

ORDINANCE NO.372

AN ORDINANCE ADOPTING A NEW SECTION 6-1-1 F. OF THE CLOUDCROFT VILLAGE CODE OF ORDINANCES AMENDING SECTION 12-7-9.2 OF THE 2010 UNIFORM TRAFFIC ORDINANCE REGULATING THE OPERATION OF OFF HIGHWAY MOTOR VEHICLES AND PROHIBITING OPERATION IN CERTAIN PLACES

NOW THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE VILLAGE OF CLOUDCROFT, NEW MEXICO that a new Section 6-1-1F. , of the Cloudcroft Village Code of Ordinances amending the 2010 New Mexico Uniform Traffic Ordinance is hereby adopted to read as follows:

6-1-1 F. Section 12-7-9.2 of the 2010 New Mexico Uniform Traffic Ordinance is amended to read as follows:

A. No person shall operate an off-highway motor vehicle on any limited access street at any time or any paved street or highway except as provided in Subsection B, C or D of this section.

B. Off-highway motor vehicles may cross streets or highways, except limited access highways or freeways, if the crossings are made after coming to a complete stop prior to entering the street. Off-highway motor vehicles shall yield the right of way to oncoming traffic and shall begin a crossing only when it can be executed safely and then crossing in the most direct manner, as close to a perpendicular angle as possible.

C. If authorized by ordinance or resolution of a local authority or the State Transportation Commission. a recreational off-highway vehicle or an all-terrain vehicle may be operated on a paved street or highway owned and controlled by the authorizing authority if:

- (1) the vehicle has one or more headlights and one or more taillights that comply with the Off-Highway Motor Vehicle Act;
- (2) the vehicle has brakes, mirrors and mufflers;
- (3) the operator has a valid driver's license. instruction permit or provisional license and an off-highway motor vehicle safety permit;
- (4) the operator is insured in compliance with the provisions of the Mandatory financial Responsibility Act; and
- (5) the operator of the vehicle is wearing eye protection and a safety helmet that comply with the Off-Highway Motor Vehicle Act.

D. By ordinance or resolution, a local authority or the State Transportation Commission may establish separate speed limits and operating restrictions for off-highway vehicles where they are authorized to operate on paved streets or

highways pursuant to Subsection C of this section.

E. A person shall not operate an off-highway motor vehicle on state game commission-owned, -controlled or -administered land except as specifically allowed pursuant to Chapter 17, Article 6 NMSA 1978.

F. A person shall not operate an off-highway motor vehicle on land owned, controlled or administered by the state parks division of the Energy, Minerals and Natural Resources Department, pursuant to Chapter 16, Article 2 NMSA 1978, except in areas designated by and permitted by rules adopted by the secretary of Energy, Minerals and Natural Resources.

G. Unless authorized, a person shall not:

(1) remove, deface or destroy any official sign installed by a state, federal, local or private land management agency; or

(2) install any off-highway motor vehicle-related sign. (66-3-1011 NMSA)

PASSED, APPROVED AND ADOPTED BY THE GOVERNING BODY OF THE VILLAGE OF CLOUDCROFT, NEW MEXICO, this 9<sup>th</sup> day of August, 2016.



MAYOR DAVID VENABLE

ATTEST:



JINI TURRI, VILLAGE CLERK