

## CHAPTER 77: RECREATIONAL VEHICLES

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### ***BICYCLES***

#### **§ 77.01 LICENSE REQUIRED.**

No person shall ride or use a bicycle upon any public street, highway or boulevard in the city unless the same shall have been licensed and registered as herein provided.

(Prior Code, § 10.20.010) Penalty, see § 70.99

#### **§ 77.02 REGISTRATION REQUIRED.**

Every owner of a bicycle shall list and register with the Finance Officer his or her name and address, the name of the manufacturer of his or her bicycle, its number, style and general description.

(Prior Code, § 10.20.020) (Ord. 1051, passed 4-16-2018)

#### **§ 77.03 TAGS AND REGISTRATION CERTIFICATE.**

The Finance Officer shall provide and keep at police headquarters in the City Hall a suitable book and record for such purpose and shall provide a suitable metallic identification tag upon which shall be marked or stamped a distinguishing number, and for each bicycle registered, shall furnish the owner thereof one tag, the

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owner shall affix and keep affixed to the bicycle for which the same is issued the original metallic tag.  
(Prior Code, § 10.20.030) (Ord. 1051, passed 4-16-2018)

### **§ 77.04 LICENSE FEE.**

The fee for such license shall be set by resolution of the City Commission and shall be paid to the City Finance Officer along with a completed registration form. A license tag shall be issued and placed on the bicycle and is valid as long as the bicycle belongs to the same owner. Upon a change of ownership of the bicycle, a new tag should be issued upon surrender of the prior license to City Hall and payment of the license fee.  
(Prior Code, § 10.20.040)

### **§ 77.05 TAGS AND CERTIFICATE NONTRANSFERABLE.**

Tags shall not be transferred from one bicycle to another and no person shall attach to any bicycle a tag not issued for use thereon.  
(Prior Code, § 10.20.050)

### **§ 77.06 UNLAWFUL TO INTERFERE WITH PEDESTRIANS.**

No person shall ride or propel any bicycle upon any public street, highway or boulevard in such a manner as to interfere with any pedestrian thereon.  
(Prior Code, § 10.20.060) Penalty, see § 70.99

### **§ 77.07 CARE IN RIDING.**

(A) No person shall ride or propel a bicycle upon any public street, highway or boulevard except in a careful and prudent manner and unless such person shall be capable of efficient control and operation of such bicycle, nor shall any person propel or operate a bicycle upon a public street, highway or boulevard carrying or permitting to be carried any other person upon such bicycle, except that two persons may ride upon a tandem bicycle.

(B) No bicycle shall be ridden faster than is reasonable and proper but every bicycle shall be operated with reasonable regard to the safety of the operator and other persons upon the streets and highways of the city.

(C) Persons riding or propelling any bicycle shall observe all traffic signs and stop at all stop signs.

(D) No bicycle shall be permitted on any street of the city unless it is equipped with a lighted lamp on the front thereof visible under normal atmospheric conditions from a distance of at least 300 feet in front of the bicycle and equipped with a reflex mirror or lamp on the rear exhibiting a yellow or red light visible under light conditions from a distance of at least 200 feet to the rear of such bicycle during the period from one-half hour after sunset until one-half hour before sunrise or at any other time when there is not sufficient light to render clearly discernable the bicycle.

(E) No person under the age of 12 years shall ride or propel a bicycle upon any street, highway or boulevard in the city at night after the hour of 9:00 p.m.

(F) No person shall ride or propel a bicycle upon any public street, highway or boulevard in the city more than two abreast.

(G) Every person riding or propelling a bicycle upon any public street, highway or boulevard in the city

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shall observe all traffic rules and regulations applicable thereto, and shall turn only at intersections, signaling for all turns, ride at the right hand side of the street or highway, pass to the left when passing vehicles or bicycles that are slower moving, and shall pass to the right when they meet.

(H) No person shall ride a bicycle upon the sidewalks in the business district of the city.  
(Prior Code, § 10.20.070) Penalty, see § 70.99

### **§ 77.08 OPERATION ON SIDEWALK OR CROSSWALK.**

(A) A person operating a bicycle upon and along a sidewalk, or across a roadway upon and along a crosswalk, shall have all the rights and duties applicable to a pedestrian under the same circumstances, except as provided in division (B) and except that bicyclists must stop before entering a crosswalk or highway from a sidewalk or sidewalk area.

(SDCL § 32-20B-2)

(B) A person operating a bicycle upon and along a sidewalk, or across a roadway upon and along a crosswalk, shall yield the right-of-way to any pedestrian and shall give an audible signal before overtaking and passing a pedestrian.

(SDCL § 32-20B-3) Penalty, see § 70.99

### **§ 77.09 PARKING ON SIDEWALK.**

A person may park a bicycle on a sidewalk unless prohibited or restricted by an official traffic control device or ordinance. The parked bicycle may not impede the normal and reasonable movement of pedestrian or other traffic.

(SDCL § 32-20B-4) Penalty, see § 70.99

### **§ 77.10 OPERATION ON ROADWAY; RIDING CLOSE TO RIGHT-HAND CURB.**

(A) (1) Any person operating a bicycle upon a roadway at less than the normal speed of traffic at the time and place and under the conditions then existing shall ride as close as practicable to the right-hand curb or edge of the roadway.

(2) However, a person operating a bicycle may move from the right-hand curb or edge of the roadway to overtake and pass another bicycle or vehicle proceeding in the same direction, to prepare for a left turn at an intersection or into a private road or roadway or to avoid conditions including, but not limited to, fixed or moving objects, parked or moving vehicles, bicycles, pedestrians, animals, surface hazards, or substandard width lanes that make it unsafe to continue along the right-hand curb or edge.

(B) For purposes of this section, a ***SUBSTANDARD WIDTH LANE*** is a lane that is too narrow for a bicycle and vehicle to travel safely side by side within the lane.

(SDCL § 32-20B-5) Penalty, see § 70.99

### **§ 77.11 TURNING, STOPPING OR STARTING SIGNALS REQUIRED.**

A person operating a bicycle shall give a continuous signal of intention to turn right or left during the last 100 feet traveled by the bicycle before turning. The signal shall also be given while the bicycle is stopped waiting to turn. A signal by hand and arm need only be given intermittently if the hand is needed in the control

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operation of the bicycle. No driver of a bicycle may overtake another vehicle on the right if the overtaken vehicle is signaling to make a right turn. Except as provided in this section, a person operating a bicycle shall comply with the provisions of SDCL §§ 32-26-22 and 32-26-22.1.  
(SDCL § 32-20B-6) Penalty, see § 70.99

### § 77.12 RACING.

(A) *Racing in approved event authorized.* Notwithstanding the provisions of SDCL § 32-25-23, a person may race a bicycle on a highway when competing in a racing event which has been approved by the transportation commission or local authorities on a highway under their jurisdictions. Approval of a bicycle highway racing event shall be granted only under conditions which assure reasonable safety for all race participants, spectators, and other highway users, and which prevent unreasonable interference with traffic flow which would seriously inconvenience other highway users. Tests of endurance are not considered bicycle racing.  
(SDCL § 32-20B-7)

(B) *Exemption from traffic laws.* The municipality may exempt participants in an approved bicycle highway racing event on a highway under their jurisdiction from compliance with any traffic laws otherwise applicable thereto, provided that traffic control is adequate to assure the safety of all highway users.  
(SDCL § 32-20B-8)

## ***SNOWMOBILES***

### § 77.20 SNOWMOBILE DEFINED.

For the purpose of this subchapter, the following definition shall apply unless the context clearly indicates or requires a different meaning.

***SNOWMOBILE.*** Any self propelled vehicle weighing less than 1,000 pounds and equipped with sled type runners or skis and endless belt type tread, or any combination thereof rather than with wheels and pneumatic tires, and which is designated for travel upon snow, land or ice.  
(Prior Code, § 10.24.010)

### § 77.21 SAFETY REGULATION.

(A) It is unlawful for any person to operate a snowmobile in the city under the circumstances or in the manners following:

- (1) At any time or place where there is less than an accumulation of four inches of snow, except on the regularly traveled portion of streets;
- (2) At a speed greater than is reasonable or proper under all existing circumstances;
- (3) At any time on public park property or recreation areas, without the express permission of the City Finance Officer, or on any public school property without the express permission of the Superintendent of Schools, or on private property without the express permission of the owner or resident;
- (4) In a careless, reckless or negligent manner so as to be likely to endanger the person or property of another or cause injury or damage thereto;

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(5) In such manner as to create any loud, or unnecessary or unusual noise likely to disturb or interfere with the peace and quiet of any other person;

(6) Between the hours of 11:00 p.m. and 7:00 a.m., except when returning to the operator's residence by the most direct route available; and(7) While under the influence of intoxicating liquors or drugs.

(B) Provided, however, the Public Safety Commissioner shall have authority to supervise and regulate events or programs conducted by the Recreation Board in which snowmobiles are used.  
(Prior Code, § 10.24.020) (Ord. 1051, passed 4-16-2018) Penalty, see § 70.99

### **§ 77.22 DRIVER'S LICENSE REQUIRED.**

No person shall operate a snowmobile on a public street in the city of without having in his or her possession a valid driver's license.  
(Prior Code, § 10.24.030) Penalty, see § 70.99

### **§ 77.23 REGULATIONS APPLICABLE AT STREET INTERSECTIONS.**

No operator of a snowmobile shall drive the same across any street except at an intersection of such street with another street or alley; and shall yield the right-of-way to all other vehicles approaching the intersection from any direction.  
(Prior Code, § 10.24.040) Penalty, see § 70.99

### **§ 77.24 OPERATION ON SIDEWALKS AND PARKING PROHIBITED.**

No person shall operate a snowmobile upon any public sidewalk nor upon the parking area within any platted street.  
(Prior Code, § 10.24.050) Penalty, see § 70.99

### **§ 77.25 LIGHTING REQUIRED.**

(A) All snowmobiles operated within the city shall be equipped with:

- (1) Properly attached mufflers so designed as to minimize the noise of operation of the vehicle;
- (2) Adequate brakes in good working condition;
- (3) At least one headlight and one taillight; and

(4) A "dead man" throttle in good working condition, being a device which disengages the motor from the driving track when the pressure on the accelerator or throttle is released.

(B) At all times during operation, whether during daylight or darkness, the operator of any snowmobile shall keep lighted the headlight and taillight thereon.  
(Prior Code, § 10.24.060) Penalty, see § 70.99

**§ 77.26 AUTOMOBILE RULES OF THE ROAD APPLICABLE.**

Except as otherwise specifically provided in this subchapter, every operator of any snowmobile shall adhere to and observe all traffic signs and signals and all traffic rules and regulations imposed by statute or ordinance and applicable to other vehicles and shall obey all orders and directions of any police officer authorized to direct and regulate traffic.

(Prior Code, § 10.24.070) Penalty, see § 70.99

**§ 77.27 IMPOUNDMENT BY CHIEF OF POLICE.**

The Chief of Police is authorized and directed to seize and impound, for a period of not to exceed seven days, any snowmobile operated by any person in violation of § 77.22.

(Prior Code, § 10.24.080)

**§ 77.28 TOWING CONVEYANCES PROHIBITED; EXCEPTIONS.**

It is unlawful for the operator of any snowmobile to tow any other vehicle, sled or conveyance except when the latter is closely and firmly attached to the snowmobile by means of a rigid towing bar or device so designed as to assure stability and control of both vehicles. (Prior Code, § 10.24.090) Penalty, see § 70.99