parked on public or private property in any residential district, except the farm residential and agriculturally zoned districts. Pickup trucks and vans rated under 12,000 gross vehicle capacity are exempt from this subsection.
- (c) This shall not prohibit recreational motor vehicles from parking, provided that the recreational motor vehicle is not used to display advertising or service.
- (d) This shall not prohibit vehicles, as described in subsection (b) of this section, from ~~[shortterm]~~ short term parking (two hours or less), actively loading, unloading or performing a service.
- (e) No auxiliary motors or engines on any vehicle shall be allowed to operate except when actively loading, unloading or performing a service.
- (f) No person shall allow a semitrailer to be parked unattached from a tractor unit for any length of time on any city street in the city except in an emergency in order to change tractors
- (g) Any person violating this provision shall be guilty of a misdemeanor and shall be subject to the sanctions set forth in the applicable statutes adopted in this chapter by reference.

(Code 1963, § 3.06; Code 1980, § 19-33; Ord. No. 521, 10-7-1976; Ord. No. 89-1164, 1-4-1990)

Sec. 82-~~[155]~~ 154. - Leaving vehicles on public park land at night.

No person shall park or leave standing any vehicle, as defined in Minn. Stat. § 169.01, or any snowmobile or recreational motor vehicle, as defined in this Code, in or upon any public park between the hours of 10:00 p.m. and 5:00 a.m. of the day following excluding parking with special event licenses.

(Code 1963, § 74.02; Code 1980, § 19-34; Ord. No. 596, 12-2-1978; Ord. No. 87-1038, 8-20-1987)

Cross reference— Parks and recreation, ch. 54.

~~[Sec. 82-156.—Parking so as to cause obstruction.~~

~~No person shall park or permit a vehicle to stand upon any highway, street or alley so as to:~~

- ~~(1) Cause a hazardous condition;~~
- ~~(2) Be more than 18 inches from the curb, or from the edge of the street or traveled portion of the right-of-way;~~

~~**State Law reference**—Parking near curb, Minn. Stat. § 169.35.~~

- ~~(3) Interfere with emergency vehicles;~~
- ~~(4) Obstruct the use of any public or private driveway; and~~
- ~~(5) Obstruct or interfere with the delivery or pickup of United States mail.~~

~~(Code 1980, § 19-36; Ord. No. 86-942, 5-1-1986)}~~

Sec. 82-155 Parking restrictions.

(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 feet of a fire hydrant;
- (5) on a crosswalk;
- (6) within 20 feet of a crosswalk at an intersection;
- (7) within 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 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 50 feet of the nearest rail of a railroad crossing;
- (10) within 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 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 edge 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;

(14) within a bicycle lane, except when posted signs permit parking; or

(15) at any place where official signs prohibit stopping or parking

(16) in a sign-posted fire lane

(17) in an alley

(18) on any boulevard or berm which has been curbed

(19) in front of a mailbox during the hours of 9:00 a.m. and 6:00 p.m., Monday through Saturday, in a manner which would prevent the distribution of mail by the United States Postal Service. Postal carriers must be able to drive into and out of the delivery area without backing up

(20) more than 12 inches from the curb, or from the edge of the street traveled portion of the right-of-way

(21) where parking may cause a hazard

(22) to interfere with emergency vehicles

(23) on private property unless on a paved surface as specified in Blaine Zoning Ordinance Section 33.14 – Performance Standards - Parking

(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 travel 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.

Sec. 82-156 Parking violations; penalty for owner or lessee:

(a) If a motor vehicle is stopped, standing, or parked in violation of Sec. 82-155, the owner of the vehicle, or for a leased motor vehicle the lessee of the vehicle, is guilty of a petty misdemeanor.

(b) The owner or lessee may not be fined under paragraph (a) if (1) another person is convicted for, or pleads guilty to, that violation, or (2) the motor vehicle was stolen at the time of the violation.

(c) Paragraph (a) does not apply to a lessor of a motor vehicle if the lessor keeps a record of the name and address of the lessee.

(d) Paragraph (a) does not prohibit or limit the prosecution of a motor vehicle operator for violating Sec. 82-155 subdivision 1.

(e) A violation under paragraph (a) does not constitute grounds for revocation or suspension of the owner's or lessee's driver's license.

Secs. 82-[157]157—82-190. - Reserved.

ARTICLE V. - SNOWMOBILES AND OTHER RECREATIONAL MOTOR VEHICLES

~~[Sec. 82-191. — Definitions.~~

~~The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:~~

~~*Ice sailboat* means an apparatus with runners having sails by means of which it is propelled.~~

~~*Laddie Lake* means that body of water which bears that name and is given the lake number 73-177 by the state department of natural resources lying within the county. A map thereof is on file in the office of the city clerk and attached to the original draft of Ordinance No. 83-781.~~

~~*Operate* means to ride in or on and control the operation of a snowmobile or recreational motor vehicle.~~

~~*Operator* means a person who operates or is in actual physical control of a snowmobile or recreational motor vehicle.~~

~~*Owner* means a person, other than a lienholder, having the property in or title to a snowmobile or recreational motor vehicle, entitled to the use or possession thereof.~~

~~*Person* means an individual, partnership, corporation or any body of persons, whether incorporated or formed into an association or not.~~

~~*Recreational motor vehicle* means any self-propelled vehicle and any vehicle propelled or drawn by a self-propelled vehicle used for recreational purposes including, but not limited to, trail bikes or other all terrain vehicles, hovercraft, or motor vehicles licensed for highway operation which is being used for off the road recreational purposes, but not including ice sailboats or snowmobiles.~~

~~Roadway means that portion of a highway or street which is improved, designed, or ordinarily used for vehicular travel.~~

~~Snowmobile means a self propelled vehicle steered by wheels, skis or runners designated for travel on snow or ice or on natural terrain.~~

~~Undeveloped area means any area wherein it is possible to operate a snowmobile farther than 100 feet from an occupied dwelling.~~

~~(Code 1963, §§ 6.01, 6A.01; Code 1980, § 19.40; Ord. No. 261, 3-4-1971; Ord. No. 315, 8-16-1973; Ord. No. 83-781, 1-20-1983)~~

Cross reference—Definitions generally, § 1-2.]

Sec. 82-[192] 191. - Operation of recreational motor vehicle; generally; permission of landowner.

(a) It is unlawful for any person to enter, operate, or stop a recreational motor vehicle:

(1) On publicly owned land and easements, including park property, playgrounds, and recreational areas and all bodies of water under the jurisdiction of the city, except where such areas are posted permitting recreational motor vehicles to operate on such property along, on or upon a city roadway;

~~[(2) On all public property, including streets, roadways, shoulders and public right of way, lying west of State Highway 65 between the north and south corporate limits of the city.~~

~~(3) On all public property, including streets, roadways, shoulders and public right of way, lying east of State Highway 65 between the north and south corporate limits of the city, which streets, roadways, shoulders and public right of way abut property zoned R-1 single family residence on either or both sides of the street, roadway, shoulder and public right of way;]~~

(4) Carelessly or heedlessly in disregard of the rights or the safety of others, or in a manner so as to endanger any person or property.

(b) No person shall enter, operate, or stop a recreational motor vehicle on lands not such person's own, except where otherwise allowed by law, without written permission of the owner, occupant, or lessee of such lands. Written permission may be given by a posted notice of any kind or description that the owner, occupant, or lessee prefers, so long as it specifies the kind of vehicles allowed, such as by saying "recreational motor vehicles allowed," "trailbikes allowed," or words substantially similar. Written permission other than posted notice shall be carried on the person of the operator of the recreational motor vehicle.

Any person violating this provision shall be guilty of a misdemeanor and shall be subject to the sanctions set forth in the applicable statutes adopted in this chapter by reference.

[State Law reference—Similar provisions, Minn. Stat. § 84.90, subd. 2.]

(Code 1963, § 6A.02; Code 1980, § 19-41; Ord. No. 315, 8-16-1973; Ord. No. 83-781, 1-20-1983; Ord. No. 86-927, 2-6-1986)

Sec. 82-[193] 192. - Destruction of signs; illegally posting.

It is unlawful for a person to post, mutilate or remove any notice or sign as provided in this chapter upon or from any lands or waters over which such person has no right, title, interest or license.

(Code 1963, § 6A.03; Code 1980, § 19-42; Ord. No. 315, 8-16-1973; Ord. No. 83-781, 1-20-1983)

[State Law reference]—Similar provisions, Minn. Stat. § 84.90, subd. 4.

~~Sec. 82-194. — Passage through gates or wires.~~

~~No person shall enter or leave lands of another with a recreational motor vehicle, ice sailboat or snowmobile, or pass from one portion of such lands to another portion, through a closed gate, without returning the gate to its original position. No person shall enter or leave the land of another with a recreational motor vehicle, ice sailboat or snowmobile by cutting any wire or tearing down or destroying any fence.~~

~~(Code 1963, § 6A.04; Code 1980, § 19-43; Ord. No. 315, 8-16-1973; Ord. No. 83-781, 1-20-1983)~~

State Law reference—Similar provisions, Minn. Stat. § 84.90, subd. 5.

~~Sec. 82-195. — Snowmobiles; operation regulations.~~

~~(a) — *General restrictions.* It shall be unlawful for any person to operate a snowmobile or for the owner to knowingly direct or permit the operation of any snowmobile within the city:~~

~~(1) — On the private property of another person without first securing the permission of the owner of such property or of the person entitled to possession and control of such property;~~

State Law reference—Similar provisions, Minn. Stat. § 84.90, subd. 2.

~~(2) — On publicly owned land and easements including park property, playgrounds, and recreational areas under the jurisdiction of the city, except where such areas are posted permitting snowmobiles to operate on such property;~~

State Law reference—Similar provisions, Minn. Stat. § 84.90, subd. 2.

~~(3) — On the boulevard of any roadway or in any residentially or commercially developed area, or any sidewalk, walkway or land designed for such use;~~

~~(4) — On Laddie Lake;~~

~~(5) — Directly across a city roadway unless:~~

~~a. — The operator is 18 years or more of age;~~

- b. ~~An operator who is 14 years or more of age and less than 18 years of age possesses a valid snowmobile safety certificate issued by the state commissioner of natural resources;~~
- c. ~~The crossing is made at an angle of approximately 90 degrees to the direction of the roadway and at a place where no obstruction prevents a quick and safe crossing;~~
- d. ~~The snowmobile is brought to a complete stop before crossing the roadway;~~
- e. ~~The driver yields the right of way to all oncoming traffic which constitutes an immediate hazard;~~

State Law reference— ~~Direct crossing of streets by snowmobiles, Minn. Stat. § 84.87, subd. 1(b); required snowmobile training, Minn. Stat. § 84.862.~~

- (6) ~~Along, on or upon a city roadway unless:~~
 - a. ~~The operator is 18 years or more of age;~~
 - b. ~~The operator who is less than 18 years of age and at least 16 years of age possesses a valid snowmobile safety certificate issued by the state commissioner of natural resources;~~
 - c. ~~The snowmobile is brought to a complete stop at each street intersection which it encounters;~~
 - d. ~~The snowmobile proceeds along the righthand side of the street in single file;~~
- (7) ~~Along, on or upon a city roadway while towing a toboggan, sled or similar device unless such device is equipped with a rigid V-type hitch;~~

State Law reference— ~~Required snowmobile training, Minn. Stat. § 84.862.~~

- (8) ~~Within the city between the hours of 10:00 p.m. and 7:00 a.m., except that it shall be lawful to operate a snowmobile until midnight on Friday, Saturday, and the eve preceding Thanksgiving, Christmas and New Years subject to the limitations of subsection (a)(9) of this section;~~
- (9) ~~Along, on or upon roadway or within 100 feet of any dwelling after 9:00 p.m., except that such operation is permitted after 9:00 p.m. (subject to the limitations of subsection (a)(8) of this section) for the sole purpose of leaving and returning to a place of residence provided that such travel is limited to the shortest practical route between residence and nearest undeveloped area, or between undeveloped areas;~~
- (10) ~~Along, on or upon a city roadway at a rate of speed greater than reasonable or proper under all surrounding circumstances, but under no condition in excess of 15 miles per hour;~~
- (11) ~~In a careless, reckless or negligent manner so as to endanger the person or property of another or to cause injury or damage thereto;~~

State Law reference— ~~Similar provisions, Minn. Stat. § 84.87, subd. 2(1).~~

- ~~(12) Without a lighted headlight when required for safety, such headlight having a minimum candlepower of sufficient intensity to reveal persons and vehicles at a distance of at least 100 feet ahead during hours of darkness under normal atmospheric conditions;~~

State Law reference—~~Lighting requirements for snowmobiles, Minn. Stat. § 84.87, subds. 1(c), 2(3).~~

- ~~(13) Without a lighted taillight being red in color and having a minimum candlepower of sufficient intensity to be plainly visible from a distance of 500 feet to the rear during hours of darkness under normal atmospheric conditions;~~

State Law reference—~~Lighting requirements for snowmobiles, Minn. Stat. § 84.87, subds. 1(c), 2(3).~~

- ~~(14) Without at least 16 square inches of reflector material mounted on each side of the snowmobile forward of the handle bars;~~

State Law reference—~~Reflector requirements for snowmobiles, Minn. Stat. § 84.87, subd. 1(c).~~

- ~~(15) Without brakes adequate to control the movement of and to stop and to hold the snowmobile under any conditions of operation;~~

State Law reference—~~Brake requirements for snowmobiles, Minn. Stat. § 84.87, subd. 1(c).~~

- ~~(16) Without a safety or so-called "dead man" throttle in operating condition. Such throttle is defined as a device which when pressure is removed from the accelerator or throttle, causes the motor to disengage from the driving track;~~

- ~~(17) Without a muffler in good working order which is in constant operation to prevent excessive or unusual noise, except for organized events as authorized by Minn. Stat. § 84.871. Such muffler shall meet the minimum requirements established by the state commissioner of natural resources. Alteration or excessive deterioration of the original equipment manufacturer provided muffler or exhaust pipe shall constitute a violation of this section;~~

- ~~(18) On all public property, including streets, roadways, shoulders and public right of way, lying west of State Highway 65 between the north and south corporate limits of the city;~~

- ~~(19) On all public property, including streets, roadways, shoulders and public right of way, lying east of State Highway 65 between the north and south corporate limits of the city, which streets, roadways, shoulders and public right of way abut property zoned R-1 single family residence on either or both sides of the street, roadway, shoulder and public right of way.~~

~~(b) Operation under the influence of alcohol or controlled substances.~~

- ~~(1) No owner or other person having charge or control of any snowmobile shall authorize or permit any individual the person knows or has reason to believe is under the influence of alcohol or a controlled substance or other substance to operate the snowmobile anywhere in this city or on the ice of any boundary water of this city.~~
- ~~(2) No owner or other person having charge or control of any snowmobile shall knowingly authorize or permit any person, who by reason of any physical or mental disability is incapable of operating the vehicle, to operate the snowmobile anywhere in this city or on the ice of any boundary water of this city.~~
- ~~(3) A person who operates or is in physical control of a snowmobile or all terrain vehicle anywhere in this city or on the ice of any boundary water of this city is subject to Minn. Stat. ch. 169A. In addition to the applicable sanctions under Minn. Stat. ch. 169A, a person who is convicted of violating Minn. Stat. § 169A.20 or an ordinance in conformity with it while operating a snowmobile, or who refuses to comply with a lawful request to submit to testing under Minn. Stat. §§ 169A.50–169A.53 or an ordinance in conformity with it, shall be prohibited from operating the snowmobile for a period of one year.~~
- ~~(4) Administrative and judicial review of the operating privileges prohibition is governed by Minn. Stat. § 97B.066, subds. 7–9, if the person does not have a prior impaired driving conviction or prior license revocation, as defined in Minn. Stat. § 169A.03. Otherwise, administrative and judicial review of the prohibition is governed by Minn. Stat. § 169A.53.~~
- ~~(5) The court shall promptly forward to the state copies of all convictions and criminal and civil sanctions imposed under this section and Minn. Stat. ch. 169 relating to snowmobiles.~~
- ~~(6) A person who violates subsection (b)(1) or (b)(2) of this section is guilty of a misdemeanor. A person who operates a snowmobile during the time period the person is prohibited from operating a vehicle under subsection (b)(3) of this section is guilty of a misdemeanor.~~

State Law reference—~~Similar provisions, Minn. Stat. § 84.91.~~

~~(Code 1963, § 6.02; Code 1980, § 19-44; Ord. No. 261, 3-4-1971; Ord. No. 83-781, 1-20-1983; Ord. No. 86-925, 2-6-1986)}~~

Sec. 82-~~[196]~~ 193. - Motorboats, snowmobiles and ~~[ice sailboats]~~ recreational motor vehicles and motor vehicles prohibited on lakes and waterways.

In the interests of public health, safety and the general welfare, the following regulations are hereby imposed upon all motorboats, snowmobiles, ~~[ice sailboats]~~, recreational motor vehicles and motor vehicles~~[-including snowmobiles,]~~ operated, placed or maintained in or upon any lake or waterway within the City of Blaine:

- (1) No person shall operate any motorboat, ~~[ice sailboats]~~ or motor vehicle, including snowmobiles, on any lake or ~~[waterway]~~ bodies of water within the City of Blaine. For

purposes of this subsection "motorboat" does not include a boat which is operated solely by an electric trolling device.

~~[(2) Notwithstanding the provisions of subsection (1) above, no motorboat of any kind shall be operated on Laddie Lake.]~~

(3) Motorboats, motor vehicles, recreational motor vehicles and snowmobiles utilized by city, county or state officers for law enforcement, rescue or resource management shall be exempt from the provisions of this section.

(4) Between the hours of 10:00 p.m. and 7:00 a.m.

Any person violating this provision shall be guilty of a misdemeanor and shall be subject to the sanctions set forth in the applicable statutes adopted in this chapter by reference.

(Code 1980, § 19-45; Ord. No. 83-781, 1-20-1983; Ord. No. 06-2111, 11-16-2006)

~~[Sec. 82-197. Penalties for violation of article.~~

~~Any person who shall violate any of the provisions of this article shall be guilty of a misdemeanor unless otherwise stated herein, and, upon conviction thereof, shall be punished as provided in section 1-7. Ordinance No. 83-781 shall become effective upon publication subject to the approval by the state commissioner of natural resources.~~

~~(Code 1980, § 19-46; Ord. No. 83-781, 1-20-1983)]~~

Secs. 82-[198] 194—82-230. - Reserved.

ARTICLE VI. - TRAFFIC VISIBILITY

~~[Sec. 82-231. Penalty.~~

~~(Code 1980, § 11-72; Ord. No. 96-1601, 5-16-1996)]~~

Sec. 82-[232] 231. - Declaration of a nuisance.

Structures, objects, or plantings in excess of 30 inches above the abutting curbline within the intersection sight distance triangle, which are deemed to create a hazard by the city engineer, are declared to be a public nuisance and shall be removed in accordance with the provisions of applicable ordinances and state laws.

(Code 1980, § 11-71; Ord. No. 96-1601, 5-16-1996)

Sec. 82-[233] 232. - Intersection sight distance triangle.

On all corner lots in all districts, no structure, object or planting in excess of 30 inches above the abutting curbline shall be permitted within a triangular area defined as follows: The

intersection sight distance triangle, in the case of 90 degree intersecting streets, shall be described as the area within a triangle formed by connecting the following three points: the point of intersection of the curblines adjacent to the lot of the intersecting streets, a point 60 feet from such point of intersection along one curbline, and a point 60 feet from such point of intersection along the other curbline. In the case of all other intersecting streets, the intersection sight distance triangle shall be determined by the city engineer.

(Code 1980, § 11-70; Ord. No. 96-1601, 5-16-1996)

33.14 - Parking.

- (a) Any off-street parking space in connection with existing buildings or structures, on the effective date of this ordinance, shall not be removed, enlarged or altered, except in conformance with the requirements of this ordinance.

City code reference—Blaine Code of Ordinances Part II – Chapter 82 – Traffic and Vehicles.