

Revisions to Ordinance No. 0601 – Regulating the Use of ATV’s in County Road Right-Of-Ways

Date	Name	Public Comment	CWC Staff Response	#
2/26/18	Erik Eggen	I support any ordinance which helps encourage ATV use on public roads.	Thank you for your comments.	1
2/26/18	Karl Hadrits	I forwarded this to all of our CO’s. Please let us know if the revisions are passed –we issue a lot of citations for class 1’s on county roads so this would be a big change for enforcement.	Thank you for your comments.	2
2/26/18	Martha	YES! I agree with the changes. A lot of people already drive on the shoulder because there isn’t a trail in the ditch. And often there are parts of the trail under water or just in poor condition. Just hope they take it slow and safe.	Thank you for your comments. Currently state statute does allow for the operation of a Class I ATV on the shoulder of the road to avoid obstructions to travel or environmentally sensitive areas when no other method of avoidance is possible.	3
2/26/18	Brad Arnold	In response to the sample ordinance it appears that the language helps to clarify the gray area between the class 1 and class 2 ATV’s and also would allow for legal transit over some areas previously considered restricted. This could improve and support a safer condition for travel and also help with enforcement seeing speed limits are defined. With these comments I would be in favor of the proposed revision. Thank you	Thank you for your comments. This ordinance revision would allow for the operation of Class I ATV’s to operate on the right shoulder or the extreme right-hand side of any county roadway.	4
2/27/18	John Anderson	<p>Hello.</p> <p>First, I can't seem to get a copy of the proposed changes to load so I can read it and wonder why you can't just add a live link instead of a redirect that always fails to load for me as well as another neighbor. Really useless to me and makes no sense.</p> <p>Having said that, my wife and I own 40 acres on Sand lake, on hwy 1 in Fifty Lakes, along the west/North curve just east of hwy 3 and accessed from Buchite road. The "Welcome to Fifty Lakes" sign east of Fifty Lakes sits on Our property about 100 feet due North of Our access driveway and (green) gate.</p> <p>Our friend and neighbor (Jim Price) owns the 40 just north of us on the corner where the hwy curves back to the west.</p> <p>We have a very heavily used ATV trail running through our access (ditch) on the south side of hwy 1, and the erosion and damage is quite extreme. Parts of the Dutch are really torn up and that half mile could use several loads of gravel or class five added to stabilize what's there....the deeper these wheeler Ruts get, the more of our banks erodes down into the ditch. Eventually this will become a larger problem so now is The time to add full and stop The erosion.</p> <p>The Ruts widen way out at Buchite road and the damage there is wider.</p> <p>Please do something to fix this....Maybe adding an annual erosion repair tax to each vehicle (user fee) would put the repairs on the users instead of the taxpayers?</p>	<p>Thank you for your comments. The proposed changes to Ordinance # 0601 would allow for the operation of Class I ATV's on the right shoulder or the extreme right-hand side of any county roadway under the jurisdiction of Crow Wing County such as County Road 1. With the adoption of this ordinance, Crow Wing County believes there is a potential for reduction in damage to ditches and roadway approaches.</p> <p>Questions, comments and suggestions about maintenance in Crow Wing County road right-of-ways including driveway approaches should be addressed with the Crow Wing County Highway Department. The Highway Department can be contacted at 218-824-1110 or on the Crow Wing County website at www.crowwing.us</p> <p>Property located within county road right-of-ways is not subject to property tax. If you have further questions please contact the Land Services Department at 218-824-1010.</p>	5

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		<p>Also, I heard that the county was considering not taxing the properties out to the centerline of the roads as most counties do....the easement is controlled by the county so eliminating taxes on that 50-60 feet is only fair.</p> <p>My driveway (first in the right south on Buchite road) is well hidden but there is a culvert and full to allow us access. A couple decades of grading and adding to Buchite road have left us with quite a severe dip just driving in to our gate and we'd like that filled and leveled so we don't scrape going in and out. Adding full will help but increasing the angle into the culvert will need to be done otherwise any new full will just wash away.</p> <p>We've always had access to our parcel and in the past the county has taken care of this without us having to ask....please check this out and let me know that we'll continue to have good access, as we still continue to pay taxes!</p> <p>And let us know about the easement taxes as well as what you can do to repair the ARC damage to our ditch so as to prevent erosion to our property. Thank you.</p>		
2/27/18	Dave	Please change the law to allow class 1 atv's to ride on county rd. shoulders. Thank you	Thank you for your comments.	6
2/27/18	David Smith	<p>Hello Land services,</p> <p>My name is David Smith and I wanted to send you an email showing support for the proposed ATV ordinance. I have lived in Crosslake for over 30 years and was so glad when we got the availability to ride class 1 atvs on the shoulder of county rd. 66.</p> <p>We like to ice fish some of the local lakes along 66 but it was very difficult to get to them before. My friends and me are always very safe and respectful when riding on the shoulder. We never exceed the 20 mph speed limit. It has really been a blessing and I would love to be able to utilize crow wing county roads in the same fashion. Thank you!</p>	Thank you for your comments. The proposed changes to Ordinance # 0601 would allow for the operation of Class I ATV's on the right shoulder or the extreme right-hand side of any county roadway under the jurisdiction of Crow Wing County. The speed limit for Class I ATV's on county road right-of-ways would be 30 miles per hour with the exception of county road 66 which would stay 20 miles per hour.	7
2/27/18	Chim Buck Smith	I'm all for the new ordinance . Pass it please and make things easier.	Thank you for your comments.	8
2/28/18	Mike Smith	I've been waiting for years for this change. I see that type of ATV usage throughout my travels and it has me affect other than positive!! Pass it !!	Thank you for your comments.	9
2/28/18	Karl Hadrits	<p>Hi there,</p> <p>I'm a state DNR Conservation Officer in eastern Crow Wing County and am heavily involved in ATV enforcement, most of which is along public roads. Some thoughts on your proposed ordinance, it will create a pretty goofy and confusing situation for the public in</p>	Thank you for your comments. Crow Wing County only has jurisdiction over county roads and county road right-of ways. Townships and cities have the right to restrict or allow ATV's on roads under their jurisdiction as allowed by state statute. It is the	10

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		<p>those townships that have prohibited the operation of ATV’s on their township roads, where the sheriff is already supposed to be enforcing those township ordinances and keep the ATV’s off those township roads. So the scenario that makes no sense which will happen as commonplace once you pass your ordinance will be the guy who can drive his ATV on the county highway, but can’t turn on to the township road and drive there, and the sheriff is supposed to enforce both ordinances. So ultimately the deputy sheriff must arrest or cite the guy into court for driving on the quiet little backwoods township road, but not on the busy county highway where it’s a real traffic hazard and dangerous to be on the pavement on an ATV going 30 mph with low pressure tires that don’t steer well, and people going by in highway vehicles at 60-65 or more mph a few feet away, having to slow down for the ATV’s, etc. I don’t know if your people really gave that notion much thought, but there it is.</p> <p>The state has no agreement with the county or the townships on ATV enforcement, so DNR Conservation Officers will have nothing to do with the enforcement of these ordinances, but we will be caught in the middle of this crazy can of worms in these townships as people look to us to be the primary enforcement agency for ATV issues statewide as we run the ATV safety program, promulgate the statewide rules, do the lion’s share of ATV enforcement statewide, promote the safe wheelin weekend, etc., and are around and dealing with the ATV action all the time. Makes it pretty hard to legitimately preach ATV safety to the youth and adults in our classes when you allow the above scenario. Our only action will be to pass all this off to the sheriff department which may or may not be in the best interest of either agency.</p>	<p>responsibility of the user to know the rules and regulations of where they intend to operate their ATV.</p> <p>This ordinance regulate the right shoulder or the extreme right-hand side of any county roadway under the jurisdiction of Crow Wing County. In Crow Wing County, there are no county roads with a speed limit greater than 55 miles per hour. Staff have contacted various other counties with ATV ordinances similar to the proposed changes of ordinance #0601 and have researched ATV fatalities in the state. According to the Minnesota Department of Natural Resources, there were 17 Class I deaths in the state on Minnesota. Of those 17, 1 was in Crow Wing County. In 2017, the Crow wing County Sheriff’s Office created 20,535 service calls. Of those, 83 (0.4%) were related to a potentially unlawful ATV incident.</p> <p>The proposed ordinance will be enforced by the Sheriff’s Office. Land Services encourages State Conservation Officers to teach and promote safe ATV riding by informing ATV users about safe riding practices while riding on the right shoulder or extreme right-hand side of a county roadway. Conservation Officers will still have the ability to issue a variety of traffic infractions as per state statute including, but not limited to: reckless driving, driving while impaired, violations concerning the usage of helmets by persons under 18, improper licensing of ATV operator including not having an ATV safety card or the use of headlights and taillights.</p>	
2/28/18	Tom Cosgrove	<p>To whom it may concern: My name is Tom Cosgrove and I am a homeowner in Crosby, MN. I would like to express my support of the above action concerning ATVs on public roads. This will make it possible to access trails near our hunting property. Also it will ease the use of different amenities in the cities that I frequent in Crow Wing county. Thank you,</p>	<p>Thank you for your comments. If the proposed revisions to Ordinance # 0601 are passed, it will allow both Class I and Class II ATV’s to operate on the right shoulder or extreme right-hand side of any county roadway under the jurisdiction of Crow Wing County.</p>	11
2/28/18	Rachel Radke	<p>This is a great idea to make trail connections and get access to amenities in the cities! Thank you,</p>	<p>Thank you for your comments.</p>	12
2/28/18	George Radke	<p>As a property owner in Crow Wing County and a ATV rider as well I support this ordinance allowing ATVs on the country roads where it can be done safely and responsibly. This ordinance will allow for additional trail connections as well as give ATV Riders access to your</p>	<p>Thank you for your comments.</p>	13

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		local businesses for gas, food, lodging and many other things. This is also an economic booster the communities.		
2/28/18	Dave Hauser	I have read over the proposed ordinance and think it is a great idea,my friends and neighbors are all for it. This is an easier and safer way to control them and route them safely to other trail systems. Also this area is not the “remote up North” that it used to been in the past,motorized recreation is here,lets embrace it and allow people to enjoy it safely. Thank you so much Crow wing County Land Services for being proactive on motorized recreation!!!	Thank you for your comments.	14
2/28/18	Tracy Gustafson	Good Day - I think section 3 of ordinance 0601 sounds like a good plan and fair - I do not know what the ordinance is now to compare this to which would be good - But I do know at one point ATV's were not allowed in Manhatten Beach and I would definitely like to see ATV traffic to be able to use this area to pass through and stop at Manhatten Beach too 😊	Thank you for your comments. Currently, ordinance # 0601 only regulates ATV's on County Road 66 from the city of Crosslake to the city of Manhatten Beach. The ordinance allows Class I ATV's on the right shoulder or the extreme right-hand side of county road 66. The proposed revisions to ordinance #0601 would allow Class I ATV's on the right shoulder or the extreme right-hand side of any county roadway under the jurisdiction of Crow Wing County. The proposed speed limit for Class I ATV's on county road right-of-ways is 30 miles per hour with the exception of county road 66 which would remain at 20 miles per hour.	15
3/2/18	Dave Sapletal	In my opinion class one ATV's should not be allowed to be driven on the shoulder of all CWC roads. This will be a safety issue for both motor vehicles drivers as well as the ATV operators. I feel that Class ATV's should be restricted to be driven in the ditches only on the most high traffic roads. The restricted roads would include high traffic roads such as Cty Rd 3&4, Wise Lake Road, Cty Rd 11, Cty Roads 18, 13,77,45,2 and other roads with high traffic volume. Several of these roads have fairly narrow road shoulders and would present potential accidents with ATV's present on the road shoulders. If the ATV Groups feel that they need to travel some Cty roads to connect some trails that is acceptable as long as the roads are not the high traffic Cty roads. It is likely that if ATV's are allowed on the county road shoulders extensive damage to the road shoulders will occur. Deep ruts on the road shoulders will happen just as the deep ruts and mud/water holes that are already present in the ditches with high ATV traffic. This will spoil the integrity of the roads as designed and built and paid for by tax payers. Who will be responsible for the cost and repair of	Thank you for your comments. Staff has obtained traffic data from the highway department and has analyzed each county road. We have reviewed shoulder width, average daily traffic counts, speed limits and surface type. We have found county roads with higher traffic counts have wider shoulders (typically 6 feet or greater). Concerning your question about individual roads please see the following data as gathered by the Highway Department: <ul style="list-style-type: none"> • County Road 3: average daily traffic counts range from 2,800 up to 11,000 however the shoulder width is 6 feet or greater. • County Road 4: average daily traffic counts range from 500 up to 5,000 however the shoulder width is 6 feet or greater. • Wise Lake Road is not a county road however the Wise Road (CR 49) is: average daily traffic counts range from 5,000 up to 11,000 however the shoulder width is 6 feet or greater. 	16

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		<p>the road shoulders?. This should not be a tax burden on the residents of CWC who are not ATV users.</p> <p>It is likely that many of the ATV’s operators will exceed the 30 mph speed limit. Seems to me that the CWC sheriff personal and DNR conservation officers have better things to do. I know that the ATV groups will say that speed will not be problem but it will be as time would tell. I own a Class 1 ATV so I am not anti ATV, but I feel there are places they should be used and some places that they should be restricted.</p>	<ul style="list-style-type: none"> • County Road 11: average daily traffic counts range from 500 up to 11,000 however the shoulder width is 6 feet or greater. • County Road 18 (not to be confused with State Highway 18 which this ordinance does not apply to): average daily traffic counts range from 500 up to 2,800 however the shoulder width is 6 feet or greater. • County Road 13: average daily traffic counts range from 500 up to 2,800. The shoulder width is 0-3 feet however this is considered to be a lower average daily traffic count. • County Road 77: average daily traffic counts range from 2,800 up to 5,000 however the shoulder width is 6 feet or greater. • County Road 45: average daily traffic counts range from 500 up to 11,000 however the shoulder width is 6 feet or greater. • County Road 2: average daily traffic counts range from 500 up to 2,800 however the shoulder width is 6 feet or greater. <p>The Crow Wing County Highway Department follows Minnesota Statue Local State-Aid Route Standards (MS 8820.9920). This statue states that any County State-Aid Highway (any one or two digit road number) constructed, that has an average daily traffic count over 1,500, must have a shoulder that is at least 6 feet wide.</p> <p>Existing Minnesota law states that Class II ATV’s are only allowed on the right shoulder or extreme right-hand side of any county road. Crow Wing County believes that allowing Class I ATV’s on the right shoulder or extreme right-hand side of any county road will not increase maintenance costs to county road ways. We contacted other Minnesota counties with ATV ordinances about shoulder maintenance. Other counties stated they have had decreases in maintenance needs and decreases in public complaints concerning ATV damage. Allowing Class I ATV’s to operate on the shoulder will potentially reduce any damage caused in ditches and to driveway approaches.</p>	

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			A speed of limit of 30 miles per hour will be mandatory and will be enforced by the Sheriff’s office. Crow Wing County Staff have contacted three other counties that have included speed limits as part of their ordinances. We believe that a speed limit will increase safety.	
3/2/18	Keith Simar	<p>In regard to the proposed Crow Wing County Ordinance 0601 regulating All Terrain Vehicles on Crow Wing County road right-of-ways, I have the following objections:</p> <ol style="list-style-type: none"> 1) All county roads are not created equal, yet the proposed ordinance uses a “one size fits all” approach with one minor exception, County Road 66 in Crosslake. Some county roads are gravel, some are blacktopped, some have steep in slopes that are not navigable by ATVs, some have no horizontal shoulders, some have wide paved pedestrian or bike lanes, some have wetlands within the right-of-way, some have hills that limit the visibility of ATVS darting up onto the road to avoid wetlands, some have different speed limits than others. The logical approach would be to consider all of the variables and write a variety of ordinances (only where necessary) that reflect sensitivity to the dangers or benefits that justify regulation of a specific road. The approach that was used specifically for County Road 66 is a good model to follow. 2) There are parts of the county especially around the lakes where the pedestrian traffic and bicycle traffic on county roads is higher than on others. Adding ATV traffic to the mix, especially when the operators are young testosterone laden males who tend to drive too fast, is a design for disaster. 3) The county road on which I live has older black top with no paved shoulders and there are places where traffic goes on and off of the blacktop edge and cause the blacktop to crumble and deteriorate. This proposed ordinance would only increase the possibility of more of this type of damage occurring. 	<p>Thank you for your comments.</p> <ol style="list-style-type: none"> 1. State statute allows Class I ATV’s on the shoulder of the road to avoid obstructions or environmentally sensitive areas when no other method of avoidance is possible (MS 84.928 Subd 1a (5b)). Staff has obtained traffic data from the highway department and have analyzed each county road. We have reviewed shoulder width, average daily traffic counts, speed limits and surface type. We have found county roads with higher traffic counts have wider shoulders (typically 6 feet or greater). Additionally, the Crow Wing County Highway Department follows Minnesota Statue (MS 8820.9920) Local State-Aid Route Standards. This statue states that any County State-Aid Highway (any one or two digit road number) constructed, that has an average daily traffic count over 1,500, must have a shoulder that is at least 6 feet wide. 2. Existing Minnesota law stats that Class II ATV’s are only allowed to operate on the right shoulder or extreme right-hand side of any county road. According to the Minnesota Department of Natural Resources, there were 17 deaths relating to Class I ATV operation in Minnesota and 6 deaths associated with Class II ATV’s. Of those 23, 1 was in Crow Wing County. Staff have also coordinated with the sheriff’s department concerning complaints about ATV’s in 2017 and found of the 20,535 calls they received only 83 (0.04%) were related to ATV’s. 3. As stated above, currently Class II ATV’s are allowed on the right shoulder or extreme right-hand side of any county road. Allowing Class I ATV’s to operate on the shoulder will potentially reduce damage caused in ditches and driveway approaches. We contacted other Minnesota counties with ATV ordinances about shoulder maintenance. Other counties stated they have had 	17

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		<p>4) If this ordinance is adopted, there will be confusion regarding on which roads ATVs are allowed. In geographically larger cities like Nisswa, Pequot Lakes, Crosslake, or Breezy Point there are city roads and county roads inter-mixed. Is the county going to sign the city roads to indicate that ATVs have to stay off of the road or sign the county roads to indicate that ATVs can travel on the right hand part of the right lane? After all, the county is causing the confusion. Is the county going to fund the officers that the cities will need to do the additional ATV enforcement?</p> <p>5) Our neighbor Cass County has a very good grassroots policy of engaging and requiring the approval of the local township or city before approving a county-initiated ATV ordinance or policy or new ATV trail that will affect the local population. Crow Wing County would do well to follow a similar local control policy.</p> <p>All roads are not created equal. We can do better than the one-size-fits-all ordinance that is proposed.</p>	<p>decreases in maintenance needs and decreases in public complaints concerning ATV damage.</p> <p>4. It is the responsibility of the ATV rider to be aware of all rules and regulations of the area they are riding. With the proposed changes to the ordinance all roads under the jurisdiction of Crow Wing County will be open to Class I ATV’s on the right shoulder or extreme right-hand side of the road. Enforcement of city or township ordinances banning ATV’s on city roads is the responsibility of the city or township. Crow Wing County will not install signs any roads because all county roads will be considered open for Class I ATV use.</p> <p>5. Crow Wing County has researched many other county ordinances as part of the process of updating the existing ordinance. The process used for gathering formal public feedback for the proposed ATV ordinance is a 30-day public comment period. The process is a way in which we can receive the broadest diversity of inputs from as many stakeholders possible. It is the same process used for other land-related practices such as the Water Plan, Land Use Ordinance, and recreation trail proposals. The process is clear, consistent, transparent, and effective. On February 26, 2018, a press release was distributed to cities, townships, local papers, recreational contact lists and posted on the county website.</p>	
3/6/18	Perry May	I am supportive of the ATV Ordinance to allow All-Terrain Vehicles to travel on Crow Wing County roads on the far-right hand of the shoulder. As an avid recreational ATV rider, this allows riders to access Grant-In-Aid ATV Trails in the county of Crow Wing, and also access local businesses off the trail. It is my hope that the county collects data on any enforcement issues or incidents that could result in amendments to the ordinance. Speaking as a MN DNR ATV Certified Safety Instructor, I always want to see safety as a priority for all ATV riders and people, traffic, etc. interacting with ATV's.	Thank you for your comments. Allowing Class I ATV’s on the right shoulder or extreme right hand side of the road would allow for better trail connections and access to may local establishments.	18
3/11/18	Lorrie & Doug Ostrowski	We would like the ordinance to pass, everyone I know has some type of ATV and we all would benefit if it passes.	Thank you for your comments.	19
3/9/18	Randy Powers	Yes--go for it. The average atv'er will avoid a tar road as much as possible. Tar roads eat up atv tires quick.	Thank you for your comments.	20

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3/9/18	Jayson Fredrickson	i am 100% behind the idea of atvs using the road right away. but was wondering if requiring the atvs having a left side mirror would be a good safty idea?? (cars coming from behind)	<p>Thank you for your comments. Under current laws, Class II ATV’s are already allowed to operate on the right shoulder or extreme right hand side or shoulder of the road. Current laws also do not require Class II ATV’s to have a left hand side mirror. Additionally, per state statute MS 84.928 Subd. 1a, An all-terrain vehicle may make a direct crossing of a public road right-of-way provided:</p> <ol style="list-style-type: none"> 1. the crossing is made at a right angle to the direction of the road and at a place where no obstruction prevents a quick and safe crossing; 2. The vehicle is brought to a complete stop before crossing the shoulder or main-traveled way of the road; 3. The driver yields the right-of-way to all oncoming traffic that constitutes an immediate hazard. 	21
3/12/18	Dale & Jacki Carry	<p>Please allow Class 1 ATV’s to use County Road rite of ways. Sometimes there are no trails we can use unless we use the ditches. Each township has it’s own laws and sometimes this becomes confusing depending on when, where, and what type of ATV we are riding. We have ridden farther up north (of Duluth) and have had no problem there with what the restrictions (none) are as to where we can ride.</p> <p>If Crow Wing County wants to be more friendly and inviting to all outdoor recreation this change would be beneficial to all riders. Please make our county more inviting to all ATV’s.</p>	<p>Thank you for your comments. If the proposed revisions to ordinance #0601 are approved, it would allow Class I ATV’s to operate on the right shoulder or extreme right hand side of any county roadway. However, Township and City roads are under the jurisdiction of the local City and/or Township. The proposed revisions to this ordinance would not change ATV regulations on those roadways.</p>	22
3/12/18	Barry Sell	<p>I fully agree with the proposed revisions to ordinance 0601. I think it will bring in more riders to the community which in turn drives businesses that cater to ATV riders such as hotels, restaurants, and gas stations. And it allows local residence to explore more areas of the county.</p>	<p>Thank you for your comments.</p>	23
3/16/18	Dave & Penny Hogberg	<p>I fully support the proposed ordinance and would like to see it passed. It will increase recreational opportunities throughout the county and will bring much commerce to area businesses such as bars/restaurants. I would love to be able to ride atv and go out to dinner some where as part of the ride.</p>	<p>Thank you for your comments. Allowing Class I ATV’s on the right shoulder or extreme right hand side of the road would allow for better trail connections and access to may local establishments.</p>	24
3/16/18	Gary Bakken	<p>I am opposed adamantly to the change. As a Council member city of Breezy Point we have had nothing but problems with atv’s. They have torn up the ditches for ever, shortly after the cemetery was built and opened the drove though the entire cemetery and tore up the new grass. Gary Bakken/Breezy Point.</p>	<p>Thank you for your comments. With the adoption of this ordinance, Crow Wing County believes there is a potential for reduction in damage to ditches and roadway approaches. Class I ATV’s will be able to ride the same areas that Class II ATV’s are currently allowed to ride under state statute.</p>	25

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			<p>We believe that the adoption of the proposed changes to the ordinance will actually increase the effectiveness of enforcement. The Sheriff’s department will have full authority to enforce state statues and county ordinances. All crimes including trespass and reckless driving should be reported immediately to the Crow Wing County Sherriff’s Office so those who break such laws are held responsible for their actions.</p> <p>Included to the proposed revisions to this ordinance is that all infractions are now a misdemeanor instead of a petty misdemeanor.</p>	
3/19/18	Keith Simar	<p>Here are a couple of my concerns regarding unintended consequences of the proposed ATV ordinance:</p> <p>1) The county road on which I live (County Road 107) has older black top with no paved shoulders and there are places where traffic goes on and off of the blacktop edge and cause the blacktop to crumble and deteriorate. This proposed ordinance would only increase the possibility of more of this type of damage occurring.</p> <p>2) If this ordinance is adopted, there will be confusion regarding on which roads ATVs are allowed. In geographically larger cities like Nisswa, Pequot Lakes, Crosslake, or Breezy Point there are city roads and county roads inter-mixed. Is the county going to sign the city roads to indicate that ATVs have to stay off of the road or sign the county roads to indicate that ATVs can travel on the right hand part of the right lane? After all, the county is causing the confusion. Is the county going to fund the officers that the cities will need to do the additional ATV enforcement?</p> <p>An example of potential confusion is related to the mix of county and city of Pequot Lakes roads in the East Twin lake and West Twin lake area. The road on the east side of East Twin Lake is a county road (County Road 107) and the road on the west side of West Twin Lake is a city road (West Twin Lake Drive). Both are paved roads with similiar character. ATV traffic is not allowed on West Twin Lake Drive. Will the city have to install special signing to clarify that ATV use is not legal on this road? Will the city have to pay for the signs?</p>	<p>Thank you for your comments.</p> <ol style="list-style-type: none"> 1. Under state statute, Class II ATV’s are currently allowed on the right shoulder or extreme right-hand side of any county road. Crow Wing County believes that allowing Class I ATV’s on the right shoulder or extreme right-hand side of any county road will reduce maintenance costs to county road ways. Allowing Class I ATV’s to operate on the shoulder will potentially reduce any damage caused in ditches and to driveway approaches. 2. It is the responsibility of the ATV rider to be aware of all rules and regulations of the area they are riding. With the proposed changes to the ordinance all roads under the jurisdiction of Crow Wing County will be open to Class I ATV’s on the right shoulder or extreme right-hand side of the road. Enforcement of city or township ordinances banning ATV’s on city roads is the responsibility of said city or township. Crow Wing County will not be signing any roads because all county roads will be open for Class I ATV use. <p>Please see responses to bullet point # 2 above. Any signage related to a local or township ATV ordinance banning ATV’s would be the responsibility of the city or Township to administer and enforce.</p>	26
3/19/18	Ken Irish	<p>Crow Wing County Lands Services Re; Ordinance #0601 Thank you for the oppportunity to provide comment. My name is Ken Irish; I’m an avid ATV rider and enjoy riding the many trails in the county. I do support the ordinance will some concerns.</p> <p>Section 3: Operation of ATV’s on County Roads in Crow Wing</p>	<p>Thank you for your comments. Before the proposed revisions to the Crow Wing County ATV Ordinance, the ordinance only pertained to County Road 66. In that ordinance, the speed limit was 20 miles per hour and County Road 66 is currently signed as such. Crow Wing County feels that keeping the ATV speed limit</p>	27

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		<p>County, 3.2 and 3.3, I recommend the county use a 30 miles per hour on all county roads. This should be consistent throughout the county. Changing the speed limit on county road 66 to 20 mph would be confusing.</p> <p>I'm an ATV safety instructor and I have concerns for the safety of all riders. Not all of the county road shoulders are safe for ATV travel. Many are narrow and the ditches have steep slopes. Putting ATVs next to highway license vehicle adds a greater safety risk for both the rider and the vehicles.</p> <p>ATV riders are looking for access to restaurants, lodging and gas. Riders will patronize businesses and support the local economy where there is access to these services. Opening county roads would allow access to trail connections. The county should evaluate each road for the safety of riders and where trail connections can be made.</p> <p>Section 5: Penalties 5.1 Any person or persons who shall violate any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction, shall be punished as defined in Minnesota Statute 609.02 Subd.3 What is the amount under this statute? If this ordinance is passed it should be posted on all those county trail kiosks. Thank you,</p>	<p>of 20 miles per hour on County Road 66 will be more consistent than raising the speed limit to 30 miles per hour.</p> <p>Currently under state statute, it is legal for Class I ATV's to operate on the right shoulder or extreme right hand side of the road if there is an obstacle in the ditch bottom or outside bank (MS 84.928 Subd, 1a (5b)). Crow Wing County staff have reviewed all county roads for shoulder width, traffic counts, speed and surface type. It was determined that higher volume roads with a speed limit of 45+ miles per hour have a shoulder that is 6 feet or greater. On county roads that have a shoulder less than 6 feet, either the traffic counts are lower or the speed limits are less than 45 miles per hour.</p> <p>A misdemeanor is a step up from a petty misdemeanor. A misdemeanor can result in up to 90 days in jail and/or a \$1,000 fine.</p>	
3/20/18	Ray Sewell	<p>I am in favor of the proposed ordinance to allow ATV's to operate on the shoulder of all county roads. This will allow access to all parts of the county by ATV riders and at the same time it will eliminate damage caused by ATV's operating in the ditches.</p>	<p>Thank you for your comments. See response to comment # 23, above.</p>	28
3/22/18	Tom Lillehei, Mayor Breezy Point	<p>Dear Commissioner Thiede;</p> <p>I would like to comment and recommend a change to the proposed revision to Ordinance No. 601, "<i>An Ordinance Regulating the Use of All-Terrain Vehicles in County Road Right-Of-Ways of Crow Wing County</i>". As it stands, the City of Breezy Point would be opposed to the ordinance change in that it excludes golf carts from operation on the county roads. The fundamental issue is, with the proposed changes, it creates a conflict with our existing ordinance regulating ATVs and golf carts within the city. Currently both are allowed on city streets and prohibited on county roads. While a city ordinance change would not be difficult to accomplish to accommodate the proposed change, it creates a "fairness" issue where ATVs are allowed on the county road and golf carts are not even though they are similar in design and function to smaller ATVs.</p>	<p>Thank you for your comments. Minnesota Statutes "...authorizes counties to enact an ordinance which provides for the operation of all-terrain vehicles on a public road or street under its jurisdiction to access businesses and residences and to make trail connections" (MS 84.928 Subd. 1(k)).</p> <p>According to Minnesota Statute 84.92 subdivision 8, an all-terrain vehicle does not include a golf cart. An ATV ordinance cannot include golf carts, as golf carts are governed by MN Statute 169.045. Golf carts are regulated differently and require a permitting process, insurance and slow-moving emblems.</p>	29

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		<p>In Breezy Point we currently have over 400 licensed golf carts allowed to drive on city streets and, as a resort-based community, is the preferred mode of local transportation for many. It is a requirement that all golf carts be licensed to drive on city streets and to get licensed, the golf cart must have the following minimum requirements: Head lights, tail lights, rear view mirrors and turn signals;</p> <ul style="list-style-type: none"> • Slow moving vehicle sign; and Insurance Coverage <p>In addition to the above requirements, the driver must be at least 15 years of age unless accompanied by a parent. This contrasts with the age requirement for ATVs of 12 years of age or under certain conditions 10 years of age.</p> <p>An acceptable change to the proposed ordinance would be to modify the ordinance to allow golf carts on the shoulders of county roads in areas where they are regulated and licensed to the above standards as they are in Breezy Point. I feel that this would be a change that should be acceptable in that it would provide minimal impact to the county while providing uniformity in regulation within the city limits of Breezy Point. In addition, the shoulders of both County Roads 11 and 4 have been recently widened to allow sufficient safe driving area should this be allowed.</p> <p>It is my understanding that this exception can be granted by the county similar to the way an exception was granted for ATV traffic on County Road 66 within the cities of Crosslake and Manhattan Beach several years back. We would be requesting a similar consideration from the County Board.</p> <p>I am, therefore requesting your assistance in making this exception to the ordinance as it would greatly facilitate travel to the center of the city at the intersection of County Roads 4 and 11. This is even more relevant now with the potential development of the proposed North Star Center by Whitebirch Development.</p> <p>Sincerely,</p>		
3/26/18	Dave Roggenkamp	<p>Dear Crow Wing County Commissioners:</p> <p>Thank you for proposing a change to the ATV regulations in Crow Wing county. I vacation and spend weekends frequently in the county and a lot of that time is spent riding our ATVs.</p> <p>I support the draft ATV ordinance allowing Class 1 and Class 2 ATV's on the right hand side of county roads along with a designated speed</p>	<p>Thank you for your comments. Under current state statute, Class II ATV's can ride on the right shoulder or extreme right side of the road or in the ditch bottom or the outside bank if part of a designated as a Class II ATV trail.</p>	30

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		<p>limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments. Sincerely,</p>	<p>Under state statute, Class I ATV’s are allowed to ride in the ditch bottom or on the outside bank. Class I ATV’s can also ride on the right shoulder or extreme right hand side of the road if it designated as a trail.</p> <p>If the proposed revisions to the Crow Wing County ATV ordinance are approved, Class I ATV’s would be able to ride on the right shoulder or extreme right hand side of any county road.</p> <p>Class I ATV riders will still be subject to all other state statutes and laws. Those statutes do include headlight and tail light requirements, licensing requirements and helmet requirements.</p>	
3/26/18	Cindy Roggenkamp	<p>Dear Crow Wing County Commissioners: Thank you for proposing a change to the ATV regulations in our county. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of county roads along with a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments.</p>	<p>Thank you for your comments. See responses to comment # 29, above.</p>	31
3/26/18	Isaac Nelson	<p>I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of county roads along with a designated speed limit of 30 mph.</p>	<p>Thank you for your comments.</p>	32
3/26/18	Crystal Gauthier	<p>Good Morning, I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of county roads along with a designated speed limit of 30 mph.</p>	<p>Thanks you for your comments.</p>	33
3/26/18	Jim Meister	<p>I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of county roads along with a designated speed limit of 30 mph.</p>	<p>Thank you for your comments.</p>	34
3/26/18	David O. Rolf	<p>Dear Board, Thank you for proposing a change to the ATV regulations in your county. I support the draft ATV ordinance allowing Class 1 and Class</p>	<p>Thank you for your comments. See responses to comment # 29, above.</p>	35

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		<p>2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments.</p>		
3/26/18	Meri	<p>I am totally in favor of atv’s riding on the roadway of county roads instead of in the ditches and over the tops of driveways. Would be real nice to be able to do that on County Road 1 in Emily. We did that a few years ago in Outing on County 58 between Highway 6 and Sunset Hill Road to get to the trails and it sure Took away a lot of angry land owners with bad driveways.</p>	<p>Thank you for your comments. Crow Wing County believes that allowing Class I ATV’s on the right shoulder or extreme right-hand side of any county road has the potential to reduce maintenance costs to county road ways. By allowing Class I ATV’s to operate where Class II ATV’s currently operate, on the right shoulder or extreme right hand side of the road, this will potentially reduce any damage caused in ditches and to driveway approaches.</p> <p>Class I ATV’s will still be able to operate in the ditch bottom or outside bank if the proposed revisions to the ATV ordinance are passed.</p>	36
3/26/18	Mac Kmecik	<p>I’m emailing to show support toward the ATV ordinance allowing ATV ride in the right away of the county roads. Would this include 371 near Gull Lake? I know it’s a state highway, but was wondering. Thanks,</p>	<p>Thank you for your comments. Any proposed revisions to Crow Wing County’s ATV Ordinance would not affect State Highway 371. The proposed revisions would only affect County roads within Crow Wing County.</p>	37
3/26/18	Chad Hellum	<p>I do support the atv ordnance letting class 1 and 2 atvs use the right hand side of the road ways. I feel it is safer then the ditches and all around more convenient.</p>	<p>Thank you for your comments. See responses to comment # 35, above.</p>	38
3/26/18	Russ Philstrom	<p>As a property owner on County Road 1 in Emily, MN I am very much in favor of allowing the ATV’s to use the shoulder of the road in Crow Wing County. I do not own an ATV but see lots of them riding past my house and have had them using the ditch along the road on my property. I see lots of them actually ride on the shoulder all year long and would prefer that it be allowed. Thank you.</p>	<p>Thank you for your comments. Currently under state statute, Class II ATV’s are allowed to ride on the right shoulder or extreme right hand side of the road. If the proposed revisions to the ATV ordinance are passed, Class I ATV’s would be allowed to operate on the right shoulder or extreme right hand side of and county road in Crow Wing County.</p>	39
3/26/18	Edward Schulze	<p>To whom it may concern:</p>	<p>Thank you for your comments. Currently under state statute, Class II ATV’s can ride on the right shoulder or extreme right side</p>	40

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Date	Name	Public Comment	CWC Staff Response	#
		<p>I appreciate your proposal to make a change a change to the ATV regulations in Crow Wing County. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph. I have been with several groups of mixed riders who have some people on Class 1’s and others on Class 2’s and wondering where they should ride to be able to stay together as a group. I believe that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license.</p> <p>While I am not a resident of Crow Wing County, I belong to and ride with two clubs that are located in Crow Wing County, and I also do trail maintenance and am a Trail Ambassador.</p> <p>Thanks for giving me the opportunity to comment on this ordinance, which I believe is a great improvement for both riding enjoyment, and rider safety.</p>	<p>of the road. Class II ATV’s can also ride in ditch bottom or the outside bank if designated as a Class II ATV trail.</p> <p>Under state statute, Class I ATV’s are allowed to ride in the ditch bottom or on the outside bank. Class I ATV’s can also ride on the right shoulder or extreme right hand side of the road if it designated as a trail.</p> <p>If the proposed revisions to the Crow Wing County ATV ordinance are passed, Class I ATV’s would be able to ride on the right shoulder or extreme right hand side of any county road.</p> <p>Class I ATV riders will still be subject to all other state statutes and laws. Those statutes do include headlight and tail light requirements, licensing requirements and helmet requirements.</p>	
3/26/18	Chris Sasse	<p>Hello,</p> <p>Thank you for proposing a change to the ATV regulations in our county. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph.</p> <p>I feel that this will help local communities with additional tourism as provide riders can access multiple areas without having to trailer their machines or ride in ditches where there are numerous hazards.</p> <p>Thank you for the opportunity to provide these comments.</p>	<p>Thank you for your comments. Allowing Class I ATV’s on the right shoulder or extreme right hand side of the road would allow for better trail connections and access to may local establishments.</p>	41
3/26/18	Doug Borgeson	<p>Dear Sirs,</p> <p>Thank you for proposing a change to the ATV regulations in our county. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in</p>	<p>Thank you for your comments. See responses to comment # 39, above.</p>	42

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		<p>ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments.</p> <p>Regards</p>		
3/26/18	Eric Hillger	To all concerned, I support the new ordinance allowing ATVs to use the right side of County Roads. thank you.	Thank you for your comments.	43
3/26/18	Tom Simon	Need places to ride and get trails connect	<p>Thank you for your comments. Allowing Class I ATV’s on the right shoulder or extreme right hand side of the road would allow for better trail connections and access to may local establishments.</p> <p>Additionally, Crow Wing County has 5 designated ATV Trails on County land open to Class I and Class II ATV use.</p>	44
3/26/18	Andrew Suchla	<p>I agree with what Darrel Palmer has written below it would be good for Crow Wing County.</p> <p>Thanks for your time!</p> <p>Thank you for proposing a change to the ATV regulations in our county. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments.</p>	Thank you for your comments. See responses to comment # 39, above.	45
3/26/18	Lisa Hillger	To all concerned, I support the proposed changes allowing ATVs to use the right side of county roads.	Thank you for your comments.	46
3/26/18	Kevin McGuire	<p>Dear Sirs,</p> <p>Thank you for proposing a change to the ATV regulations in our county. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with</p>	Thank you for your comments. See responses to comment # 39, above.	47

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		<p>a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments.</p>		
3/26/18	Theresa Meyers	<p>Dear Sirs, Thank you for proposing a change to the ATV regulations in Crow Wing County. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph. In addition to providing Volunteer Trail Ambassador duties, my husband and I ride for leisure in Crow Wing County several times each year. We believe the ordinance change will not only provide a safer riding environment, but will also bring tourism dollars to the county businesses. Thank you for your consideration of this change.</p>	Thank you for your comments. See responses to comment # 39, above.	48
3/26/18	Ron Hofstrand	<p>Dear Sirs, Thank you for proposing a change to the ATV regulations in our county. ATV riding has provide my family and I wonderful way to get off of electronic devices and spend time together as well as enjoying the beautiful sights our county has to offer. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and</p>	Thank you for your comments. See responses to comment # 39, above.	49

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		also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments.		
3/26/18	Tracy Gustafson	Dear Crow Wing County in charge of ATV Regulations, Thank you for proposing a change to the ATV regulations in our county. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph. I feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. This is a really good plan. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. Sometimes I have felt very uncomfortable riding in the ditch and being able to ride safely would be a welcome relief. Safety should always come first. I recommend that as part of the ordinance, we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments.	Thank you for your comments. See responses to comment # 39, above.	50
3/26/18	Brittney Muller	Hello there! I am in favor of the ATV ordinance! Thank you very much!	Thank you for your comments.	51
3/26/18	Tami Smith	Dear Sirs, Thank you for proposing a change to the ATV regulations in our county. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments. Thanks for your consideration,	Thank you for your comments. See responses to comment # 39, above.	52
3/26/18	Dave Smith	Dear Sirs, Thank you for proposing a change to the ATV regulations in our	Thank you for your comments. Currently under state statute, Class II ATV’s can ride on the right shoulder or extreme right side	53

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		<p>county. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments. Thanks for your consideration,</p>	<p>of the road. Class II ATV’s can also ride in ditch bottom or the outside bank if designated as a Class II ATV trail.</p> <p>Under state statute, Class I ATV’s are allowed to ride in the ditch bottom or on the outside bank. Class I ATV’s can also ride on the right shoulder or extreme right hand side of the road if it designated as a trail.</p> <p>If the proposed revisions to the Crow Wing County ATV ordinance are passed, Class I ATV’s would be able to ride on the right shoulder or extreme right hand side of any county road.</p> <p>Class I ATV riders will still be subject to all other state statutes and laws. Those statutes do include headlight and tail light requirements, licensing requirements and helmet requirements.</p>	
3/26/18	Paul Deboer	I support the atv’s using the right hand side of the road.	Thank you for your comments.	54
3/26/18	John Boos	<p>Dear Sirs,</p> <p>Thank you for proposing a change to the ATV regulations in our county. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments.</p>	<p>Thank you for your comments. Currently under state statute, Class II ATV’s can ride on the right shoulder or extreme right side of the road. Class II ATV’s can also ride in ditch bottom or the outside bank if designated as a Class II ATV trail.</p> <p>Under state statute, Class I ATV’s are allowed to ride in the ditch bottom or on the outside bank. Class I ATV’s can also ride on right the shoulder or extreme right hand side of the road if it designated as a trail.</p> <p>If the proposed revisions to the Crow Wing County ATV ordinance are passed, Class I ATV’s would be able to ride on the right shoulder or extreme right hand side of any county road.</p> <p>Class I ATV riders will still be subject to all other state statutes and laws. Those statutes do include headlight and tail light requirements, licensing requirements and helmet requirements.</p>	55
3/26/18	David Halsey	I am emailing you in total support of the proposed ATV Ordinance for Crow Wing County. There are now over 20 counties that allow Class 1 and Class 2 ATVs on all or most of their county roads, for many very good reasons. They allow residents and visitors to reach ATV trails from homes, cabins and resorts; they help create connections from towns to trails, and from trail to trail; riding on county roads reduces damage to ditches where Class 1 ATVs are allowed but are often overgrown with hidden dangers that cause accidents. And more.	<p>Thank you for your comments. Allowing Class I ATV’s on the right shoulder or extreme right hand side of the road would allow for better trail connections and access to may local establishments.</p> <p>By allowing Class I ATV’s to operate where Class II ATV’s currently operate, on the right shoulder or extreme right hand side of the road, this will potentially reduce any damage caused in ditches and to driveway approaches.</p>	56

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		You can see the complete list of MN Counties with ATV ordinances in an article I wrote for the MN OffRoad magazine, with more information on why counties are creating and passing ATV ordinances, at this link: https://mispninc.com/pubs/MinnesotaOffroad/2017-08_09-OR/html5.html#		
3/26/18	Leroy Ludwig	I am in support of allowing both Class 1 and Class 2 ATVs to use the right-hand side of county roads! Thank you,	Thank you for your comments.	57
3/26/18	Dan Snee	Dear Sirs, Thank you for proposing a change to the ATV regulations in our county. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments.	Thank you for your comments. Currently under state statute, Class II ATV’s can ride on the right shoulder or extreme right side of the road. Class II ATV’s can also ride in ditch bottom or the outside bank if designated as a Class II ATV trail. Under state statute, Class I ATV’s are allowed to ride in the ditch bottom or on the outside bank. Class I ATV’s can also ride on the right shoulder or extreme right hand side of the road if it designated as a trail. If the proposed revisions to the Crow Wing County ATV ordinance are passed, Class I ATV’s would be able to ride on the right shoulder or extreme right hand side of any county road. Class I ATV riders will still be subject to all other state statutes and laws. Those statutes do include headlight and tail light requirements, licensing requirements and helmet requirements.	58
3/26/18	Janina Rivard	Hello, I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you,	Thank you for your comments. See responses to comment #57, above.	59

Revisions to Ordinance No. 0601 – Regulating the Use of ATV’s in County Road Right-Of-Ways

Date	Name	Public Comment	CWC Staff Response	#
3/26/18	Darrel Palmer	Dear Sirs, Thank you for proposing a change to the atv regulations in our county. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of county roads along with a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide atv riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments.	Thank you for your comments. See responses to comment #57, above.	60
3/26/18	Todd Amar	To Whom it may concern; I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of county roads along with a designated speed limit of 30 mph. Thank You,	Thank you for your comments.	61
3/26/18	Katie Steuernagel	I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of county roads along with a designated speed limit of 30 mph.	Thank you for your comments.	62
3/26/18	Nathan Hughes	I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of county roads along with a designated speed limit of 30 mph. Thank You,	Thank you for your comments.	63
3/26/18	Isaac Fuhrman	I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of county roads along with a designated speed limit of 30 mph.	Thank you for your comments.	64
3/26/18	Shaun Stanich	I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of county roads along with a designated speed limit of 30 mph.	Thank you for your comments.	65
3/26/18	Zebulon Hodel	I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of county roads along with a designated speed limit of 30 mph. Thank You,	Thank you for your comments.	66
3/26/18	Mike & Tori Eil	Dear Sirs, Thank you for proposing a change to the ATV regulations in our county. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with	Thank you for your comments. See responses to comment #57, above.	67

Revisions to Ordinance No. 0601 – Regulating the Use of ATV’s in County Road Right-Of-Ways

Date	Name	Public Comment	CWC Staff Response	#
		<p>a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license.</p> <p>Thank you for the opportunity to provide these comments.</p>		
3/26/18	Colleen Ferguson	<p>I am NOT in favor of this ordinance as it does not clarify if it will still be allowed to use the inside bank or slope of a county highway. I am in favor of allowing in the slope and ditch and roads only as a last resort and posted...</p> <p>I have concerns with sharing the road with both bicyclers and ATV riders. Thank you</p>	<p>Thank you for your comments. If the proposed revision to Crow Wing County’s ATV ordinance are passed, it will still be legal to operate a Class I ATV on the ditch bottom or the outside bank of any county road.</p> <p>Within the proposed ordinance, section 3.1 states that Class I ATV’s may (not must) operate on the right shoulder or extreme right hand side of a county roadway.</p>	68
3/27/18	Tim Roggenkamp	<p>I understand that you are proposing a change to the ATV regulations in Crow Wing County. I would like to express my support of the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of county roads along with a designated speed limit of 30 mph. With the increased popularity of the Side by Side ATV’s, this rule will help groups to be able to stay together as well as avoiding hazardous riding or parking situations to get to designated trails, especially dangerous ditch riding.</p> <p>I am a strong supporter or riding with headlights on and also, that in order to ride on the road shoulder, riders must have a valid driver’s license. Thank you for your work and thoughtfulness on this issue.</p>	<p>Thank you for your comments. See responses to comment #57, above.</p>	69
3/27/18	Del Meath	<p>I am in support of ATV use on county roads to connect trails and businesses. Thank you.</p>	<p>Thank you for your comments.</p>	70
3/27/18	Paul Serakos	<p>Hello,</p> <p>I am a home owner on Crosslake in crow Wing County. I would like to be able to ride my Class 1 and Class 2, ATV and Side by Side on the side of road ways. I use the side of road ways to get to trails and neighbors with ATV’s. Thanks</p>	<p>Thank you for your comments. Currently under state statute, Class II ATV’s (side by sides) can ride on the right shoulder or extreme right side of the road. Class II ATV’s can also ride in ditch bottom or the outside bank if designated as a Class II ATV trail.</p>	71

Revisions to Ordinance No. 0601 – Regulating the Use of ATV’s in County Road Right-Of-Ways

Date	Name	Public Comment	CWC Staff Response	#
			<p>Under state statute, Class I ATV’s are allowed to ride in the ditch bottom or on the outside bank. Class I ATV’s can also ride on the right shoulder or extreme right hand side of the road if it designated as a trail.</p> <p>If the proposed revisions to the Crow Wing County ATV ordinance are passed, Class I ATV’s would be able to ride on the right shoulder or extreme right hand side of any county road.</p>	
3/27/18	Bryan Thorson	WE AS ATV RIDERS WOULD LIKE TO SPEND TIME IN OTHER COUNTIES IF THEY HAVE BETTER ACCESS TO THERE TRAILS, HOTELS AND RESORTS. WE LIVE IN ITASCA COUNTY.	Thank you for your comments. Crow wing County believes by allowing Class I ATV’s on the right shoulder or extreme right hand side of the road would allow for better trail connections and access to may local establishments.	72
3/27/18	Steve Bragg	I would like to see that 4 wheelers are allowed on Crow Wing County Roads for the safety of the operator as well as the motorist. With more 4 wheeler traffic everyone will become aware they are there and it will be safer than assuming they aren’t when they pop out. I don’t own an ATV but sure enjoy seeing others having fun and think this would be best for all. SB	Thank you for your comments. See response to comment #69, above.	73
3/27/18	Chris Evens	Hello, I wanted to comment on the proposed ordinance allowing Class I atv’s to ride on the side of county roads. I support this ordinance as we generally ride in groups including both Class I and Class II machines. When riding from one destination to another we occasionally need to ride down the county roads. Ditches are not always rideable so we need to ride the side of the road and do not have the option to leave the Class I machines behind. Acceptance of this ordinance would make it legal for all machines to ride together. Thank you for your time,	Thank you for your comments. See response to comment #69, above.	74
3/27/18	Kevin Mitties	This proposal has my full support as a class 1 atv and class 2 utv owner. The simpler rules will help prevent confusion and increase compliance with the law. Often the right of ways are not useable by an ATV. Trees, water, snow & sensitive areas make travel entirely by the ROW not possible. Legal access to local businesses and other lakes would be a relief. Thanks	<p>Thank you for your comments. Currently under state statue, it is legal for Class I ATV’s to enter the right shoulder or extreme right hand side of a roadway to avoid an obstacle in the ditch. If the proposed revisions to Crow Wing County’s ATV ordinance are passed, it would allow for Class I ATV’s to permanently operate on the right shoulder or extreme right hand side of the road along with Class II ATV’s.</p> <p>Crow wing County believes by allowing Class I ATV’s on the right shoulder or extreme right hand side of the road would allow for better trail connections and access to may local establishments.</p>	75

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Date	Name	Public Comment	CWC Staff Response	#
3/27/18	Gerald Barbur	<p>Hello, As a member of ATVAM since it’s name change from MTWA in 1983 and a safety instructor for 6 years; I am NOT in favor of any ATV’s driving on asphalt or concrete roadways. These vehicles are not designed or setup for these type’s of roadways. I am a Life Time Member of ATVAM but I feel the best place to be riding ATV’s are on trails and roadway ditches. I am 70 years old and know the reason why riders want this provision and it’s mainly because of the older riders that have problems riding in the ditches. My suggestion to them is “Tough”. Either you handle your ATV or you can’t. The roadways are not the safest place to be riding them. Yes, you can print my statements if you wish.</p>	<p>Thank you for your comments. Currently under state statute, Class II ATV’s are already allowed to operate on the right shoulder or extreme right hand side of a roadway. If the proposed revisions to the Crow Wing County ATV ordinance are passed, Class I ATV’s would be operating in the same area already allowed by state statute.</p> <p>Crow Wing County also believes by allowing Class I ATV’s on the right shoulder or extreme right hand side of the road would allow for better trail connections and access to may local establishments.</p> <p>In addition, if the proposed revisions are passed, there will be a speed limit of 30 miles per hour.</p>	76
3/27/18	Curt Miller	<p>Please allow all ATVs to ride on the shoulder of the road. For safety reasons and for economic reasons this will benefit the county. Regards,</p>	<p>Thank you for your comments. Crow wing County believes by allowing Class I ATV’s on the right shoulder or extreme right hand side of the road would allow for better trail connections and access to may local establishments.</p>	77
3/27/18	David Story	<p>Dear Crow Wing County: Re: Crow Wing County ATV Ordinance meeting I have 3 class 1 and 1 class 2 ATV's with my family members and we would all vote to have the access to ride on the right shoulder of Crow Wing County roads. A lot of ditches are not safe because of tall grass and weeds that hide hazards. Using the side of County roads to go between trails and go to and from resorts, stores and activities that allow ATV's is a great service. I helps us enjoy visiting the beautiful Crow Wing County Lakes in our amazing State of MN.</p>	<p>Thank you for your comments. See responses to comment # 75, above.</p>	78
3/27/18	Todd Kimmes	<p>Good afternoon, I would like to send my support for the proposed change to allow riding on the right hand shoulder of county roads. I frequent many resorts and rental cabins during the riding season and many times access to the trail system is burdensome. Sometimes we are forced to ride in the ditches which tends to have debris, culverts and other obstructions. From a safety perspective I feel much more safe on a shoulder than in a ditch. This change would also make it much easier to access other trails in the area. I hope the council agrees and makes this change. Todd Kimmes</p>	<p>Thank you for your comments. If the proposed revisions to the Crow Wing County ordinance are passed, Class I ATV’s would be able to join Class II ATV’s on the right shoulder or extreme right hand side of any county road.</p>	79
3/27/18	Lindsay McBroom	<p>Hello, Eliminates confusion when groups are riding on both Class 1 and 2 vehicles. Creates access to trails from resorts, homes and cabins.</p>	<p>Thank you for your comments. Crow wing County believes by allowing Class I ATV’s on the right shoulder or extreme right hand</p>	80

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Date	Name	Public Comment	CWC Staff Response	#
		Creates routes connecting trails. Fewer accidents than when Class 1 ATVs ride in overgrown ditches with hidden hazards. All of these reasons are true. The most important it will keep my family safe when we are up at the cabin. Safety always comes first!	side of the road would allow for better trail connections and access to may local establishments.	
3/27/18	Kathy Tormondson	As an ATV owner of both Class 1 and Class 2 and am writing to request access on the right side of County Roads. When we visit campgrounds and cabins in areas we will only visit areas that allow access so we can leave our trailer at our campsite or friends cabin. Please support allowing access, we believe allowing access prevents owners of ATV's to ride in ditches where wetland should be preserved.	Thank you for your comments. See responses to comment #77, above.	81
3/27/18	Greg Sasik	I am in favor of ATV's on the side of county roads with a reduced speed limit. Safer for all....	Thank you for your comments. If the proposed revisions to the Crow Wing County ATV ordinance are passed, the speed limit for ATV’s on all county road will be 30 miles per hour with the exception of County Road 66 while will remain 20 miles per hour.	82
3/27/18	John Caddy	I support the proposed atv ordinance allowing both class I and class II ATVs to use the right hand side of county roads. Thanks	Thank you for your comments.	83
3/27/18	Michael Dubay	<p>An Ordinance regulating the use of "All Terrain Vehicles" in County Road Right-of-Ways of CrowWing County should take into consideration the County roads that have no or minimal Right-of-Way or shoulder surface.</p> <p>The County Board is authorized to control and regulate the Road Laws, and to ensure the Public Health, Safety and Welfare regarding the use of public roads.</p> <p>Some County roads have driving surfaces that have unusual conditions that may pose a liability risk or restrict lawful uses of the Right-of-Way and/or impact Water Quality (i.e., County Road 145).</p> <p>The shoulders, Right-of-Way and Inslope of County Road 145 with /uV Traffic to pass over the two water streams that flow under the Right-of-Way, road and shoulders will cause excess material and erosion to wash into the ditches and streams affecting water quality and drainage.</p> <p>Traffic Warning Signs should be posted that will give appropriate notice and contribute to overall safety of a road.</p> <p>In 2002 the U.S. Post Office of Pequot Lakes requested the residents of Birch Trail to remove theirmailboxes off of Cty Rd 145 because of safety concerns of their mail carriers, and place them</p>	<p>Thank you for your comments. Staff has obtained traffic data from the highway department and have analyzed each county road. We have reviewed shoulder width, average daily traffic counts, speed limits and surface type. We have found county roads with higher traffic counts have wider shoulders (typically 6 feet or greater).</p> <p>State Statue allows Class II ATV's to operate on the right shoulder or extreme right hand side of a roadway. State statute also allows Class I ATV’s on the shoulder of the road to avoid obstructions or environmentally sensitive areas when no other method of avoidance is possible. This means Class I ATV’s are already allowed on the county road right-of-ways in the areas you have described.</p> <p>If the proposed revisions to Crow Wing County’s ATV ordinance are passed, both Class I and Class II ATV’s would be able to operate on the right shoulder or extreme right hand side of the road. This would improve the safety of ATV riders by allowing them to ride on a smooth even surface.</p>	84

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Date	Name	Public Comment	CWC Staff Response	#
		<p>on BirchTrail. The mail carriers had no shoulder or Right-of-Way to position their vehicles when delivering mail.</p> <p>Some areas of Cty Rd 145 have Inslope conditions that need safety improvements for "run-off-the-road vehicles." The steep slope may cause roll-over issues.</p> <p>A road is more than a travel way or driving surface, and reasonable people need to do reasonable things to promote the general health, safety and welfare of all its citizens of Crow Wmg County. Cordially,</p>		
3/27/18	Melvin & Marilyn Kurowski	We support allowing ATVs (both classes) to ride on the right hand side of county roads.	Thank you for your comments.	85
3/27/18	Paul Seebach	Please accept my affirmative comment for approval of Class 1 & 2 ATV's using the roadsides for short distances and trail connections in Crow Wing County.. This is a major plus for riders to safely get around without intrusive property damage accidents caused by using ditches as well as many other good reasons that I'm sure you have already heard. I would encourage all counties to do the same.	Thank you for your comments. With the adoption of this ordinance, Crow Wing County believes is a potential for a reduction in damage to ditches and roadway approaches. Class I ATV's will be able to ride the same areas that Class II ATV's are currently allowed to ride under state statute.	86
3/28/18	John McGuire	As a resident of Crow Wing County, I support the ordinance to allow ATV's on the shoulder of county roads. It will help to minimize ditch erosion. Reduce confusion on where one can legally ride. Makes accessing trails much easier. This ordinance is long overdue.	Thank you for your comments. See responses to comment # 84, above.	87
3/28/18	Ron Potter	<p>Crow Wing County;</p> <p>I would like to comment in support of your effort to open up and allow Class 1 and Class 2 ATV's operate on the road surface. Currently Class 2 ATV's can operate on the road surface and the Class 1 ATV's need to be in the ditch bottom or back slope, this will eliminate this confusion and allow them to operate together on the improved road surface.</p> <p>Operating in the road ditch, like the Class 1 ATV's currently do, is dangerous and can also cause unnecessary impacts to the ditches, especially in the spring and during wet periods. Ditches have hazards, like culvert ends, posts, broken posts and other obstructions that can be difficult to see as the vegetation grows up during the summer.</p> <p>Thank you for considering this action that has already been successfully implemented in many counties across Minnesota.</p> <p>Best regards,</p>	Thank you for your comments. See responses to comment # 84, above.	88

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Date	Name	Public Comment	CWC Staff Response	#
3/28/18	David Martin	I support the use of atv on the shoulder of the road it will give a connection from trail to trail.	Thank you for your comments. Allowing Class I ATV’s on the right shoulder or extreme right hand side of the road would allow for better trail connections and access to may local establishments.	89
3/28/18	David Jordening	My name is David Jordening. I support riding both classes on the shoulders because it is simply a common sense rule and allows connection to various trails and keeps these machines out of the ditches where it is sometimes muddy and steep. I personally don't have any other way to get from my house to my shop other than to ride on the shoulder.Thank-you and please support this issue as I do.	Thank you for your comments. See responses to comment #87, above.	90
3/28/18	Sandi Stone	I support ATV riding on the sides of County roads. It’s great for Minnesota’s economy.	Thank you for your comments.	91
3/28/18	Richard Gauvin	Hello, I am writing to provide my support for the proposed ordinance 0601 that would allow ATVs to use the right of way shoulder in Crow Wing County. We are avid ATV users and visit Crow Wing County to use the DNR trails located there. The proposed ordinance would allow us to better enjoy the trails and would lead to our more frequent visits to the area. Sincerely,	Thank you for your comments.	92
3/28/18	Jennifer DeBoer	Dear Sirs, Thank you for proposing a change to the ATV regulations in our county. I support the draft ATV ordinance allowing Class 1 and Class 2 ATV’s on the right hand side of Crow Wing county roads along with a designated speed limit of 30 mph. I feel this will help with the confusion of groups of mixed riders who have some people riding Class 1’s and other Class 2’s and wondering where they should ride and helping them stay together as a group. I also feel that this will provide ATV riders in Crow Wing County the ability to get to and from allowed riding areas without having to trailer their machines or ride in ditches where there are numerous hazards. Many ATV accidents occur in the ditches and this should help eliminate some of those issues. I recommend that as part of the ordinance we remind users of the state law that requires that they ride with their headlights on and also that in order to ride on the road shoulder they must have a valid driver’s license. Thank you for the opportunity to provide these comments.	Thank you for your comments. See responses to comment #57, above.	93
3/28/18	Kevin Sather	Gentlemen, Please consider when you decide to allow ATV travel in Crow Wing, It creates access to trails from resorts, homes and cabins. Creates routes connecting trails. Fewer accidents than when Class 1 ATVs ride in overgrown ditches with hidden hazards. Thank you for your	Thank you for your comments. Allowing Class I ATV’s on the right shoulder or extreme right hand side of the road would allow for better trail connections and access to may local establishments.	94

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Date	Name	Public Comment	CWC Staff Response	#
		time, and please know in Minnesota alone there is over 250,000 registered ATV machines and over 500,000 riders.		
3/28/18	Darrell Anderson	<p>I am a frequent visitor to Crow Wing County as I have relatives and friends that live or have seasonal properties around Crosslake. We appreciate the trails and amenities this area has to offer.</p> <p>I would like to comment on the proposed ATV ordinance allowing both Class 1 and Class 2 (currently allowed) ATVs to use the right hand side of the county roads.</p> <p>My Wife and I ride in a class 2 sideXside but some of my group ride class 1 ATVs.</p> <p>I am in favor of <u>allowing class 1 to ride on the right hand side of roadways.</u> I think this would be a positive move for the following reasons:</p> <ul style="list-style-type: none"> - Eliminate confusion when groups are riding on both Class 1 and 2 vehicles. - Create access to trails from resorts, businesses, homes and cabins. - Creates routes connecting trails. - Fewer accidents than when Class 1 ATVs ride in overgrown ditches with hidden hazards. <p>Thank you for your consideration.</p>	<p>Thank you for your comments. Currently under state statute, Class II ATV’s can ride on the right shoulder or extreme right side of the road. Class II ATV’s can also ride in ditch bottom or the outside bank if designated as a Class II ATV trail.</p> <p>Under state statute, Class I ATV’s are allowed to ride in the ditch bottom or on the outside bank. Class I ATV’s can also ride on the right shoulder or extreme right hand side of the road if it designated as a trail.</p> <p>If the proposed revisions to the Crow Wing County ATV ordinance are passed, Class I ATV’s would be able to ride on the right shoulder or extreme right hand side of any county road.</p>	95
3/28/18	Josh Haen	<p>Please support the proposed Class I & II Legal updates to allow the use of both types of machines to use the right away on county roads. This will create additional riding opportunities for my family and others in the area while minimizing erosion of ditches and area vegetation by keeping machines on the pavement. Best regards,</p>	<p>Thank you for your comments. With the adoption of this ordinance, Crow Wing County believes is a potential for a reduction in damage to ditches and roadway approaches. Class I ATV’s will be able to ride the same areas that Class II ATV’s are currently allowed to ride under state statute.</p>	96
3/28/18	Michael McMenimen	<p>I support the Draft ATV Ordinance allowing Class 1 and Class 2 ATVs as written which allows the riding of atvs on county roads. I agree that the speed limit of 30 mph is reasonable with drivers having a valid driver's license.</p> <p>Thank you for the opportunity to respond to the ordinance.</p>	<p>Thank you for your comments. State statute requires that persons 12-16 years old may operate a Class 1 ATV on the right shoulder or extreme right hand side of the roadway but must have a valid ATV youth safety certificate and must be accompanied by a parent or legal guardian on a separate ATV. Persons under the age of 15 may not operate a Class 2 ATV within a public road right of way. Persons age 15 with a valid ATV safety certification may operate a Class 2 ATV on the right shoulder or extreme right-hand side of public roadways when accompanied by a parent or legal guardian on a separate ATV. Persons age 16 and older must a valid driver’s license to operate both Class 1 and Class 2 ATVs within public road right of ways.</p>	97
3/28/18	Terry Wright	<p>To Whom it May Concern,</p> <p>Please support the proposed Class I & II Legal updates to allow the use of both types of machines on county roads.</p>	<p>Thank you for your comments. See responses to comment # 93, above.</p>	98

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Date	Name	Public Comment	CWC Staff Response	#
		This will create additional riding opportunities while mitigating erosion of ditches. Best regards,		
3/28/18	Krista Okerman	<p>Land Services Dept. Attached please find written comment from the City of Jenkins regarding the proposed ATV Ordinance for your consideration. Feel free to contact me with any questions or concerns. Thank you. To Whom it May Concern:</p> <p>The city of Jenkins was recently made aware of a proposed ordinance regulating the use of all- terrain vehicles in the County road rights-of-way. The City Council reviewed this ordinance attheir regular March 28th meeting. On behalf of the Jenkins City Council, I offer you the following comments and concerns:</p> <ul style="list-style-type: none"> • Section 1. General Provisions of this ordinance authorizes the County to enact an ordinance which provides for operation of all-terrain vehicles on the road right-of-way shoulder, or inside bank slope of a county highway or county state aide highway <i>if safe operation in the ditch or outside slope is impossible and the county posts the appropriate notice</i>. We feel this is arbitrary and could be construed as subjective. Who determines what "safe operation" is? What is considered "appropriate notice"? We would like this section clarified and to be more specific to alleviate any misinterpretation of this ordinance. • County Road 145, which is located in part within the Jenkins City limits, has unique conditions that pose several concerns to us. There is a significant waterway that runs under County Road 145 just south of Upper Hay Access Road. This is and has been a problem spot for washouts and erosion. The excess material from the washouts and erosion directly affects the water quality and drainage of the waterbodies that this waterway flows in to. We feel that ATV traffic will exacerbate this problem. • Recently the city of Jenkins collaborated with Crow Wing County on a project to extend the shoulders on County Road 145 for a multi-use corridor from the intersection of CSAH 16 and County Road 145 north 	<p>Thank you for your comments. Concerning section 1 of the ATV ordinance, we plan to remove Minnesota Statute 84.928 subd. 6(c)(2). The authority for the County to create an ATV ordinance allowing Class I ATV operation is covered under Minnesota Statute 84.928 subd. 1(a) and 84.928 subd, 1(k). The addition of Minnesota Statute 84.928 subd. 6(c)(2) created unintended confusion and is not applicable to this ordinance.</p> <p>State statue allows Class II ATV’s to operate on the right shoulder or extreme right hand side of a roadway. State statute also allows Class I ATV’s on the right shoulder or extreme right hand side of the road to avoid obstructions or environmentally sensitive areas when no other method of avoidance is possible. This means Class I ATV’s are already allowed on the county road right-of-ways in the areas you have described.</p> <p>Currently under state statue, Class I ATV’s are allowed to enter the right shoulder or extreme right hand side of a roadway to avoid any obstructions in the ditch or outside bank. Regardless of an ATV ordinance, ATV’s are still allowed to cross over the waterway via the right shoulder or extreme right hand side of the road.</p> <p>Concerning the mixed uses of county roads in right-of-ways, Class II ATV’s are already allowed to operate on the right shoulder or extreme right hand side of the road under state statute. Under current state rules, Class II ATV’s, bicycles and pedestrians are sharing the roadway surfaces. If the proposed revisions to Crow Wing County’s ATV ordinance are passed, Class I ATV’s would operate in the same area where Class II ATV’s are already allowed on County Road 145.</p>	99

Revisions to Ordinance No. 0601 – Regulating the Use of ATV’s in County Road Right-Of-Ways

Date	Name	Public Comment	CWC Staff Response	#
		<p>approximately 1/3 mile. We expended city of Jenkins taxpayer dollars to do this in order to provide safer travel along that corridor. The result of this is a benefit to the community as a whole. However, our intent for this project was for the extended shoulder to be for pedestrian and bicycle traffic specifically for safety reasons. We do not feel that a mixed use of pedestrian/bicycle traffic and ATV traffic contributes to our effort in making the roadway safer. For this reason, we would strenuously disapprove of ATV use along County Road 145 and at a minimum, request that this roadway be posted as a roadway that does not allow ATV traffic.</p> <ul style="list-style-type: none"> • The city of Jenkins, Townships of Jenkins and Ideal and Crow Wing County have entered into Cost Share Agreements for a Feasibility Study on County Road 145 from Veterans Street, north and east to CSAH 16. The purpose of the Feasibility Study is to review improvements to widen and re-surface the named section of County Road 145, with the purpose of the widening to continue a multi-use corridor that was recently completed as noted above. The multi-use corridor will improve traffic circulation, pedestrian and bicycle use of the corridor. We have not reviewed or discussed potential ATV use along this corridor. We feel this would require more study and may affect the cost of the Feasibility Study proposal that is in place as well as the Agreement. (See attached Agreement and Feasibility Study proposal.) <p>Overall, the Jenkins City Council strives to work together with other local agencies and our constituents to make the Lakes Area a great place to live, work and play. We feel a great duty to promote the health, safety and welfare of all citizens. In conclusion, we would be opposed to this ordinance as it is written. Therefore, we respectfully request that you take our comments and concerns regarding Ordinance No. 0601 into consideration. Thank you for your time and attention to this matter. Sincerely,</p>		