

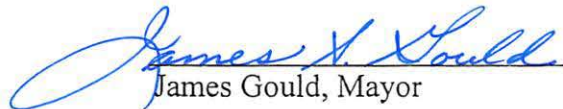
CITY OF THORNE BAY
ORDINANCE 08-10-21-02

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA, AMENDING TITLE 10-VEHICLES AND TRAFFIC, CHAPTER 10.04-
GENERAL PROVISIONS, SECTION 10.04.030- AAC TITLE 13 PROVISIONS-
ADOPTION BY REFERENCE

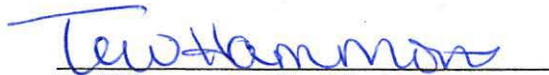
BE IT ENACTED BY THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA

- Section 1. Classification. This Ordinance is of a general and permanent nature, the chapter and section hereby amended shall be added to the Thorne Bay Municipal Code.
- Section 2. Severability. If any provisions of this ordinance or any application thereof to any person or circumstances is held invalid, the circumstances shall not be affected thereby.
- Section 3. Amendment of Section. The title and chapter of Title 10-Vehicles and Traffic, Chapter 10.04-General Provision, Section 10.04.030-AAC Title 13-Provision Adoption by Reference, is hereby amended.
- Section 4. Effective Date. This Ordinance shall become effective upon adoption.

PASSED AND APPROVED October 21, 2008


James Gould, Mayor

ATTEST:


Teri Hammons, City Clerk

[Introduction: October 13, 2008]
[Public Hearing: October 21, 2008]

Title 10
VEHICLES AND TRAFFIC
Chapter 10.04
GENERAL PROVISIONS
Section 10.04.030

AAC TITLE 13 PROVISION-ADOPTION BY REFERENCE

10.04.030 AAC Title 13 provisions-Adoption by reference. The following provisions from Title 13 of the Alaska Administrative Code are adopted by reference:

A. Chapter 2: Motor Vehicle and Driving Offenses: Rules of the Road;

B. Pursuant to the authority granted in 13 AAC 02.455, two, three, four, six, eight wheeled and tracked all terrain vehicles (hereinafter called "ATV") may be driven on a roadway or shoulder of a highway on any road or property over which the city has jurisdiction, subject to the following restrictions:

1. No person shall operate an ATV faster than ~~ten miles per hour~~ **the posted speed limit;**

2. ATV's may be driven only on the extreme right-hand side of the roadway and in the same direction as the roadway motor vehicle traffic in the nearest lane of the roadway;

3. All ATV's must be equipped with a fluorescent orange flag measuring at least four inches by ten inches, mounted on a pole attached to the rear portion of the ATV at a height of no less than six feet from the ground;

4. No person under the age of 18 shall drive or be a passenger on an ATV without wearing an approved helmet.

5. Passengers will be limited to one per vehicle unless vehicle was designed by the manufacturer to carry more than one passenger.

6. No one is allowed to drive an ATV without a valid driver's permit, valid driver's license or city youth permit.

A. The city youth permit (CYP) is for youth's age 12-17 only ~~and will be renewed yearly.~~

B. Applications for a City Youth Permit must be sponsored by a Parent or guardian by completing and signing the Parent/Guardian Consent for Minor Form.

C. The cost for written, road and vehicle inspection and certification are:

1. Written-\$25.00

2a. Road and Vehicle Inspection Certification-\$25.00

2b. Yearly Renewal-~~\$25.00~~**\$10.00**

4. Reinstatement of Permit after revocation-\$50.00

5. Fine amount for any violation of this ordinance-\$50.00

D. City Youth Permit will also be revoked for any violation of any part of this ordinance and will be eligible for recertification one (1) year from date of revocation.

E. City Youth Permit will also be revoked if minor is convicted for the following crimes:

1. Operating a Vehicle, Aircraft or Watercraft while intoxicated.

2. Possession of Alcohol by minor

3. Negligent, or reckless Driving

4. Using an ATV in the Harbor without Council or

Commission permission

F. A City Youth Permit will not be issued to anyone who has had their drivers permit, or drivers license suspended, revoked or cancelled by the State of Alaska.

7. ATV's will not pass other moving vehicles on the roadway.

8. ATV use will not be permitted between the hours of dusk and dawn unless the ATV is equipped with operational headlights which provide adequate illumination to at least 15 feet, an operational taillight, break light and turn signal lights.

9. All wheels or tracks of the ATV will remain in contact with the road at all times.

10. The driver of the ATV will not follow another vehicle closer than fifteen (15) feet or three (3) ATV lengths which ever is greater.

11. Every person operating an ATV must comply with all other motor vehicle laws of the state of Alaska;

C. Chapter 4: Motor Vehicle and Driving Offenses: Vehicle Equipment and Inspection;

1. All ATV's will be inspected by the Chief Law Enforcement officer, Mayor or another person designated by the City of Thorne Bay.

2. All ATV's will have an ATV Inspection Certification Sticker affixed to a Prominent area of the vehicle and will be renewed every year.

3. No ATV will be allowed on city road without this sticker.

D. Chapter 6: Inspection of Vehicles;

1. All ATV's before certification will have to have the following inspected:

a. Brakes

b. Lights

c. Tires

d. fluorescent flag

E. Chapter 40: Definitions;

F. School Bus Operator's Permit: 13 AAC 08.030;

G. Unlawful use of classified license: 13 AAC 08.140. (Ord. 89-26 § 5, 1989)