

**GENERAL PROVISIONS FOR THE OPERATION OF ATVs AND ORVs
WITHIN THE CITY OF ROCK RAPIDS, IOWA**

A. DEFINITIONS. The terms “ATV” and ORV” are defined as follows:

1. “All-Terrain Vehicle” or “ATV” means a motorized (gasoline powered) vehicle with not less than three and not more than six non-highway tires that is limited in engine displacement to less than 1,000 cubic centimeters and in total dry weight to less than 1,200 pounds and that has a seat or saddle designed to be straddled by the operator and handlebars for steering control.
2. “OFF-Road Utility Vehicle” or “ORV” means a motorized vehicle with not less than four and not more than eight non-highway tires that is limited in engine displacement to less than 1,500 cubic centimeters and in total dry weight to not more than 2,000 pounds and that has a seat that is of bucket or bench design, not intended to be straddled by the operator, and a steering wheel or control levers for control.

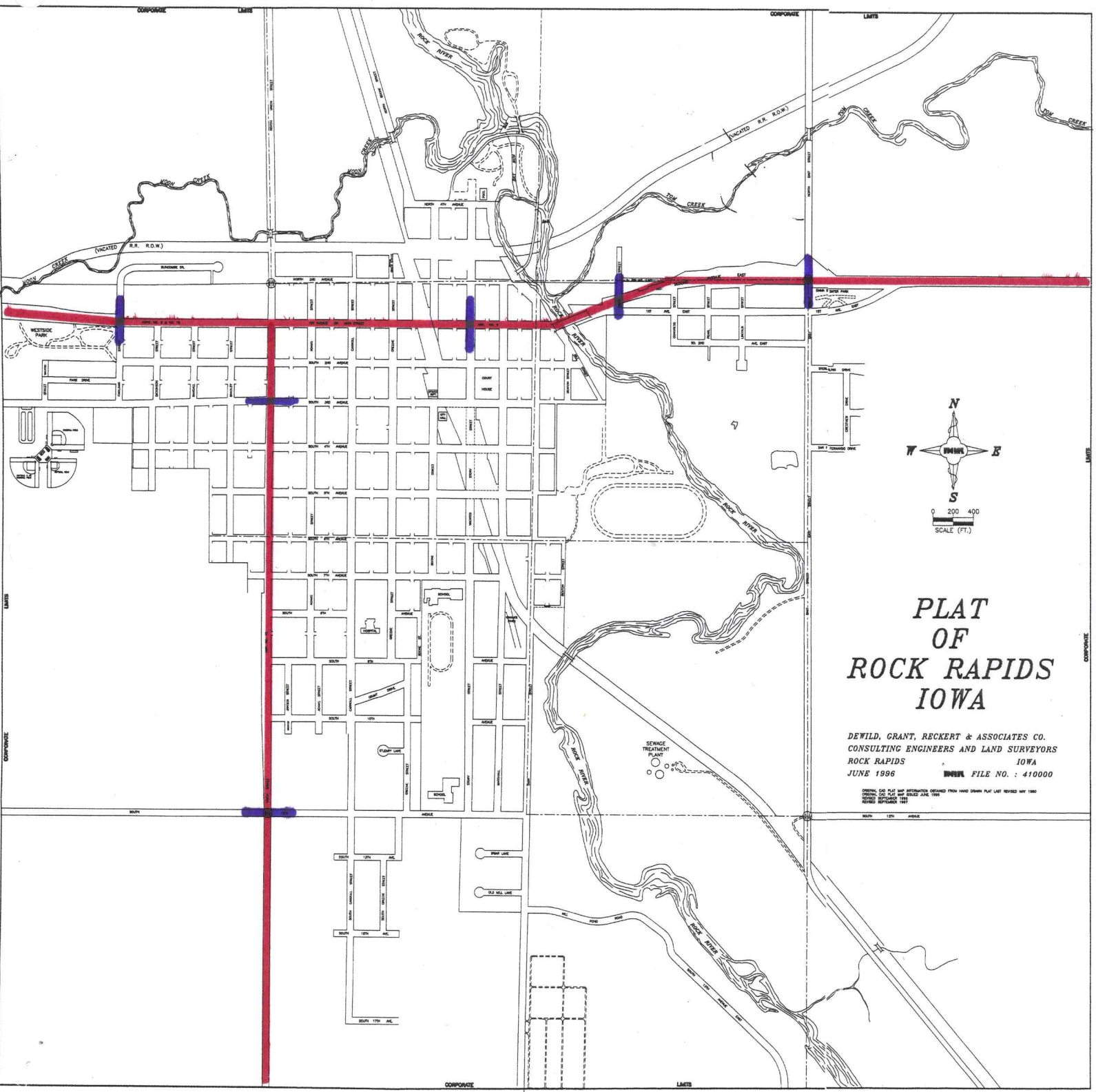
B. GENERAL REGULATIONS. No person shall operate an ATV or ORV within the City limits of Rock Rapids in violation of the provisions of Chapter 321G and 321I of the Code of Iowa or rules established by the Natural Resource Commission of the IDNR governing their registration, numbering, equipment and manner of operation.

C. OPERATION OF ATVs and ORVs. The operators of ATVs and ORVs shall comply with the following restrictions as to where ATVs and ORVs may be operated within the City:

1. Streets. Permitted ATVs and ORVs may be operated upon streets under the jurisdiction and within the corporate city limits of Rock Rapids. ATVs and ORVs shall not be operated upon any City street which is a primary road extension or state highway through the City, to wit: Iowa Highway 9; US Highway 75. However, ATVs and ORVs may cross such primary road extensions or highways at the following intersections:
 - a. East Street / K-52 / Harrison Avenue;
 - b. Fairlamb Street / Buncombe Drive;
 - c. Story Street;
 - d. Smith Street;
 - e. South 3rd Avenue;
 - f. South 12th Avenue / 160th Street.
2. Trails. ATVs and ORVs shall not be operated on bike trails, walking trails or snowmobile trails except where so designated.
3. Private Property. ATVs and ORVs may only be operated on private property with the express consent of the owner.
4. Sidewalk or Parking. No ATV or ORV shall be operated upon sidewalks unless engaged in snow removal or maintenance activities, nor shall they be operated upon that portion of the street from the curb to the sidewalk or property line, commonly referred to as the “parking”, or any off-street right-of-way, except for the purpose of snow removal, maintenance or landscaping activities.
5. Parks or Other City Land. A permit may be issued for the operation of an ATV or ORV in City parks or other City land for special events authorized by City Council.

6. **Operator License.** No person shall operate an ATV on the public street of the City without a valid motor vehicle operator's license and who is not either (a) at least 16 years of age and in possession of a valid ATV education certificate issued by the IDNR, or (b) at least 18 years of age. No person shall operate an ORV on the public street of the City without a valid motor vehicle operator's license and who is not at least 18 years of age.
 7. **Equipment.** All ATVs and ORVs shall be equipped according to the following provisions:
 - a. **Mufflers.** No person shall operate an ATV or ORV that is constructed or altered in a manner that noise emitted from the machine exceeds 96 decibels on the A scale when measured in the manner prescribed in the revised 2008-05, Society of Automotive Engineers Standard J1287, titled "Measurement of Exhaust Sound Pressure Levels of Stationary Motorcycles."
 - b. **Headlamp, Tail Lamp, Brakes.** Every ATV and ORV shall be equipped with a headlight and tail light which shall remain lighted at all times during operation. Every ATV and ORV shall be equipped with brakes in good working condition.
 8. **Traffic Code Observed.** Any operator of any ATV or ORV must observe all state and local traffic control regulations and devices and shall not operate an ATV or ORV at a speed in excess of that posted, nor at any time operate an ATV or ORV at a speed greater than is reasonable and proper under the existing conditions.
 9. **Unattended ATVs or ORVs and Parking.** No owner or operator of an ATV or ORV shall leave the ATV or ORV unattended on public property while the motor is running or with keys in the ignition switch. Owners and operators of ATVs or ORVs must obey all parking regulations in the City.
 10. **Registration.** The owner or operator of an ATV or ORV must maintain current vehicle registration as required by Iowa law.
- D. NEGLIGENCE.** The owner and operator of an ATV or ORV are liable for any injury or damage caused by the negligent operation of the ATV or ORV. The owner of an ATV or ORV shall be liable for any such injury or damage only if the owner was the operator of the ATV or ORV at the time the injury or damage occurred or if the operator had the owner's consent to operate the ATV or ORV at the time the injury or damage occurred.
- E. ACCIDENT REPORTS.** Whenever an ATV or ORV is involved in an accident resulting in injury or death to anyone or property damage amounting to \$1,500 or more, either the operator or someone acting for the operator shall immediately notify a law enforcement officer and shall file an accident report within 48 hours, in accordance with the State law.
- F. HOURS OF OPERATION.** ATVs and ORVs shall not be operated between the hours of 10:00 PM and 6:00 AM except for emergency situations or for loading or unloading from a transport trailer, and except that an ATV or ORV may be operated during prohibited hours for snow removal purposes.
- G. TOWING.** No items shall be towed by an ATV or ORV unless coupled to said ATV or ORV by a rigid tow bar.

Permitted Highway Crossings for ATVs and ORVs



PLAT OF ROCK RAPIDS IOWA

DEWILD, GRANT, RECKERT & ASSOCIATES CO.
CONSULTING ENGINEERS AND LAND SURVEYORS
ROCK RAPIDS IOWA
JUNE 1996
DEWILD FILE NO. : 410000

ORIGINAL PLAT FILE WAS RECORDED FROM 1940 DRAIN PLAT LAST REVISED MAY 1980
ORIGINAL DED PLAT WAS RECORDED JUNE 1956
REVISED SUPPLEMENT 1981
REVISED SUPPLEMENT 1987