

## Chapter 44

### GOLF CARTS

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#### 44.01 PURPOSE.

The purpose of this ordinance shall be to establish regulations within the Village of Paddock Lake to ensure the safety and welfare of persons and property relative to the operation of golf carts on the public streets within the Village of Paddock Lake.

#### 44.02 DEFINITION.

(a) "Golf Cart" means a three (3) or four (4) wheel motorized vehicle manufactured for operation on golf courses for sporting or recreational purposes and which is not capable of exceeding speeds of twenty (20) miles per hour.

(b) "All-terrain Vehicle (ATV)" means a commercially designed and manufactured motor driven device which has a net weight of nine hundred (900) pounds or less, equipped with a seat designed to be straddled by the operator and which is designed to travel on three (3) or more low pressure or non-pneumatic tires. Further, ATV are devices requiring registration by the Wisconsin Department of Natural Resources (WDNR) as ATV's are included in this definition. A golf cart is not considered an ATV.

(c) "Low Speed Vehicle (LSV)" means a low speed vehicle which must meet the national highway traffic safety administration (NHTSA), Federal Motor Vehicle Safety Standards and must have a certification labeled safety test that the vehicle meets those standards. A golf cart is not considered a LSV. LSV's are licensed and registered pursuant to §340.01(27h), Wis. Stats., and conforms to Federal Safety Standards 49CFR.

(d) "Seat Belt" means a type 1 or type 2 belt lap restraint with an assembly conforming to §571.209 of the Federal Motor Vehicle Safety Standards No. 209.

(e) "Mini Truck" means a motor truck, as defined in §340.01(34), Wis. Stats., as having a top speed of not more than sixty (60) miles per hour and that is all of the following: powered by an internal combustion engine with a displacement of not less than four hundred forty (440) cc's, not more than sixty (60") inches wide, with an unloaded weight less than one thousand six hundred (1,600) pounds.

(f) "Utility-Terrain Vehicle (UTV)" means a commercially designed and manufactured motor driven device that is not a golf cart, low speed vehicle, dune buggy, mini truck or tracked vehicle, that is designed to be used primarily off highway, and originally manufactured and equipped with all of the

following: a weight, without fluids, of less than two thousand (2,000) pounds, four (4) or more low pressure tires, steering wheel, tail lights, brake lights, width of not more than sixty-five (65") inches, seat belt and a roll bar.

(g) "Village Roads" for purposes of this Chapter means paved roads constructed and maintained by the Village with a posted speed limit of twenty-five (25) miles per hour or less.

#### 44.03 LICENSING AND REGISTRATION.

No person shall operate a golf cart on the Village roads in the Village of Paddock Lake except as hereinafter provided.

(a) No golf carts shall be operated on village roads, unless a permit issued by the Village Clerk or his/her appointee has been issued to the owner of said golf cart. The permit received from the Village of Paddock Lake must be displayed on the golf cart in a prominent location at all times of operation so as to be clearly visible. The permit shall be valid for each calendar year from April 1<sup>st</sup> to November 1<sup>st</sup> and shall be renewed annually. The annual fee for said permit shall be Fifty (\$50.00) Dollars to cover the annual inspection and administrative costs.

(b) No permit shall be issued if the golf cart owner or applicant is indebted to the Village for overdue utility bills, special assessments, real property taxes or past due fines pursuant to §4.08 of the Village Code of Ordinances.

(c) Any person who operates a golf cart on Village roads within the Village of Paddock Lake who fails to properly display or receive a Village permit/sticker will be subject to the penalties contained in §44.14 of these ordinances.

(d) Golf cart owners must complete a registration form approved by the Village Board, a facsimile of which is appended to these ordinances as Exhibit "A", which may be changed from time to time, together with a waiver of liability form and provide a copy of the proof of liability insurance prior to the cart being inspected as described in subsection (e), below. The completed forms and proof of insurance will be maintained by the Village Clerk/Treasurer.

(e) Prior to the issuance or renewal of a Village golf cart permit, the golf cart shall be inspected by the Kenosha County Sheriff's Department to ensure that the golf cart for which a permit is being applied for complies with the requirements set forth by the Village of Paddock Lake and the

State of Wisconsin.

(f) As part of the permit process, the owner of the golf cart shall provide proof of liability insurance in the amount of One Hundred Thousand (\$100,000.00) Dollars per incident. The proof of insurance must be with the golf cart whenever said golf cart is in operation on Village roads. Proof of renewed liability insurance must be provided annually and at time of permit renewal.

(g) All golf carts operating on Village roads shall be equipped with the following:

- (1) Brakes that are in good working condition.
- (2) DOT approved slow moving vehicle (SMV) sign located on rear of golf cart.
- (3) Front and rear reflectors.
- (4) Audible warning device.

(h) Golf carts may be operated during the following times of day and times of year:

- (1) Golf carts may be driven on Village roads only from sunrise to sunset unless the cart is equipped with two (2) operating headlights and two (2) operating tail lights which are visible from a distance of five hundred (500') feet.
- (2) Golf carts are prohibited from operating on Village roads from November 1<sup>st</sup> through April 1<sup>st</sup>.

#### 44.04 OPERATING REGULATIONS.

The following regulations apply to the operation of a golf cart within the Village of Paddock Lake:

(a) All applicable Wisconsin State Laws regarding motor vehicles shall be adhered to including the possession and use of alcoholic beverages and illegal drugs.

(b) The operator and or occupants of golf carts shall comply with all traffic rules and regulations adopted by the State of Wisconsin and the Village of Paddock Lake.

(c) Golf carts shall adhere to all traffic flow patterns and will operate on the right side of the roadway and

may only be operated on Village roads where the posted speed limit is twenty-five (25) miles per hour or less.

(d) Operations of golf carts will adhere to all rules of the road applicable to motorized vehicles as set forth by the Wisconsin Department of Motor Vehicles and the Village of Paddock Lake. A golf cart may be operated by persons who are:

(1) At least sixteen (16) years of age and possess a valid driver's license.

(2) Underage operators are defined as follows: a person under the age of sixteen (16) years old may not legally operate a golf cart on Village roads.

(e) All riders in the golf cart must remain seated at all times the golf cart is in motion.

(f) The number of occupants in a golf cart shall be limited to the number of adult persons for whom individual seating is installed and provided on the cart.

(g) No golf cart shall operate on the Village roads known as 236<sup>th</sup> Avenue and 248<sup>th</sup> Avenue. No golf cart shall be operated on County or State Highways including, but not limited to, CTH K (60<sup>th</sup> Street) and State Highway 50 (75<sup>th</sup> Street). The exception would be as follows: golf carts are permitted to cross 236<sup>th</sup> Avenue, 248<sup>th</sup> Avenue at perpendicular angles.

(h) No golf cart shall be operated upon public sidewalks, pedestrian walkways, bike paths or multi-use paths. Nor shall golf carts be operated upon that portion of the street located between the curb lane and the sidewalk, except for the purpose of crossing the same as to a public street upon which operation is authorized.

(i) No golf cart shall be operated within or on Village park land.

(j) No person shall operate a golf cart in a careless, reckless or negligent manner so as to endanger the person or property of another or cause injury or damage.

(k) No item shall be towed by a golf cart.

(l) Golf carts shall not operate on private property without permission and written consent of the property owners.

(m) Golf carts shall yield the right-of-way to pedestrians, bicyclist and other motor vehicles.

44.05 PENALTY.

(a) Any act constituting a violation of this ordinance or a failure to comply with any of its requirements shall subject the offender, upon conviction to a fine of not less than Twenty-five (\$25.00) Dollars nor more than Five Hundred (\$500.00) Dollars.