

ORDINANCE NO. 324

**AN ORDINANCE AMENDING
ORDINANCE NO. 140 REGARDING SNOWMOBILES.**

BE IT HEREBY ORDAINED by the City Council of the City of Lake Norden that Ordinance No. 140 be amended as follows:

SNOWMOBILES:

It shall be unlawful for any person to operate a snowmobile within the City unless such operation allows a resident to proceed directly outside the municipality from their residence and return in the same manner. It shall be unlawful to operate a snowmobile in a manner so as to create loud, unnecessary or unusual noise so as to disturb or interfere with the peace and quiet of residents within the City. It shall be unlawful to operate a snowmobile in a careless, negligent or reckless manner so as to endanger the safety of any person or the property of any person.

Dated this 2nd day of November, 2015.

CITY OF LAKE NORDEN

(SEAL)

Jason Aho, Mayor

ATTEST:
Delores Kangas, Finance Officer

First Reading: October 15, 2015

Second Reading: November 2, 2015

Published: November 11, 2015

ORDINANCE #140

“AN ORDINANCE REGULATING THE USE OF SNOWMOBILES IN THE CITY OF LAKE NORDEN, SOUTH DAKOTA AND PROVIDING THE PENALTIES FOR VIOLATION.”

BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF LAKE NORDEN, SOUTH DAKOTA:

SECTION I. DEFINITIONS

For the purpose of this Ordinance, the terms defined herein shall have the meaning ascribed to

them.

- A. *"Person" included an individual, partnership, corporation and any body of persons whether incorporated or not.*
- B. *"Snowmobile" means a self propelled vehicle designed to travel on snow or ice or a natural terrain steered by wheels skis or runners.*
- C. *"Owner" means a person other than the lien holder, having the property in or title a snowmobile entitled to the use or possession thereof.*
- D. *"Operate" means to ride in or on and control the operation of a snowmobile and to park the same.*
- E. *"Operator" means every person who operates or is in actual physical control of a snowmobile.*
- F. *"Roadway" means that portion of a street improved, designed or ordinarily used for vehicular travel.*

SECTION II. OPERATION

- A. *Snowmobiles may be operated only on the streets and alleys when traveling out of or into the City of Lake Norden, South Dakota to the owner's place of residence or storage.*
- B. *When the snowmobile is operated on the roadways in or out of the city, every snowmobile shall be brought to a complete stop before entering or crossing an intersecting street whenever the view at such intersection is obscured or obstructed by an accumulation of snow, or blowing snow, or otherwise, so that such snowmobile is not fully and*
- C. *Clearly visible to oncoming traffic and such snowmobile shall, at all times and at all places, yield the right-of-way to oncoming vehicular or pedestrian traffic, which may constitute an immediate hazard.*

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- D. *A snowmobile crossing a street shall do so at approximately 90 degrees to the direction of the street and only where the view is unobstructed at the point of crossing, and may cross-divided street only at intersections.*
- E. *No person shall operate a snowmobile within the City of Lake Norden, South Dakota unless he has in his possession a valid motor vehicle drivers' license.*
- F. *All provisions of the South Dakota statutes relating to the operation of motor vehicles shall apply to the operation of snowmobiles upon the streets and/or alleys in the city of Lake Norden, SD. except those relating to required equipment and except those, which by their nature have no application.*

SECTION III.

It shall be unlawful for any person to drive or operate a snowmobile within the City of Lake Norden, South Dakota in the following unsafe or harassing ways:

- A. At a rate of speed greater than reasonable under all the surrounding circumstances.*
- B. In a careless, reckless or negligent manner so as to endanger the persons or property of another or to cause injury or damage thereto.*
- C. While under the influence of intoxicating liquors or narcotics or habit forming or hallucinatory drugs.*
- D. Without a lighted headlight and taillight when required for safety.*

SECTION IV.

Any person who shall violate any provision of this Ordinance shall be guilty of a misdemeanor and shall be punished by a fine of not more than One Hundred (\$100.00) dollars or by imprisonment for not more than 90 days.

SECTION V.

This Ordinance shall be in effect upon its passage and publication.

Passed First Reading: November 2, 1970.

Passed Second Reading and Final Approval: December 7, 1970.

Larry Steffensen, Mayor

Vaino Bajuniemi, Auditor