

ARTICLE (INSERT ARTICLE #): GOLF CARTS—PILOT PROGRAM

Sec. XX-XXX. Purpose.

The City of Belleville is establishing a pilot program to permit residents to drive golf carts on City owned roads within the City limits. The pilot program is established for a period of one year, beginning on (INSERT EFFECTIVE DATE OF ORDINANCE). However, the registration sticker will be valid for three years. These regulations are intended to secure the public peace, health and safety of the residents and property owners of the City of Belleville for the regulation of the use of golf carts on public roads within the corporate limits of the City, to provide for the issuance of decals in connection with the registration of golf carts, and to provide penalties for the violation of these provisions.

Sec. XX-XXX. Definitions.

“City” means the City of Belleville, County of Wayne, State of Michigan.

“Decal” means the sticker displayed on the front of every registered golf cart within the City, which are obtained by completing and submitting the proper registration form to the City of Belleville.

“Driver license” means an operator's or chauffeur's license or permit issued to an individual by the Secretary of State under Chapter III of the Michigan Vehicle Code, 1949 PA 300, MCL 257.301 to MCL 257.329, as amended, for that individual to operate a vehicle, whether or not conditions are attached to the license or permit.

“Golf cart” means a vehicle designed for transportation while playing the game of golf.

“Maintained portion” means that portion of a road improved, designated or ordinarily used for vehicular traffic.

“Operate” means to ride in or on, or be in actual physical control of the operation of the golf cart.

“Operator” means a person who operates or is in actual physical control of the operation of a golf cart.

“Registration” means the process through which every person intending to operate a motorized golf cart on roads or streets within the City must follow.

“Street” means a road, roadway, street or right-of-way, owned and maintained by the City of Belleville within the City of Belleville street system, but does not include a private road. The terms *“road,” “roadway,” “street”* and *“right-of-way”* are interchangeable.

“Sunset” and *“sunrise”* mean that time determined by the National Weather Service on any given day.

Sec. XX-XXX. Operation of golf carts on City streets.

A person may operate a golf cart on streets owned and maintained by the City of Belleville, subject to the following restrictions:

Golf Carts-Pilot Program

- 1) A person shall not operate a golf cart on any street unless he or she is at least 16 years old and is licensed to operate a motor vehicle.
- 2) The operator of a golf cart shall comply with the signal requirements of MCL 257.648, as amended, that apply to the operation of a vehicle.
- 3) All golf carts are required to have a red reflector on the rear of the golf cart that shall be visible from all distances up to 500 feet when in front of lawful low beams of headlamps on a motor vehicle.
- 4) The operator of a golf cart shall obey by all sections pertaining to traffic in the Michigan Vehicle Code and the Uniform Traffic Code.
- 5) A person operating a golf cart upon a roadway shall ride as near to the right side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.
- 6) A person shall not operate a golf cart on a state trunk line highway. This subsection does not prohibit a person from crossing a state trunk line highway when operating a golf cart on a street of the City, using the most direct line of crossing.
- 7) Where a usable and designated path for golf carts is provided adjacent to a road or street, a person operating a golf cart shall be required to use that path. A golf cart shall not be operated on a sidewalk constructed for the use of pedestrians.
- 8) A person operating a golf cart shall not pass between lines of traffic, but may pass on the left of traffic moving in his or her direction in the case of a two-way street, or on the left or right of traffic, in an unoccupied lane, in the case of a one-way street.
- 9) A golf cart shall be operated at a speed not to exceed 15 miles per hour and shall not be operated on a roadway or street with a speed limit of more than 30 miles per hour except to cross that roadway or street. The City may designate roads or classifications of roads for use by golf carts.
- 10) A golf cart shall not be operated on the streets of the City during the time period from one-half hour before sunset to one-half hour after sunrise.
- 11) A person operating a golf cart or who is a passenger in a golf cart is not required to wear a crash helmet.
- 12) A golf cart shall not be used to carry more persons at one time than the number for which it is designed and equipped.
- 13) A golf cart operated on a street of the City is not required to be registered under the Michigan Vehicle Code for purposes of Section 3101 of the Insurance Code of 1956, 1956 PA 218, MCL 500.3101, as amended.
- 14) A golf cart shall not be operated during weather events with snow and/or ice on the ground.
- 15) Golf carts shall not be operated on a road or street in a negligent manner, endangering any person or property, or obstructing, hindering, or impeding the lawful course of travel of any motor vehicle or the lawful use by any pedestrian of public streets, sidewalks, paths, trails, walkways or parks.
- 16) Off-road vehicles, such as Gators, all-terrain vehicles (ATVs), a multitrack or multi-wheel drive vehicle, dune buggy, or like-vehicles are not considered golf carts.
- 17) This section does not apply to a police officer, City officials, employees, contractors or volunteers in the performance of City duties.

Sec. XX-XXX. Parking regulations.

The parking, stopping, and standing regulations provided in the City Code, which may be adopted by reference therein, shall also apply to golf carts operated in the City, as if they are motor vehicles under those provisions.

Sec. XX-XXX. Registration and decals.

- a) Golf cart owners shall register each golf cart on an annual basis by making application to the City of Belleville. Such application shall include proof of insurance as a rider to a homeowner's or renter's policy, providing coverage for the golf cart when it is in use outside of the insured property, or in any other form of policy selected by the applicant, for coverage of personal injury or property damage resulting from operation of the subject golf cart. The minimum amount of coverage shall be no less than \$300,000.00, and the City of Belleville shall be named as an additional insured under the policy providing coverage for the golf cart. The Belleville Police Department shall review and approve or deny each application, and provide a list of registered golf carts to the City Manager.
- b) Each approved golf cart shall be issued a registration decal. An administrative fee shall be set by City Council resolution. The golf cart owner shall affix each decal provided by the City of Belleville on a clearly visible place on the driver side of the golf cart. The decal shall be valid for three (3) years.
- c) Non-residents may register their golf cart with the City as long as they have written approval from a City of Belleville resident that the resident will act as the host property for the non-resident's golf cart, and valid proof of insurance described in section "a." The host resident will allow the golf cart trailer to be parked on their property so as not to take up parking public parking spaces.
- d) Failure to register a golf cart or renew an existing registration shall constitute a violation of this article.
- e) The City of Belleville or Belleville Police Department retains the right to refuse to issue and/or revoke any registration decal from any golf cart for any reason that is felt appropriate to ensure the safety and well-being of the citizens of the City, without refund or partial refund.
- f) Any police officer may temporarily suspend any registration decal, and ban further access on any public street or public property by any golf cart, when in the opinion of that officer the golf cart is being used in a manner to cause damage to public property, injure members of the public, or danger to occupants.
- g) The City Council reserves the right to waive the registration requirements of this ordinance for special events that utilize golf carts.

Sec. XX-XXX. Violations and penalties.

Any person violating any provisions of this article shall be responsible for a civil infraction. The penalty for the first offense shall be \$150.00, and \$200.00 for the first repeat offense. For any second or subsequent repeat offense, the fine shall be no more than \$500.00.

A court may order a person who causes damage to the environment, a road, or other public property as a result of the operation of a golf cart to pay full restitution for that damage above and beyond the penalties paid for civil infractions.