

**ORDINANCE NO. 2022-6**

**ORDINANCE AMENDING CHAPTER 77 OF THE CODE OF ORDINANCES**

**IT IS HEREBY ORDAINED** by the Common Council of the City of Portland, Indiana that Chapter 77, golf carts is hereby amended to add the following section:

Section 77.10 Registration and Fee

All golf carts which are operated on a city street shall be registered with the City annually. The Portland Police Department shall inspect and register each golf cart upon the owner applying for registration and the golf cart is inspected to confirm that it complies with all requirements of this Ordinance. Upon being registered, a registration sticker shall be issued by the City and the sticker shall be affixed to the rear bumper of the golf cart.

A registration fee of \$35.00 shall be charged annually for privately owned golf carts who have a Portland address. A registration fee of \$18.00 shall be charged annually for privately owned golf carts who have an out-of-town address. All registrations shall be renewed annually on or before May 1. Fees collected shall be deposited into the Police Continuing Education Fund.

**PASSED AND ADOPTED** by the Common Council of the City of Portland, Indiana on this 16th day of May, 2022.

## Section

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§ 77.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

"GOLF CART." A vehicle with four wheels originally designed for operation on a golf course and powered by a battery or internal combustion motor.

"DRIVER'S LICENSE." A valid license to operate a motor vehicle issued by Indiana or any other state.

"FINANCIAL RESPONSIBILITY." Liability insurance coverage on a golf cart in an amount not less than required by Indiana law for motor vehicles operated on public highways in the State of Indiana.  
(Ord. 2006-28, passed 12-4-06)

§ 77.02 OPERATION OF GOLF CART.

The operation of a golf cart within the City of Portland is strictly prohibited unless the golf cart is operated and equipped in full compliance with this chapter.  
(Ord. 2006-28, passed 12-4-06) Penalty, see § 77.99

§ 77.03 OPERATOR.

Only persons over 16 years of age and holding a driver's license may operate a golf cart.  
(Ord. 2006-28, passed 12-4-06) Penalty, see § 77.99

§ 77.04 FINANCIAL RESPONSIBILITY.

The financial ability of the operator or owner notwithstanding, the operator of a golf cart must show financial responsibility when operating a golf cart. Written proof of financial responsibility must be available either on the golf cart or carried by the operator at all times.  
(Ord. 2006-28, passed 12-4-06) Penalty, see § 77.99

§ 77.05 TIME OF OPERATION.

Golf carts shall not be operated on city street 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 500 feet.  
(Ord. 2006-28, passed 12-4-06) Penalty, see § 77.99

§ 77.06 PLACE OF OPERATION.

Golf carts may be operated on city street which have a posted speed limit of 30 miles per hour or less. Golf carts may not be operated on sidewalks or on the following national or state highways except to cross these highways at intersections in a path 90 degrees to the highways: SR 67 (Votaw Street), US 27 (Meridian Street) or SR 26 (Water Street).  
(Ord. 2006-28, passed 12-4-06) Penalty, see § 77.99

§ 77.07 OCCUPANTS.

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. 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 being operated.  
(Ord. 2006-28, passed 12-4-06) Penalty, see § 77.99

§ 77.08 TRAFFIC RULES.

The operator of the golf cart shall comply with all traffic rules and regulations adopted by the State of Indiana and the City of Portland which govern the operation of motor vehicles.  
(Ord. 2006-28, passed 12-4-06) Penalty, see § 77.99

§ 77.09 SLOW MOVING VEHICLE SIGN.

All golf carts must display on the back of the golf cart a "slow moving vehicle" sign of the same type required under Indiana law.  
(Ord. 2006-28, passed 12-4-06)

§ 77.99 PENALTY.

A violation of any provision of this chapter shall constitute a violation of the Portland City Code. An owner, lessee or operator may be cited to appear in a court of competent jurisdiction by issuance of an Indian uniform traffic ticket. Upon a finding by such court that an owner, lessee or operator of a golf cart has violated any provision

of this chapter, such person shall be subject to a fine not to exceed \$200 for each offense along with court costs in the amount the same now exists or may hereafter be determined by ordinance or statute.

(Ord. 2006-28, passed 12-4-06)