

Ordinance 2013-01

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF EVERLY, IOWA, BY AMENDING PROVISIONS PERTAINING TO GENERAL TRAFFIC REGULATIONS BY PERMITTING THE USE OF ALL-TERRAIN VEHICLES AND UTILITY-TERRAIN VEHICLES ON CITY STREETS

Be It Enacted by the City Council of the City of Everly, Iowa:

SECTION 1. OPERATION OF ATV's AND UTV's ON PUBLIC PROPERTY. All-terrain vehicles and Utility-terrain vehicles can be operated on any public street, within the corporate limits of the City of Everly, except under the following circumstances:

- a. Operators of all-terrain vehicles must comply with all applicable state statutes and local traffic control regulations and devices and shall not operate an ATV or UTV at a speed in excess of that posted, nor operate an ATV or UTV at a speed greater than is reasonable and proper under existing circumstances. All regular traffic rules and fines will apply.
- b. Operators of all-terrain vehicles must be at least sixteen (16) years of age and hold a valid Iowa driver's license.

SECTION 2. OPERATION ON PRIVATE PROPERTY. All-terrain vehicles shall not be operated on any private property within the City of Everly, except with the approval of the property owner or tenant and in compliance with the requirements of this chapter and chapter 321I of the code of Iowa.

SECTION 3. SEVERABILITY. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole, or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 4. WHEN EFFECTIVE. This ordinance shall be effective after its final passage, approval and publication as provided by law.

Passed by the City Council of the City of Everly, Iowa this 20TH day of May 2013 and approved this 20th day of May 2013 by the Mayor of the City of Everly, Iowa.

Verland "Bud" Meyer
MAYOR

ATTEST: Janice Thompson

CITY CLERK/ADMINISTRATOR

First Reading: 4/15/13

Second Reading: 4/15/13

Third Reading: 5/20/13

Publication date: 5/29/13