

**ORDINANCE 18-50 AMENDING
ORDINANCES 11-23 and 10-23**

**ORDINANCE AMENDING 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 of Westfield the Council finds that an amendment of Ordinance 11-23 regulating the use of golf carts is necessary.

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

APPLICATION

Section 1. This Ordinance shall apply to the operation of golf carts on City roadways 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, Segway’s, scooters, modified golf carts or any other motorized vehicle.

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. The Westfield Chief of Police is authorized to develop, implement and

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enforce those policies, procedures and forms necessary to assure compliance with this Ordinance of golf carts and operators for use on City roadways. The Westfield Chief of Police is specifically authorized to develop those policies and procedures necessary to maximize the safety of persons and property. 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, equipped and insured as described herein, shall be allowed to operate within the Westfield City 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. The Department of Public Works is hereby authorized to place all necessary signage for regulation and access on or across City roadways. All necessary signage shall be placed upon the inventory as all other signage.

Section 8. .Golf carts may be operated on all perimeter trails and designated named trails as described in Exhibit "A" attached hereto and incorporated herein Golf carts shall not be permitted on any sidewalk, non designated named trail or 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.

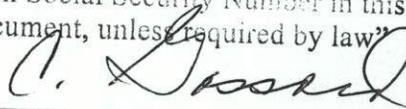
Section 10. Golf carts may not be operated on public roadways during inclement weather such as rain, fog, or when there is an accumulation of ice or snow on the ground. A golf cart may only accommodate as many passengers as originally designed.

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.

[REMAINDER OF PAGE LEFT BLANK INTENTIONALLY]

"I affirm, under the penalties of perjury,
that I have taken reasonable care to redact
each Social Security Number in this
document, unless required by law"



Signed _____

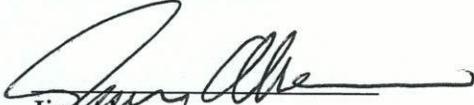
ALL OF WHICH IS ORDAINED THIS 12th DAY OF Nov 2018.

WESTFIELD CITY COUNCIL

Voting For

Voting Against

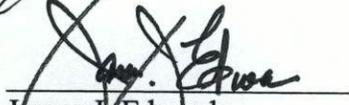
Abstain



Jim Ake

Jim Ake

Jim Ake



James J. Edwards

James J. Edwards

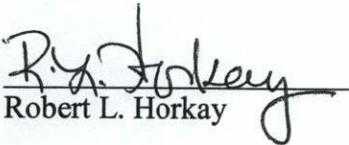
James J. Edwards



Steven Hoover

Steven Hoover

Steven Hoover



Robert L. Horkay

Robert L. Horkay

Robert L. Horkay

Mark F. Keen

Mark F. Keen

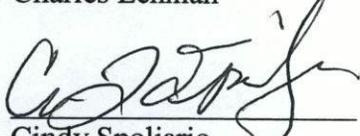
Mark F. Keen

Charles Lehman



Charles Lehman

Charles Lehman



Cindy Spoljaric

Cindy Spoljaric

Cindy Spoljaric

ATTEST:



Cindy Gossard, Clerk Treasurer

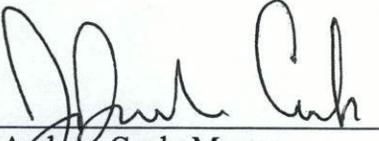
I hereby certify that ORDINANCE 18-50 was delivered to the Mayor of Westfield

on the 13th day of Nov, 2018, at 10:30A m.


Cindy Gossard, Clerk-Treasurer

I hereby APPROVE ORDINANCE 18-50

this 14th day of Nov,
2018.


J. Andrew Cook, Mayor

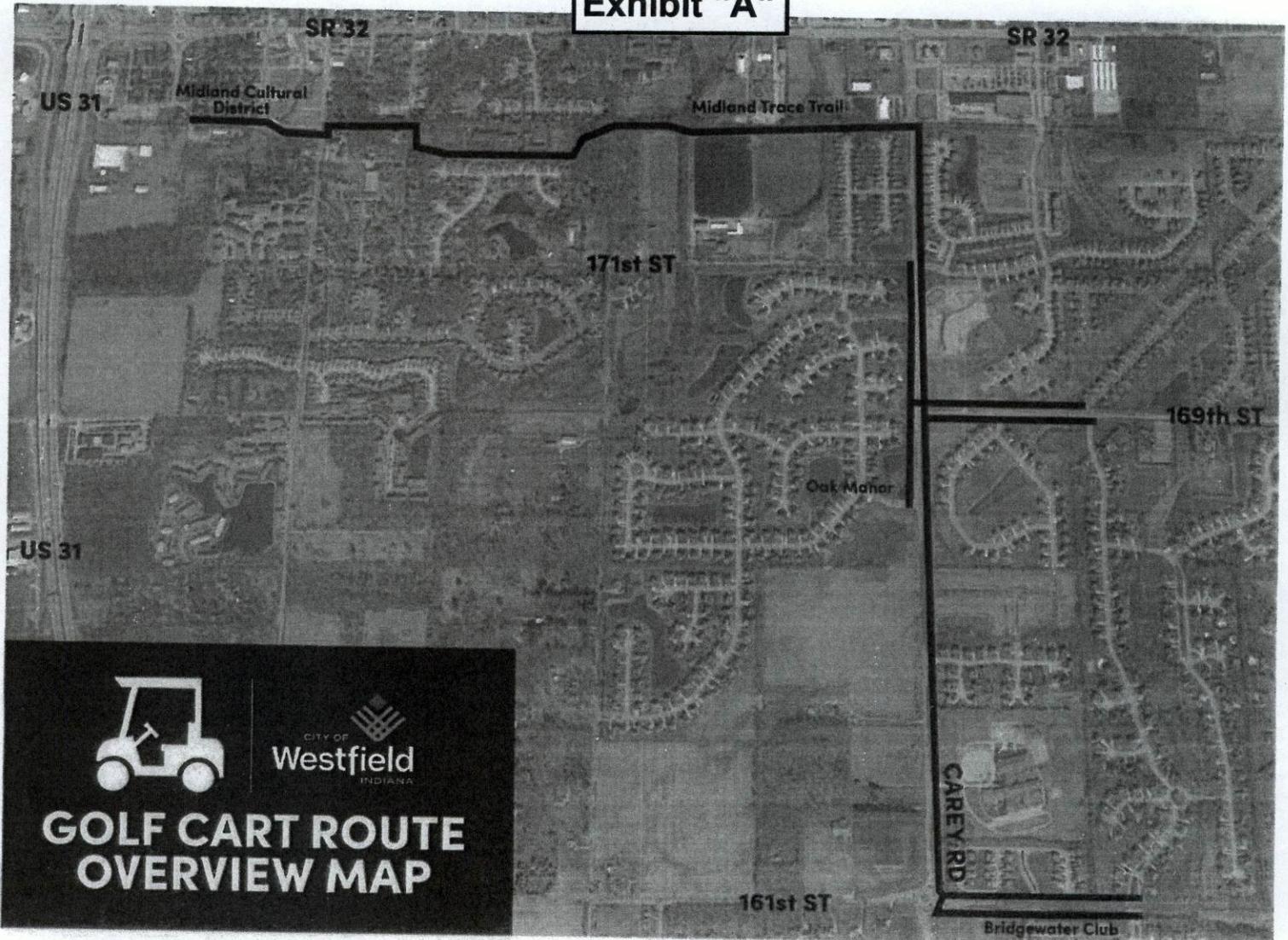
I hereby VETO ORDINANCE 18-50

this _____ day of _____,
2018.

J. Andrew Cook, Mayor

This document prepared by
Brian J. Zaiger, Esq.
KRIEG DEVAULT, LLP
(317) 238-6266

Exhibit "A"



CITY OF
Westfield
INDIANA

**GOLF CART ROUTE
OVERVIEW MAP**

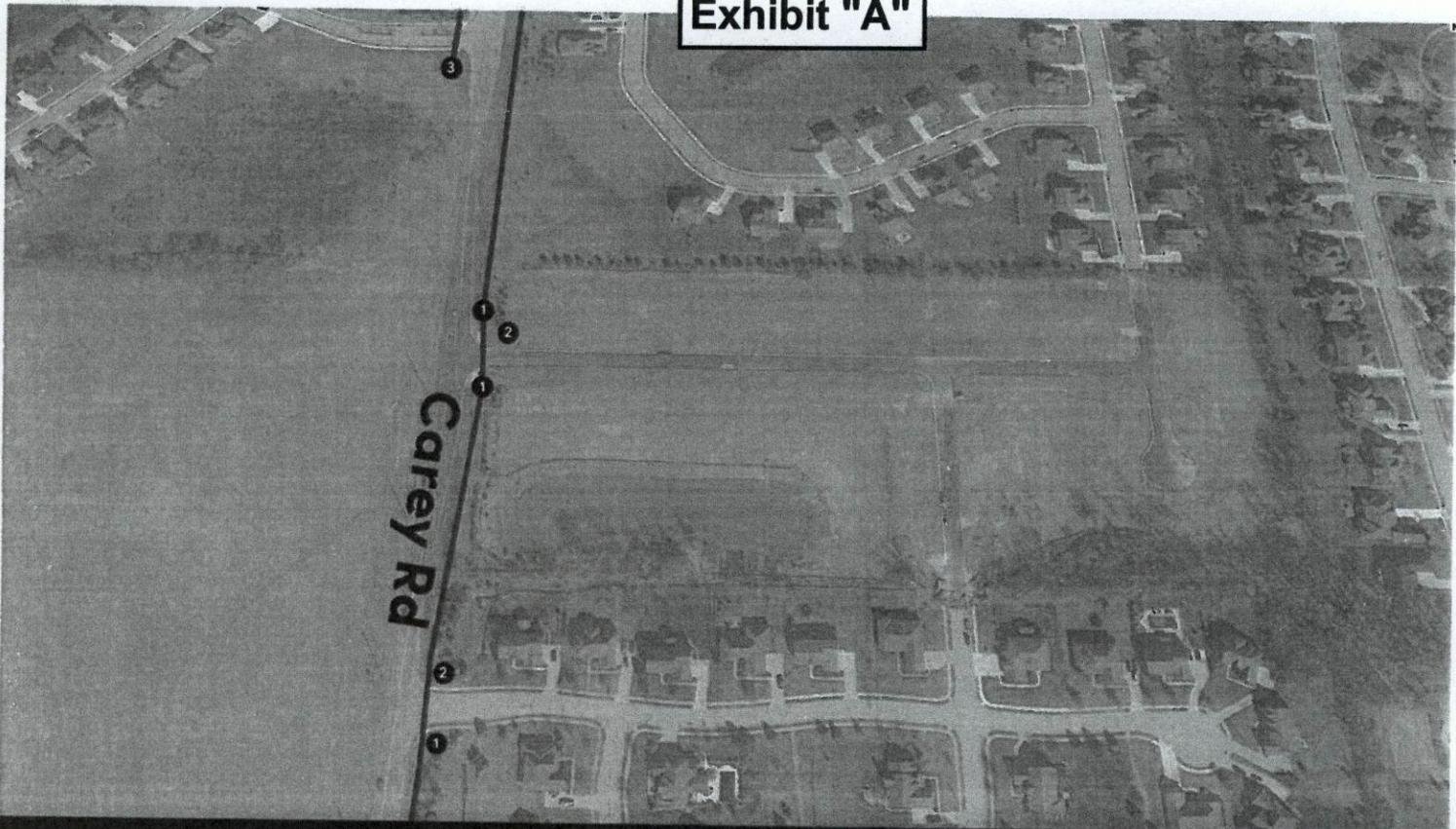
Exhibit "A"



GOLF CART ROUTE MAP



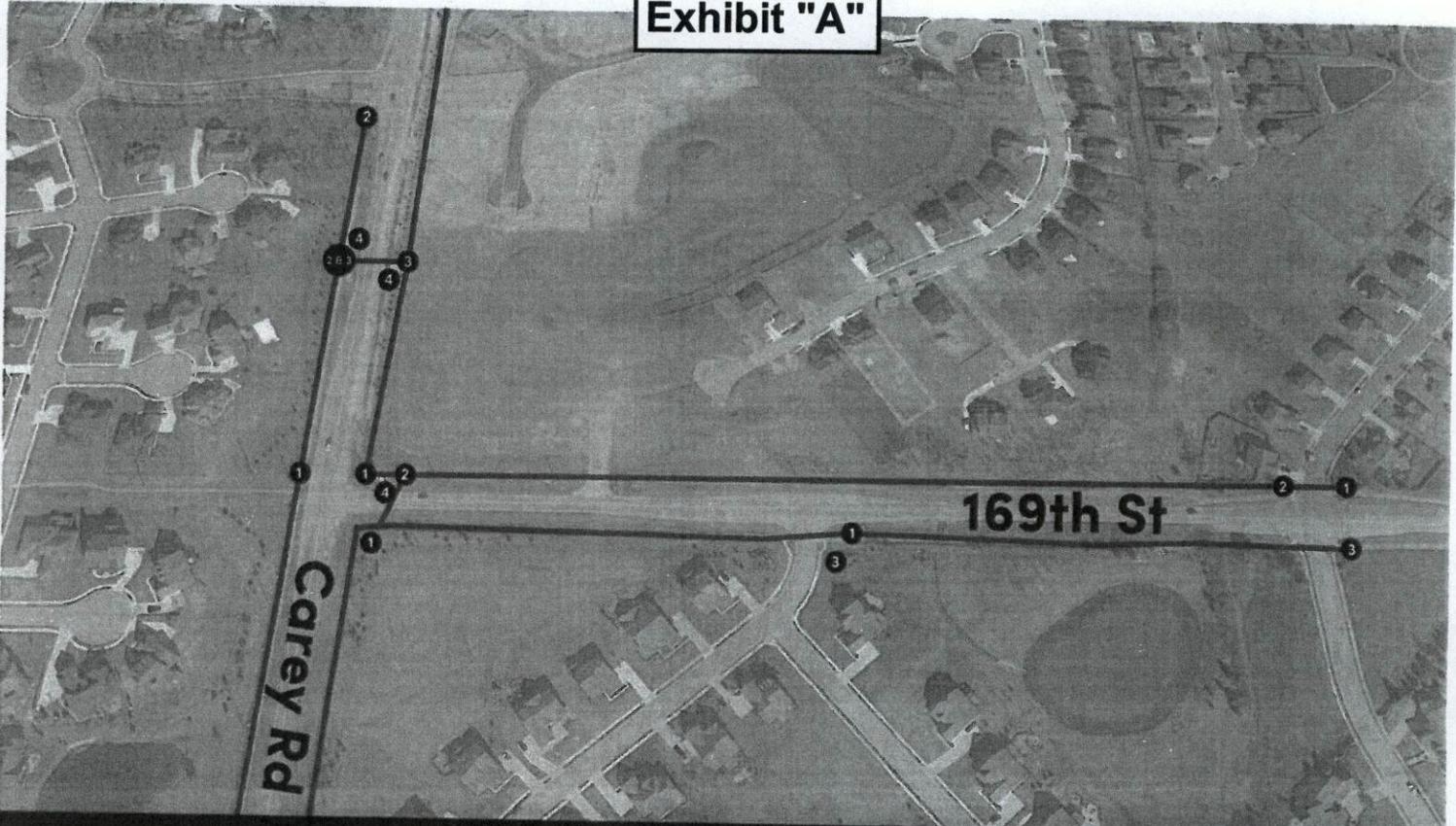
Exhibit "A"



GOLF CART ROUTE MAP



Exhibit "A"



GOLF CART ROUTE MAP



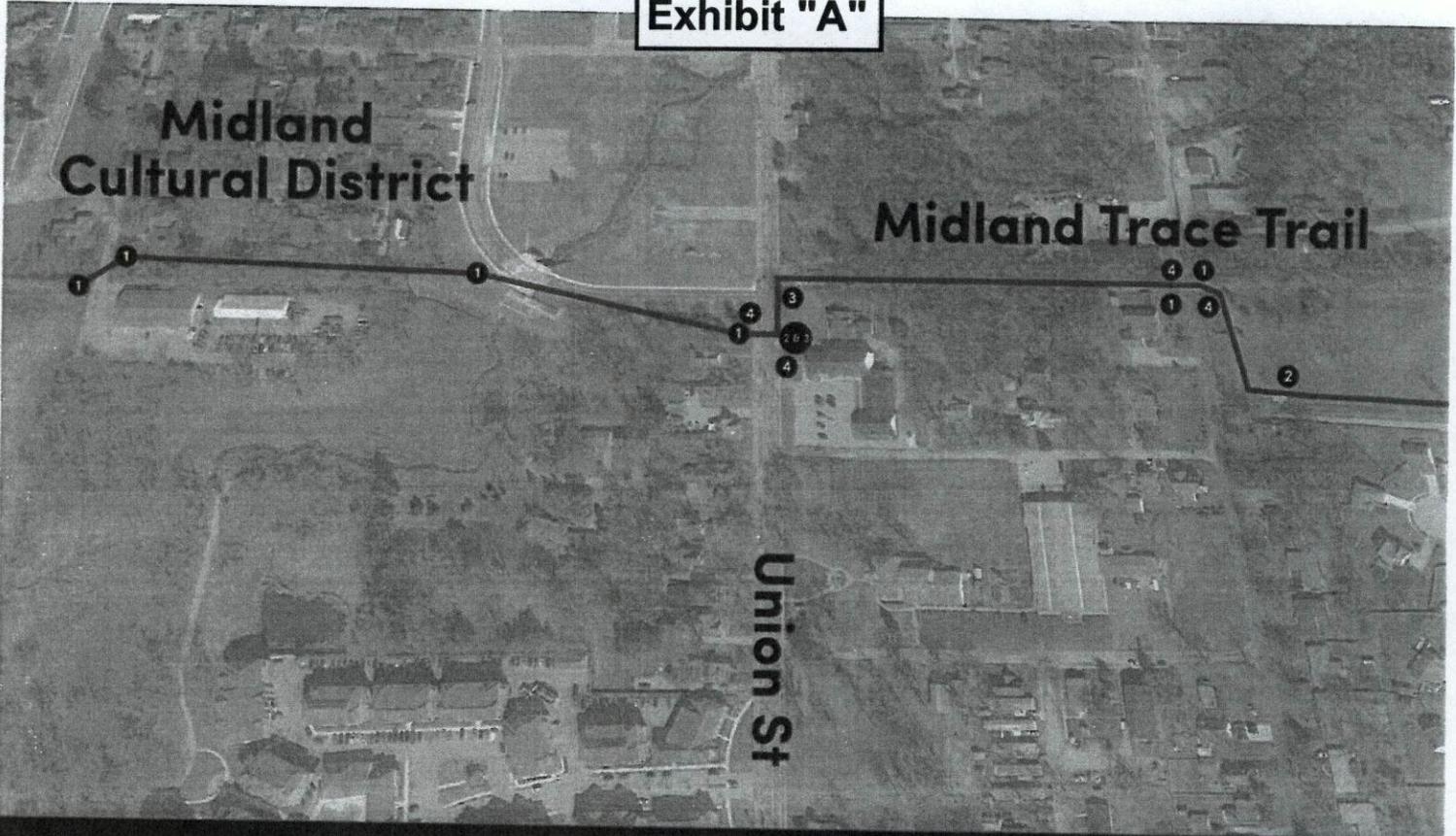
Exhibit "A"



GOLF CART ROUTE MAP



Exhibit "A"



GOLF CART ROUTE MAP

