

Ordinance 2023-5-16

AN ORDINANCE FOR GOLF CARTS, OFF ROAD, AND OTHER LIKE VEHICLES IN THE TOWN OF WOLCOTT INDIANA. WOLCOTT TOWN ORDINANCE NO. 2023-5-16, ORDINANCE TO ESTABLISH THE GUIDELINES FOR GOLF CARTS, OFF ROAD, AND OTHER LIKE VEHICLES.

Definitions

- A. LICENSED PERSON. Any person holding a valid Indiana motor vehicle operator's license, or a comparable license issued by another state.
- B. GOLF CART. Any three or four-wheeled motor-powered vehicle:
 - a. With a maximum design speed of not more than 35 mph;
 - b. With a maximum weight not to exceed 2,200 pounds; and
 - c. With the capacity to transport one or more persons from one place to another or for recreational use
- C. OFF ROAD-VEHICLE. Any four-wheeled motorized vehicle having either a side-by-side seating arrangement or straddled seating for which the state does not require registration and plating to utilize in going from one place to another for transportation or recreation. The term includes vehicles commonly referred to as all-terrain vehicles (ATV), side-by-side Vehicles (SxS), utility task vehicles (UTV), recreational off-highway vehicles, (ROV).

Equipment, Drivers Licenses and Insurance Requirements.

- A. In addition to being in good operating condition, the Golf Cart, Off-Road, or other like vehicle must have the Following
 - a. Windshield
 - b. Seatbelts for use by the operator and all passengers. (Excluding golf carts).
 - c. An operating horn
 - d. Headlights, taillights, and brake lights visible from a distance of at least 500 feet,
 - e. Rearview mirror
 - f. A roof mounted with amber or yellow light, or a slow-moving sign fixed to the rear of the vehicle.
- B. The Operator of a Low Speed or Off-Road Vehicle shall maintain insurance on the operation of the vehicle in the Minimum amounts specified in IC-9-25-4-5.
- C. The Golf Cart, Off Road, and other like Vehicles shall only be operated on roads, within the jurisdiction of Wolcott, Indiana, by licensed driver.
- D. Each vehicle must be registered with the Town Hall every year to be eligible to be operated on Town roadways.

Regulations

- A. The utilization of Golf Carts, Off-Road Vehicles, or other like vehicles in and on the highways or roadways of the Town of Wolcott (including highways in the state highway system) is prohibited where the posted speed limit is above thirty-five (35 mph) miles per hour.
- B. No Golf Cart, Off-Road Vehicles, or other like vehicle may be operated on a state highway or a road under the jurisdiction of the Town of Wolcott, other than to cross the state highway or county road with a speed limit more than 35 miles per hour, at a 90-degree angle (right angle) in order to travel from one Town roadway to another
- C. Town roadway and only when the operation can be done safely.
- D. Any permitted use shall still be subject to all state statutes and relevant Town ordinances applicable to the operation of motor vehicles, including speed limits and parking restrictions.
- E. The number of passengers permitted on any Golf Cart, Off-Road Vehicles, or other like vehicle may not exceed the number of passengers recommended by the Vehicle's manufacturer.

Enforcement

A. The Wolcott Police Department is authorized to enforce the terms and provisions of this Ordinance.

Penalties

- A. The first violation of this section shall subject the owner and/or operator of the golf cart to a fine of \$50.00.
- B. A second violation of this section shall subject the owner and/or operator of the golf cart to a fine of \$100.00.
- C. A third violation of this section shall subject the owner and/or operator of the golf cart to a fine of \$200.00 and revocation of their operating permit for the term of one year from the date of the third fine.
- D. Operating a Vehicle under this ordinance that has not been registered with the Town Hall will be subject to a \$50.00 fine.

DULY ORDAINED and ADOPTED this 16th day of May 2023, by the Town Council of the Town of Wolcott, County of White, Indiana, having been passed by a vote of __ in favor and __ opposed.

COUNCIL OF TOWN OF WOLCOTT

Aye

Nay

Cameron Emond, Council President

Cameron Emond, Council President

Jerry Lietz, Council Vice President

Jerry Lietz, Council Vice President

Michael Johnson, Council Member

Michael Johnson, Council Member

Darwin Miller, Council Member

Darwin Miller, Council Member

Rex Pearson, Council Member

Rex Pearson, Council Member

ATTEST:

Pamela D Bennett, Clerk-Treasurer