

901

**AN ORDINANCE PERTAINING TO
OPERATION OF GOLF CARTS**

WHEREAS, the Common Council of the City of North Vernon has determined that it would be advantageous to residents of the City of North Vernon to be able to operate golf carts on city streets to enable the operator to access golf courses in the city; and

WHEREAS, the Common Council of the City of North Vernon has determined that the use of a golf cart as a secondary means of transportation could financially aid residents by offering a less expensive means of travel; and

WHEREAS, the Common Council of the City of North Vernon has determined that an ordinance is required by State law to make golf carts permissible on city streets and that certain standards must be in place for safe operation.

NOW, THEREFORE BE IT HEREBY ORDAINED AND ENACTED by the Common Council of the City of North Vernon, that:

OPERATION OF A GOLF CART

Sec. 1 Definitions

- (a) City Street – Any roadway maintained by the City of North Vernon, to include streets, alleys and some unimproved right-of-ways within the corporate limits of North Vernon. This does not include any U.S. Highway or State Route that may go by a local street name.
- (b) Financial Responsibility – A golf cart owner's ability to pay for damages or injuries that result from a crash. Owners must maintain liability insurance in an amount not less than the State minimum requirement for motor vehicles.
- (c) Golf Cart – A four wheeled motor vehicle originally and specifically designed to transport one (1) or more individuals and golf clubs for the purpose of playing the game of golf on a golf course. The golf cart may not have an operating speed greater than 25 miles per hour on a level surface and must be approved for golf course use.
- (d) Operator – The person in physical control of the golf cart. All golf cart operators must have a valid driver's license issued from their state of residence.

- (e) Slow Moving Vehicle Sign – A triangular emblem symbolizing a vehicle that operates at speeds less than 25 M.P.H. The emblem must be approved by the U.S. Department of Transportation and meet standards set forth by the American Society of Agricultural Engineers.

Sec. 2 **Policy**

(a) **Allowable Operation:**

- (1) Golf carts may be operated on city streets.
- (2) Golf Carts may cross U.S. Route 50, State Road 3, and State Road 7 at right angles in the narrowest available area. Operators should use the utmost caution while crossing these roadways.
- (3) Golf Carts may be operated during daylight hours commonly referred to as sunrise to sunset as determined by the National Oceanic and Atmospheric Administration.
- (4) Golf Carts may be operated after sunset if the vehicle has at least one head lamp capable of revealing a person or vehicle at a distance of one hundred (100) feet and at least one red tail lamp that is visible from a distance of not less than five hundred (500) feet.
- (5) A person operating a golf cart upon a city street has all the rights and duties concerning traffic regulations that are applicable to a person who drives a vehicle, except for special regulations of this ordinance and those provisions of traffic regulation that by their nature have no application.

(b) **Prohibited Operation:**

- (1) Golf carts may not be operated on sidewalks.
- (2) Golf carts may not carry more passengers than they were originally designed for.
- (3) Golf carts may not be operated without a slow moving vehicle emblem affixed to the rear portion of the golf cart.
- (4) Golf carts may not be operated by a person that does not possess a valid driver's license.

- (5) Golf carts may not be operated by a person that cannot provide proof of financial responsibility.

Sec. 3 Exceptions

- (a) The ordinance shall not be construed to prohibit any police officer, fire fighter, or other emergency worker from operating a golf cart in their official capacity; or
- (b) Persons that are operating a golf cart solely on private property; or
- (c) Persons that are operating a golf cart on a public or private golf course.

Sec. 4 Penalties

If any duly authorized city officer or representative has probable cause that a violation of this Ordinance is occurring or has occurred, the city officer or representative shall issue a ticket to the person violating the provisions of this ordinance. A violation of this Ordinance shall carry a fee of Fifty Dollars (\$50.00) per violation.

Sec. 5 Repeal of Conflicting Ordinances.

The provisions of all other city ordinances in conflict with the provisions hereof, if any, are of no further force or effect and are hereby repealed.

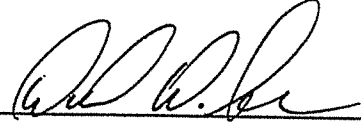
Sec. 6 Severability

If any part of this Ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remainder of this Ordinance.

Sec. 7 **Duration and Effective Date**

The provisions of this Ordinance shall become and remain in full force and effect upon adoption and until its repeal by ordinance.

SAID ORDINANCE is hereby passed and adopted this 10 day of August 2009.

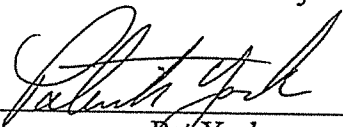


David Shaw

Allane Colbert

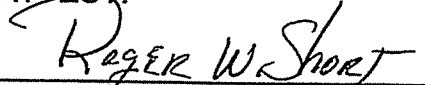
Tony Eder

Matt Hurley



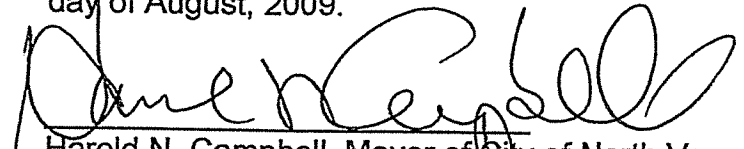
Pat York

ATTEST:



Roger W. Short, Clerk-Treasurer

Approved and signed by me this 10 day of August, 2009.



Harold N. Campbell, Mayor of City of North Vernon

By VOTE OF SIMPLE MAJORITY