

ORDINANCE NO. 868

AN ORDINANCE OF THE CITY OF SEDGWICK, KANSAS, AUTHORIZING THE OPERATION OF CERTAIN GOLF CARTS ON THE STREETS WITHIN THE CORPORATE LIMITS OF THE CITY OF SEDGWICK, KANSAS AND PROVIDING FOR RELATED MATTERS, INCLUDING PENALTIES FOR VIOLATION THEREOF, AND REPEALING ORDINANCE NO. 859.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SEDGWICK, KANSAS:

Section 1. That the Code of the City of Sedgwick, Kansas, is hereby amended to allow for the lawful operation of certain golf carts and utility vehicles as identified herein as follows:

OPERATION OF GOLF CARTS AND UTILITY VEHICLES. (a) Golf Carts and Utility Vehicles, as defined herein, may be operated upon the public highways, streets, roads and alleys within the corporate limits of the city; provided, however, that no golf cart or utility vehicle may be operated upon any public highway, street, road and alley with a posted speed limit in excess of 30 miles per hour. No golf cart or utility vehicle shall be operated on any interstate highway, federal highway or state highway; provided, however, that the provisions of this subsection shall not prohibit a golf cart or utility vehicle from crossing a federal or state highway with a posted speed limit greater than 30 miles per hour. (b) No golf cart shall be operated on any public highway, street, road or alley between sunset and sunrise and any such vehicle operated on any public highway, street, road or alley shall be equipped with all lighting required of any personal vehicle including but not limited to headlights, brake lights, and turn signals. (c) Every person operating a golf cart or utility vehicle on the public highways, streets, roads and alleys of the city shall be subject to all of the duties applicable to a driver of a vehicle imposed by law.

VALID DRIVER'S LICENSE REQUIRED; PENALTY. No person shall operate a golf cart or utility vehicle on any public highway, street, road or alley within the corporate limits of the city unless such person has a valid driver's license. Violation of this section is punishable by a fine of not more than \$500.00 or by imprisonment for not more than ninety (90) days or by both such fine and imprisonment.

DEFINITION: "Golf Cart" and "Utility Vehicle", for purposes of this section, means a motor vehicle that has not less than three wheels in contact with the ground, an unladen weight of not more than 1,800 pounds, is designed to be operated at not more than 25 miles per hour, is designed to carry not more than four persons, including the driver and is not expressly prohibited for operation within the city limits as an "All-Terrain Vehicle" or "Off-Road Vehicle".

PENALTY. Unless specifically provided herein, a violation of this section shall be deemed an ordinance traffic infraction. Upon an entry of a plea of guilty or no contest or upon being convicted of such violation, the penalty imposed shall be in accordance with Section 200 of the 2019 Standard Traffic Ordinance, and amendments thereto, or such other similar provision as the City may then have in effect.


PERMIT REQUIRED. Any such Golf Carts and Utility Vehicles to be operated within the city limits of the City of Sedgwick, Kansas shall be authorized to do so by permit granted by the City. Any owner shall, prior to operation within the city limits, make proper application with the City and receive a permit authorizing such operation. Any submitted application is subject to review by the Police Chief or his designate for qualification of the golf cart as permissible under current city ordinances and shall be assessed a **one-time initial registration fee of twenty-five dollars (\$25.00) and an annual permit fee of twenty-five dollars (\$25.00) which must be paid prior to issuance of any required permit.**

INSURANCE REQUIRED; PENALTY: (a) Every owner of a golf cart or Utility Vehicle, as defined herein, shall provide liability coverage in accordance with Section 200 of the 2019 Standard Traffic Ordinance, and amendments thereto, or such other similar provision as the City may then have in effect and the Kansas Automobile Injury Reparations Act, K.S.A. 40-3101, et seq., and amendments thereto. (b) All provisions of Section 200 of the 2019 Standard Traffic Ordinance, and amendments thereto, or such other similar provision as the City may then have in effect, including penalty provisions, shall be applicable to all owners and operators of golf carts and utility vehicles.

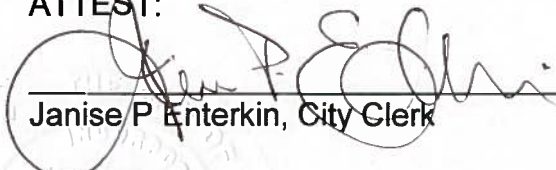
Section 2. REPEAL. Other Ordinances or portions thereof of the Sedgwick City Code in conflict herewith, are hereby repealed.

Section 3. PUBLICATION; EFFECTIVE DATE: This ordinance shall be published one time in the official City newspaper and shall take effect and be in force from and after said publication.

PASSED AND APPROVED THIS 21st DAY OF October, 2019.


Bryan Chapman, Mayor

ATTEST:


Janise P. Enterkin, City Clerk

(seal)



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