

MEDARYVILLE TOWN COUNCIL

ORDINANCE NO: 2012-03-01

**AN ORDINANCE REGARDING THE OPERATION AND USE OF GOLF CARTS
IN MEDARYVILLE, INDIANA**

WHEREAS, there has been an increase in the use of golf carts on public highways, streets, and alleys in the Town of Medaryville, Indiana;

WHEREAS, I.C. 9-21-1-3(14) and 9-21-1-3 allows the Town of Medaryville to adopt by ordinance traffic regulations concerning the use of golf carts on public highways, streets, and alleys in Medaryville, Indiana; and

WHEREAS, Medaryville Town Council believes that in order to preserve the health and safety of its citizens, it is necessary to regulate the use of golf carts on public highways, streets, and alleys within the limits of Medaryville, Indiana.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Medaryville, Indiana as follows:

Sec. 1: PURPOSE. The purpose of this ordinance shall be to establish regulations for an operator of a golf cart on public highways, streets, and alleys within the Town of Medaryville, Indiana to promote the health, safety, and welfare of all citizens.

Sec. 2: OPERATION OF GOLF CART. The operation of a golf cart within the Town of Medaryville is strictly prohibited unless the golf cart is operated and equipped in full compliance with this Ordinance and any and all laws of the State of Indiana.

Sec. 3: DEFINITIONS.

- a.) Golf Cart: A four (4) wheeled motor vehicle originally and specifically designed and intended to transport one (1) or more individuals and golf clubs for the purpose of playing the game of golf on a golf course. (State law reference: IC 9-13-2-69.7)
- b.) Driver's License: A license issued to operate a motor vehicle issued by Indiana or any other state.
- c.) Financial Responsibility: Liability insurance coverage on a golf cart in an amount not less than required by Indiana law for motor vehicles operated on public highway in the State of Indiana.

Sec. 4: REGULATIONS.

- a.) Operator: Only persons over sixteen (16) years of age and holding a valid driver's license may operate a golf cart.
- b.) Financial Responsibility: Any person who operates a cart is responsible for procuring liability insurance. The operator of a golf cart must show financial responsibility when operating a golf cart. Written proof of financial responsibility must be available either on the golf cart or carried by the operator at all times.
- c.) Time of Operation: Golf carts may be driven on public streets, roads, and alley. Golf carts operated at night (after sunset and before sunrise) or at any other time when, due to insufficient light or unfavorable atmospheric conditions (e.g. fog, rain, etc...) the vehicle shall be equipped with headlamps, and tail lamps visible from a distance of 500 feet.

- d.) Place of Operation: Golf carts may be operated on town streets which have a posted speed limit of thirty (25) miles per hour or less. Golf carts may not be operated on the following national or state highways except to cross said highways at intersections to said highway: US Highway 421.
- e.) Safety Equipment: Golf carts are to be equipped with all safety equipment, including but not limited to headlights, tail lights, brakes, brake lights, turn signals, and rear view mirrors.
- f.) Occupants: The number of occupants in a golf cart shall be limited to the number of persons for whom the 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.
- g.) 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 Medaryville which govern the operation of motor vehicles.

Sec. 5: Enforcement. The Medaryville Police Department shall issue a citation to any person who violates any provision of this Ordinance.

Sec. 6: Penalty. A violation of any provision of this Ordinance shall constitute a violation of this Ordinance. An owner, lease, or operator of a golf cart may be fined in amount of \$50.00 for each offense under this Ordinance, including any court costs and attorney fees incurred by the Town. In addition to the monetary fine, the Town shall have the discretion to impound a golf cart in violation of this Ordinance.

This Ordinance shall take effect after the same has been passed by the Town Council, any necessary publication, and pursuant to I.C. 9-21-1-3(b) when signs giving notice of the local traffic regulations for golf carts are posted upon or at the entrances to the public highways, streets, and alleys.

Passed by the Town Council of the Medaryville, Indiana, this _____ day of _____, 2012 by a vote of _____ to _____.

Gene Payne, President
Medaryville Town Council

Derrick Stalbaum, Vice President
Medaryville Town Council

Carolyn Hager, Member
Medaryville Town Council

ATTEST:

Judy Harwood, Town Clerk/Treasurer
Medaryville, Indiana