

ORDINANCE NO. 06/18/18 - 606

**AN ORDINANCE AMENDING HAYFIELD CITY CODE
BY ADDING Part 6 to Chapter 6, Traffic and Motor Vehicles;**

**AN ORDINANCE OF THE CITY OF HAYFIELD, DODGE COUNTY, MN, PERTAINING TO THE
PARKING OF RECREATIONAL VEHICLES AND TRAILERS IN THE PUBLIC RIGHT OF WAY**

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAYFIELD, DODGE COUNTY, MN THAT:

PARKING OF RECREATIONAL VEHICLES AND TRAILERS IN THE PUBLIC RIGHT OF WAY

606.01. DEFINITIONS: For the purpose of this ordinance the terms defined in this section shall have the meanings ascribed to them.

Subd. 1. ACTIVE LOADING OR UNLOADING— The period of time in which a person or persons are physically engaged in the labor of loading or unloading.

Subd. 2. BOAT — A vessel capable of carrying one or more people and intended for use on the water.

Subd. 3. COMMERCIAL CONTRACTOR — A person who, for compensation or with the intent to sell, arranges or undertakes or offers to undertake or submits a bid to construct, alter, repair, add to, subtract from, improve, inspect, move, wreck or demolish, for another, any building, excavation or other structure, project, development or improvement attached to real estate, or to do any part thereof.

Subd. 4. OFF HIGHWAY VEHICLES (OHVs) — Vehicles designed to travel on wheels or tracks in contact with the ground. Designed primarily for use off of the public highways and generally and commonly used to transport persons for recreational purposes.

Subd. 5. PARK or PARKING — The standing of a vehicle, whether occupied or not, on public property or a public right of way.

Subd. 6. RECREATIONAL VEHICLE — Includes, but is not limited to; any self-propelled vehicle containing sleeping and other facilities for habitation, or vehicle primarily used for recreational purposes, including all-terrain vehicles, boats, boat trailers, camper trailers, jet skis, motorhomes and snowmobiles.

Subd. 7. TRAILER, BOAT — A trailer intended for the purpose of moving boats or jet skis from place to place.

Subd. 8. TRAILER, CAMPER — A trailer containing sleeping and other facilities for habitation and intended to be towed or carried by another vehicle.

Subd. 9. TRAILER, UTILITY — Includes, but is not limited to; a trailer generally used for the hauling of miscellaneous household, yard materials or snowmobiles or OHVs.

Subd. 10. ALL TERRAIN VEHICLE (ATV) - A motorized flotation-tired vehicle of not less than three low pressure tires, but not more than six tires, that is limited in engine displacement of less than 800 cubic centimeters and includes a class 1 all-terrain vehicle and class 2 all-terrain vehicle.

606.02. PROHIBITED ACTS:

Except as provided in Subd. 1 (a) and (b), no person shall park or leave standing any trailers, utility trailers, recreational vehicles, campers, boats, snowmobiles, off highway vehicles (OHVs), ATVs, or other recreational vehicles on a City Street, road or public right of way within a residential district in the City.

Subd. 1.

(a) Actively loading or unloading the recreational vehicle, trailer, utility trailer, camper, or boat.

(b) For a period of not more than 5 (five) days, once a month, a trailer, utility trailer, camper, boat, and other recreational vehicle may be parked or left standing on a City street, road or public right of way if the trailer or recreational vehicle is otherwise allowed to park there, and it does not create a traffic hazard, and if:

(i) The trailer, utility trailer, camper, boat, or other recreational vehicle is parked or left standing contiguous to a residence by the occupant of that residence or by a person visiting the residence with the residential occupants' permission.

(ii) It shall not be a defense to this section that the trailers, utility trailers, campers, boats, snowmobiles, off highway vehicles (OHVs), ATVs, and other recreational vehicles have been moved to a different location within the public right of way. To be in compliance, the trailers, utility trailers, campers, boats, snowmobiles, off highway vehicles (OHVs) and other recreational vehicles must be removed from the public right of way.

(iii) Once a calendar year, a resident may telephone City Hall and request one additional three-day extension.

Subd. 2. No person shall park or leave standing any trailers, utility trailers, campers, boats, snowmobiles, off highway vehicles (OHVs), ATVs, and other recreational vehicles within the City Limits in such a manner to impede a safe traffic flow.

606.03. PENALTY: The penalty for the first offense is a fine of \$200. The penalty for a second offense in the same calendar year is \$500. Any subsequent violations in the same calendar year is a fine of not more than \$2,600 per violation. The County Court may make a finding that an offending trailer, utility trailer, camper, boat, snowmobile, off highway vehicle (OHV), ATV and other recreational vehicle is a nuisance and may be impounded and disposed of in accordance with applicable laws.

Rich Fjerstad, Mayor
Lori Kindschy, City Clerk-Treasurer