

ROSEAU COUNTY ORDINANCE NO. 36

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

THE COUNTY OF ROSEAU DOES ORDAIN:

Subdivision 1. Adoption by reference of Minnesota Statute

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

Findings, purpose and intent.

Minnesota Statutes § 169.045 regulates the use of mini trucks. Consistent with this statute, and to provide for the health, safety and welfare of its citizens, this Ordinance is enacted to regulate the use of mini trucks on county state aid highways and county roads within Roseau County.

The County makes the following findings:

1. That the following County State Aid Highways and County Roads exist throughout Roseau County:

County State Aid Highway 2 from County State Aid Highway 13 east sixteen (16) miles to County Road 141

County State Aid Highway 4 from Trunk Highway 89 east nine (9) miles to Hayes Lake State Park

County State Aid Highway 7 from Kittson County State Aid Highway No. 25 south and east to County State Aid Highway 10

County State Aid Highway 72 (excepting 2nd Ave. SE to 2nd Ave. SW in the City of Roseau)

County State Aid Highway 74 (Taylor Road/Lake Street) from State Highway No 313 to State Highway No. 11

County State Aid Highway 75 (Cedar Street) from the intersection of State Highway 11 and 313 to County State Aid Highway 35

County State Aid Highway 5

County State Aid Highway 6

County State Aid Highway 8

County State Aid Highway 10

County State Aid Highway 11

County State Aid Highway 12

County State Aid Highway 13

County State Aid Highway 14

County State Aid Highway 15

County State Aid Highway 16

County State Aid Highway 17

County State Aid Highway 18

County State Aid Highway 19

County State Aid Highway 20

County State Aid Highway 21

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County State Aid Highway 38
County State Aid Highway 42
County State Aid Highway 43
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County Road 101
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County Road 140
County Road 141
County Road 142
County Road 144
County Road 147
County Road 148
County Road 149

Subdivision 2. Definitions.

The following definitions apply to this Ordinance.

1. Mini truck means a motor vehicle that has four wheels; 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, sections 571.101 to 571.404, and successor requirements.

(b) A mini truck does not include:

- (1) a neighborhood electric vehicle or a medium-speed electric vehicle; or
- (2) a motor vehicle that meets or exceeds the regulations in the Code of Federal Regulations, title 49, section 571.500, and successor requirements.

2. **County** means the County of Roseau, Minnesota.
3. **County State Aid Highway** or **CSAH** means the following roads located in Roseau County:

County State Aid Highway 2 from County State Aid Highway 13 east sixteen (16) miles to County Road 141
County State Aid Highway 4 from Trunk Highway 89 east nine (9) miles to Hayes Lake State Park
County State Aid Highway 7 from Kittson County State Aid Highway No. 25 south and east to County State Aid Highway 10
County State Aid Highway 72 (excepting 2nd Ave. SE to 2nd Ave. SW in the City of Roseau)
County State Aid Highway 74 (Taylor Road/Lake Street) from State Highway No 313 to State Highway No. 11
County State Aid Highway 75 (Cedar Street) from the intersection of State Highway 11 and 313 to County State Aid Highway 35

County State Aid Highway 5
County State Aid Highway 6
County State Aid Highway 8
County State Aid Highway 10
County State Aid Highway 11
County State Aid Highway 12
County State Aid Highway 13
County State Aid Highway 14
County State Aid Highway 16
County State Aid Highway 17
County State Aid Highway 18
County State Aid Highway 19
County State Aid Highway 20
County State Aid Highway 23
County State Aid Highway 24
County State Aid Highway 28
County State Aid Highway 30
County State Aid Highway 33
County State Aid Highway 34
County State Aid Highway 35

4. **County Road** means the following roads located in Roseau County:

- County Road 101
- County Road 102
- County Road 103
- County Road 104
- County Road 105
- County Road 106
- County Road 107
- County Road 108
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- County Road 112
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Subdivision 3. Permitted Operation of Mini Trucks on certain roads in Roseau County.

1. Except as provided below and in Minnesota Statutes § 169.045 it shall be unlawful for any person to operate a Mini Truck on any County State Aid Highway or county road within Roseau County.
2. It shall be permissible to operate a Mini Truck on the roadway on the following County State Aid Highways and County Roads within Roseau County:

- County State Aid Highway 2 from County State Aid Highway 13 east sixteen (16) miles to County Road 141
- County State Aid Highway 4 from Trunk Highway 89 east nine (9) miles to Hayes Lake State Park
- County State Aid Highway 7 from Kittson County State Aid Highway No. 25 south and east to County State Aid Highway 10
- County State Aid Highway 72 (excepting 2nd Ave. SE to 2nd Ave. SW in the City of Roseau)
- County State Aid Highway 74 (Taylor Road/Lake Street) from State Highway No 313 to State Highway No. 11
- County State Aid Highway 75 (Cedar Street) from the intersection of State Highway 11 and 313 to County State Aid Highway 35
- County State Aid Highway 6
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- County State Aid Highway 11
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- County State Aid Highway 456
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3. Persons operating mini trucks on the roadways listed in Subdivision 3 must have a permit. The Sherriff's Office shall authorize the issuance of 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.

a. Requirements for a Permit.

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; the applicant is responsible for obtaining self adhesive numbers at least three inches tall and applying them to both sides of that specific mini truck.

- 1) 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.
- 2) The make, model number, serial number and year of the mini truck is required.
- 3) 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 records.
- 4) 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.
- 5) The permit shall be issued for a calendar year (January 1st through December 31st) and is to be renewed annually and the fee paid.

4. 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 rule or regulation.

Subdivision 4. Effective Date.

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

ROSEAU COUNTY BOARD OF COMMISSIONERS

By _____

Jack Swanson Chairman

Roseau County Board of Commissioners

ATTEST:

By _____

Teresa Klein

Roseau County Board Clerk