

ORDINANCE NO. 568

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF GRUNDY CENTER, IOWA, BY AMENDING CHAPTER 75 CONCERNING THE OPERATION OF ALL-TERRAIN VEHICLES AND OFF-ROAD UTILITY VEHICLES

BE IT ENACTED by the City Council of the City of Grundy Center, Iowa:

SECTION 1. PURPOSE. The purpose of this Ordinance is to amend Chapter 75 of the Code of Ordinances of the City of Grundy Center, Iowa, concerning the operation of all-terrain vehicles and off-road utility vehicles.

SECTION 2. SECTION MODIFIED. Section 75.07 of the Code of Ordinances of the City of Grundy Center, Iowa, is hereby repealed in its entirety and the following substituted in lieu thereof:

“75.07 HOURS OF OPERATION. No ATV or off-road utility vehicle shall be operated in the City after sundown and before sunup, except for emergency situations or for loading and unloading from a transport trailer. No snowmobile shall be operated in the City between the hours of 11 p.m. and 7 a.m., except for emergency situations or for loading and unloading from a transport trailer.”

SECTION 3. CHAPTER MODIFIED. Chapter 75 of the Code of Ordinances of the City of Grundy Center, Iowa, is hereby amended by adding the following new Sections and Subsections:

“75.10 USE AND OPERATION OF ALL-TERRAIN VEHICLES AND OFF-ROAD UTILITY VEHICLES. The operators of ATVs and off-road utility vehicles shall comply with the following restrictions concerning their use and operation within the City:

1. All persons under the age of sixteen (16) who are passengers of an off-road utility vehicle shall each wear a properly adjusted and fastened safety belt or safety harness at any time the vehicle is in forward motion on a street or highway.
2. No person shall be allowed to ride an ATV or off-road utility vehicle while sitting on the lap of the operator or of a passenger.
3. The operator of an ATV or off-road utility vehicle shall not be allowed to tow anything behind the ATV or off-road utility vehicle while the vehicle is operated upon the streets and highways in the City.

75.11 PENALTIES. The penalties for violating the provisions of this Chapter shall be as follows:

1. For the first offense, a written warning.
2. For the second and each subsequent offense, a fine of sixty-five dollars (\$65).”

SECTION 4. SEVERABILITY CLAUSE. If any section, provision or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not

affect the validity of the Ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 5. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its final passage, approval, and publication as provided by law.

Passed by the Council the 5th day of December, 2022.

Dr. Paul Eberline, Mayor

ATTEST:

Kristy Sawyer, City Clerk