

ALL TERRAIN VEHICLES

Registration Requirements

- 1) Operator's Name
- 2) Operator's Address
- 3) Valid Class "O" Operator's License
- 4) Operator's Date of Birth
 - must be 19 to operate an ATV or UTV
- 5) ATV/UTV Make
- 6) ATV/UTV Model
- 7) ATV/UTV Year
- 8) Proof of Liability Insurance Coverage.

The fee for registration of the All-Terrain Vehicle or Utility-Type Vehicle shall be paid at the time of registration and shall be \$25.00.



This is only a portion of the ATV/UTV Requirements, Definitions, and Conditions of Operation. If you have questions, please call (308) 235-3639.

CITY OF KIMBALL



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CITY OF KIMBALL

ORDINANCE 665

ALL TERRAIN VEHICLES | UTILITY TYPE VEHICLES

DEFINITIONS AND
CONDITIONS OF OPERATION

EFFECTIVE NOVEMBER 24, 2010



TEL: 308-235-3639

Section 1: Ordinance number 643 shall be amended as follows:

Section 2: Definitions for purposes of this Ordinance:

(a) All-terrain vehicles shall mean any motorized off-highway vehicle which (1) is 50 inches or less in width, (2) has a dry weight of 900 pounds or less, (3) travels on three or more low pressure tires, (4) is designed for operator use only with no passengers or is specifically designed by the original manufacturer for the operator and one passenger, (5) has a seat or saddle designed to be straddled by the operator, and (6) has handle bars or any other steering assembly for steering control.

(b) Utility-type Vehicle means any motorized off-highway vehicle which (1) is not less than forty-eight inches nor more than seventy-four inches in width, (2) is not more than one hundred thirty-five inches, including bumper, in length, (3) has a dry weight of not less than nine hundred pounds nor more than two thousand pounds, (4) travels on four or more low pressure tires, and (5) is equipped with a steering wheel and bench or bucket-type seating designed for at least two people to sit side-by-side. Utility-type vehicle does not include golf carts or low-speed vehicles.

(c) Street or highway means the entire width between the boundary limits of any street, road, avenue, boulevard, or way, which is publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

(d) All other terms shall be defined as set forth in the Statutes of the State of Nebraska.

Section 3: All-terrain vehicles and utility-type vehicles may be operated on the streets and highways within the corporate limits of the City of Kimball under the following conditions:

(a) the operation of all-terrain vehicles and utility-type vehicles shall occur only between the hours of sunrise and sunset.

(b) the operator of an all-terrain vehicle or utility-type vehicle shall have a valid class 0 operator's license or a farm permit

class 0 operator's license or a farm permit as provided in Section 60-4, 126 of the Nebraska Statutes..

(c) liability insurance coverage for all-terrain vehicles or utility-type vehicles shall be effective during all operation.

(d) all-terrain vehicles and utility-type vehicles shall not be operated in excess of 30 miles per hour and must be operated in compliance with all speed limits established within the city.

(e) any person operating an all-terrain vehicle or a utility-type vehicle shall provide proof of insurance coverage to any peace officer requesting such proof within five days of such request.

(f) all-terrain vehicles and utility-type vehicles shall be equipped with a head light and a tail light which shall be on and in working order at all times during the operation of the vehicle.

(g) all-terrain vehicles and utility-type vehicles shall be equipped with a bicycle safety flag which extends not less than six feet above ground and shall be attached to the rear of the vehicle, which flag shall be triangular in shape with an area of not less than 30 square inches and shall be day-glow in color.

(h) the operation of all-terrain vehicles or utility-type vehicle shall comply with all rules of the road, ordinances and statutes established by the City of Kimball and the State of Nebraska.

(i) all-terrain vehicles and utility-type vehicles shall be equipped with (1) a brake system maintained in good operating condition, (2) an adequate muffler system in good working condition, and (3) a United States Forrest Service qualified spark arrestor.

(j) no all-terrain vehicle nor utility-type vehicle shall have an exhaust system with a cut out, bypass or similar device.

(k) no all-terrain vehicle nor utility-type vehicle shall have the spark arrestor removed or modified.

(l) all-terrain vehicles and utility-type vehicles shall be equipped with working brake lights.

(m) no all-terrain vehicle nor utility-type vehicle shall be operated by any person under the age of 19 years.

(n) operator and passenger of an all-terrain vehicle or utility-type vehicle shall each wear a helmet approved by the State of Nebraska for use while operating a motorcycle.

(o) no operation shall occur on any controlled access highway with more than two marked traffic lanes.

Section 4: REGISTRATION. All all-terrain vehicles and utility-type vehicles operated within the corporate limits of the City of Kimball shall be registered with the Kimball City Clerk who will issue an identifying emblem to be placed on said all-terrain vehicle or utility-type vehicle as directed by the Chief of Police or his designee.

Said emblem shall be visible and not obscured in any manner including but not limited to mud, dirt, debris, or equipment. The registration of the all-terrain vehicle or utility-type vehicle shall be valid for the calendar year in which it is issued. The all-terrain vehicle and utility-type vehicle shall be registered for each calendar year. The fee for registration of the all-terrain vehicle and utility-type shall be paid at the time of registration and shall be \$25.00. A written certification from the Kimball Police Department shall be presented to the City Clerk at the time of registration status that the all-terrain vehicle or utility-type vehicle meets the requirements established by the State of Nebraska and the City of Kimball.

Section 5: ACCIDENT REPORT. If an accident occurs within the corporate limits that results in the death of any person or the injury of any person which requires the treatment of the person by a physician, the operator of the all-terrain vehicle or utility-type vehicle involved in the accident shall give notice of the accident in the same manner as provided in Section 60-699 of the Statutes of the State of Nebraska.

Section 6: REGISTRATION. All all-terrain vehicles or utility-type vehicles operated within the corporate limits shall be registered as required by the Statutes of the State of Nebraska.

Section 7: SIDE WALKS. No all-terrain vehicles shall operate on the side walks within the corporate limits.

Section 8: PENALTY. Any person violating any provisions of this Ordinance shall be fined in a sum not to exceed \$500.00 and assessed the court costs of prosecution, provided, however, if any person is convicted of a second or subsequent offense of this Ordinance within the period of three years, the minimum fine for the second or subsequent offense shall be \$200.00.

Section 9: Any other ordinance or section passed and approved prior to passage, approval, and publication of this ordinance and in conflict with its provisions are repealed.

Section 10: This Ordinance shall take affect and be in full force from and after its passage, approval, and publication in pamphlet form as required by law.