

ORDINANCE NO. 2011-07-01

**AN ORDINANCE TO REGULATE THE USE OF GOLF CARTS OPERATED  
WITHIN THE CORPORATE LIMITS OF THE TOWN OF  
CLARKS HILL, TIPPECANOE COUNTY, INDIANA**

**WHEREAS**, there has been an interest in the use of golf carts to be operated on streets, alleys, roads, highways or thoroughfares within the Town of Clarks Hill, Indiana; and

**WHEREAS**, the Town Council of the Town of Clarks Hill believes that in order to help preserve the health and safety of its citizens that it is necessary to regulate the use of golf carts operated on streets, alleys, roads, highways or thoroughfares within the Town of Clarks Hill, Indiana, pursuant to Ind. Code § 9-21-1-3.3.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CLARKS HILL, INDIANA, AS FOLLOWS:**

**Section 1.** For the purpose of this Ordinance, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

a. "Town Street." The entire width between the boundary lines of every way publicly maintained when any part of the way is open to the use of the public for purposes of vehicular travel within the corporate limits of the town. The term includes, but is not limited to, streets, alleys, roads, highways or thoroughfares.

b. "Financial Responsibility." The meaning expressed in Ind. Code § 9-25-4-1 et seq., as it now reads or may be amended in the future.

c. "Golf Cart." A four-wheeled motor vehicle originally designed and intended to transport one or more individuals, and golf clubs, for the purpose of playing the game of golf on a golf course.

d. "Operate." To exercise any control over the function or movement of a golf cart.

**Section 2.** It shall be unlawful to operate a golf cart on any town street except as specifically authorized by this Ordinance.

**Section 3.** Golf carts must obey posted speed limits and may not be operated at a speed greater than twenty-five (25) miles per hour.

**Section 4.** The operator of a golf cart on a town street must have a valid driver's license in his or her possession while operating a golf cart.

**Section 5.** No person may operate a golf cart on town streets unless financial responsibility is in effect with respect to the golf cart as provided under Ind. Code § 9-25-4-4 as it now reads or may be amended in the future.

**Section 6.** Any golf cart to be operated on a town street shall be registered with, and inspected by, the Town of Clarks Hill Police Department on an annual basis. Each registrant shall provide the Vehicle Identification Number and proof of financial responsibility with respect to each golf cart to be registered. An annual registration/inspection fee shall be paid for each golf cart to be registered/inspected in the amount of \$50.00 for the vehicle's first year of registration/inspection and \$25.00 each subsequent year. A registration/inspection sticker shall be provided to each registrant and shall be displayed on the vehicle where it will be easily visible.

**Section 7.** The operator of a golf cart on a town street shall comply with all traffic laws and rules adopted by the state of Indiana and the Town of Clarks Hill.

**Section 8.** Golf carts operated on town streets must have factory seating for all occupants, seat belts installed for each designated seating position, and brake lights.

**Section 9.** No golf cart may be operated on a town street between sunset and sunrise, with the exception of town recognized events, in which case such golf cart must be equipped with head lights and tail lights.

**Section 10.** Anyone violating any of the provisions of this Ordinance shall be subject to a fine of \$50.00 for a first violation and \$100.00 for each subsequent violation in the same calendar year. In addition to a fine, the violator shall pay all expenses and costs related to prosecution and collection. If a person is cited for a violation of this Ordinance more than two (2) times in the same calendar year, the registration shall be revoked and the golf cart shall no longer be permitted to operate within the limits of the Town of Clarks Hill.

**PASSED and ADOPTED** this 11 day of July, 2011, by a vote of 2 in favor and 0 opposed.

CLARKS HILL TOWN COUNCIL

John W. Barton III  
John Barton, III

Clark Whitley  
Clark Whitley

ATTEST:

Deborah Sutton  
Deborah Sutton, Clerk-Treasurer

ABSENT  
Dustin Winger