

Ordinance Number 153-A

AN ORDINANCE TO REGULATE THE OPERATION OF SNOWMOBILES ON PRIVATE AND PUBLIC PROPERTY WITHIN THE CITY OF BUFFALO, IOWA; REQUIRE CERTAIN EQUIPMENT THEREON; AND TO PRESCRIBE RULES AND REGULATIONS FOR THE OPERATION OF SAME; AND TO PROVIDE PENALTIES FOR VIOLATIONS THEREOF.

BE IT ORDAINED by the Council of the City of Buffalo, Iowa:

Section 1. Definitions.

- (a) Snowmobile. A selfpropelled vehicle designed for travel on snow or ice in a natural terrain steered by wheels, skis or runners.
- (b) Operate. To control the operation of a snowmobile.
- (c) Operator. A person who operates or is in actual control of a snowmobile.

Section 2. Regulations: It shall be unlawful for any person to operate a snowmobile under the following circumstances:

- (A) On private property of another without the express permission to do so by the owner or occupant of said property.
- (B) On public school grounds, park property, playgrounds, recreational areas and golf courses without express provision or permission to do so by proper public authority.
- (C) In a manner so as to create loud, unnecessary or unusual noise so as to disturb or interfere with the peace and quiet of other persons.
- (D) In a careless, reckless or negligent manner so as to endanger the safety of any person or property of any other person.
- (E) Without having such snowmobile registered as provided for by Iowa Statute except that this provision shall not apply to the operation of a snowmobile on the private property of the owner by the owner or a member of his immediate family.
- (F) Within the right of way of any public street or alley within the City unless the operator shall have a valid driver's license, or is accompanied by a licensed driver, who is actually occupying a seat in the vehicle.
- (G) No person shall operate a snowmobile in the City of Buffalo from 11:00 P.M. to 7:00 A.M. except for the purpose of loading and unloading a snowmobile from another vehicle or trailer.

Section 3. Exception to Regulations: Notwithstanding the prohibitions of this Ordinance, the parks and recreation director shall have authority to supervise and regulate events or programs in connection with events conducted by the Parks and Recreation Department in which snowmobiles are used. The parks and recreation director shall have the authority to designate Town or City park areas that he shall deem available for the use of snowmobiles.

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Section 4. Equipment required: All snowmobiles operated within the City shall have the following equipment:

(A) Mufflers which are properly attached and which reduce the noise of operation of the vehicle to the minimum noise necessary for operating the vehicle and no person shall use a muffler cut-out, by pass or similar device on said vehicle.

(B) Adequate brakes in good condition and at least one headlight and one tail light.

(C) A saftey or so-called "dead man" throttle in operating condition ; a saftey or dead man throttle is defined as a device which when pressure is removed from the accelorator or throttle causes the motor to be disengaged from driving track.

Section 5. Unattended vehicles: It is unlawful for the Owner or Operator to leave or allow a snowmobile to be or remain unattended on public property while the motor is running or with the keys for starting the vehicle left in the ignition.

Section 6. Restriction of operation: The City Council may, by resolution, prohibit the operation of snowmobiles within the right of way of the public roads or streets or other City property within the City when in their opinion the public saftey and welfare so requires.

Section 7. Traffic Regulations: Each person operating a snowmobile shall strictly adhere and obey all traffic signs and signals and all other traffic rules and regulations applicable thereto, and shall obey the orders and directions of any police officer of the City authorized to direct or regulate traffic.

Section 8: Violation Any person, firm or corporation violating of failing to comply with any provision of this Ordinance shall be subject to a fine of not more than One Hundred (\$100.00) or by imprisonment for not more than thirty (30) days, or by both.

The effective date of this Ordinance shall be in full force and effect from December 4, 1972.

Passed by the Council of the City of Buffalo, Iowa this 4th day of December, 1972

Approved by the Mayor of the City of Buffalo, Iowa this 4th day of December, 1972

Attest: Lewis M. Adams Jr. Signed Loren V. Mesler  
Lewis M. Adams Jr. Clerk Loren V. Mesler, Mayor