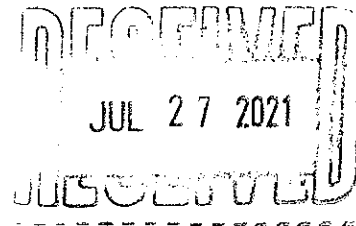


Introduced and sponsored by Councilor Robert Marvel.

Chapter 20 Traffic and Motor Vehicles
Article IV
Section



An Ordinance Relating to the Use of Recreational Vehicles

The Town Council of the Town of Hopkinton hereby ordains:

ARTICLE IV. — RECREATIONAL VEHICLES

Section 20-66. Purpose

Any recreational motor vehicle, including all three-wheeled (3-wheel) and four-wheeled (4-wheel) vehicles, or any design or class of all-terrain vehicles (ATV), or motorbike, mini-bike, go-cart, motorized scooter or motorcycle, which has been determined by the Division of Motor Vehicles as unsuitable for operation on the public way and is not eligible for registration for that use is strictly prohibited from public streets, public parks, or any walkway, trail, grassy area, field, forest, or in any area within the Town where motor vehicles are not allowed, and shall not be operated, driven, caused to be driven, walked, or parked on public streets, public parks, or any walkway, trail, grassy area, field, forest, or in any area within the Town where motor vehicles are not allowed, or within the boundaries of any public park, or within the boundaries of any property of the Hopkinton Land Trust (HLT).

Section 20-67. Riding on Private Property

No person shall ride, drive, or otherwise use any recreational vehicle described above on private property, whether posted or not, without the owner's permission.

Section 20-68 Violations and Penalties

Any violator of Section 20-66 or 20-67 shall be subject to a fine of \$100 for a first offense, \$200 for a second offense, and \$300 for each offense thereafter. Any vehicle used in violation of this ordinance shall be impounded at the owner's expense and shall not be released until all fees have been paid and/or court action has been completed. Violators will be responsible for the cost of all necessary environmental remediation. The Municipal Court has jurisdiction over violation of this section.

Section 20-69. Eluding a Police Officer or town Official

No person illegally operating any recreational vehicle described in this Ordinance shall elude any police officer or Town official upon being signaled to stop or upon being told to stop. This section shall apply upon the occurrence of any lawful act by a police officer or town official in telling or signaling any vehicle operator to stop by any oral statement, siren, flashing lights, hand signal or other signal. This shall apply whether the police officer or Town official ordering or signaling the stop is in a vehicle or on foot. This section is intended to prohibit acts to elude a police officer or Town official, including acts consisting of increasing speed, changing directions, turning lights off or taking similar steps to avoid or escape apprehension. Any person apprehended in violation of this section shall be subject to an additional penalty of \$200.

Section 20-70 Severability

This ordinance shall become effective upon the date of its passage and all ordinances, or provisions therein, inconsistent with the same are hereby repealed. If any provision of this ordinance is held invalid by a court of competent jurisdiction, the remaining provisions shall not be affected thereby. The invalidity of any section of this ordinance shall not affect the validity of the remains of the ordinance.

Section 20-71 Exceptions

This ordinance shall not apply to any employee or agent of the Town or HLT while engaged in the actual performance of his or her duties, nor to any Town or HLT vehicles and equipment used by vendors who are under contract with the Town or HLT to provide goods or services.