

# **ORDINANCE 10-23**

## **ORDINANCE REGULATING THE OPERATION OF GOLF CARTS WITHIN THE CITY OF WESTFIELD, INDIANA**

**WHEREAS**, the City of Westfield is governed by its duly elected City Council (“Council”); and,

**WHEREAS**, the Council has the responsibility and the duty to respond to requests from the citizens of the City who have requested the ability to operate golf carts within the City limits; and,

**WHEREAS**, as a means to address the possible public safety concerns and desires of the citizens the Council finds that this Ordinance is appropriate.

### **NOW, THEREFORE BE IT ORDAINED BY THE WESTFIELD CITY COUNCIL THAT:**

#### **APPLICATION**

**Section 1.** This Ordinance shall apply to the operation of golf carts within the corporate limits of the City of Westfield. Only operation pursuant to the conditions contained herein and I.C. 9-21-1-3.3 shall be permitted.

#### **DEFINITION AND SPECIFICATIONS**

**Section 2.** “Golf Cart” shall be defined as an electric or gas vehicle that was originally designed and manufactured for operation on a golf course for sporting or recreational purposes and is not capable of exceeding speeds of 45 mph and does not include ATVs or Utility vehicles, segways, scooters, modified golf carts or any other motorized vehicle. Any dispute shall be resolved by a determination made by the Westfield Chief of Police or its designee.

**Section 3.** Golf carts shall be equipped with headlights, taillights and turn signals. Golf carts must include one or more of the following: slow moving vehicle sign, a bicycle flag or rear flashing light.

**Section 4.** All golf carts to be operated on city roadways and trails must be inspected. by the Westfield Police Department for compliance with this Ordinance Inspections remain valid for two (2) years. Golf carts that pass inspection shall display a permit sticker on the right rear fender issued by the City of Westfield. The cost of inspection will be \$25.00 dollars for a 2 year permit.

**Section 5.** Only golf carts described and equipped herein, shall be allowed to operate within the Westfield corporate limits.

**OPERATION**

**Section 6.** Operators of golf carts within the corporate limits must be at least 16 years of age, possess a valid driver's license and be insured by liability insurance in an amount not less than the minimum the State of Indiana requires for automobiles.

**Section 7.** Operators of golf carts within the corporate limits shall obey all Indiana traffic laws, yield the right of way to all pedestrians and bicycles and only permitted to operate upon roadways with a speed limit of 25 MPH or less. Crossing of roadways with speed limits in excess of 25 MPH is permitted only where posted.

**Section 8.** Golf carts are not permitted on any sidewalk, trail, walking path or perimeter trail unless posted for golf cart use. Golf carts are not to be used in any Westfield City Park without prior written permission from the Westfield Parks Director.

**Section 9.** This Ordinance shall not apply to public or private golf courses, construction sites, retail golf cart outlets or operation upon private property.

**Section 10.** Golf carts may not be operated on public roadways during inclement weather such as rain, fog, or when there is an accumulation of ice or snow on the ground. A golf cart may only accommodate as many passengers as originally designed.

**Section 11.** Any violation of the conditions imposed by this Ordinance shall be punishable by a fine not to exceed that for a Class C Infraction as defined by Indiana Code, per day, per incident as well as any and all fees associated with the enforcement of this Ordinance.

**Section 12.** This Ordinance shall be in full force and effect in accordance with Indiana Law, upon its passage by the City Council, its publication in accordance with law, and upon the passage of any applicable waiting period, all as provided by the laws of the State of Indiana. All ordinances or parts thereof in conflict herewith are hereby repealed. Any portion of this Ordinance later deemed invalid or void shall not operate as to invalidate the remaining portions. All acts undertaken to create this Ordinance are hereby ratified.

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ADOPTED AND PASSED THIS \_\_\_\_\_TH DAY OF \_\_\_\_\_ 2011, BY THE  
WESTFIELD COMMON COUNCIL, HAMILTON COUNTY, INDIANA.

**WESTFIELD CITY COUNCIL**

**Voting For**

**Voting Against**

**Abstain**

\_\_\_\_\_  
John Dippel

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John Dippel

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John Dippel

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Steven Hoover

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Steven Hoover

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Steven Hoover

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Robert L. Horkay

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Kenneth Kingshill

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Robert J. Smith

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Robert J. Smith

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Robert J. Smith

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Thomas Smith

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Thomas Smith

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Thomas Smith

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Robert W. Stokes

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Robert W. Stokes

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Robert W. Stokes

ATTEST:

\_\_\_\_\_  
Cindy J. Gossard, Clerk Treasurer

I hereby certify that ORDINANCE 10-23 was delivered to the Mayor of Westfield

on the \_\_\_\_\_ day of \_\_\_\_\_, 2011, at \_\_\_\_\_ m.

\_\_\_\_\_  
Cindy J. Gossard, Clerk-Treasurer

I hereby APPROVE ORDINANCE 10-23

this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
J. Andrew Cook, Mayor

I hereby VETO ORDINANCE 10-23

this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
J. Andrew Cook, Mayor

ATTEST:

\_\_\_\_\_  
Cindy Gossard, Clerk Treasurer

This document prepared by  
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