

WHEREAS, it is the feeling of the City Council of City of Alexandria that it is in the best interests of the health, safety, and welfare of the citizens and residents of Alexandria to regulate the use and operation of "off-road vehicles" within the corporate limits of the City of Alexandria;

Now, therefore, it was moved by _____ and seconded by _____ that the following ordinance be adopted:

ORDINANCE #276

AN ORDINANCE PROHIBITING THE OPERATION OF "OFF-ROAD" VEHICLES ON THE STREETS, ALLEYS, SIDEWALKS, AND PUBLIC PROPERTY WITHIN THE CITY OF ALEXANDRIA, HANSON COUNTY, SOUTH DAKOTA.

BE IT ORDAINED by the Common Council of the City of Alexandria that:

1. Purpose. The purpose of this ordinance is to regulate the use of "off-road vehicles" as defined herein, within the corporate limits of the City of Alexandria.
2. Definition. "Off-road vehicles" shall mean or be any self-propelled, two or more wheeled vehicle designed primarily to be operated on land other than a highway and includes, but is not limited to, all terrain vehicles and any vehicle whose manufacture's statement of origin (MSO) or manufacture's certificate of origin (MCO) states that the vehicle is not for highway use.
Off-road vehicle does not include a farm vehicle as defined under the laws of the State of South Dakota.
3. Prohibition. No person may operate on a public street, alley, highway, or on any public property, which includes, but is not necessarily limited to, city parks, and off-road vehicle except for crossing from one side of the road to the other.
4. Penalty. A violation of this ordinance may be punished by a fine of not more than One Hundred (\$100.00) Dollars, or by a jail sentence of not more than thirty (30) days, or by both such fine and jail sentence.
5. Severability. If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable.

First Reading: November 4, 1985

Second Reading: _____, 1985

Votes For: _____; Votes Against: _____

Passed.

Published: _____

Effective Date: _____