
Sec. 38-499. Off-highway motor vehicles; registration; plate requirement and definition.

- (a) Unless exempted from the provisions of the state Off-Highway Motor Vehicle Act (NMSA 1978, §§ 66-3-1001—66-3-1016), no person shall operate a motor vehicle which is to be operated or used exclusively off the streets or highways of this municipality unless the motor vehicle has been registered in accordance with the state Off-Highway Motor Vehicle Act and the regulations of the division adopted pursuant thereto.
- (b) Upon receipt of the registration certificate, the owner of an off-highway motor vehicle shall affix the registration plate on the motor vehicle as prescribed by the regulations adopted by the division.
- (c) For the purposes of this section through section 38-504, the terms "motor vehicle" and "off-highway motor vehicle" mean any motor vehicle operated or used exclusively off the streets or highways of this municipality.

(Ord. No. 85-218, § 2, 1995; Code 1985, § 10.10.009)

Cross reference(s)—Definitions generally, § 1-2.

State law reference(s)—Similar provisions, NMSA 1978, §§ 66-1-4.13, 66-3-1003.

Sec. 38-500. Operation of off-highway motor vehicles on streets or highways.

- (a) A person shall not operate an off-highway motor vehicle on any paved street except as provided in subsection (b) of this section.
- (b) Off-highway motor vehicles may cross streets or highways if the crossings are made after coming to a complete stop prior to entering the street. These motor vehicles shall yield the right-of-way to oncoming traffic and shall begin a crossing only when it can be executed safely and then crossing in the most direct manner, as close to a perpendicular angle as possible.
- (c) Unless authorized, a person shall not:
 - (1) Remove, deface or destroy any official sign installed by a state, federal, local or private land management agency; or
 - (2) Install any off-highway motor vehicle-related sign.

(Ord. No. 85-218, § 2, 1995; Code 1985, § 10.10.010; Ord. No. 02-236, § 35, 12-17-2013)

State law reference(s)—Similar provisions, NMSA 1978, § 66-3-1011.

Sec. 38-501. Movement of off-highway motor vehicles adjacent to streets.

Off-highway motor vehicles issued a validating sticker pursuant to NMSA 1978, § 66-3-1003 may be moved, by non-mechanical means only, adjacent to a street, in a manner so as not to interfere with traffic upon the street, only for the purpose of gaining access to, or returning from areas designed for the operation of off-highway motor vehicles, by the shortest possible route and when no other route is available.

(Ord. No. 85-218, § 2, 1995; Code 1985, § 10.10.011; Ord. No. 02-236, § 35, 12-17-2013)

State law reference(s)—Similar provisions, NMSA 1978, § 66-3-1012.

Sec. 38-502. Operation of off-highway motor vehicles on private lands.

It is unlawful to operate an off-highway motor vehicle on private lands except with the express permission of the owner of the lands.

(Ord. No. 85-218, § 2, 1995; Code 1985, § 10.10.012)

State law reference(s)—Similar provisions, NMSA 1978, § 66-3-1013.

Sec. 38-503. Crashes and crash reports.

Any operator of an off-highway motor vehicle involved in a crash resulting in injuries to or the death of any person, or resulting in damage to public or private property to the extent of \$500.00 or more, shall immediately notify a police officer or the police department of the crash and the facts relating to the crash. If the driver is under the age of 18, the driver's parent or legal guardian shall immediately notify a police officer or the police department of the crash and the facts relating to the crash.

(Ord. No. 85-218, § 2, 1995; Code 1985, § 10.10.013; Ord. No. 02-236, § 36, 12-17-2013)

State law reference(s)—Similar provisions, NMSA 1978, § 66-3-1014.

Sec. 38-504. Enforcement of off-highway motor vehicle regulations.

Every police officer displaying his badge of office has the authority to enforce the provisions of sections 38-499—38-503 and may require the operator of any off-highway motor vehicle to produce the certificate of registration and the personal identification of the operator, and may issue citations for violations of the provisions of sections 38-499—38-503.

(Ord. No. 85-218, § 2, 1995; Code 1985, § 10.10.014)

State law reference(s)—Similar provisions, NMSA 1978, § 66-3-1015.