

## ORDINANCE 2022-4

## AN ORDINANCE ADDING A NEW SECTION TO TITLE III, COMMUNITY PROTECTION CHAPTER 5 OF THE MILES MUNICIPAL CODE

- 3-5-1 Purpose
- 3-5-2 Operation of Golf Carts Permitted
- 3-5-3 Unlaw Operation
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- 3-5-9 Penalty

3-5-1 PURPOSE. The purpose of this chapter is to permit of golf carts on certain streets in the city, as authorized by Section 321.247 of the Code of Iowa, as amended. This chapter applies whenever a golf cart is operated on any street or alley, subject to those exceptions stated herein.

3-5-2 OPERATION OF GOLF CARTS PERMITTED. Golf carts may be operated upon the streets of the City of persons who have a valid operator's license, except as prohibited in Section 3-5-3 of this chapter. While operated on a city street the number of passengers permitted on a golf cart shall not exceed the number of seats intended for passengers. While on city streets, operators must have on their person or in the golf cart proof of the required insurance.

3-5-3 UNLAW OPERATION.

1. No golf carts shall be operated or parked upon City sidewalks
2. No golf carts shall be operated while under the influence of intoxicating liquor, narcotics or habit-forming drugs.
3. No person shall operate a golf cart in a careless, reckless or negligent manner endangering the person or property of another or causing injury or damage to same.
4. No golf cart shall be operated upon that portion of the street located between the curb line and the sidewalk or property line, referred to as the "right-of-way" except for the purposes of crossing the same to a public street upon which operation is authorized by this chapter.
5. No item shall be towed by a golf cart.
6. No golf cart shall be operated upon private property without the express consent of the owner thereof.
7. No golf cart shall be operated on roadways or other areas in cemeteries located in the City.
8. No golf cart shall be operated in manner which violates Chapter 321, the Code of Iowa, which shall be and is adopted as applicable to the operation of golf carts in the City as are all section of the Miles City Code concerning the operation of motor vehicles.

3-5-4 EQUIPMENT REQUIRED. Golf carts operated upon City streets shall be equipped with at least following:

1. A slow-moving vehicle signs
2. A bicycle safety flag, the top of which shall be a minimum of five (5) feet from ground level, and extend a minimum 2 feet above the highest point of the golf cart.
3. Golf carts operated on City streets shall be equipped with adequate brakes to stop and hold the cart in a stopped position.
4. Rear view mirror – driver's side.

3-5-5 OPERATION REGULATIONS. The following regulations apply to the operation of a golf cart within the city.  
Code of Ordinances, Miles, Iowa

- A. Any operator of a golf cart must have a valid driver's license and be at least sixteen (16) years of age.  
(Code of Iowa, Section 321.247)
- B. All riders in the golf cart must remain seated at all times.
- C. No more than two adult people may ride in the front seat of a golf cart and not more than two adult people may ride in the backseat of a golf cart, if said seat exists. While operating any rider must be seated on the seat and no part of the body of any rider will extend beyond the sides of the cart. Children must be accompanied by an adult driver and must follow all requirements of this subsection except the capacity limits as long as all children are seated on the seat and no part of the body of the child extends beyond the sides of the golf cart.

3-5-6 HOURS OF OPERATION. Golf carts may be operated on city streets only between sunrise and sunset. Golf carts are prohibited on streets during inclement weather when visibility is reduced or impaired by weather, smoke, fog or other conditions or at any other time there is insufficient light to clearly see a person or vehicle on roadway at a distance of 500 feet.

3-5-7 SPEED. No golf cart shall be operated on any City streets at a speed in excess of twenty-five (25) miles per hour.

3-5-8 PERMITS. No person shall operate a golf cart on any public street or alley, for any purpose, unless the operator possesses a City of Miles permit operate a golf cart on City Streets, issued by the City Clerk of Miles, Iowa.

1. Golf cart owners may apply for a permit from the City of Miles on forms provided by the city.
2. The Clerk shall not issue a permit until the owner/operator has provided the following:
  - a. Evidence that the operator is at least sixteen (16) years of age, and possesses a valid driver's license.
  - b. Proof of owner/operator has liability insurance covering operation of golf carts on City streets in the amount required by Iowa Code.
3. All permits shall be issued for specific golf cart. Permit holders will be issued a permit sticker to affix to the left side rear fender or similar component.
4. The fee for such permits shall be twenty dollars (\$20.00). The Permit will be valid during the calendar year within which it is issued and shall be renewed annually. Permits may be purchased at any time during the year but will be valid only through December 31.
5. The permit may be suspended or revoked upon finding evidence that the permit holder has violated the conditions of the permit or has abused the privilege of being a permit holder. There will be no refund of the permit fee.

3-5-9 PENALTY. In addition to the suspension or revocation of the permit a person who violated this chapter is guilty of a simple misdemeanor punishable as a scheduled violation or as otherwise provided under Iowa Code.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Miles, Iowa on this day 7<sup>th</sup>, of the September, 2022.

Date of 1<sup>st</sup> Reading: August 3, 2022

Date of 2<sup>nd</sup> Reading: Sept. 7, 2022

Date of 3<sup>rd</sup> Reading: Sept. 7, 2022

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