

ORDINANCE # 6, 2013

AN ORDINANCE AMENDING CHAPTER 8, ARTICLE 9
BY THE INCLUSION OF SECITON 8-86

Entitled traffic regulations for the use of golf carts within the city limits of Attica

WHEREAS, the Common Council for the City of Attica, Indiana, has the authority under Indiana Code 9-21-1-3.3 to regulate the use of golf carts on a road or highway under the jurisdiction of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL FOR THE CITY OF ATTICA, INDIANA as follows:

Chapter 8, Article 9 shall be amended by the inclusion of Section 8-86 and to provide the following:

SECTION I DEFINITION

A golf cart means a four wheeled conveyance that is:

- a. Powered either by battery or has a gas or electric motor, or
- b. Used to carry passengers or equipment, or
- c. Smaller than the types of motor vehicles required to be registered by the Bureau of Motor Vehicles such as a (1) Passenger motor vehicle, (2) Recreational vehicle, or (3) Truck, or
- d. Not an off road vehicle.

SECTION II OPERATION

No person shall operate a golf cart, or permit a golf cart to be operated or parked, on Highways US 41 and IN 28, Perry Street, Summit Street or Sycamore Street except to cross said roadways while traveling on intersecting streets or alleys.

A person may operate, drive or park a golf cart on the remaining streets and alleys within the City of Attica subject to the following rules and regulations:

- a. The Operator of a golf cart must have a valid driver's license and shall obey all state, federal and local laws, regulations and ordinances governing passenger motor vehicles including but not limited to laws, regulations and ordinances pertaining to licensing of operators and traffic regulations.

- b. Golf carts operated during darkness from dusk to dawn, or during inclement weather, when headlamps are necessary for other motor vehicles, must be equipped with and use headlights and taillights visible from a distance of no less than 500 feet.
- c. Golf carts shall be driven as close to the right edge of the street or alley as possible.
- d. The Operator of a golf cart must have proof of financial responsibility in the form of liability insurance coverage in an amount not less than required by applicable Indiana law for motor vehicles operated on public highways within the State of Indiana and carry proof of said insurance within the golf cart at all times of their use.
- e. Golf carts shall not be operated on sidewalks, non-road portions of public parks, or on private property without prior permission of the owner of the said private property.
- f. All passengers riding in a golf cart shall be seated in a seat attached to the cart as manufactured and wear a safety belt if said cart is equipped with the same.
- g. Golf carts must be equipped with and display a triangular slow moving vehicle emblem on the rear of the cart, which emblem is visible day or night and an orange flag extending above the cart.
- h. A golf cart shall be operated so that it does not impede or block the normal flow of traffic.
- i. Drinking alcoholic beverages while driving or riding on the golf cart by the driver or any passenger is prohibited.
- j. Golf carts must display a City Registration tag on the right rear of a golf cart and in plain view. A City tag will be issued through the City Clerk's Office for a period of one year, effective from January 1 through December 31, at a cost of \$25.00 per year.

Applicants for the Tag must provide owner's name, address, telephone number and proof of insurance.

Replacement cost for lost stickers shall be \$25 unless the old sticker is returned to the Clerk's office. If the old sticker is returned, the cost for replacement shall be \$5.

SECTION III PENALTIES

Violation of the provisions of this Ordinance shall be subject to the following penalties:

- a. First violation - \$35.00 fine
- b. Second violation - \$75.00 fine

- c. Third violation - \$150.00 fine
- d. Fourth violation – Golf cart will be impounded and cannot be returned unless tow and storage charges are paid along with a \$250.00 fine.

This Ordinance shall be effective from and after its passage and publication as required by law.

Adopted by the Common Council for the City of Attica, Indiana, this 9 day of September, 2013, by a vote of 5 for and 0 against.


Sponsoring Council Member

ATTEST:


Susan Stoll, Clerk-Treasurer


Robert Shepherd, Mayor

ATTEST:


Susan Stoll, Clerk-Treasurer