

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE enacting section 5269., Jackson County Code, 1984, related to the subject of all-terrain vehicles.

ORDINANCE NO. 5983, May 5, 2025

INTRODUCED BY Manuel Abarca IV, County Legislator

WHEREAS, it is the desire of the Jackson County Legislature to ensure there are safe roadways in the Jackson County area; and,

WHEREAS, the Legislature desires to create one new section in Chapter 52 regarding all-terrain vehicles (ATVs); now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, as follows:

Section A. Enacting Clause. Section 5269., Jackson County Code, 1984, is hereby enacted, to read as follows:

5269. All-Terrain Vehicles (ATVs).

5269.1. Where Permitted.

a. No person shall operate an ATV on a highway except as provided herein.

1. An ATV may make a direct crossing on a highway other than an interstate highway or a controlled access highway, provided:

(i) the crossing is made at an angle of approximately ninety degrees to the direction of the highway and at a place where no

obstruction prevents a quick and safe crossing;

(ii) the vehicle is brought to a complete stop before crossing the shoulder or main travelled way of the highway;

(iii) the driver yields the right-of-way to all oncoming traffic that constitutes an immediate hazard;

(iv) in crossing a divided highway, the crossing is made only at an intersection of the highway with another public street or highway, and

(v) if the crossing is made between the hours of one-half hour after sunset to one-half hour before sunrise or in conditions of reduced visibility, only if both front and rear lights are lighted.

5269.2. Public lands other than highways. No person shall operate an ATV on any public lands, waters and property other than a roadway, except that an ATV may be operated on any such lands which have been designated and posted for travel by ATVs in accordance with the law.

5269.3 Private property. No person shall operate an ATV on the private property of another without the consent of the owner or lessee thereof.

5269.4 Violation. A violation of this subdivision shall be a traffic infraction, and shall, upon a conviction of a first violation be punishable by a fine of not more than two hundred fifty dollars or by imprisonment for not more than fifteen days or by both such fine and imprisonment; upon a conviction of a second violation, both of

which were committed within a period of eighteen months, shall be punishable by a fine of not more than four hundred dollars or by imprisonment for not more than forty-five days or by both such fine and imprisonment; upon a conviction of a third or subsequent violation, all of which were committed within a period of eighteen months, shall be punishable by a fine of not more than five hundred fifty dollars or by imprisonment for not more than ninety days or by both such fine and imprisonment.

5269.4 Emergency vehicles. The provisions of this section shall not apply to operation as an emergency vehicle by any authorized emergency, police or civil defense all-terrain vehicle.

Effective Date: This ordinance shall be effective immediately upon its signature by the County Executive.

APPROVED AS TO FORM:

Bryan Covinsky
Bryan Covinsky (May 1, 2025 11:25 CDT)
County Counselor

I hereby certify that the attached ordinance, Ordinance No. 5983 introduced on May 5, 2025, was duly passed on _____, 2025 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____

Nays _____

Abstaining _____

Absent _____

This Ordinance is hereby transmitted to the County Executive for his signature.

Date

Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance No. 5983.

Date

Frank White, Jr., County Executive