

**PROPOSED CHANGES FOR UTILITY VEHICLES AND  
RECREATIONAL OFF-HIGHWAY VEHICLES**

1. Attached are proposed changes to Sec. 39-500. – Definitions and Sec. 39.501. – Prohibition.
2. Definitions are added to the City Code for “Recreational Off-Highway Vehicles” and “Utility Vehicles.”
3. A “Recreational Off-Highway Vehicle” is commonly known as a “Side-by-Side” or “Razor.” These are vehicles that are designed for more aggressive off-road use and are typically permitted on trails.
4. A “Utility Vehicle” is primarily used for landscaping, lawncare or maintenance purposes. It typically has a cab with a tail bed and goes by names such as a “Gator,” “Mule,” or “Ranger.”
5. Attached is a modified Sec. 39-500 prohibiting “Recreational Off-Highway Vehicle” and “Utility Vehicle.”
6. Also attached is a proposed ordinance permitting “Utility Vehicle” and “Recreational Off-Highway Vehicle” on city streets, roadways and highways. Included in the proposed ordinance are all requirements that could reasonably be required for operation of these vehicles on City streets. The Board can include some, none, or all of these proposed requirements except for those requirements preempted by State law which would include:
  - Valid Driver’s License
  - Financial Responsibility
  - Traffic laws (speed, stop sign, etc.)
7. Should the Board decide to make no changes, “All-Terrain Vehicles”, “Golf Carts,” and “Motorized Play Vehicles” will continue to be prohibited on a city street. However, State law will apply to a “Utility Vehicle” and “Recreational Off-Highway Vehicle.”
8. State law allows a “Recreational Off-Highway Vehicle” and “Utility Vehicle” on city streets for:
  - Agricultural purposes
  - Industrial on – premises purposes

- Handicap persons – for short distances occasionally only on the State’s secondary road when operated between the hours of sunrise and sunset.
9. “Agricultural purposes” and “Industrial On-premises purposes” are not defined by State statute and will likely cause significant enforcement issues in determining when vehicles are operated for these purposes.