

ORDINANCE # 2012-10
ORDINANCE REGARDING GOLF CARTS ON COUNTY ROADS

Whereas, the Board of Commissioners of Whitley County, Indiana, recognize the need for an ordinance regarding golf carts on the county roads of Whitley County, Indiana; and
Whereas, the Board of Commissioners have conferred with the Sheriff of Whitley County and recognize the need for an ordinance requiring certain requirements and restrictions for golf carts on county roads; and
NOW THEREFORE BE IT ORDAINED by the Board of Commissioners for the County of Whitley, State of Indiana, there is hereby imposed and adopted the following ordinance as follows:

§70.05 GOLF CARTS ON COUNTY ROADS.

(A) EQUIPMENT

This section shall apply to golf carts as the same are defined by I.C. 9-13-2-69.7 with the following required additional equipment:

- (1) Operating headlights, taillights, brake lights, turn signals (front & rear) and a rear view mirror;
- (2) Factory seating for two, which a maximum capacity of four(4) persons if equipped with an additional rear seat.

(B) USE

Golf carts as defined and modified according to subsection (A) above, may be operated on any county road (unless the road is specifically exempted herein) as follows:

- (1) Any golf cart operated on a county road pursuant to the subsection to this subsection shall obey and be subject to all state and local statutes, ordinances and rules of the road.
- (2) No person under the age of six (6) years is allowed to ride on a golf cart operated on a county road and no one under the age of ten (10) years is allowed to ride as a passenger in a rear facing seat. All passengers must be seated while the golf cart is being operated. A maximum of four (4) passengers are permitted to occupy a golf cart.
- (3) Golf carts shall only be allowed to operate on county roads between dawn and dusk each day.

(C) PERMIT REQUIRED

No person shall operate a golf cart on the county roads of Whitley County, State of Indiana, unless such golf cart has been issued a permit under this section.

(D) APPLICATION FOR GOLF CART PERMIT

- (1) Application for a golf cart permit shall be made on a form provided by the County, shall be issued upon reasonable proof of ownership and a statement that the golf cart complies with the equipment requirements of this ordinance and shall be made to the Sheriff of Whitley County.
- (2) The Sheriff or his designated employee, upon receiving proper application is authorized to issue a golf cart permit. Such authorization shall not be given until the application has been completed and fee set out below paid at the Sheriff's Department.

Signature

Printed Name

Date

(3) The person seeking a golf cart permit shall not be issued a permit until the person has received a copy of this ordinance and signed an acknowledgement they understand the golf cart rules and regulations.

(4) The Sheriff shall not issue a permit for any golf cart if there is reasonable grounds to believe the permit applicant is not the owner of such golf cart.

(5) A copy of the issued permit shall be maintained in the golf cart at all times.

(6) The application fee charged for a golf cart permit is Fifty and 00/100 Dollars (\$50.00) which shall be a one time fee.

(E) DRIVERS LICENSE REQUIRED

In order to operate a golf cart on a county road pursuant to this Ordinance, the driver must possess a valid Indiana Operator's License.

(F) INSURANCE REQUIRED

In order to operate on the county roads pursuant to this Section, the owner must maintain State minimum insurance coverage on the golf cart and proof of said insurance coverage shall be kept in the golf cart at all times.

(G) RESTRICTIONS

(1) No golf cart operation shall be permitted on Lincoln Way or Business 30 within Whitley County, Indiana.

(2) Nothing contained in this Ordinance is intended to authorize golf cart operation upon the State or Federal highways located within Whitley County, Indiana, except to the extent that an operator of a golf cart crosses the highway at a right angle to continue traveling a county road.

(H) PENALTIES

Any violation of the provisions of this Ordinance shall be deemed to have committed an ordinance violation and upon conviction shall be punished by a fine not to exceed Five Hundred and 00/100 Dollars (\$500.00) for each offense. All ordinance fees shall be deposited in the County General Fund according to Indiana law.

(I) The County does not represent and shall not be deemed to represent the safety of its roads for golf carts. The County specifically adopts this Ordinance with the warning that operation of golf carts on county roads is done at the risk of the golf cart operator and his or her passengers.

This ordinance shall take effect after public hearing is held by the Board of Whitley County Commissioners at the Whitley County Commissioners Meeting Room on the 1st day of July, 2012 @ 12:00 am.

Adopted this 21 day of May, 2012, by a vote of 3 in favor and 0 against.

signature on file
Tom Rethlake

signature on file
George A. Schrupf

signature on file
Don Amber

ATTEST: signature on file
Jennifer McGuire, Auditor

Signature

Printed Name

Date



WHITLEY COUNTY INDIANA GOLF CART REGISTRATION APPLICATION



OFFICIAL USE, DO NOT WRITE IN THIS SPACE

Issued By Employee _____ Date _____ Registration Number _____
 CAD Number _____ Receipt Number _____ Amt Collected \$ _____

Owner Information

_____ Date of Application

Owner Last Name _____ Owner First Name _____

Owner Middle Name _____ Owner Name Suffix (Jr, Sr, I, II, III, etc) _____

Race _____ Date Of Birth _____ SSN _____ Male Female

Driver's License Number _____ Driver's License State _____ Expiration Date _____

Street Address _____ City _____ State IN Zip _____

Phone Number _____ Is Golf Cart Located At Above Address? Yes No

If No, Address Where Golf Cart Is Located _____

Golf Cart Information

Make _____ Model _____

VIN Number _____ Year of Manufacture _____

Color(s) _____ Date Of Purchase _____

Number Of Seats In Front Row _____ Number Of Seats In Back Row _____ Rear Seats Are Front Facing Rear Facing

Insurance Company _____ Insurance Policy Number _____

This Golf Cart Has Fully Functioning:

<input type="checkbox"/> Headlights	<input type="checkbox"/> Taillights	<input type="checkbox"/> Brake Lights
<input type="checkbox"/> Turn Signals In Front	<input type="checkbox"/> Turn Signals In Rear	<input type="checkbox"/> Rear View Mirror

By my signature, I agree to the following:
 I have read and understand the attached Whitley County Ordinance 2012-10. I understand that this registration is only valid for the single golf cart described herein, and only valid for the owner listed herein. If ownership of the golf cart is transferred for any reason, this registration will immediately become null and void. I understand that I am responsible for ensuring that any and all safety equipment listed above be maintained and kept in working order. I understand that anyone that operates or rides upon the golf cart is subject to the same restrictions and allowances that are being imposed upon the owner.

_____ Signature _____ Date

_____ Printed Name _____ Witness