

Ordinance 73

AN ORDINANCE REGULATING THE USE OF GOLF CARTS ON CITY STREETS

GOLF CARTS

Subd. 1. Purpose. The purpose of this Ordinance is to authorize the operation of motorized golf carts on designated roadways in the City of Ashby, pursuant to the authority given to the City by Minnesota statutes section 169.045.

Subd. 2. Definitions. The following terms as used in this Ordinance shall have the meanings stated:

- A. "Motorized Golf Cart" means a vehicle commonly known as a golf cart, having at least four wheels, and either an electric or a gas motor.
- B. "Designated Roadways" means city streets and avenues not specifically excluded in this ordinance. It does not mean Minnesota State Highway 78.

Subd. 3. Conditions.

- A. No person shall operate a motorized golf cart under this ordinance:
 - 1. Except on designated routes and from sunrise to sunset.
 - 2. In inclement weather or when visibility is impaired by weather, smoke, fog, or other conditions, or at any time when there is insufficient light to clearly see persons in vehicles on the roadway at a distance of five hundred feet (500').
 - 3. Without displaying the slow-moving vehicle emblem provided for in Minnesota Statutes Section 169.522.
 - 4. Unless the vehicle is equipped with a rear view mirror as provided in Minnesota Statutes Section 169.70.
 - 5. With a passenger or passengers unless each such passenger is seated on a seat specifically designed for the transport of passengers.
 - 6. Without providing proof of insurance complying with the requirements of Minnesota Statutes Section 65B.48, Subdivision 5, as the same may be amended from time to time.
 - 7. Without a valid driver's license or written permission from the Ashby Police Department.
- B. The operator of a motorized golf cart under permit on designated routes shall have all the rights and duties applicable to the driver of any other vehicle under the provisions of Minnesota Statutes 169 or other applicable statute or ordinance, except when those provisions cannot reasonably be applied to motorized golf carts and except as otherwise specifically provided in Minnesota statute section 169.045, Subdivision 7.

Subd. 4. Revocation or Denial of Use.

- A. Use may be revoked by the Police Department at any time or denied if it is shown that the permittee cannot safely or legally operate, or has not safely or legally operated, the motorized golf cart within the City or if the permittee's driver's license is no longer recognized as valid in the State of Minnesota. A permittee may appeal any such revocation or denial to the City Council by

filing notice of appeal at the city office not later than 14 days after the date of notice of the action to be appealed from.

Subd. 5. Limitation of Liability.

- A. Nothing in this Ordinance shall be construed as an assumption of liability by the City for any injuries to persons or property which may result from the operation of a motorized golf cart by a permit holder, the grant of such permit, or the failure by the City to revoke said permit.

Subd. 6. Violation and Penalties.

- A. Any person violating any provision of this ordinance shall be guilty of a petty misdemeanor and is subject to having his or her permit under this Ordinance revoked.

Passed by the Ashby City Council on this date July 12, 2012

Mayor

Clerk

Publication Summary

City of Ashby, County of Grant, State of Minnesota

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The following is a list of the subdivisions included in the Ordinance. This is a summary only and a full copy of the ordinance is available at City Hall, Monday – Friday 9:00 a.m. to 4:00 p.m.

Subd. 2. Definitions.

Subd. 3. Conditions.

Subd. 4. Revocation or Denial of Use.

Subd. 5. Limitation of Liability.

Subd. 6. Violation and Penalties.