

**CITY OF JORDAN  
COUNTY OF SCOTT  
STATE OF MINNESOTA**

**NOTICE OF PROPOSED ORDINANCE AMENDMENT REQUEST FROM THE CITY OF JORDAN,  
TRAFFIC REGULATIONS ORDINANCE SECTION 71.09 TO ALLOW ALL-TERRAIN VEHICLES  
(ATVS) AND UTILITY TASK VEHICLES (UTVS) TO OPERATE WITHIN THE CITY LIMITS IF ALL  
CONDITIONS OF THE ORDINANCE ARE MET**

NOTICE IS HEREBY GIVEN that The City Council of the City of Jordan, Scott County, Minnesota, will vote on the proposed ordinance 2018-02 amending Jordan, MN Code of Ordinances §71.09 regarding the update to the City regulations pertaining to use of All-Terrain Vehicles (ATVs) and Utility Task Vehicles (UTVs). The vote will occur at the January 2, 2018 at 6:30 p.m. or shortly thereafter, at the Jordan City Council Chambers, located at 116 East First Street in the City of Jordan, Minnesota.

**Amendment Request:** To allow All-Terrain Vehicles (ATVs) and Utility Task Vehicles (UTVs) to operate within the City limits if all conditions of the Ordinance are met.

Copies of the full proposed amendment request is attached and is also available for review during regular office hours at the City of Jordan City offices, 210 East First Street, Jordan, MN 55352: phone 952-492-2535.

Dated: December 21, 2017

**CITY OF JORDAN  
ORDINANCE 2018-01**

**AN ORDINANCE OF THE CITY OF JORDAN, MINNESOTA, AMENDING JORDAN,  
MN CODE OF ORDINANCES CHAPTER 71 “TRAFFIC REGULATIONS”  
SPECIFICALLY 71.09 “RECREATIONAL MOTOR VEHICLES”**

Subdivision 1. PURPOSE. The City Council for the City of Jordan, Minnesota finds that it needs to update certain regulations governing All-Terrain Vehicles (ATVs) and Utility Task Vehicles (UTVs) to establish certain requirements for the use of ATVs and UTVs within the City, and to avoid conflicts which might otherwise be associated with ATVs and UTVs in populated areas so as to promote public health, safety, and welfare.

Subdivision 2. AMENDMENT. NOW BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF JORDAN THAT Chapter 79 “Traffic Regulations” of the Jordan City Code is hereby amended by revising Section 71.09 “Recreational Motor Vehicles” to read as follows:

**Insert the following definition at paragraph (A) of § 71.09:**

***UTILITY TASK VEHICLE or UTV.*** A side-by-side, four-wheel drive, off-road vehicle that has four wheels, is capable of carrying at least 2 and up to 6 people, is equipped with a steering wheel and rollover protection, is propelled by an internal combustion engine with a piston displacement capacity of 1,200 cubic centimeters or less, and has a total dry weight of 1,000 but less than 2,600 pounds.

**At paragraph (A) of § 71.09, the following definitions are amended to read as follows:**

***ALL-TERRAIN VEHICLE or ATV.*** Motorized trail bikes, amphibious vehicles, ATVs as defined in M.S. § 84.92 and similar devices, other than snowmobiles and utility task vehicles, used at least partially for travel on natural terrain, but not “special mobile equipment”, as defined in M.S. § 168.011, Subdivision 22, which is hereby incorporated herein by reference.

***RECREATIONAL MOTOR VEHICLE.*** Any self-propelled vehicle and any vehicle propelled or drawn by a self-propelled vehicle used for recreational purposes, including but not limited to a motorized bicycle, all-terrain vehicle, utility task vehicle, snowmobile, hovercraft, or motor vehicle licensed for highway operation which is being used for off-road recreational purposes.

**At paragraph (B) of § 71.09, the following restrictions are amended to read as follows:**

(8) Subject to (5), at a speed greater than 10 mph, excluding utility task vehicles, which must be operated at or below the posted speed limit.

(11) During the hours between 11:00 p.m. of 1 day and 7:00 a.m. of the day next following, except that during such hours a recreational motor vehicle, if otherwise lawfully operated, may be operated on a public street. Utility task vehicles are excluded from (11) as their hours of operation are governed by subdivision (G)(5).

**Paragraph (F) of § 71.09 is amended to read as follows:**

(F) *Additional ATV regulations.* ATVs are not allowed in the city limits except on private property where permission has been granted by the property owner; however, authorized city staff may operate city-owned ATVs on city streets, sidewalks, trails, rights-of way, and public property when conducting city business.

**§ 71.09 is amended to add the following the end of paragraph (F) of § 71.09:**

(G) *Additional UTV Regulations.* No person shall operate a utility task vehicle on: (a) private property unless permission has been granted by the property owner; or (b) city streets or alleys within the City without obtaining a permit as provided herein; however, authorized city staff may operate city-owned utility task vehicles without obtaining a permit on city streets, sidewalks, trails, rights-of-way, and public property when conducting city business.

(1) Application for a utility task vehicle operating permit shall be made on a form supplied by the Police Department and shall contain all of the following information:

- (a) The name and address of the applicant.
- (b) Model name, make, and year and registration number of the utility task vehicle.
- (c) Evidence of insurance in compliance with the provisions of Minnesota Statutes concerning insurance coverage for the utility task vehicle.
- (d) The applicant's current driver's license.
- (e) Such other information as the City may require.

(2) Permits shall be granted by the Chief of Police for a period of 1 year and may be renewed. It is the responsibility of each permit holder to apply for renewal as necessary. The city is not responsible for providing permit holders with renewal reminders.

(3) No permit shall be granted or renewed unless the applicant demonstrates that he or she possesses a current and valid Minnesota driver's license, they must show their UTV is currently registered with the State of Minnesota, and they must provide current proof of insurance for their UTV.

(4) Utility task vehicles are permitted to operate only on city streets, not state or federal highways, with the exception of being allowed to cross state or federal highways at designated intersections.

(5) Utility task vehicles may only be operated on designated roadways from sunrise to sunset. They shall not be operated in inclement weather 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. Except for the purpose of snow removal, operation of utility task vehicles is prohibited when visibility is impaired by weather, smoke, fog, or other conditions, or at any time when there is insufficient light to clearly see persons or vehicles on the roadway at a distance of 500 feet.

(6) Utility task vehicles shall be equipped with working headlights, taillights, turn signals, and a rear-view mirror to provide the driver with adequate vision from behind.

(7) Every person operating a utility task vehicle under permit on designated roadways has all the rights, obligations and duties applicable to the driver of any other vehicle under the provisions of M.S. 169, as it may be amended from time to time.

(8) The Chief of Police 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 Minn. Stat., Ch. 169, as it may be amended from time to time, or if there is evidence that the permit holder cannot safely operate the utility task vehicle on the designated roadways.

(9) The number of occupants on the utility task vehicle may not exceed the design occupant load.

Subdivision 3: EFFECTIVE DATE. This ordinance is effective immediately following its publication in the official newspaper of the City.

ORDAINED by the City Council of the City of Jordan, Scott County, Minnesota this \_\_\_\_ day of \_\_\_\_\_, 2018.

Moved by:

\_\_\_\_\_

Seconded by:

\_\_\_\_\_

\_\_\_\_\_

Tanya Velishek, Mayor

ATTEST:

\_\_\_\_\_

Tom Nikunen, City Administrator

Codified in the City Code:

**CITY OF JORDAN  
RESOLUTION 1-2-2018**

A RESOLUTION AUTHORIZING SUMMARY PUBLICATION OF ORDINANCE 2018-01  
WHICH AMENDS JORDAN CITY CODE CHAPTER 71 "TRAFFIC REGULATION"  
SPECIFICALLY SECTIONS 71.09 "RECREATIONAL MOTOR VEHICLES"

WHEREAS, the City Council of the City of Jordan has determined the publication of the title and a summary of Ordinance 2018-01 which amends Jordan City Code Chapter 71 relating traffic regulations, would clearly inform the public of the intent and effect of the Ordinance; and

WHEREAS, pursuant to Minnesota Statutes §412.191, subdivision 4 and Minnesota Statutes §331A.01, subdivision 10, the Council may, by a four-fifths vote of its members, direct that only the title of the Ordinance and a summary be published with notice that a printed copy of the Ordinance is available for inspection by any person during regular office hours at the City Offices; and,

WHEREAS, the Council has read and approved the text of the summary and determined that it clearly informs the public of the intent and effect of the Ordinance.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Jordan, Minnesota:

1. The title and summary of Ordinance 2018-01, "An ordinance amending Jordan City Code Chapter 71, Traffic Regulations, Sections 71.09" relating to All-Terrain Vehicles (ATVs) and Utility Task Vehicles (UTVs), shall be published with notice that a printed copy of Ordinance 2018-01 is available in its entirety for inspection by any person during regular office hours at the City Offices.

2. The publication shall read as follows:

"On December 18, 2017 and January 2, 2018 respectively the City Council of the City of Jordan approved the first and second readings of Ordinance 2018-01 "An Ordinance amending City Code Chapter 71, Traffic Regulations, Sections 71.09" relating to All-Terrain Vehicles (ATVs) and Utility Task Vehicles (UTVs). Ordinance 2018-01, in its entirety is available for review and/or photocopying during regular office hours at the City of Jordan Offices, 210 East First Street, Jordan, MN 55352. Ordinance 2017-03 shall be in full force after the approval of the second reading and publication in the newspaper. The purpose of Ordinance 2018-01 is to allow All-Terrain Vehicles (ATVs) and Utility Task Vehicles (UTVs) to operate within the City limits if all conditions of the Ordinance are met."

The motion for the adoption of the foregoing resolution was duly made by Councilmember \_\_\_\_\_ and seconded by Councilmember \_\_\_\_\_ and upon vote being taken thereon, the following voted in favor:

And the following voted against the same:

Whereupon said resolution was declared duly passed and adopted this 2th day of January 2018.

\_\_\_\_\_  
Tanya Velishek, Mayor

Attest: \_\_\_\_\_  
Thomas Nikunen, City Administrator