

ORDINANCE NO. 445

AN ORDINANCE AUTHORIZING THE OPERATION OF GOLF CARTS ON THE STREETS WITHIN THE CORPORATE LIMITS OF THE CITY OF EDNA, KANSAS; PROVIDING FOR RELATED MATTERS, INCLUDING PENALTIES FOR VIOLATION THEREOF; AND, PROVIDING FOR THE REPEAL OF SECTION 114.4 OF THE 2010 STANDARD TRAFFIC ORDINANCE OF THE CODE OF THE CITY OF EDNA, AS ADOPTED BY ORDINANCE NO. 440.

Be it Ordained by the Governing Body of the City of Edna, Kansas:

Section 1. OPERATION OF GOLF CARTS. (a) Golf carts may be operated upon the public highways, streets, roads and alleys within the corporate limits of the city; provided, however, that no golf cart may be operated upon any public highway, street, road and alley with a posted speed limit in excess of 30 miles per hour. No golf cart shall be operated on any interstate highway, federal highway or state highway; provided, however, that the provisions of this subsection shall not prohibit a golf cart from crossing a federal or state highway or a street or highway with a posted speed limit greater than 30 miles per hour.

(b) Golf carts must be equipped with turn signals, rear view mirror, headlights, taillights and brake lights.

(c) No golf cart shall be operated on any public highway, street, road or alley between sunset and sunrise.

(d) Every person operating a golf cart on the public highways, streets, roads and alleys of the city shall be subject to all of the duties applicable to a driver of a vehicle imposed by law.

Section 2. SAME: VALID DRIVER'S LICENSE REQUIRED; PENALTY. No person shall operate a golf cart on any public highway, street, road or alley within the corporate limits of the city unless such person has a valid driver's license. Violation of this section is punishable by a fine of not more than \$1,000 or by imprisonment for not more than six months or by both such fine and imprisonment.

Section 3. SAME; DEFINITION: "Golf cart" means a motor vehicle that has not less than three wheels in contact with the ground, an unladen weight of not more than 1,800 pounds, is designed to be operated at not more than 25 miles per hour and is designed to carry not more than four persons, including the driver.

Section 4. SAME; PENALTY. Unless specifically provided herein, a violation of this section shall be deemed an ordinance traffic infraction. Upon an entry of a plea of guilty or no contest or upon being convicted of such violation, the penalty imposed shall be in accordance with Section 201, 2010 Standard Traffic Ordinance, and amendments thereto, or such other similar provision as the city may then have in effect.

Section 5. SAME; DISPLAY OF SLOW-MOVING VEHICLE EMBLEM.

(a) It shall be illegal to operate a golf cart on any public highway, street, road or alley within the corporate limits of the city unless such vehicle displays a slow moving vehicle emblem on the rear of the vehicle.

(b) For the purpose of this section, "slow-moving vehicle emblem" has the same meaning as contained in K.S.A. 8-1717, and amendments thereto.

(c) The slow-moving vehicle emblem shall be mounted and displayed in compliance with K.S.A. 8-1717, and amendments thereto.

Section 6. SAME; INSURANCE REQUIRED; PENALTY:


(a) Every owner of a golf cart shall provide liability coverage in accordance with Section 200 of the 2010 Standard Traffic Ordinance, and amendments thereto, and the Kansas Automobile Injury Reparations Act, K.S.A. 40-3101, *et seq.*, and amendments thereto.

(b) All provisions of Section 200 of the 2010 Standard Traffic Ordinance, and amendments thereto, including penalty provisions, shall be applicable to all owners and operators of golf carts.

Section 7. REPEALER. Section 114.4 of the 2010 Standard Traffic Ordinance of the Code of the City of Edna, as adopted by Ordinance No. 440 is hereby repealed.

Section 8. PUBLICATION; EFFECTIVE DATE: This ordinance shall be published one time in the official city newspaper, Labette Avenue and shall take effect and be in force from and after said publication.

Passed by the city council this 9th day of June, 2011, and signed by the mayor on the 9th day of June, 2011.



Mayor

ATTEST:



City Clerk