

ORDINANCE NO. 2017-02
TO PROVIDE FOR THE USE OF ANY ALL-TERRAIN VEHICLES
OPERATED IN RESTRICTED AREAS WITHIN
THE CITY LIMITS OF THE TOWN OF CARYVILLE

WHEREAS, the Town of Caryville desires to promote tourism and recreational activities for its citizens within the City because of the community benefit it provides and the positive economic impact it has on the community; and

WHEREAS, the Town of Caryville desires to have its own laws governing the use of all-terrain vehicles in order to provide a safe, suitable and appropriate venue for the enjoyment of such activities within the City limits in designated area and the enforcement thereof and laws that meet or exceed State and Federal laws and which will be compatible with any laws for a trial system at such time as local trials are established; and

WHEREAS, (3) Notwithstanding any law to the contrary, any all-terrain vehicles may be operated on the following portions of highways within the jurisdiction of Caryville Tennessee.

- A. Ershall Collins Road to Howard Baker Hwy.
- B. I-75 from Howard Baker Hwy to City Limits.
- C. Comfort Lane from 63 to City Limits.
- D. Intersection Old Hwy 63 to Bruce Gap Rd to Main St.
- E. Bruce Gap Road from Old Hwy 63 to Butter & Egg Road to City Limits.
- F. Main Street from Old Hwy 63 to Mountain Road.
- G. Mountain Road to City Limits.
- H. Dogwood Road to Patty Hill Rd to City portions of Cemetery Rd back to Hwy 116 to Intersection of Veterans Memorial Hwy.

BE IT ENACTED by the Board of Mayor and Council of the Town of Caryville, TN that:

Section 1: Amend Title 15 by adding the following as a new subdivision:

Section 2: For the purpose of this ordinance, all-terrain vehicles are ATV, UTV, dirt bikes and similar type vehicles determined to be suitable and appropriate for safe operation on the streets of the Town of Caryville, TN and all-terrain vehicles being further defined by Tennessee Code Annotated.

Section 3: The operation of any such vehicle shall be subject to the following conditions or restrictions:

- a. Operators shall be 16 or older and have a valid driver's license OR accompanied by an adult.
- b. The riding times are during daylight hours, which include the thirty (30) minutes before dawn and the thirty (30) minutes after dusk.
- c. Riders must stay on designated and posted roads.
- d. Must carry liability insurance and be able to provide proof if requested.
- e. All riders must wear a protective helmet of a type approved by Tennessee Department of Transportation.
- f. Riders must lawfully obey all rules of the road applicable to other motor vehicles.
- g. Any such vehicle operated within the City shall be operated in a safe manner.
- h. Regular safety checkpoints will be conducted to ensure that rides are following procedures.
- i. Subject to any and all applicable laws as required and established by the State of Tennessee.
- j. Any violation to the state laws and the rules listed here may result in loss of privileges to operate vehicle on the specified paved road.

Section 4: The above described streets and roadways within the Town of Caryville are hereby designated as open to all-terrain vehicle use:

Violators of the provisions of this ordinance, which are not a violation of TCA 55-8-185, shall be punishable by a civil penalty of no more than \$50.00 and/or loss of privileges.

This ordinance shall take effect ____ day of _____ 2017, the welfare of the Town requiring it.

Passed First Reading

Passed Second Reading

Mayor

City Recorder