

Bill No. _____

Ordinance No. 2000-6

AN ORDINANCE PROHIBITING THE OPERATION OF ALL-TERRAIN VEHICLES UPON THE STREETS OF THE CITY OF LAKE ANNETTE, PROVIDING EXCEPTIONS, PROHIBITING CERTAIN USES, AND PROVIDING THE PENALTY FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF LAKE ANNETTE, MISSOURI, AS FOLLOWS:

Section 1. No person shall operate an all-terrain vehicle, as defined in Section 301.010, RSMo., upon the streets and highways of the CITY OF LAKE ANNETTE, MISSOURI, except as follows:

- (1) All-terrain vehicles owned and operated by a governmental entity for official use;
- (2) All-terrain vehicles operated for agricultural purposes or industrial on-premises purposes between the official sunrise and sunset on the day of operation;
- (3) All-terrain vehicles operated by handicapped persons for short distances occasionally only on the state's secondary roads when operated between the hours of sunrise and sunset;
- (4) All-terrain vehicles whose operators carry a special permit issued by the CITY OF LAKE ANNETTE, MISSOURI.

Section 2: A person operating an all-terrain vehicle on a street or highway pursuant to an exception covered in this Ordinance shall have a valid operator's or chauffeur's license, except that a handicapped person operating such vehicle pursuant to subdivision (3) of subsection 1 of this section, but shall not be required to have passed an examination for the operation of a motorcycle, and the vehicle shall be operated at speeds of less than ten miles per hour and shall obey all traffic laws. When operated on a street or highway, an all-terrain vehicle shall have a bicycle safety flag which extends not less than seven feet above the ground attached to the rear of the vehicle. The bicycle safety flag shall be triangular in shape with an area of not less than thirty square inches and shall be day-low in color.

Section 3: No person shall operate an all-terrain vehicle:

- (1) In any careless way so as to endanger the person or property of another;
- (2) While under the influence of alcohol or any controlled substance;
- (3) Without a securely fastened safety helmet on the head of an individual who operates an all-terrain vehicle or who is being towed or otherwise propelled by an all-terrain vehicle, unless the individual is at least eighteen years of age.

Section 4: No operator of an all-terrain vehicle shall carry a passenger, except for agricultural purposes.

Section 5: Any person who enters a plea of guilty or who is found guilty of a violation of this ordinance shall be punished by either imprisonment in the county jail for not to exceed ninety (90) days or by a fine of not to exceed Five Hundred Dollars (\$500) or by both fine and imprisonment.

Section 6: There is hereby established a fee of Fifteen Dollars (\$15) for the issuance of special permits as provided for in this ordinance.

Section 7: This ordinance shall become effective immediately upon its passage and approval.

Read two times by title only and passed by the Board of Aldermen of the CITY OF LAKE ANNETTE, MISSOURI, this 28 day of June, 2000.

Eric C. Atchley S.P.
Mayor and Ex-Officio Chairman of the
Board of Aldermen

Attest:

Rebecca A. Stark
City Clerk

APPROVED THIS 28 day of June, 2000.

Eric C. Atchley S.P.
Mayor

Attest:

Rebecca A. Stark
City Clerk