

CHAPTER 54  
CITY OF PRESQUE ISLE

*All Terrain Vehicle Ordinance*



Adopted: August 2, 2004 as an Emergency Ordinance  
Repassed: November 19, 2007 retroactive to August 2, 2007  
Repassed by the City Council on February 2, 2011  
Repassed by the City Council on January 5, 2015  
Repassed: January 2, 2019  
Amended: January 4, 2023

Attest: Kimberly A. Finnemore  
Kimberly Finnemore,  
City Clerk

City Seal

## CHAPTER 54

### ALL TERRAIN VEHICLE ORDINANCE

#### **SECTION 1      PURPOSE**

The purpose of this Ordinance is to regulate certain conduct of operators of all-terrain vehicles on municipal property and on municipal rights of way.

#### **SECTION 2      DEFINITION**

For the purpose of the Ordinance an ATV trail shall be defined as an area of land owned by the City of Presque Isle and designated by the City Council in an ATV Use Permit allowing ATV use by the general public.

#### **SECTION 3      OPERATION**

Operation of All Terrain Vehicles (ATVs) shall be as determined by the State of Maine, according to MRSA Title 12, Title 29A and this Ordinance.

All ATV operators must obey and comply with all properly posted signs.

All ATV operators will proceed with caution when approaching/passing all non-motorized trail users including, but not limited to, bicyclists, hikers and horses.

ATV operators shall obey any posted speed limit on the trail system on property owned by the City of Presque Isle. The Chief of Police, in consultation with the City Manager, shall be responsible for determining speed limits on ATV trails located on municipal property.

The Chief of Police shall cause such areas to be designated by appropriate signs.

#### **SECTION 2      PENALTY**

Whoever violates any of the provisions of this Ordinance shall be punished by a fine to inure to the benefit of the City of Presque Isle; as follows:

1 <sup>st</sup> offense:	\$ 50.00
2 <sup>nd</sup> offense:	\$ 100.00
3 <sup>rd</sup> offense:	\$ 150.00
Subsequent offenses:	\$ 200.00

Registered owners of ATVs, as well as the operator of the ATV are subject to the above fines for violations of any provision of this Ordinance.

The Maine District Court in Presque Isle shall have exclusive jurisdiction for enforcement of this Ordinance.

***SECTION 3 SEVERABILITY***

Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of said Ordinance shall not be affected thereby.

***SECTION 4 SUNSET PROVISION***

This Ordinance shall be in force for the term of four (4) years from its effective date. This Ordinance shall become null and void upon the completion of four (4) years from said effective date, unless recommended and required by the City Council to remain effective prior to such expiration date.