

*Adopted Aug. 11, 2009  
Effective Sept. 1, 2009*

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

THE COUNTY OF RED LAKE DOES HEREBY ORDAIN:

**Subdivision 1. Findings, purpose, and intent.**

Minnesota statutes § 84.82-84.928 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 ensure the integrity of roads and ditches falling under the jurisdiction of Red Lake County, this ordinance is enacted to regulate the use of All-Terrain Vehicles on County State Aid Highways, County Aid Roads, and gravel surfaced township roads within certain portions of the County.

Pursuant to Minnesota Statute Section § 84.928, subdivision 6(c), the County of Red Lake makes the following findings:

1. That gravel surfaced County Aid Roads (CAR), gravel surfaced County State Aid Highways (CSAH), and gravel surfaced township roads in Red Lake County are either in an agricultural zone or the safe operation in the ditch or outside slope of said roads is impossible.
2. That the gravel surfaced County Aid Roads, graveled portions of County State Aid Highways, and gravel surfaced township roads are in an area of the County that is generally flat and contains numerous extensive lowlands.
3. That the terrain adjacent to the above roads is such that travel by all-terrain vehicles in the ditch or outside slopes for such roads is not preferable.

**Subdivision 2. Definitions.**

The following definitions apply to this Ordinance.

1. **All-Terrain Vehicle** shall mean a motorized flotation-tired vehicle as defined in Minnesota Statute Section § 84.92 Subd. 8 or as subsequently amended.
2. **County** means the County of Red Lake, State of Minnesota.

**Subdivision 3. Permitted Operation of All-Terrain Vehicles on certain roads in Red Lake County.**

1. Except as provided below or as permitted by Minnesota Statute Section § 84.928, Subd. 1(e), (f), and (g) or as otherwise permitted by this ordinance it shall be unlawful for any person to operate an All-Terrain Vehicle on the road right-of-way, on the roadway shoulder or inside bank or slope of any County State Aid Highway, County Aid Road, or gravel surfaced township roads within Red Lake County.
2. Persons shall be permitted to operate All-Terrain Vehicles on the road right-of-way shoulder or inside bank or slope of the following described County Aid Roads , County State Aid Highways, or gravel surfaced township roads:

All gravel surfaced County Aid Roads, all gravel surfaced County State Aid Highways, and gravel surfaced township roads located in the County of Red Lake.

3. Except as otherwise provided by this ordinance, all operation of All-Terrain Vehicles shall be in compliance with Minnesota Statutes Chapter 84 as said chapter pertains to All-Terrain Vehicles.

**Subdivision 4. Penalties**

1. A person who violates the terms of this ordinance is guilty of a misdemeanor.

Effective as of \_\_\_\_\_

**Subdivision 5. Adoption of Ordinance**

Passed by the Red Lake County Board of Commissioners this \_\_\_\_\_ day of \_\_\_\_\_, 2009

Passed: \_\_\_\_\_

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

RED LAKE COUNTY BOARD OF COMMISSIONERS

BY: \_\_\_\_\_  
Dave Sorensen, Chairman

Attest: \_\_\_\_\_  
Robert Schmitz, County Auditor