

## **Section 640 - Golf Carts**

**640.01 Definitions.** Except as otherwise defined in the city code, the words and terms defined in Minn. Stat. Chapter 169 shall be applicable to this section.

### **640.02 Motorized Golf Cart Use.**

**Subd. 1 Driving, Operating or Control of Motorized Golf Carts.** A motorized golf cart may be driven, operated or controlled on the roadways or shoulders of roadways under the jurisdiction of the City of New Richland (not those under the jurisdiction of Waseca County or the State of Minnesota), except such roadways prohibited by resolution of the City Council and only in strict compliance with this section.

**Subd. 2 Permits.** No motorized golf cart shall be driven, operated or controlled on the roadways or shoulders of roadways under the jurisdiction of the city unless the driver, operator or person in control has in his or her actual physical possession a valid, current and unrevoked permit of the city for such driving, operation or control of a motorized golf cart.

**Subd. 3 Permit Issuance.** Permits shall be issued by the Chief of Police, or authorized designee, upon compliance with this section.

A. 1. **Individual Permit.** Permits may be issued:

- a. To persons currently validly licensed to drive motor vehicles as defined by Minn. Stat. Chapter 169. No person whose license to drive is revoked,

suspended, or canceled may be issued an individual permit.

b. To persons age 16 or older with no valid license for reasons other than revoked, suspended, or canceled if competency and ability can be demonstrated.

2. Application for an individual permit shall include the full name and address of the applicant; the state of issuance of the applicant's current driver's license; the number of such driver's license; applicant's representation that such driver's license is not suspended, revoked, or canceled. Or in the case of no current driver's license proof of residency and I.D. and a statement of reason for no current driver's license acceptable to the Chief of Police, or authorized designee; the date of application and applicant's signature; the name of applicant's insurance company; the number of the applicant's insurance policy; and the date of expiration of insurance coverage for such vehicle. As a condition to obtaining an individual permit, the Chief of Police or his or her designee may require an applicant to submit a certificate signed by a physician to the effect that the applicant is able to safely operate a motorized golf cart on the roadways or shoulders under the jurisdiction of the City of New Richland.

B. **Liability.** The operation of golf carts under this section shall be totally the risk and responsibility of the operator. The City, by passing this section of permission and designation under state law, assumes no responsibility for the operation of the golf carts and shall be held harmless in any action arising from the operation of golf carts on or off any public way within the City.

C. **Revocation of Permit.** An individual permit may be revoked by the Chief of Police if there is any material misrepresentation made in the permit application, liability insurance is no longer in effect, or there is evidence that the permittee cannot safely operate the motorized golf cart. The Chief of Police shall issue a notice of revocation of a permit in writing and either hand deliver the notice to the permit holder or send the notice by certified mail to the address on the application. The revocation shall be in effect immediately after personal service or three days after the mailing.

D. **Permit Expiration.** Permits shall be issued for the calendar year. Any permit issued during the year will expire on December 31 with no credit for partial year.

**Subd. 4 Fees.** An annual permit fee shall be established from time to time by adoption in the fee schedule of the City by the City Council.

**Subd. 5 Unlawful Acts.** No motorized golf cart shall be driven, operated or controlled on the roadways or shoulders of roadways under the jurisdiction of the City of New Richland:

A. Between sunset and sunrise;

B. In inclement weather, when visibility is reduced or impaired by weather, smoke, fog or other conditions or at any time when there is insufficient light clearly to see a person or vehicle on a roadway at a distance of 500 feet;

C. Without prominent display of a slow-moving vehicle emblem provided in Minn. Stat. § 169.522, on the rear of such vehicle;

D. Without a mirror so located as to reflect to the driver, operator or controller, a view of the roadway for a distance of at least 200 feet to the rear of such vehicle;

E. Without liability insurance coverage;

F. Contrary to any traffic law of the city or the State of Minnesota, except those which cannot reasonably be applied to motorized golf carts, or are not applied, by reason of Minn. Stat. § 169.045, Subd. 7;

G. Contrary to any provisions of the city code; or

H. Without a current valid individual permit.

Subd. 6. Penalty. Any person violating any provisions of this section shall be guilty of a petty misdemeanor.

(Ord. 09-02, passed 6-22-09)