



Operating an All-Terrain or Off-Road Vehicle in Pottawattamie County

This permit allows the operation of registered vehicles to operate on County Owned Roads. This permit does not allow for operation of said vehicles on State or City roads other than as prescribed by Law.

REQUIREMENTS OF OPERATION: Individuals who operate on roadways in Pottawattamie County must adhere to all applicable County Ordinances and provisions of the Iowa Code. In addition to the provisions of Iowa Code Chapters 321 and 321I, the following conditions apply:

1. Every all-terrain or off-road vehicle operated upon roadways of Pottawattamie County shall be registered annually with the County Recorder and be required to pay a registration fee in such amount established by the Board. The operator of each all-terrain or off-road vehicle shall be required to provide, upon request by any peace officer, proof of ownership including but not limited to bill of sale or registration. This requirement shall be satisfied if an all-terrain or off-road vehicle is in compliance with the registration requirements of any state within the United States of America. **Vehicle Registration must be clearly displayed at all times on the vehicle.**
2. A person shall not operate an all-terrain or off-road vehicle unless the operator has a valid driver's license issued by any state within the United States of America.
3. A person shall not operate an all-terrain or off-road vehicle unless the operator has proof of insurance complying with that required of an operator of a motor vehicle pursuant to applicable provisions of the Iowa Code, Rules and Regulations, including but not limited to Iowa Code 321.20B and 321A.21.
4. A person shall not drive or operate an all-terrain or off-road vehicle:
 - a. At a rate of speed greater than the posted speed limit.
 - b. In a careless, reckless, or negligent manner so as to;
 - i. Endanger any person
 - ii. Cause injury or damage to person or property
 - iii. Create unnecessary skidding or sliding or cause any wheel or wheels to unnecessarily lose contact with the ground.
 - c. While under the influence of intoxicating liquor or narcotics or habit-forming drugs as prescribed under chapter 321J of the Iowa Code.
 - d. In any park, wildlife area, reserve, refuge, game management area, or any portion of a meandered stream, which has been identified as a navigable stream or river by rule adopted by the department and which is covered by water, except on designated riding areas and designated trails.
 - e. Upon operating railroad right-of-way, an all-terrain or off-road vehicle may be driven directly across railroad right-of-way only at an established crossing and, notwithstanding any other provisions of law, may, if necessary, use the improved portion of the established crossing after yielding to all oncoming traffic. This paragraph does not apply to a law enforcement officer or railroad employee of a utility authority to enter upon the railroad right-of-way in the lawful performance of the employee's duty.
 - f. With more persons on the vehicle than designed to be carried or seated.
 - g. The operator and passengers shall wear the seatbelt or harness as so equipped by the manufacturer.
5. The operation under this ordinance applies to those roadways lying outside the city limits of any incorporated city which does not have an ordinance or other regulation in effect allowing such operation. Operation shall be permitted on Farm to Market roadways through cities with a population of less than 2500 population whether an ordinance exists or not.