

CHAPTER 19

**REGULATING THE USE OF OFF-HIGHWAY VEHICLES (OHV) WITHIN HOWELL
TOWN LIMITS AND UPON ITS STREETS, ROADS AND HIGHWAYS**

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CHAPTER 19

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Section 19-1 Definitions

- (1) All-terrain type I vehicle@ means any motor vehicle 52 inches or less in width, having an unladen dry weight of 1,500 pounds or less, traveling on three or more low pressure tires, having a seat designed to be straddled by the operator, and designed for or capable of travel over unimproved terrain.
- (2) (a) All-terrain type II vehicle@ means any other motor vehicle not defined in Subsection (1), (5), or (11) designed for or capable of travel over unimproved terrain.
(b) All-terrain type II vehicle@ does not include golf carts, any vehicle designed to carry a disabled person, any vehicle not specifically designed for recreational use, or farm tractors which are motor vehicles designed and used primarily as a farm implement, for drawing plows, mowing machines, and other implements of husbandry.
- (3) Cross-country@ means across natural terrain and off an existing highway, road, route, or trail.
- (4) Low pressure tire@ means any pneumatic tire six inches or more in width designed for use on wheels with rim diameter of 14 inches or less and utilizing an operating pressure of ten pounds per square inch or less as recommended by the vehicle manufacturer.
- (5) Motorcycle@ means every motor vehicle having a saddle for the use of the operator and designed to travel on not more than two tires.
- (6) Motor vehicle@ means every vehicle which is self-propelled and includes an off-highway vehicle.
- (7) Off-highway vehicle@ means any snowmobile, all-terrain type I and type II vehicles, or motorcycle.
- (8) Operate@ means to control the movement of or otherwise use an off-highway vehicle.
- (9) Operator@ means the person who is in actual physical control of an off-highway

vehicle.

- (10) ARoadway@ means that portion of highway improved, designed, or ordinarily used for vehicular travel and does not include the sidewalk, berm, or shoulder, even though any of them are used by person riding bicycles or other human-powered vehicles.
- (11) ASnowmobile@ means any motor vehicle designed for travel on snow or ice and steered and supported in whole or in part by skis, belts, cleats, runners, or low pressure tires.
- (12) AStreet or highway@ means the entire width between boundary lines of every way or place of whatever nature, when any part of it is open to the use of the public for vehicular travel.

Section 19-2 Registration and License Required

All operators of off-highway vehicles shall possess a valid driver's license or possess a valid safety certificate issued by the State of Utah, and shall comply with all state laws, rules, regulations, including registration of all off-highway vehicles, and helmet use as applicable.

Section 19-3 Regulations for minors

All operators of off-highway vehicles who are ages eight (8) through fifteen (15), inclusive must obtain and be in physical possession of an appropriate safety certificate issued by the State of Utah or be under the direct supervision of an adult 18 years of age or older before operation of any off-highway vehicle within the town, except those individual minors operating an off-highway husbandry vehicle specifically for the purpose of performing agricultural duties. The Town Clerk will advise on how to obtain a certificate. Operators of off-highway vehicles under the age of 18 must wear a helmet unless operating an off-highway husbandry vehicle specifically for the purpose of performing agricultural duties and operating said vehicle in the manner prescribed in Section 19-4 below.

Section 19-4 Restrictions

Off-highway vehicles operated within Howell Town limits shall be operated only on or over streets, roads or highways within Howell Town that constitute the most direct route to and from homes, farms, businesses, and those roads leading from Howell Town to nearby mountain and riding areas. Further, to the full extent possible, off-highway vehicles shall be operated only on the right shoulder of the roadway or same area of unimproved gravel or dirt roads within Howell Town limits and shall yield to other motor vehicles, pedestrian, equestrian and bicycle traffic. If

equipped with headlights, vehicles shall be operated only with the lights functioning and turned on at all times. Off-highway vehicles shall be operated at all times in accordance with all applicable state, county and town laws and regulations and shall not be operated at speeds in excess of the posted or ordained speed limit on Howell Town roadways.

No off-highway vehicles shall be allowed on any Howell Town street between the hours of 10:00 p.m. and 5:00 a.m. except while performing agricultural duties.