

CITY OF WILLIAMSBURG, KENTUCKY
ORDINANCE NO. 11-002

AN ORDINANCE AUTHORIZING THE USE OF GOLF
CARTS ON CERTAIN DESIGNATED CITY STREETS

WHEREAS, KRS 189.286 was recently enacted by the Kentucky General Assembly which authorizes the use of golf carts on certain city streets;

WHEREAS, KRS 189.286 authorizes the City to regulate the operation of a golf cart on any public roadway under its jurisdiction if the City adopts an ordinance specifying each roadway that is open for golf cart use; and

WHEREAS, the City Council deems it appropriate and necessary to formally adopt the provisions of KRS 189.286;

NOW THEREFORE BE IT ENACTED BY THE CITY OF WILLIAMSBURG CITY COUNCIL THAT NEW PROVISIONS BE ADDED TO THE WILLIAMSBURG CODE OF ORDINANCES AS FOLLOWS:

Section 1: As used in this Chapter, the term "Golf Cart" means any self-propelled vehicle that:

1. Is designed for the transportation of players or maintaining equipment on a golf course, while engaged in the playing of golf, supervising the play of golf, or maintaining the condition of the grounds on a golf course;
2. Has a minimum of four (4) wheels;
3. Is designed to operate at a speed of not more than twenty-five (25) miles per hour;
4. Is designed to carry not more than six (6) persons, including the driver;
5. Has a maximum gross vehicle weight of two thousand five hundred (2,500) pounds;
6. Has a maximum rated payload capacity of one thousand two hundred (1,200) pounds; and
7. Meets the federal motor vehicle safety standards for low-speed vehicles set forth in 49 C.F.R. sec. 571.500.

Section 2: In compliance with [Section Three], **golf carts may be operated on only the City streets whose speed limits are twenty-five (25) miles per hour or less.**

Section 3: In order to be operated on such designated city streets, a golf cart shall:

1. Must fill out application for a yearly permit/sticker for the golf cart by the City of Williamsburg at a cost of \$10.00, which is paid at the City Utility Office and issued after proof of inspection. Subsequent renewals of the permit shall be due on or before July 1st of each year. There shall be no proration of the fee for any permit issued after July 1. Insurance and proof of inspection by a certified inspector shall be presented prior to issuance of an official permit/sticker;
2. Be inspected by a certified inspector designated by the Whitley County Sheriff's Department and certified through the Department of Vehicle Regulation to ensure that the golf cart complies with the requirements of this section. The inspection fee under this paragraph shall be five dollars (\$5.00) if the inspection occurs at the Whitley County Sheriff's Department in the Courthouse or ten dollars (\$10.00) per trip charged if it becomes necessary for the certified inspector to travel to the site of the golf cart rather than having the golf cart brought to the Court House, then bring application back to city hall to show proof of inspection;
3. Display the permit/sticker, which has to be affixed to the lower left windshield of the golf cart that identifies that the golf cart is allowed to be operated on specific roadways within the City;
4. The golf cart displays a slow-moving vehicle emblem in compliance with KRS 189.820;
5. Be insured in compliance with KRS 304.39-080 by the owner or operator, and the proof of insurance shall be inside the golf cart at all times of operation on a public roadway;
6. Be operated only between sunrise and sunset; and
7. Be operated by a person with a valid operator's license in his or her possession.
8. All motorized golf carts must be complete with rear view mirrors, lights (including brake lights, head lights and turn signals), and brakes.

Section 4: Any person operating a golf cart on a public roadway under the provisions of this Chapter shall be subject to the traffic regulations of KRS Chapter 189 and any other applicable provisions of this Code of Ordinances pertaining to the operation of vehicles upon City streets.

Section 5: A golf cart operating on a public roadway is not considered a motor vehicle and is exempt from:

1. Title requirements of KRS 186.020;
2. Vehicle registration requirements of KRS 186.050;
3. Emissions compliance certificates pursuant to KRS 224.20-720; and

Section 6: The provisions of these sections shall not apply to a golf cart that is not used on a public roadway except to cross a roadway while following a golf cart path on a golf course.

Section 7: Penalty. Any person violating the provisions of this Ordinance shall, upon conviction of a first offense, be fined not less than \$100.00 nor more than \$250.00. Any person convicted of a subsequent violation of this Ordinance within two (2) years of a prior conviction under this Ordinance, shall be fined not less than \$250.00 nor more than \$500.00

Section 8: This Ordinance shall take effect May 1, 2011.

This Ordinance shall take effect after its passage and upon publication.

First Reading: March 14, 2011

Second Reading: April 11, 2011

Enacted this 11th day of April, 2011.

RODDY HARRISON, MAYOR

ATTEST: _____
TERESA H. BLACK, CITY CLERK