

TOWN OF NEW RICHMOND
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ORDINANCE # 2013-007

OFF-ROAD VEHICLES

Regulating the use of Off-Road Vehicles within the Town of New Richmond, IN

Whereas the Town Council of the Town of New Richmond, Indiana finds it necessary to promote the safety of persons and property and the responsible enjoyment in and connected with the use and operation of Off-Road Vehicles and snowmobiles, and

Whereas the Town Council of the Town of New Richmond, Indiana does hereby define the terms below as used in this ordinance:

“Off-Road Vehicle”- means a motor driven vehicle capable of cross country travel without the benefit of a road or trail.

The term “Off-Road Vehicle” does not include the following:

- Any vehicle including an off road vehicle being used for agricultural purposes;
- any vehicle including an off road vehicle being used by a state licensed surveyor or engineer in the course of conducting his/her official duties as a surveyor or engineer;
- a vehicle being used for town, military or law enforcement purposes;
- any other vehicle properly registered by the bureau of motor vehicles;
- a golf cart vehicle;
- any vehicle including an off road vehicle that is being used by a person suffering from a handicap or disability, if the handicapped or disabled person is using the vehicle as a necessary means of transportation.

“Operate”- to ride in or on; be in actual physical control of the operation of

“Operator” – an individual who operates or is in actual physical control of an off-road vehicle or snowmobile

“Owner”- a person other than a lienholder who owns an interest in or title to an off road vehicle; and is entitled to the use or possession thereof

An individual may not operate an Off-Road Vehicle and/or snowmobile that is required to be registered under IC-14-16-1 on any public streets, right-of-ways, sidewalks, parks, parking lots or other public areas within the Town Limits of New Richmond unless the vehicle is in full compliance with IC-14-16-1, which includes but is not limited to:

- vehicle has been registered with the Indiana Department of Natural Resources (DNR)
- vehicle registration decals must be clearly visible
- vehicle may be operated only between 30 minutes before sunrise and 30 after sunset unless vehicle displays a lighted headlight and a lighted taillight

-vehicle operator under the age of 14 must have immediate supervision by an individual of at least 18 years of age, except on land owned by or under control by the operator's parent or guardian

-individuals shall not operate vehicles under the influence of alcohol, narcotics or any other habit forming or dangerous depressant or stimulant drug

-vehicle must be equipped with a muffler in good working order and not create excessive smoke or noise

-vehicle may not be operated within 100 feet of a dwelling between midnight and 6am, except on the individual's own property, property under the individual's control, or as an invited guest on another's property

-vehicle may not be operated on any property without the consent of the landowner or tenant thereof

Operators that do not hold a valid motor vehicle drivers license may not operate off-road vehicles or snowmobiles on the public highways (IC-14-16-1-20-(c)) within the Corporate Limits of the Town of New Richmond

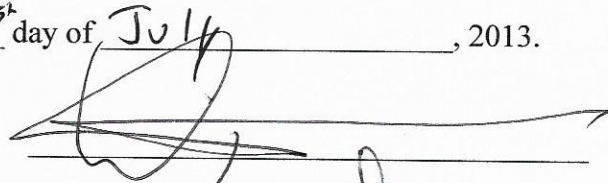
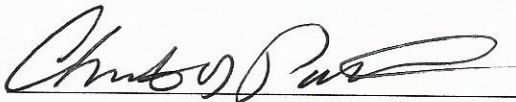
Vehicles operating within the Corporate Limits of the Town of New Richmond must display a slow moving vehicle emblem at all times

Vehicles may not be operated on the frozen surface of the pond in The New Richmond Park

Violations shall be issued as pursuant to IC-14-16-1-29 and enforced pursuant to IC-16-14-1-25

This Ordinance shall be in full force and effect from and after its passage.

Duly ordained, passed and adopted this 1st day of July, 2013.



Attest

