

AN ORDINANCE AMENDING SECTION IX - LIMITATIONS OF HOURS AND DAYS OF SALE - PENALTY, OF ORDINANCE No. 69 BEING AN ORDINANCE LICENSING AND REGULATING THE SALE AT RETAIL OF BEER AND LIQUOR AND REPEALING ORDINANCES No. 71 AND 72.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WASHBURN, NORTH DAKOTA:

Section 1. Amendment, That Section IX of Ordinance No. 69 of the City of Washburn, North Dakota, is hereby amended and reenacted to read as follows:

SECTION IX - LIMITATION OF HOURS AND DAYS OF SALE

No licensee licensed pursuant to this ordinance shall sell, serve or permit to be sold, served or consumed on the premises named in the license any intoxicating liquor during the following periods.

1. On Memorial Day, Good Friday or on the day of any general, primary, special or local election held within this City while polls are open or within one hour thereafter or between 1:00 o'clock a. m. and 5:00 o'clock a. m. on Saturday and after 1:00 o'clock a. m. on Sunday, Christmas Eve after 6 a. m. or Christmas Day.
2. Between 12:01 o'clock a. m. and 2:00 o'clock a. m. on any other day of the week.

Section 2. Amendment. That Section XVII of Ordinance No. 69 of the City of Washburn, North Dakota, is hereby amended to read as follows:

SECTION XVII - PENALTY

Any person found guilty of violating any of the provisions of this ordinance shall be punished by a fine of not more than \$100.00 or by imprisonment for not to exceed 30 days or both such fine and imprisonment in the discretion of the Court.

Section 3. REPEAL

Ordinances No. 71 and No. 72 are hereby repealed.

APPROVED: *James C. ...*
PRESIDENT, CITY COMMISSION

ATTEST:

First Reading _____

Second Reading _____

Final Passage _____

Published _____

LEGAL NOTICE

ORDINANCE NO. 75

AN ORDINANCE REGULATING AND CONTROLLING SNOWMOBILES IN THE CITY OF Washburn, N. D., and providing penalties for the violation thereof; Be it ordained by the City Commission of the City of Washburn, North Dakota.

Section I - DEFINITION

1. Snowmobile - a self-propelled vehicle designed for travel on snow, ice, or a natural terrain and steered by wheels, skis, or runners.

SECTION II - TRAFFIC LAWS APPLY TO PERSON OPERATING SNOWMOBILES

Every person operating a snowmobile upon a roadway shall be granted all rights and shall be subject to all duties applicable to the driver of a vehicle by the laws of this state declaring rules of the road applicable to vehicles or by the traffic ordinances of this city applicable to the driver of a vehicle except as to special regulations in this ordinance and except as to those provisions of laws and ordinances which by their nature can have no application.

SECTION III - RULES FOR OPERATION OF SNOWMOBILES

1. No person shall operate a snowmobile upon a sidewalk or boulevard of this city.

2. No person shall operate a snowmobile upon the property of another without permission of the owner, his agent or lessee.

3. No person shall operate a snowmobile on Main Avenue or 7th Street north of Main Avenue except in crossing of Main Avenue or 7th Street north of Main Avenue provided:

a. The crossing is made at an angle of approximately ninety degrees to the direction of the highway and at a place where no obstruction prevents a quick and safe crossing; and

b. The snowmobile is brought to a complete stop before crossing the shoulder or main traveled way of the highway; and

c. The driver yields the right-of-way to all oncoming traffic which constitutes an immediate hazard.

5. No snowmobile shall be operated upon a street unless it is equipped with:

a. At least one head lamp of sufficient intensity to reveal a person or vehicle not less than 100 feet.

b. One tail lamp mounted on the rear of the vehicle capable of being seen and distinguished under normal atmospheric conditions at the time lights are required at a distance of 400 feet from the rear of the snowmobile.

c. Brakes capable of controlling the vehicle under normal operating conditions.

d. Manufacturer-installed or equivalent muffler in good working order and connected to the snowmobile exhaust system.

e. A twelve(12) inch square red flag projecting at least 48 inches above seat level and attached to a rod mounted on the rear of the snowmobile.

6. No person shall operate a snowmobile within the city between the hours of 12:01 o'clock A.M. and 7:00 o'clock A.M. of any day except upon special circumstance specifically permitted by the Chief of Police.

7. It shall be unlawful for any person to drive or operate any snowmobile in the following ways which are declared to be unsafe and a public nuisance.

a. At a rate of speed greater than 10 miles per hour.

b. 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.

c. While under the influence of intoxicating liquor or narcotics or habit forming drugs.

d. Without a lighted head lamp and tail lamp when required for safety.

8. It shall be unlawful for any person to operate a snowmobile within this city without having a valid currently in effect driver's license.

9. It shall be unlawful for any person under the age of fourteen to operate a snowmobile upon the streets of this city.

10. It shall be unlawful to park a snowmobile on any street of this city excluding alleys.

SECTION IV - PENALTY

Any person found guilty of violating any of the provisions of this ordinance shall be punished by a fine of not more than One Hundred Dollars (\$100.) or by imprisonment for not to exceed Thirty (30) days, or both such fine and imprisonment in the discretion of the Court; the Court to have the power to suspend said sentence and to revoke the suspension thereof.

Affidavit of Publication

STATE OF NORTH DAKOTA,

County of McLean

ss.

I, Judy Barlow of said county and state, being first duly sworn, on my oath, say that I am the bookkeeper of the Washburn Leader, a weekly newspaper of general circulation, published in the City of Washburn, in said county and state, and that the advertisement headed

Ordinance No 75

a printed copy of which hereunto annexed, was published in the regular and entire issue of said newspaper during the period and time of publication, and that the notice was

published in the newspaper proper, and not in a supplement, for 2 consecutive

week days, to-wit:

July 7 1972
July 14 1972
..... 19.....
..... 19.....
..... 19.....

Publishing fee, \$22.25

Subscribed and sworn to before me this 5 day of July A.D. 1972

(Seal) Clarence S. Schellberg

Notary Public, McLean County, North Dakota.

My Commission Expires Aug 22 1973