

## Chapter 10.10 VEHICLES AND TRAFFIC SAFETY

### Sections:

#### 10.10.010 Definitions

#### 10.10.020 General

#### 10.10.030 Safety standards

#### 10.10.040 Penalties

- (a) "Motorized vehicle" includes any automobile, truck, SUV, motorcycle, three-wheeler, or similar motorized vehicle which is designed for and used on the roadways.
- (b) "Recreational vehicle" means any self-propelled vehicle when used for the purpose of recreational off-highway travel on land, snow, ice, and other natural terrain or a combination thereof, including but not limited to: motorbikes, snow mobiles, all-terrain vehicles, and dune buggies.
- (c) "License" means a driver's license or off-highway license issued by the State of Alaska.
- (d) "Inhalant" has the meaning given to the phrase "hazardous volatile material or substance" in AS 47.37.270 .

#### 10.10.020 General

- (a) It is unlawful for any person to operate a motorized vehicle in violation of Alaska state law.
- (b) It is unlawful for any person to operate a recreational vehicle except as follows:
- (1) Persons ages 12 to 14 may operate a recreational vehicle if:
    - (A) under constant close supervision of a parent or guardian; and
    - (B) the manufacturer's suggested age for the recreational vehicle is under the age of 14.
  - (2) Persons ages 14 to 16 must have an active instructional permit issued by the State of Alaska to operate a recreational vehicle.
  - (3) Persons over 16 but under 18 must have an active provisional license issued by the State of Alaska to operate a recreational vehicle.
  - (4) Persons over 18 must have an active license to operate a recreational vehicle.

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10.10.010Motor vehicles and traffic safety. Definitions→¶

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(d) It shall be unlawful for any person to operate an automobile (car, truck, pick-up, etc.)

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(5) Persons under the age of 18, must have completed an online recreational vehicle safety course.

(c) Persons under the age of 18 operating a recreational vehicle shall not carry passengers.

(d) All operators of a recreational vehicle and any passenger under the age of 18 shall wear a helmet when on a recreational vehicle. All helmets must contain a manufacturer certification that it meets the standards of the American National Standards Institute, American Society for Testing and Materials or the United States Consumer Products Safety Commission.

(e) Operators of motorized and recreational vehicles shall abide by curfew laws of the City of Saint Paul, as outlined in CCO 9.05.110.

(f) It is unlawful for any person to drive, operate, stop or move a motorized or recreational vehicle:

(3) In a careless, reckless or negligent manner so as to endanger the person or property of another, or to cause injury or damage to such person or property;

(2) while under the influence of an alcoholic beverage, intoxicating liquor, inhalant, or any controlled substance, singly or in combination;

(3) In any manner that is a violation of State law;

(4) By overtaking an emergency vehicle, when an emergency vehicle is responding to an emergency call.

(g) Use of motorized vehicles off established roadways and driveways in the Townsite is unlawful except as authorized by state law and regulations and regulations promulgated by the City Council and kept on record at the City office.

(h) Use of motorized vehicles and recreational vehicles on pedestrian trails and paths is unlawful. Recreational vehicles may use City roadways, but must abide by all traffic laws, including but not limited to speed limits.

(i) It is unlawful for a parent, guardian, or other person having the custody or control of a child under the age of 18 to knowingly permit such child to act contrary to the provisions of this chapter.

#### 10.10.030 Safety standards.

(a) All motorized vehicles shall:

(1) Conform to minimum safety standards as determined by the State of Alaska Department of Public Safety, pursuant to AS 28.05.011. Safety equipment shall include head light, tail light, brake light and turn signals (if factory equipped), functional brakes, functional muffler or sound suppresser.

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**Deleted:** Hazardous operation of motorized vehicles is prohibited. "Hazardous operation" includes, but is not limited to: failure to yield at a crossroads, passing another vehicle on the wrong side, excessive speed, excessive passengers, driving without safety equipment, driving while under the influence of alcohol or drugs, entering a roadway without due caution, failure to control the vehicle, "cutting donuts," "popping wheelies," or "doing brodies."

**Deleted:** All recreational vehicle operators and passengers under the age of 18 shall wear helmets when operating or riding a recreational vehicle.

**Deleted:** Persons under the age of 18 operating a three-wheeled vehicle shall not carry passengers.

**Deleted:** It shall be unlawful for any unauthorized persons to follow an emergency vehicle, when an emergency vehicle is responding to an emergency call. Nothing in this section prohibits authorized members of fire, police or rescue squads from responding to an emergency call in a responsible manner.

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(b) All recreational vehicles operated within the Townsite shall: ▼

(1) Have an operational headlamp with the beam aimed and of sufficient intensity to reveal persons and vehicles at a distance of at least 100 feet ahead that shall be on during dusk, twilight, darkness, or when visibility is poor;

2. At least one rear lamp exhibiting a red light plainly visible from a distance of 500 feet to the rear that shall be on during dusk, twilight, darkness, or when visibility is poor;

3. Functional brakes able to control the movement of and to stop and hold the vehicle; and

4. A current registration for snow mobiles as required under AS 28.39.010.

#### 10.10.040 Penalties.

(a) Any person acting in violation of this chapter is, upon conviction, guilty of a Level I City offense and is punishable as set forth in CCO 9.05.020. [Code 1979 § 9.08.]

(b) Upon issuance of a citation for violation of any section in this chapter, any motorized vehicle or recreational vehicle involved in the violation may be impounded. Any impoundment of a motorized vehicle or recreational vehicle will result in an impoundment hearing in the State courts of the State of Alaska, to be held within two business days of impoundment. If necessary for evidentiary purposes, the vehicle may be impounded until the termination of judicial proceedings on the matter. If said judicial proceedings do not terminate within 30 days, the vehicle shall be returned to the rightful owner, provided impoundment fees are paid.

(c) The City's Department of Public Safety may issue a citation to Saint Paul Island Tribal Court for Civil Mischief for members of the Aleut Community of Saint Paul Island under this chapter.

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**Deleted:** k) A parent of a child or the guardian of a ward may not authorize or knowingly permit his child or ward to violate a provision of this chapter. A parent or guardian whose child or ward violates a provision of this section shall be liable for the violation of the child or ward.

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(l) All motorized vehicles must display a valid City permit. A permit shall be issued upon payment of a \$5.00 fee, provided the motorized vehicle meets the safety standards required in subsection (j) of this section.

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