

ORDINANCE NO. 2009-13

AN ORDINANCE AUTHORIZING AND REGULATING THE USE OF GOLF CARTS ON THE STREETS AND ALLEYS WITHIN THE CORPORATE LIMITS OF THE TOWN OF CHALMERS

WHEREAS, the Indiana Legislature adopted HB 1483, which, among other things, clarified the status of golf carts being used on public streets and highways. The bill itself made amendments to several statutes that focus on the general subject of motor vehicles. In essence, effective July 1, 2009, an individual is prohibited from operating a golf cart on public streets and highways. If this Council approves by ordinance the use of golf carts, then it may require the use of a slow moving vehicle sign, and shall require a valid driver's license and a minimum amount of financial responsibility.

WHEREAS, the intent and purpose of this ordinance is to authorize golf cart use on the Town of Chalmers' streets and alleys (no highways); require the operator to be licensed; require slow moving signage; and require financial responsibility in the same minimum amount as required by state law for automobiles.

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

Section 1. The use of a golf cart upon the streets and alleys (no highways) of the Town of Chalmers is permitted.

Section 2. Golf cart means a three (3) or 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.

Section 3. A golf cart operated on the streets and alleys of the Town of Chalmers shall at all times display either a slow moving vehicle emblem in accordance with IC 9-21-9-3 or a red or amber flashing lamp in accordance with IC 9-21-9-4. In addition, all golf carts must be equipped with a rear view mirror and if the golf cart is operated at times when headlamps are necessary, said golf cart must be equipped with both headlights and taillights that are in working order.

Section 4. A golf cart operated on the streets and alleys of the Town of Chalmers shall at all times be operated by an individual who possesses a valid state issued driver's license and have such license on his or her person at all times during the operation of said golf cart.

Section 5. A person shall not operate a golf cart on the streets or alleys of the Town of Chalmers without proof of financial responsibility in accordance with IC 9-25-4-4. A person who operates a golf cart on the streets and alleys of the Town of Chalmers shall at all times maintain the state required minimum amount of financial responsibility and also have proof of such insurance in the golf cart at all times during the operation of said golf cart.

Section 6. While operating said golf cart within the Town of Chalmers, any operator of the same must abide by all State of Indiana Traffic law. All provisions of the Slow Moving Vehicle Statute of the State of Indiana found at IC 9-21-9 shall be adhered to at all times by those operating a golf cart.

Section 7. Any person who wishes to operate a golf cart in the Town of Chalmers must register the same at the Chalmers Town Hall and pay a registration fee of Twenty-five dollars (\$25) on an annual basis. A sticker provided by the Town noting said vehicle has been properly registered with the Town shall be attached to said golf cart at all times.

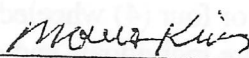
Section 8. While in operation, such golf cars must carry no more passengers than such golf carts are equipped to handle, and all passengers must be seated at all times.

Section 9. Any person who violates this Ordinance shall be subject to a fine of Twenty-five dollars (\$25) for a first violation, Fifty dollars (\$50) for a second violation, and Seventy-five dollars (\$75) 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 shall no longer be allowed to operate in the town limits of the Town of Chalmers.

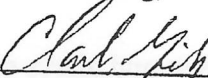
Section 10. This Ordinance shall be in full force and effective from and after the date of its passage and adoption by the Chalmers Town Council.

PASSED and ADOPTED this 15th day of September, 2009.

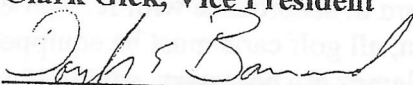
TOWN COUNCIL OF CHALMERS, INDIANA



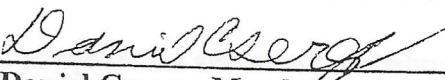
Marcus King, President



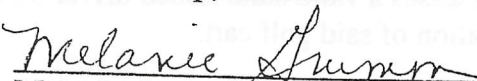
Clark Gick, Vice President



Douglas Barnard, Member

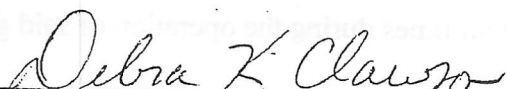


Daniel Cserep, Member



Melanie Grumm, Member

ATTEST:



Debra K Clawson, Clerk-Treasurer