

CITY OF COFFMAN COVE
ORDINANCE 24 - 03

AN ORDINANCE AMENDING TITLE VIII, SECTION 8.03

Section 1. Purpose.

To add, delete and amend the language of Chapter 13.01.040. Temporary Use of City Lands.

Section 2. Classification.

This Ordinance is of general and permanent nature and shall become part of the Municipal Code.

Section 3. Prior Ordinance Superseded

The Code supersedes any and all ordinances adopted prior to this code and not included within this Code at the time of this Code's adoption.

Section 4. Severability.

If any provision of this Ordinance or application thereof to any person or circumstance is held invalid the remainder of this Ordinance shall not be affected thereby.

Section 5. Titles and Chapters Adopted and/or Amended:

Section 8.03.010 ATV Use within City Limits

A. Two, three, four, six and eight wheeled and tracked all-terrain vehicles (hereinafter called "ATV") may be driven on a roadway or shoulder of a highway on any road or property over which the City has jurisdiction, subject to the following restrictions:

1. No person shall operate and ATV faster than 25 miles per hour;
2. ATV's may be driven only on the extreme right-hand side of the roadway and in the same direction as the roadway motor vehicle traffic in the nearest lane of the roadway;

~~**[3. All ATV's must be equipped with a fluorescent orange flag measuring four inches by ten inches, mounted on a pole attached to the rear portion of the ATV at a height of no less than six feet from the ground;]**~~

3. No person under the age of 18 shall drive or be a passenger on an ATV without wearing a helmet;

4. Passengers will be limited to one per vehicle unless the vehicle was designated by the manufacturer to carry more than one passenger;
5. ATV's will not pass other moving vehicles on the roadway;
6. ATV use will not be permitted between the hours of dusk and dawn unless the ATV is equipped with operational headlights which provide adequate illumination to at least 15 feet, an operational taillight, brake light and turn signals;
7. All wheels of the ATV will remain in contact with the road at all times;
8. The driver of the ATV will not follow another vehicle closer than fifteen feet or three ATV lengths.

~~**[10. Unlicensed drivers under the age of 18 must have an approved Parental Authorization form on file at the City Hall in order to operate an ATV under this ordinance. This form is revocable at any time if the minor does not comply with the above requirements.]**~~

9. It's illegal for anyone under 16 years of age to operate ATVs and side by sides on municipal streets as allowed under AS 28.

NOW, THEREFORE, BE IT ENACTED BY THE COFFMAN COVE CITY COUNCIL, AS FOLLOWS:

New language: *italics and underlined*; Deleted language: ~~**[in bold brackets and stricken.]**~~

FIRST READING: September 21st, 2023

PUBLIC HEARING: October 19th, 2023

SECOND READING: October 19th, 2023

PASSED AND APPROVED by the Coffman Cove City Council on this 19th day of October, 2023.

Jack Mulcare, Mayor

ATTEST:

Soiyor Fitzpatrick, City Clerk

