

ORDINANCE 02222010-1

An Ordinance authorizing the use of golf carts in the Town of DeMotte.

Be it enacted by the Town Council of the Town of DeMotte on this 22nd day of February, 2010 as follows:

DEFINITIONS:

For the purposes of this Ordinance the following definitions shall apply unless the context clearly indicates or requires a different meaning:

- (a) "Golf Cart" - A vehicle with four wheels originally designed for operation on a golf Course and powered by a battery or internal combustion motor.
- (b) "Driver's Licenses" - A valid license to operate a motor vehicle issued by Indiana or any other state.
- (c) "Financial Responsibility" Liability insurance coverage on a golf cart in all amount not less than required by Indiana Law for motor vehicles operated on public highways in the State of Indiana.

OPERATION OF GOLF CART:

The operation of golf carts within the Town of DeMotte is strictly prohibited unless the golf cart is operated and equipped in full compliance with this Ordinance.

OPERATOR:

Only persons in possession and holding a valid driver's license may operate a golf cart for purposes of this Ordinance.

PASSENGERS:

No one under two (2) years of age is allowed to ride on a golf cart, and no one under ten (10) years of age shall be allowed on the back seat of the cart. All passengers must be seated while the golf cart is in use.

FINANCIAL RESPONSIBILITY:

The financial ability of the operator or owner notwithstanding, the operator of a golf cart must show financial responsibility when operating a golf cart. Written proof of said financial responsibility must be available either on the golf cart or carried by the operator at all times.

TIME OF OPERATION:

Golf carts shall be operated only during daylight hours. From May 1st through September 30th, golf carts shall only be operated between the hours of six o'clock a.m. to eight o'clock p.m. (6:00 a.m. to 8:00 o'clock p.m.) local time. From October 1st through April 30th, golf carts shall be operated between the hours of nine o'clock a.m. to four o'clock p.m. (9:00 o'clock a.m. to 4:00 o'clock p.m.) local time.

VEHICLE REQUIREMENTS:

1. All golf carts must display a "slow moving vehicle" sign on the back of the vehicle. Said sign should be the same type as required by Indiana Law.
2. All golf carts shall be equipped with operating safety belts, headlights, taillights and brake lights as required by Indiana Law.
3. All golf carts shall be equipped with a rearview mirror.
4. All golf carts shall be equipped with factory seating for all occupants with a maximum occupancy of four (4) people.

PLACE OF OPERATION:

Golf carts may be operated on Town streets which have a posted speed limit of thirty (30) miles per hour or less. Golf carts may not be operated on sidewalks or on the following National or state highways or town streets except to cross said highways or streets at intersections in a path ninety (90) degrees to said highways and streets: SR231 (Halleck Street), SR 10, 15th Street, Orchid Street, 8th Avenue and Division Street.

OCCUPANTS:

The number of occupants in a golf cart shall be limited to the number of persons for whom factory seating is installed and provided on the golf cart. The operator and all occupants shall be seated in the golf cart and no part of the body of the operator or occupant shall extend outside the perimeter of the golf cart while the golf cart is being operated.

TRAFFIC RULES:

The operator of the golf cart shall comply with all traffic rules and regulations adopted by the State of Indiana and the Town of DeMotte which govern the operation of motor vehicles.

REGISTRATION AND INSPECTION OF GOLF CARTS:

All golf carts to be operated in the Town of DeMotte under this Ordinance must register said golf cart at the Town Hall of the Town of DeMotte. Golf Carts must be submitted at the time of registration for inspection by the Town OF DeMotte. Individuals Must provide proof of valid driver's license and proof of insurance at time of registration and inspection. The Town of DeMotte may charge a fee for said registration.

FEES:

The annual fee associated with registration of golf carts shall be \$50.00. At the time of registration of said golf cart and said registration being issued by the Town of DeMotte, a registration sticker shall be furnished to the individual registering said golf cart. Said registration sticker shall be displayed clearly, prominently and in plain sight on the registered golf cart. Failure to affix and display current registration sticker will result In an infraction ticket being issued and a fine of \$200.00 to be assessed and paid by the individual registering said golf cart.

PENALTY-

A violation of any provision of this Chapter shall constitute violation of this Ordinance. An owner, lessee or operator may be cited to appear in a court of competent jurisdiction by issuance of an Indiana Uniform Traffic Ticket. Upon finding by such court that an owner, lessee or operator of a golf cart has violated any provision of this Chapter, Such person shall be subject to a fine not to exceed two hundred (\$200.00) dollars for each offense along with Court costs in the amount which now exists or may hereafter be determined by ordinance or statute.