

## CHAPTER 72: GOLF CARTS

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### § 72.01 DEFINITIONS.

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

***DRIVER'S LICENSE.*** A valid current license to operate a motor vehicle issued by Indiana or any other state, and shall include an international driver's license.

***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.

***GOLF CART*** shall have the definition provided in I.C. 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 or more individuals and golf clubs for the purpose of playing the game of golf on a golf course. (Ord. 1510-8-11, passed 9-28-2011)

**§ 72.02 OPERATION OF GOLF CART.**

The operation of a golf cart on town streets within the town is strictly prohibited unless the golf cart is operated and equipped in full compliance with this chapter.

(Ord. 1510-8-11, passed 9-28-2011) Penalty, see § 72.99

**§ 72.03 OPERATOR.**

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

(Ord. 1510-8-11, passed 9-28-2011) Penalty, see § 72.99

**§ 72.04 FINANCIAL RESPONSIBILITY PROOF.**

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. The owner must obtain and have installed at all times before operating a valid inspection sticker as described herein.

(Ord. 1510-8-11, passed 9-28-2011) Penalty, see § 72.99

**§ 72.05 TIME OF OPERATION.**

Golf carts shall not be operated on town streets during one-half hour after sunset to one-half hour before sunrise.

(Ord. 1510-8-11, passed 9-28-2011) Penalty, see § 72.99

**§ 72.06 PLACE OF OPERATION.**

Golf carts may be operated on town streets which have a posted speed limit of 35 miles per hour or less. Golf carts may not be operated on sidewalks.

(Ord. 1510-8-11, passed 9-28-2011) Penalty, see § 72.99

**§ 72.07 OCCUPANTS.**

(A) 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. Operator and passengers must wear seat belts at all times the vehicle is in motion.

(B) No one under the age of two shall be allowed to ride in the golf cart, and all persons under the age of ten must ride in the front seat of the golf cart.

(Ord. 1510-8-11, passed 9-28-2011) Penalty, see § 72.99

**§ 72.08 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 Avilla which govern the operation of motor vehicles.

(Ord. 1510-8-11, passed 9-28-2011) Penalty, see § 72.99

**§ 72.09 SLOW MOVING VEHICLE SIGN.**

All golf carts must display on the back of the golf cart a "slow moving vehicle" emblem in accordance with I.C. 9-21-1-3 and each golf cart shall have an orange flag or pendant that extends at least seven feet above the pavement, affixed to it.

(Ord. 1510-8-11, passed 9-28-2011) Penalty, see § 72.99

**§ 72.10 SPEED LIMIT.**

No golf cart shall be operated at a speed in excess of 20 miles per hour irrespective of posted speed limit. In the event any posted speed limit is less than 20 miles per hour, the posted speed limit shall be the maximum.

(Ord. 1510-8-11, passed 9-28-2011) Penalty, see § 72.99

**§ 72.11 SAFETY EQUIPMENT.**

All golf carts shall be equipped with:

- (A) Seat belts installed for each designated seating position;
- (B) Brakes as specified in I.C. 9-19-3-1;
- (C) Turn signal lamps, front and rear;
- (D) Rear view mirror for operation.

(E) Two operating headlights (one on each side of the golf cart). The headlights must be on during operation of the golf cart.

(F) Two operating taillights, which are visible from a distance of 500 feet.  
(Ord. 1510-8-11, passed 9-28-2011) Penalty, see § 72.99

#### § 72.12 PARKING.

Parking of golf carts shall be in designated areas for parking of golf carts or motor vehicles. No parking of golf carts shall be permitted on sidewalks or tree lawns.  
(Ord. 1510-8-11, passed 9-28-2011) Penalty, see § 72.99

#### § 72.13 REGISTRATION AND INSPECTION FEE.

A valid, current registration/inspection sticker must be affixed to a golf cart at all times while operating on town streets.

(A) An annual golf cart inspection shall occur for an annual registration, and an inspection fee of \$35 shall be paid to the Town Marshal. The registration shall be for the period beginning May 1 of each year through April 30 of the following year. At time of payment, the Marshal, before issuing the annual registration/inspection sticker, shall inspect the golf cart's safety equipment and confirm that it is operational and satisfactory to comply with this chapter and shall further confirm at time of inspection the existence of financial responsibility on the part of the owner of the golf cart. The annual inspection sticker must be displayed on the front of the golf cart in a visible location.

(B) A temporary registration sticker may be obtained for a period of ten days beginning on and including the day of issuance for a fee of \$10, provided the applicant for said temporary permit certifies:

(1) Financial responsibility on the application; and

(2) The golf cart is equipped with all equipment described in § 72.12 above and that all equipment is operational and will remain such during the term of the temporary permit.

(C) Only one temporary permit per year may be issued for any one golf cart.  
(Ord. 1510-8-11, passed 9-28-2011) Penalty, see § 72.99

**§ 72.99 PENALTY.**

A violation of any provision of this chapter shall constitute a violation of the Avilla Town Code. 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 a 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 \$200 for each offense together with court costs. Provided however, that the person violating this chapter may admit the violation before the Avilla Ordinance Violation Bureau. In such cases a person will be fined a fine of \$25 for the first offense, a fine of \$50 for the second offense within 365 days of the commission of the first offense, and \$100 for the third offense, provided the same is committed within 365 days of the first offense. In the event the person does not admit the violation within ten days of the issuance of the citation therefor, or if the person shall deny the violation of the chapter, or if the violation is the fourth or subsequent violation within 365 days of the first offense, the violator will be prosecuted in the manner the ordinances are customarily enforced.

(Ord. 1510-8-11, passed 9-28-2011)

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