

## **UTILITY-TYPE VEHICLES (UTV)**

A UTV may be operated upon city streets and highways within the corporate limits of the City only if the operator and vehicle is in compliance with the following provisions in addition to the Nebraska Rules of the Road and City Codes:

### **OPERATION**

- UTVs must be registered with City Hall.
- Operated only between the hours of sunrise and sunset.
- Maximum speed of operation of thirty (30) miles per hour or the posted speed limit, whichever is less.
- Headlights and tail lights of the vehicle shall be on during operation.
- Have a valid Class O operator's license as provided for in Neb. Rev. Stat. § 60-4,126;
- Have minimum liability insurance coverage of:
  - Twenty-five thousand dollars (\$25,000) because of bodily injury to or death of one person in any one accident and, subject to such limit for one person,
  - Fifty thousand dollars (\$50,000) because of bodily injury to or death of two or more persons in any one accident, and
  - Twenty-five thousand dollars (\$25,000) because of injury to or destruction of property of others in any one accident; and such insurance shall be within the limits stated in Neb. Rev. Stat. § 60-509.
- Be a minimum age of 20 years old.
- Use turn-signals (if equipped) or basic hand signals prior to making any turn in direction.
- Operate only with as many passengers as the manufacturers intended and all passengers must be seated during operation.
- Operation on any highway that is part of the state highway system is prohibited. Crossing a highway is permitted if:
  - The crossing is made at an angle of approximately ninety degrees (90°) perpendicular to the direction of travel being made on such highway and at a place where no obstruction prevents a timely and safe crossing;
  - The vehicle is brought to a complete stop before crossing shoulder or roadway of said highway;
  - The operator yields the right of way to all traffic which constitutes an immediate or potential hazard;
  - In crossing a divided highway, the crossing shall only be made at an intersection of another street or roadway; and
  - Both headlights and tail lights must be on when crossing is made.
- UTVs may be operated at a maximum speed of ten (10) miles per hour as posted, on the following sections of public trails as an alternate route only when there is no direct access to local streets without operating on a state highway. (*see attached map*)
  - Intersection of Driftwood Drive and Rosewood Drive to Woodland Road
  - Old Creek Road (Under Highway 14) to Streeter's Park
  - 9th Street to Streeter's Park

### **EQUIPMENT**

- Braking system maintained in good operating condition.
- Working Headlights, tail lights, and brake lights.
- An adequate muffler system in good working condition and without a cutout, bypass or similar device, or any modifications to the muffler system which increases the volume of the noise of the exhaust system. No portion of the system shall be permitted to contact the ground when weighted by its operator;

- A safety flag which extends no less than seven (7) feet above the ground or one (1) foot above the canopy or roof and is attached to the rear of such vehicle. The flag shall be day-glow in color, triangular in shape, and of a size with an area of not less than thirty (30) square inches.

## **REGISTRATION**

Only UTVs registered with City Hall or owned by the City shall be authorized for operation on streets or highways within the corporate limits of the City. A registration sticker shall be issued by City Hall upon the owner submitting the following:

- Certification from the Aurora Police Department stating that the UTV has been inspected and is in compliance with the equipment requirements identified by City Code.
- Proof of liability insurance coverage for the vehicle specifically listing the vehicle as referenced by year, make, model, and serial number.
- A one hundred dollar (\$100.00) annual fee for registration of the vehicle.
- The registration sticker shall entitle the vehicle to be operated on the streets and highways of the City as provided by Code during the calendar year of issuance. The annual fee will not be prorated and is not transferrable. No refunds shall be allowed for any reason. Registration will expire on December 31 of each year.
- A reflecting sticker will be provided to the registering owner upon registration of such vehicle at City Hall. This registration sticker shall be affixed on the vehicle's lower driver's side windshield if equipped, or if the vehicle is not equipped with a windshield, then the sticker shall be affixed on the driver's side front of such vehicle. A duplicate sticker at a cost of twenty-five dollars (\$25.00) may be issued by City Hall in the event of a lost or destroyed registration sticker.

## **ACCIDENT; REPORT REQUIRED**

If an accident involving a UTV results in injury or death to any person or damage to property of any person, then the operator of each UTV involved in the accident shall give notice of the accident in the same manner as provided in Neb. Rev. Stat. § 60-699.

## **PENALTY; IMPOUNDMENT**

Any person who violates any provision of this Section or violates the provisions defined by Chapter 39 or Chapter 60 of the Revised Statutes of Nebraska while operating a UTV shall be subject to the penalties under the provisions of Chapter 39 and Chapter 60 of the Revised Statutes of Nebraska and additionally all City-issued registrations for all of the operator's and the owner's UTV shall be revoked as follows:

- For the operator's first offense, the operator shall be fined two hundred dollars (\$200.00);
- For the operator's second offense occurring within two (2) years of the first offense, the operator shall be fined four hundred dollars (\$400.00)
- For the operator's third offense occurring within two (2) years of the first offense, the operator shall be fined four hundred dollars (\$400.00), impoundment of vehicle, and all City-issued registrations of both the operator and the owner shall be revoked for a period of two (2) years from the date of offense.
- For the operator's fourth offense occurring within five (5) years of the first offense, all City-issued registrations of both the operator and the owner shall be revoked for a period of ten (10) years from the date of offense.