ORDINANCE NO. 2009 - 10

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF MADISON, INDIANA ALLOWING GOLF CARTS ON STREETS UNDER THE JURISDICTION OF THE CITY OF MADISON, INDIANA

WHEREAS, the City of Madison, Indiana operates Sunrise Municipal Golf Course in which golfers may access the golf course in private carts maintained at their city residence; and

WHEREAS, the city administration of Madison, Indiana utilizes golf carts to conduct official city work tasks of various types throughout the city; and

WHEREAS, local Inn Keepers transport their guests to various city venues under the auspices of the city of Madison, Indiana; and

WHEREAS, city residents, especially senior citizens and handicapped Persons, use private golf carts to access city sponsored festivals with limited vehicular parking; and

WHEREAS, entrepreneurs provide transportation to their place of business or for general accommodation purposes for visitors who arrive in Madison, Indiana by private boat and/or commercial riverboats.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Madison, Indiana as follows:

SECTION 1

The operation of a golf cart within the City of Madison is strictly prohibited unless the golf cart is operated and equipped in full compliance with this ordinance.

SECTION 2

Golf carts may be operated on city streets except as described below.

SECTION 3

A golf cart shall not cross Clifty Drive at any point.

SECTION 4

Golf carts shall not be operated on Michigan Hill Road between Milton Street and Autumnwood Lane.

SECTION 5

Golf carts may not be operated on State Roads 56, 62 or 7 or U.S. Highway 421 or any other state or federal highway at any time. Golf carts may cross said highways only at intersections controlled by automatic traffic lights.

SECTION 6

Operators of golf carts shall at all times yield the right of way to faster moving traffic, and may not impede the regular flow of traffic.

SECTION 7

Golf carts shall not be operated on streets and highways of the City of Madison, Indiana during one-half hour after sunset to one-half hour before sunrise unless the golf cart is equipped with two operating headlights (one on each side of the front of the golf cart) and two operating tail lights with brake lights (one on each side of the rear of the golf cart) which are visible from a distance of five hundred (500) feet.

SECTION 8

Operators of golf carts not equipped with operating turn signals, shall give a continuous hand signal for a minimum of two-hundred (200) feet of their intention to turn off of the street they are traveling.

SECTION 9

Golf carts shall be identified as slow moving vehicles by a state approved triangular slow moving vehicle sign with the top of the sign positioned a minimum of five (5) feet and a maximum of six (6) feet above the road surface and clearly visible at all times while being operated on city streets.

SECTION 10

Golf carts shall not be operated on city sidewalks or city walking paths, including but not limited to, Heritage Trail.

SECTION 11

The number of occupants in a golf cart shall be limited to the number of persons for whom factory seating is installed and provided on the golf cart.

SECTION 12

The operator and all occupants shall be seated in the golf cart and no part of the body of the operator or occupant shall extend outside the perimeter of the golf cart while the golf cart is in motion.

SECTION 13

Only persons over sixteen (16) years of age and holding a driver's license may operate a golf cart.

SECTION 14

The operator of the golf cart shall comply with all traffic rules and regulations adopted by the State of Indiana and the City of Madison which govern the operation of motor vehicles.

SECTION 15

Beginning January 1, 2010, all golf carts operated on the city streets of the City of Madison, shall be registered with the City of Madison and bear

a registration sticker. The city shall collect a fee for said registration, which shall be set from time to time by the Board of Public Works & Safety.

SECTION 16

The financial ability of the operator or owner notwithstanding, the operator of a golf cart must show financial responsibility when operating a golf cart.

SECTION 17

Written proof of financial responsibility must be available either on the golf cart or carried by the operator at all times.

SECTION 18

Liability insurance coverage on a golf cart shall be in an amount not less than the minimum required by Indiana law for motor vehicles operated on public highways in the State of Indiana.

SECTION 19

A violation of any provision of this Ordinance shall constitute a violation of the Madison City Code. An owner, lessee or operator may be cited to appear in a court of competent jurisdiction by issuance of an Indiana Uniform Traffic Ticket. Upon a finding by such court that an owner, lessee or operator of a golf cart has violated any provisions of this Ordinance, such person shall be subject to a fine of $25.00 for first offense, $50.00 for second offense, not less than $100.00 for third offense and in any event, not to exceed $200.00 for each offense along with Court costs.

SECTION 20

This ordinance shall become effective immediately upon the adoption by the Common Council.

SECTION 21

The foregoing ordinance was passed and adopted by the Common Council of the City of Madison, Indiana at a meeting held on the _____ day of _____, 2009.

PRESENTED BY:

_____
Councilmember,

_____
Tim Armstrong, Mayor

(Seal)
Attest:

_____
Dave Adams, Clerk-Treasurer