

CLEARWATER COUNTY ORDINANCE

ORDINANCE FOR THE OPERATION OF ALL MINI TRUCKS ON ROADS
WITHIN THE COUNTY'S JURISDICTION

SECTION I.
PURPOSE

Except as herein specifically addressed or modified, the provisions of Minnesota statutes § 169.045 and § 169.011 subdivision 40a, are hereby incorporated by reference.

Minnesota Statute § 169.045 regulates the use of mini trucks. Consistent with this statute, and to provide for the health, safety and welfare of its citizens, the Clearwater County Board of Commissioners hereby ordains the following provisions to allow the use of mini trucks on County State Aid Highways and County Aid Roads within Clearwater County.

SECTION II.
DEFINITIONS

The following definitions apply to this Ordinance.

- A. Mini truck means a motor vehicle that has four wheels that is propelled by an electric motor with a rated power of 7,500 watts or less or an internal combustion engine with a piston displacement capacity of 660 cubic centimeters or less, has a total dry weight of 900 to 2,200 pounds; contains an enclosed cabin and a seat for the vehicle operator, commonly resembles a pickup truck or van, including a cargo area or bed located at the rear of the vehicle, and was not originally manufactured to meet federal motor vehicle safety standards required of motor vehicles in the Code of Federal Regulations, title 49, § 571.101 to § 571.404, and successor requirements.

A mini truck does not include:

- i. A neighborhood electric vehicle or a medium-speed electric vehicle;
or
- ii. A motor vehicle that meets or exceeds the regulations in the Code of Federal Regulations, title 49, § 571.500, and successor requirements.

- B. County means the County of Clearwater, Minnesota.

- C. County State Aid Highway (CSAH) means all roads designated in Clearwater County as County State Aid Highway.

D. County Aid Roads (CAR) means all roads designated as County roads.

E. Roadway means all of the road right-of-way.

SECTION III.
PERMITTED OPERATION OF MINI TRUCKS ON ROADS IN CLEARWATER
COUNTY

Except as provided below and in Minnesota Statutes § 169.045, it shall be permissible to operate a mini truck on the following roads in Clearwater County by permit:

All gravel surfaced CSAH and CAR and all paved CSAH and CAR.

1. Persons operating mini-trucks on CSAH and CAR must operate the mini-truck on the extreme right hand side of the road and make left turns across the road only if it is safe to do so under prevailing conditions.
2. A person shall not operate a mini truck on CSAH and CAR between the hours of one-half hour after sunset to one-half hour before sunrise. They shall not be operated in inclement weather or when visibility is impaired by weather, smoke, fog or other conditions, or at any time when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of 500 feet.
3. Pursuant to Minnesota Statute § 169.045, persons operating mini trucks on the roadways in Clearwater County must have a permit. The Sheriff's Office shall issue permits and may recommend the denial of a permit if the applicants driving status is revoked, suspended or cancelled. The Sheriff's Office shall collect a fee, as determined by the County Board, for the issued permit.

Requirements for a permit per Minnesota Statute § 169.045.

1. Application shall be made in a form supplied by the County and shall contain the information listed below. All permits shall be issued for a specific mini truck. The permit shall be issued with a specific license number, and the applicant is responsible for obtaining self-adhesive numbers at least three inches tall and applying them to both front and rear of that specific mini truck.
2. All mini truck owners must provide proof of liability insurance at all times when operating on a roadway and a certificate of insurance must be submitted at the time of the permit application.
3. The make, model number, serial number and year of the mini truck are required.

4. The applicant shall supply a current valid driver's license showing name, address and age. The driver's license shall be photocopied for the county's records.
5. The mini truck shall be inspected by the **Sheriff's Office** to determine that it has the required equipment pursuant to Minnesota Statute § 169.045 Subdivision 7a.
6. The permit shall be issued for a calendar year (January 1st through December 31st) and is to be renewed annually and the fee paid. No pro-rated fees shall be paid, and no refunds shall be allowed.

Except as otherwise provided in this Ordinance, all operation of mini trucks shall be in compliance with Minnesota Statutes § 169.045, as well as any other federal, state, or local law, rule or regulation.

SECTION IV.
PENALTY

A violation of this ordinance is a petty misdemeanor subject to a penalty not to exceed \$300.00.

EFFECTIVE DATE

This ordinance shall be in full force and effect upon adoption pursuant to Minnesota law.
Dated this ____ day of _____, 2010.

Clearwater County Board of Commissioners

By: _____
Chairman

Clearwater County Board of Commissioners

ATTEST:

By _____
Clearwater County Board Clerk