

ORDINANCE NO. 2007-009

**AN ORDINANCE TO REGULATE THE USE OF GOLF
CARTS AND ANIMAL DRAWN VEHICLES OPERATED FOR BUSINESS
PURPOSES WITHIN THE CORPORATE LIMITS
OF THE TOWN OF CULVER**

WHEREAS, there has been an increase in use of golf carts and animal drawn vehicles operated for business purposes on public streets, roads, alleys, and walkways within the Town of Culver, Indiana; and

WHEREAS, the Town Council believes that in order to help preserve the health and safety of its citizens that it is necessary to regulate the use of golf carts and animal drawn vehicles operated for business purposes on streets, roads, alleys and walkways within the Town limits.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CULVER, INDIANA, AS FOLLOWS:

Section 1. For purposes of this Ordinance, a golf cart shall be included in the definition of a slow moving vehicle as the same is defined in I.C. 9-21-9-1 as a "vehicle that is (1) pulled; (2) towed; (3) self-propelled; or (4) animal drawn; that is not under ordinary circumstances moved, operated, or driven at a speed greater than 25 miles per hour."

Section 2. In order to operate a golf cart or an animal drawn vehicle operated for business purposes on any street, alley, road, or walkway within the limits of the Town of Culver, a driver of such a golf cart or animal drawn vehicle operated for business purposes must be a licensed driver under Indiana law and have such license on his or her person at all times during the operation of said golf cart or animal drawn vehicle operated for business purposes

Section 3. All golf carts must have insurance on said golf cart and have proof of such insurance in the golf cart at all times during the operation of said golf carts in the Town of Culver.

Section 4. All golf carts animal drawn vehicles operated for business purposes must display a red or amber flashing light at times when headlamps are necessary for other motor vehicles, which light must be visible from a distance of no less than 500 feet from the rear of the golf cart or vehicle. In addition, if said golf cart or is operated at times when headlamps are necessary, said golf cart or animal drawn vehicles operated for business purposes must be equipped with both headlights and taillights that are in working order. In addition, all golf carts and animal drawn vehicles operated for business purposes must be equipped with a rear view mirror.

Section 5. While operating said golf cart or animal drawn vehicles operated for business purposes within the Town of Culver, any operator of the same must abide by all State traffic laws in the operation of said golf cart or animal drawn vehicles operated for business purposes.

Section 6. All provisions of the Slow Moving Vehicle Statute of the State of Indiana found at I.C. 9-21-9 shall be adhered to at all times by those operating a golf cart or animal drawn vehicles operated for business purposes within the Town of Culver.

Section 7. Any person who wishes to operate a golf cart or animal drawn vehicles operated for business purposes in the Town of Culver must register the same with the Culver Police Department and pay a registration fee of Twenty-five Dollars (\$25.00) on an annual basis and have attached to said golf cart or animal drawn vehicle operated for business purposes a sticker provided by said Town noting said vehicle has been properly registered with the Town.

Section 8. While in operation, such golf carts or animal drawn vehicles operated for business purposes must carry no more passengers than such golf carts or animal drawn vehicles operated for business purposes are equipped to handle, and all passengers must be seated at all times.

Section 9. No golf cart or animal drawn vehicles operated for business purposes shall be allowed in any area of Town designated as a Park without the prior approval of the Park Department Chief Operating Officer.

Section 10. In the event that a person cannot meet any of the above criteria, that person may make a written request with the Town Council for an exception to the provisions of this Ordinance. Such written request shall set forth the item or items that cannot be met by said person, and the reasons for that, and shall state why the Town Council should allow an exception to any of the terms and provisions of this Ordinance. The Town Council shall have the authority to grant or deny any such exceptions following the receipt of such a written request and the appearance of the person making such request at a Town Council meeting, by establishing in writing the reasons for the granting or denying of the exception(s) so requested.

Section 11. Any one violating any of the provisions of this Ordinance shall be subject to a fine of Twenty-five Dollars (\$25.00) for a first violation, Fifty Dollars (\$50.00) for a second violation, and Seventy-five Dollars (\$75.00) for a third violation. If a person is cited for a violation of this Ordinance more than three (3) times, the registration shall be revoked and said golf cart or animal drawn vehicle operated for business purposes shall no longer be allowed to operate in the limits of the Town of Culver.

PASSED and ADOPTED this 25 day of Sept, 2007.

TOWN COUNCIL
TOWN OF CULVER, INDIANA

By Ed Pinder
Edward G. Pinder, President

By Barbara Behnke
Barbara Behnke

By Sally Ricciardi
Sally Ricciardi

ATTEST:

Casey Howard
Casey Howard, Clerk-Treasurer

By Ralph Winters

By Lynn Overmyer
Lynn Overmyer