

Ordinance No. 2020 - 03

WHEREAS, the Town of South Coffeyville, Nowata County, Oklahoma, has in the best interest of the residents of the Town to enact an Ordinance for use of Golf Carts for residents of the Town of South Coffeyville.

NOW THEREFORE, be it ordained by the Town Council of the Town of South Coffeyville, Nowata County, Oklahoma that the following regulations to be in effect:



1. Definitions:

The following words shall have the meaning in this section:

"Golf Cart" shall mean a vehicle specifically designed and intended for the purpose of transporting one or more persons and their golf clubs or maintenance equipment while engaged in the playing of golf, supervising the play of golf, or maintaining the condition of the grounds on a public or private golf course.

2. Policy Statement:

This section is adopted in the interest of public safety. Golf Carts are not designed or manufactured to be used on public streets and roads, and the Town of South Coffeyville in no way advocates or endorses the operation of Golf Carts on streets or roadways. The Town of South Coffeyville, by regulating such operation, is merely addressing safety issues. This section is not to be relied upon as a determination that operation on streets is safe or advisable even if done in accordance with this regulation. All persons operating Golf Carts must be observant and attentive to the safety of themselves and others, including their passengers, other motorists, bicyclists, and other pedestrians. All persons who operate or ride Golf Carts on streets inside the corporate town limits of the Town of South Coffeyville do so at their own risk and peril. The Town of South Coffeyville has no liability under any theory of liability for permitting Golf Carts to be operated on the streets of the Town of South Coffeyville.

3. Rules and Regulations. Golf Carts may only be operated on streets and alleys within the Town of South Coffeyville in accordance with the following rules and regulations:

- a. Any person who operates a Golf Cart in the Town of South Coffeyville takes full responsibility for all liability associated with operating such vehicles. Any and all Golf Carts operated upon the streets must be insured by a currently effective liability insurance policy in the same minimum amount as is required for motor vehicles which operate upon the street by the laws of the State of Oklahoma and their drivers shall further possess on their person, while operating such Golf Cart proof of such liability insurance
- b. No person shall operate a Golf Cart on any street without having in his/her possession at all times, an unrevoked and unsuspended Class D operator's license as required by the laws of the state to operate motor vehicles and further with such person being at least sixteen (16) years of age.

- c. No person shall operate, and no owner of any Golf Cart shall permit another person to operate a Golf Cart upon any Town of South Coffeyville street unless such operator is in full compliance with this section.
- d. Golf Carts may not operate at any time upon U.S. Highway 169 except when making a perpendicular crossing of U.S. Highway 169 at approximately ninety (90) degrees and then only by using 3rd Street.
- e. Golf Carts operating upon the streets in locations may not be equipped with enhanced muffler systems which when operated are unreasonably louder than stock systems and no person shall operate any Golf Cart that unreasonably disturbs the peace and quiet of any person or neighborhood.
- f. Application of Traffic Laws to Golf Carts. Every person operating a Golf Cart upon the streets shall be granted all rights and shall be subject to all the duties applicable to the driver of a motor vehicle by the laws of this state, including, in particular the provisions of Title 47 O.S. § 11-1116 (C) and the traffic provisions of this code applicable to the driver of a motor vehicle.
- g. Obedience to Traffic Control Devices. Any person operating a Golf Cart upon the streets shall obey the instructions of official traffic control signals, signs and other traffic control devices applicable to vehicles, unless otherwise directed by a police officer.
- h. It shall be an offense for any person to operate a Golf Cart at any location not specifically provided for hereinabove or in violation of any of the provisions of this section.
- i. Golf Carts operating upon the streets must be equipped with headlights, running lights (front and rear), tail lights and brake lights of a type, kind and nature equal to or better than such similar equipment required on motorcycles authorized to travel on state highways, with such headlights and running lights illuminated at all times the Golf Cart is being operated.
- j. Golf Cart may not be operated on the sidewalk.
- k. Golf Cart drivers must yield the right-of-way to overtaking vehicles at all times.
- l. Any person who operates a Golf Cart on the streets of the Town of South Coffeyville must adhere to all applicable state laws concerning the possession and use of alcoholic beverages and illegal drugs, as well as other state traffic laws.
- m. The maximum occupancy of Golf Cart traveling on Town of South Coffeyville streets shall be equal to the amount of safety belts or passenger restraints in the Golf Cart, if originally equipped.
- n. No child under the age of four (4) shall be allowed to ride in a Golf Cart at any time.
- o. Golf Carts are only allowed to park in handicapped parking spaces if the driver or at least one passenger has a valid handicapped parking sticker.
- p. The operator of a Golf Cart shall obey all ordinances of the Town of South Coffeyville and all provisions of the Oklahoma Motor Vehicle Code, as amended from time to time, and which ordinances are incorporated herein as if set out in full.
- q. Miscellaneous Rules:
 - 1. No person operating a Golf Cart shall ride other than upon the permanent and regular seat affixed thereto.

2. Every person operating a Golf Cart upon the streets shall ride as near to the right-hand side of the street as practicable, and shall not pass any vehicle being operated in the same direction of travel.
3. Every person driving a Golf Cart upon any street shall ride only one (1) abreast.
4. The operator of a Golf Cart shall yield the right-of-way to all pedestrians and vehicles approaching or traveling along any city street or other authorized location.

4. Required Equipment:

A Golf Cart operated on a Town of South Coffeyville Streets shall have the following equipment in good working condition at all times.

- a. Brakes
- b. Steering apparatus
- c. Tires
- d. Rearview Mirror
- e. Headlights that emit white light visible from at least 500 feet to the front
- f. Taillights that emit red light visible from at least 1000 feet from the rear
- g. Brake lights on the rear must be visible for 500 feet
- h. All necessary safety requirements

5. Permits:

- a. No person shall operate a Golf Cart upon the streets without obtaining a permit from the Town of South Coffeyville as provided in this section.
- b. The permit shall cover the assigned Golf Cart from January 1st to December 31st of the year the decal was issued for.
- c. For permit and license fees see the South Coffeyville Fee Schedule. Insurance coverage shall be verified as effective when issuing or renewing a permit.
- d. After completion of the application, the applicant shall present the Golf Cart to the Chief of Police, or his designee, for an inspection to determine whether the Golf Cart may be operated on the streets. If the applicant and Golf Cart are qualified under the terms and conditions of this section, a permit shall be issued to the applicant which must be kept on the vehicle at all times. The Police Department shall issue a sticker as visible proof of compliance, which shall be valid for the duration of the ownership of the vehicle by the applicant. The permit should at all times be displayed on the rear bumper or other location of the Golf Cart as designated by the Police Chief or designee.
- e. Golf Cart owners must complete the permit application form on file in the Office of the Town Clerk. The completed forms will be maintained by the Town of South Coffeyville Police Department.

6. Enforcement:

a. Except as otherwise provided, the Town of South Coffeyville may prosecute violators for any act constituting a violation of this section. Any person who violates any provision of this regulation and found guilty of an offense and shall be punished by a fine of not less than noted in the South Coffeyville Fee Schedule under Fines, plus court costs, fees and state assessments, if applicable, unless a different fine is otherwise specified elsewhere in this municipal code.

b. The permit for a Golf Cart issued pursuant to this section may be suspended by the Chief of Police, or his designee, if (1) there is any material misrepresentation made by the applicant on the application or (2) the required liability insurance is no longer in full force and effect or (3) there is evidence that the permit holder can no longer safely operate the Golf Cart or (4) for any reason that such Police Chief reasonably believes is appropriate to insure the safety and well-being of the citizens of the Town of South Coffeyville.

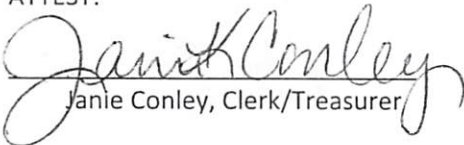
c. The Chief of Police, or his designee, shall issue a notice of suspension of a permit in writing and either hand deliver the notice to the permit holder or send the notice by U.S. mail, with receipt of service, to the permit holder at the address on the application.

d. Repeat offenders may have the privileges granted by this section revoked by the Police Chief. Appeals to the decision of the Chief of Police may be appealed to the Town Board of Trustees, if a written appeal is filed with the Town Clerk within ten (10) days of the date of the written notice revoking the permit.

PASSED BY THE TOWN COUNCIL AND APPROVED BY THE MAYOR OF THE TOWN OF SOUTH COFFEYVILLE, OKLAHOMA, THIS DAY 01 DAY OF JUNE 2020.


Jerome Gnatek, Mayor

ATTEST:


Janie Conley, Clerk/Treasurer