

ORDINANCE NO. 1870

AN ORDINANCE OF THE CITY OF DANVILLE, KENTUCKY, ESTABLISHING A NEW ARTICLE IN THE CITY OF DANVILLE CODE OF ORDINANCES TITLED OPERATION OF GOLF CARTS IN CHAPTER SEVENTEEN REGARDING TRAFFIC AND MOTOR VEHICLES.

WHEREAS, the Kentucky General Assembly enacted KRS 189.286 in 2010 authorizing local governments to adopt ordinances permitting the operation of golf carts on designated public roadways; and

WHEREAS, at least six (6) cities in Kentucky, namely Augusta, Bowling Green, Dawson Springs, Lawrenceburg, Paris and Shively, have enacted local ordinances regarding same; and

WHEREAS, the Board of Commissioners deems it necessary and appropriate to enact a local ordinance permitting the operation of golf carts on its designated public roadways;

NOW, THEREFORE, be it ORDAINED by the City of Danville, Kentucky, that a new Article VI in the City of Danville Code of Ordinances be established under Chapter 17 (Traffic and Motor Vehicles) and titled OPERATION OF GOLF CARTS, and shall read as follows:

SECTION ONE: DEFINITIONS.

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

GOLF CART. Any self propelled vehicle that is designated 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; has a minimum of four (4) wheels; is equipped with seat belts; is designed to operate at a speed of not more than twenty-five (25) miles per hour; is designed to carry not more than six (6) persons, including the driver; and as a further defined in the Kentucky Revised Statutes.

SECTION TWO: AUTHORIZED PUBLIC STREETS.

All public streets under the jurisdiction of the City of Danville with a speed limit of twenty-five (25) miles per hour or less may be used for the operation of golf carts.

SECTION THREE: REQUIREMENTS FOR OPERATION OF GOLF CARTS.

(a) Any golf cart operating on public roadway shall be inspected by a certified inspector designated by the Boyle County Sheriff and certified through the Department of Vehicle Regulation to ensure that the golf cart complies with the requirements of this article. The proof of inspection document issued by the Boyle County Sheriff shall constitute the permit required from the City of Danville. The proof of inspection/permit issued by the Boyle County Sheriff shall be kept in the golf cart at all times of operation on an authorized public street. The permit shall be valid as long as the original permittee owns the golf cart.

(b) Any permitted golf cart shall be insured in compliance with KRS 304.39-80 by the owner or operator and the proof of insurance shall be maintained inside the golf cart at all times of operation on a public roadway.

(c) The operator of the golf cart shall not cross a roadway at an intersection where the roadway being crossed has a posted speed limit of more than twenty-five (25) miles per hour.

(d) The operator shall have a valid operator's license in his/her possession.

(e) The golf cart shall only be operated on a public roadway between sunrise and sunset.

(f) Permitted golf carts shall display a slow-moving vehicle emblem in compliance with KRS 189.820.

(g) Any person operating a golf cart on a public roadway shall be subject to all of the traffic regulations of KRS Chapter 189.

(h) The provisions of this Article 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 FOUR: EXEMPTIONS FROM CERTAIN REGULATIONS.

A golf cart permitted by this Article is not considered to be a motor vehicle and is exempt from title requirements of KRS 186.020, vehicle registration requirements of KRS 186.050 and emissions compliance certificates pursuant to KRS 224.20-720.

SECTION FIVE: This ordinance is effective upon its publication.

SECTION SIX: If any section, subsection, paragraph, sentence, clause, phrase, or portion of this Ordinance is declared illegal or unconstitutional or otherwise invalid, such declaration shall not affect the remaining portions hereof.

GIVEN FIRST READING AND PASSED 10/12/15.
GIVEN SECOND READING AND PASSED 10/26/15.
PUBLISHED IN THE *ADVOCATE-MESSENGER* 11/1/2015.

APPROVED:



MIKE PERROS, MAYOR

ATTEST:



DONNA PEEK, CITY CLERK

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