

STATE OF INDIANA

BEFORE THE BOARD OF CLARK COUNTY COMMISSIONERS

ORDINANCE NO. / -2016

AN ORDINANCE REGULATING THE USE OF GOLF CARTS ON COUNTY ROADWAYS AND HIGHWAYS

WHEREAS, this Board of Commissioners of Clark County, Indiana (this “Board”), is the executive body of Clark County government pursuant to the provisions of Ind. Code § 36-2-2-2; and,

WHEREAS, this Board is also the legislative body of Clark County government pursuant to the provisions of Ind. Code 36-1-2-9; and

WHEREAS, pursuant to IC 9-21-1-3 and 9-21-1-3.3, a local authority, with respect to private roads and highways under the authority’s jurisdiction may regulate and prohibit the use of low speed vehicles, including golf carts; and

NOW, THEREFORE, BE IT ORDAINED by this Board of Clark County Commissioners as follows:

1. The operation of a golf cart on county streets is strictly prohibited unless the golf cart is operated and equipped in full compliance with this Ordinance.
2. That in order to operate a golf cart on a county road, the operator must ensure the following:
 - a. That the operator is validly licensed to operate a motor vehicle;
 - b. That the operator be able to produce valid proof of financial responsibility at the time of operation;

- c. That the operator must obey and comply with all traffic rules and regulations adopted by the State and the particular locality which govern the operation of motor vehicles.
 - d. That the golf cart is registered with the County Sheriff, which includes the payment of a Twenty-Five Dollar (\$25.00) registration fee.
3. There is nothing in this Ordinance to restrict the use of a golf cart on private property, including private roads.
4. Pursuant to Indiana Code 9-21-1-3.5, nothing in this Ordinance shall be construed to prevent or restrict the use of an electric personal assistive mobility device operated on a path set aside for the exclusive use of bicycles as set forth in Indiana Code 9-21-11-1(b)
5. Any violation of this ordinance is considered an ordinance violation and will be subject to the penalties set forth within.
6. This Ordinance shall be in full force and effect upon its passage and promulgation as evidenced by the affirmative signatures of the undersigned as the majority of the duly elected and serving members of this Board and after proper notice has been given pursuant to Indiana Code 5-3-1-2

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So Ordained this 14 day of JANUARY, 2016.

Members voting "NO":

Jack Coffinan, Commissioner

Rick Stephenson, Commissioner

Bryan Glover, Commissioner

Members voting "YES":



Jack Coffinan, Commissioner



Rick Stephenson, Commissioner



Bryan Glover, Commissioner

Attested by:



R. Monty Snelling, Clark County Auditor