

**Ordinance # 2010-01
of the
TOWN OF LEO-CEDARVILLE, INDIANA**

**AN ORDINANCE ALLOWING GOLF CARTS ON THE STREETS UNDER THE
JURISDICTION OF THE TOWN OF LEO-CEDARVILLE**

WHEREAS, the State of Indiana through House Enrolled Act No. 1483 which amends several chapters of the Indiana Code concerning motor vehicles, has now provided guidance to municipalities for the local regulation of golf carts and the use thereof; and

WHEREAS, there continues to be a necessity in the Town of Leo-Cedarville for regulations with respect to golf cart traffic on and through the streets and alleys in the Town of Leo-Cedarville for the convenience of the citizens and visitors to the community, and to address traffic hazards and safety issues; and

WHEREAS, the provisions of this ordinance are deemed to be consistent with but not in conflict with or a duplication of the provisions of the Indiana Code.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Leo-Cedarville as follows:

DEFINITIONS

For the purpose of this ordinance, the following definitions shall apply unless the content clearly indicates or requires a different meaning:

- (a) “Golf Cart” shall have the definition provided in Indiana Code 9-13-2-69.7 As it now exists, that term means: a four 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.
- (b) “Driver’s License” – A valid current license 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 highways in the State of Indiana.

1. OPERATION OF GOLF CART

The operation of a golf cart on a highway, street, road, or alleyway under the jurisdiction of the Town of Leo-Cedarville is strictly prohibited unless the golf cart is operated and equipped in full compliance with this ordinance.

OPERATOR

Only persons over sixteen (16) years of age and holding a valid, current driver's license may operate a golf cart.

2. FINANCIAL RESPONSIBILITY PROOF

The operator of a golf cart must show proof of 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.

3. TIME OF OPERATION

Golf carts shall not be operated on the Town streets during one-half hour after sunset to one-half hour before sunrise unless the golf cart is equipped with two operating headlights (one on each side of the front of the golf cart) and two operating tail lights with brake lights (one on each side of the rear of the cart) which are visible from a distance of five hundred (500) feet.

4. PLACE OF OPERATION

Golf carts may be operated on town streets. Golf carts may not be operated on State Road 1 or any other state or federal highway except to cross said highways at a ninety (90) degree angle.

5. 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 cart while the cart is being operated.

6. 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 Leo-Cedarville which govern the operation of motor vehicles.

7. SLOW MOVING VEHICLE SIGN

All golf carts must display on the back of the golf cart a "slow moving vehicle" emblem in accordance with Indiana Code 9-21-1-3.

8. PENALTY

Operation of a golf cart on a highway, street, road or alleyway under the jurisdiction of the Town of Leo-Cedarville in a manner that violates the traffic rules and regulations

adopted by the State of Indiana or the Town of Leo-Cedarville may be cited on a Uniform Traffic Ticket as a state infraction or a municipal ordinance violation as applicable. Any person operating a golf cart within the Town of Leo-Cedarville in a manner in violation of this ordinance shall be subject to a fine up to \$200 for each offense, plus court costs and attorney fees incurred by the Town in prosecuting the violation.

9. EFFECTIVE

This ordinance shall be in full force and effect from and after its passage and publication as required by law.

The provisions of all other ordinances in conflict with the provisions hereto are no further in force or effect and are hereby repealed.

Passed and adopted by the Town Council of the Town of Leo-Cedarville, Indiana on this _____ day of _____ 2010.

Paul Steffens
Council President

John Clendenen
Vice President

John Eastes
Councilman

Michael Young
Councilman

Gordon Liechty, Jr.
Councilman

ATTEST:
Pamela Spannuth
Clerk/Treasurer

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