

BILL NO. _____

ORDINANCE NO. 120821D

AN ORDINANCE ALLOWING FOR THE OPERATION OF ALL-TERRAIN VEHICLES ON
STREETS AND HIGHWAYS BY LICENSED DRIVERS WITHIN THE CITY OF
WHEATON AND PROVIDING FOR EXCEPTIONS

WHEREAS, the Aldermen for the City of Wheaton, Missouri desire to allow the operation of all-terrain vehicles upon the streets and highways by licensed drivers within the City of Wheaton and providing for exceptions.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF WHEATON AS FOLLOWS:

SECTION ONE: Pursuant to the authority granted to the City of Wheaton by §304.013(1)(6), individuals who are issued a valid drivers' license issued by the State of the person's residence shall be allowed to operate all-terrain vehicles (all-terrain vehicles as are defined by Missouri Statute) on streets and highways within the City of Wheaton.

SECTION TWO: Any person operating an all-terrain vehicle pursuant to this ordinance shall maintain proof of financial responsibility in accordance with section 303.160 RSMO or maintain any other insurance policy providing equivalent liability coverage for an all-terrain vehicle.

SECTION THREE: No person shall operate an off-road vehicle within any stream or river in this state, except that off-road vehicles may be operated within waterways which flow within the boundaries of land which an off-road vehicle operator owns, or for agricultural purposes within the boundaries of land which an off-road vehicle operator owns or has permission to be upon, or for the purpose of fording such stream or river of this state at such road crossings as are customary or part of the highway system. All law enforcement officials shall enforce the provisions of this subsection.

SECTION FOUR: No persons shall operate an all-terrain vehicle:

- (1) Unless the person shall have in their possession a valid drivers' license which shall be produced upon request to law enforcement;
- (2) In any careless way so as to endanger the person or property of another;
- (3) While under the influence of alcohol or any controlled substance;
- (4) Without headlight and tail light;
- (5) No operator of an all-terrain vehicle shall carry a passenger, except for agricultural purposes. The provisions of this subsection shall not apply to any all-terrain vehicle in which the seat of such vehicle is designed to carry more than one person.

SECTION FIVE: This ordinance superseded and revokes any provisions of past ordinance(s) inconsistent with the provision(s) of this ordinance.

SECTION SIX: This ordinance shall be in full force and effect from the date of its final passage and approval.

SECTION SEVEN: Said approval being effective the 8th day of December 2021.

David Shockley
DAVID SHOCKLEY, MAYOR

ATTEST:

Jogina Park
JOGINA PARK, CITY CLERK

BE IT REMEMBERED that the above Ordinance was adopted upon its final reading, by the following vote:

ALDERMAN JON BRATTIN

VOTES YES

ADLERMAN JEREMY MARTELL

VOTES YES

ALDERMAN CASEY PREWITT

VOTES YES

ALDERMAN BRANDON SHOCKLEY

VOTES YES