

AN ORDINANCE TO AMEND PROVISIONS RELATING TO THE OPERATION OF ALL-TERRAIN VEHICLES; TO SPECIFY THE CLASS OF OPERATOR'S LICENSE NECESSARY TO OPERATE AN ALL-TERRAIN VEHICLE; TO CHANGE A STATUTORY REFERENCE; TO DELETE PROVISIONS RELATING TO OPERATION OF ALL-TERRAIN VEHICLES OUTSIDE THE CORPORATE LIMITS OF THE MUNICIPALITY.

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF ANSLEY, NEBRASKA:

Section 1. That Chapter 5, Article 4, Section 402, of the Municipal Code of Ansley, Nebraska be amended to read as follows:

ALL-TERRAIN VEHICLES; OPERATION. (1) Except as provided in subsections (2) through (4) of this section, an all-terrain vehicle shall not be operated on any street, road, or highway within the Municipality. The crossing of any controlled-access highway shall not be permitted.

(2) The crossing of a street, road, or highway shall be permitted only if:

(a) The crossing is made at an angle of approximately ninety (90) degrees to the direction of the street, road, or highway and at a place where no obstruction prevents a quick and safe crossing;

(b) The vehicle is brought to a complete stop before crossing the shoulder or roadway of the street, road, or highway;

(c) The operator yields the right-of-way to all oncoming traffic that constitutes an immediate potential hazard;

(d) In crossing a divided street, road, or highway, the crossing is made only at an intersection of such street, road, or highway with another street, road, or highway; and

(e) Both the headlight and taillight of the vehicle are on when the crossing is made.

(3) An all-terrain vehicle may be operated on a street, road, or highway when such operation occurs only between the hours of sunrise and sunset and such operation is incidental to the vehicle's use for agricultural purposes. Any person operating an all-terrain vehicle on a street, road, or highway shall have a valid Class O operator's license or a farm permit as provided in section 60-4,126 RS Neb., and shall not operate such vehicle at a speed in excess of thirty (30) miles per hour. When operated on a street, road, or highway, the headlight and taillight of the vehicle shall be on and the vehicle shall be equipped with a bicycle safety flag which extends not less than five feet (5') above the ground attached to the rear of such vehicle. The bicycle safety flag shall be triangular in shape with an area of not less than thirty (30) square inches and shall be day-glow in color.

(4) All-terrain vehicles may be operated on streets, roads, or highways in parades which have been authorized by the State of Nebraska or the Municipality. (Ref. 60-6,356 RS Neb.)

Section 2. That any other ordinance or section passed and approved prior to the passage, approval, and publication or posting of this ordinance and in conflict with its provisions, is hereby repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

Passed and approved this 7th day of December, 1998.


Chairperson

(SEAL)

Clerk