

PENNINGTON COUNTY ORDINANCE #8

**PENNINGTON COUNTY ORDINANCE FOR THE MANAGEMENT
OF ALL-TERRAIN VEHICLES IN THE PUBLIC RIGHT-OF-WAY
ON CERTAIN ROADS WITHIN THE COUNTY'S JURISDICTION**

**SECTION I.
PURPOSE**

Minnesota Statutes Section 84.82 to 84.928, generally regulate the use of all-terrain vehicles within the right-of-way for trunk highways, county state-aid highways and county roads. Consistent with these statutes and to provide for the health, safety and welfare of its citizens, and to insure the integrity of roads falling within the jurisdiction of Pennington County, this Ordinance is used to regulate the use of all-terrain vehicles on county, state-aid highways and county roads within Pennington County.

**SECTION II.
DEFINITIONS**

The following definitions apply to this Ordinance:

- a) ATV or all-terrain vehicles shall be defined by Minnesota Statutes 84.92.
- b) County means the County of Pennington, Minnesota.
- c) County State Aid Highway, or CSAH, means all roads designated in Pennington County as County State Aid Highway, or CSAH roadways by Pennington County, in Minnesota Law.
- d) County roads means all roads designated as county roads.

SECTION III.

Pursuant to Minnesota Statutes §84.928, Subd. 6(c), all CSAH roadways and county roads hereafter described are found to be in areas of the county that are generally flat and contain numerous and extensive lowlands. Further, it is found that the roads hereinafter described contain terrain adjacent to the above roads that make travel by all-terrain vehicles in the ditch or outside slopes for such roads not possible. Specific roads described as fitting the findings set out above are:

- * All of County State Aid Highway #1, except from 0.5 miles West of County State Aid Highway #10 to County State Aid Highway #10**
- * All of County State Aid Highway #2**
- * County State Aid Highway #6 from County State Aid Highway #24 to County State Aid Highway #27**
- * All of County State Aid Highway #9**
- * All of County State Aid Highway #15**
- * All of County State Aid Highway #19**
- * All of County State Aid Highway #21**
- * County State Aid Highway #22 from South County line to County State Aid Highway #3**

- * **County State Aid Highway #23 from County State Aid Highway #6 to Trunk Highway #1**
- * **All of County State Aid Highway #26**
- * **All of County State Aid Highway #29**
- * **All of County State Aid Highway #17 that is unpaved**
- * **All of County State Aid Highway #31 that is unpaved**
- * **All of:**

County Road #52
County Road #53
County Road #54
County Road #55
County Road #57
County Road #58
County Road #59
County Road #60
County Road #61
County Road #62
County Road #63
County Road #64
County Road #65
County Road #65A
County Road #66
County Road #67
County Road #68
County Road #69
County Road #70
County Road #71
County Road #72
County Road #73
County Road #74
County Road #75
County Road #77
County Road #78
County Road #79

**County Road #80
County Road #81
County Road #82
County Road #83
County Road #84
County Road #85
County Road #86
County Road #87
County Road #88
County Road #89
County Road #90
County Road #91
County Road #92
County Road #93
County Road #94
County Road #95
County Road #96
County Road #97
County Road #98
County Road #99
County Road #100**

SECTION IV.

**PERMITTED OPERATION OF ATV'S ON CERTAIN ROADS IN
PENNINGTON COUNTY**

A. Except as provided below and in Minnesota Statutes 84.92-84.928 including revisions effective 12/12/2006 or thereafter, it shall be unlawful for any person to operate an all terrain vehicle on the roadway, shoulder or inside bank or slope of any County State Aid Highway or county road within Pennington County.

B. It shall be permissible to operate an all terrain vehicle on the roadway on all County State Aid Highways and county roads referred to in Section III of this Ordinance.

C. Persons operating all terrain vehicles on any of the roadways listed above must operate the all terrain vehicle on the

extreme right hand side of the road, making left turns across the road only if it is safe to do so under prevailing conditions.

D. Persons operating all terrain vehicles within the right of way of any of the roadways listed above shall not operate their ATV on the inside slope, ditch bottom or outside slope of the right of way, unless such operation is otherwise permitted by appropriate trail designation or signage.

E. Except as otherwise provided in this Ordinance, all operation of all terrain vehicles shall be in compliance with Minnesota Statutes §84.92-84.928, as well as any other Federal, State or local rule or regulation.

SECTION V.

EFFECTIVE DATE

This Ordinance shall be in full force and effect upon adoption pursuant to Minnesota law.

Dated: September 26, 2006.

PENNINGTON COUNTY
BOARD OF COMMISSIONERS

BY:  Chairman
Pennington County Board of Commissioners

Attest:

By: 