

ORDINANCE #20-09

AN ORDINANCE DEFINING GOLF CARTS AS MOTOR VEHICLES AND ALLOWING THEIR USE ON THE PUBLIC ROADWAYS WITHIN THE CITY OF UHRICHSVILLE ONLY IF PROPERLY CERTIFIED BY THE CHIEF OF POLICE OF THE MUNICIPALITY.

WHEREAS: The Council of the City of Uhrichsville, Tuscarawas County, Ohio has determined that to preserve the welfare and safety of its residents that certain motor vehicles may be used upon the public roadways within the municipality only upon certification by the Chief of Police of this City, it being necessary, then to adopt a new chapter of the Traffic Code of the City of Uhrichsville, therefore:

BE IT ORDAINED by the Council of the City of Uhrichsville as follows:

New Chapter 376 ó entitled òGolf Cartsö is adopted as follows:

**CHAPTER 376
GOLF CARTS**

376.01 DEFINITIONS

376.02 INSPECTION OF GOLF CARTS

376.01 DEFINITIONS

As used in the section

- (a) òVehicleö means every device, including a motorized bicycle, in, upon, or by which any person or property may be transported or drawn upon a highway, except that òvehicleö does not include any motorized wheelchair, any electric personal assistive mobility device, any device that is moved by power collected from overhead electric trolley wires or that is used exclusively upon stationary rails or tracks, or any device, other than a bicycle, that is moved by human power. (O.R.C. 4501.01 (A)).
- (b) òMotor Vehicleö means every vehicle propelled or drawn by power other than motorized bicycles, road rollers, traction engines, power shovels, power cranes, and other equipment used in construction work and not designed for or employed in general highway transportation, hole-digging machinery, and trailers designed exclusively to transport a boat between a place of storage and a marina, or in and around a marina, when drawn or towed on a street or highway for a distance of no more than ten miles and a speed of twenty-five miles per hour or less. (O.R.C. 450.01 (B)).
- (c) òOperatorö means every person who drives or is in actual physical control of a vehicle, motor vehicle, trackless trolley, or streetcar. (O.R.C. 4501.01 (X)).
- (d) òGolf Cartö is a òMotor Vehicleö as that term is defined within this Ordinance is paragraph (b) above.

376.02 NSPECTION OF GOLF CARTS

- (a) No person shall operate a golf cart on the streets within the City of Uhrichsville unless the golf cart has been inspected by the Chief of Police or his/her designee for compliance with the State of Ohio's statutory requirements that are applicable to motor vehicles.
- (b) The owner or operator of any golf cart shall be required to pay an inspection fee as established by the Chief of Police. If the Chief of Police or designee determines that the golf cart complies with the State of Ohio's statutory requirements that are applicable to motor vehicle, the Chief of Police or designee shall issue the owner or operator a certificate of compliance entitling the owner or operator to operate the golf cart on the streets within the City of Uhrichsville. The owner or operator shall also show the Chief of Police or designee proof of liability insurance for the golf cart before a certificate of compliance is issued.
- (c) The owner of a golf cart shall comply with all requirements of Ohio law regarding proper title, registration and license plates prior to operating a golf cart on any street within the City of Uhrichsville.

376.99 PENALTY

Whoever violates this Chapter is guilty of a first degree misdemeanor.

PASSED: First reading ó June 25, 2009
Second reading ó July 9, 2009
Third reading ó July 23, 2009

SUSPEND:
ADOPT: July 23, 2009

