

CITY OF PARIS ORDINANCE

ORDINANCE NO. 25

SERIES 2016

ORDINANCE CREATING SECTION VII: TRAFFIC CHAPTER 76 - GOLF CARTS

76.001 Purpose. The purpose of this ordinance is to protect, maintain and enhance health, safety and general welfare of the citizens of Paris, Illinois. After consideration of the volume, speed and character of traffic on City streets, the City Council has determined golf carts may safely travel on or cross City streets. The City is not advocating or endorsing the use of golf carts on City streets in that other means of travel may be safer.

In passing this ordinance, the City is regulating the use of golf carts within the corporate limits of the City of Paris as authorized by the Illinois legislature. (625 ILCS 5/11-1426.1)

76.002 Golf carts on City streets. Golf carts specifically defined and qualified herein shall be allowed on City streets under the conditions as stated herein.

76.003 Definitions.

1. A "Golf Cart", as defined herein, means a vehicle specifically designed and intended for the purposes of transporting one (1) 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. (625 ILCS 5/1-123.9)

2. "City Streets" means any of the streets within the boundaries of the City of Paris, Illinois excluding any street which is under the jurisdiction of a unit of government other than the City of Paris, Illinois, including, but not limited to, Edgar County or the State of Illinois.

3. "State Roads" includes Illinois Route 1 and Illinois Route 150 and any other road under the jurisdiction of the State of Illinois.

4. "County Roads" includes any County roads within the boundaries of Paris.

76.004 Requirements. All persons wishing to operate a golf cart on the City Streets must ensure compliance with following requirements:

1. Proof of current liability insurance, a copy of which shall be kept in the golf cart whenever used on City streets.
2. The golf cart must be certified and have the vehicles certified by inspection by the Chief of Police or a designated representative and receive a valid permit.

3. Must display valid City decal on front and rear of the vehicle.
4. Must have a current, valid Illinois driver's license on their person.
5. Golf carts must be equipped as follows:
 - (1) Horn;
 - (2) Brakes and brake light;
 - (3) Front and rear turn signals;
 - (4) A steering wheel apparatus;
 - (5) Four tires;
 - (6) Rearview mirror;
 - (7) Seat Belts for each passenger;
 - (8) Red reflector warning device on the front and rear;
 - (9) Yellow flashing light visible for at least 100' from the rear of the golf cart. Said lights must be turned on when operated one hour before sunrise or one hour before sunset;
 - (10) Approved "Slow Moving Vehicle" emblem on the rear of the vehicle (625 ILCS 5/12-709);
 - (11) Headlight that emits a white light visible from a distance of five hundred (500) feet to the front which must illuminate when in operation;
 - (12) Tail lamp that emits a red light visible from at least one hundred (100) feet from the rear which must be illuminated when in operation;
 - (13) Any additional requirements which may be amended to 625 ILCS 5/11 - 1426.1 of the Illinois Motor Vehicle Code.
 - (14) Windshield
6. Must obey all traffic laws of the State of Illinois and the City of Paris.
7. Must be twenty-one (21) years of age.
8. Must be operated only on the City streets, except Court Street between Jefferson Street and Highway 150, High Street, Washington Street between Monterey Street and Jefferson Street, Central Avenue, Wood Street between Sheriff Street and Eads, Crawford Street between Central Street and High Street, Jefferson Street, Madison Street between Ten Broeck street and Court Street, Jasper Street, Main Street, Edgar Street between High Street and Central Street, and Steidl Road and Clinton Road.
9. May only be operated on permitted City streets where the posted speed limit is 30 miles per hour or less.
10. May cross Main Street and Central Avenue only at the intersections with Grant Street, Monroe Street and Blackburn. Cannot cross Jasper Street.
11. Must not be operated in excess of twenty (20) miles per hour.
12. A person operating or who is in actual physical control of a golf cart as described herein on a roadway while under the influence is subject to Section 11-500 through 11-502 of the Illinois Compiled

Statutes (625 ILCS 5/11-500- 11-502).

13. Each golf cart may transport only as many individuals as is the lesser of the number of seats or as its manufacturer designates. No individuals may ride on any other portion of the golf cart.
14. Children must be restrained in a golf cart in the same manner required as if they were in an automobile. Car seats are not permitted.
15. Whenever being operated on City streets, headlights and taillights shall be illuminated.
16. Golf carts may only be operated on City streets from the hours of 6:00 a.m. to 10 p.m. on Daylight Savings Time and 6:00 a.m. to 5:00 p.m. at all other times. They shall not be operated in inclement weather nor when visibility is impaired by weather, smoke, fog or other conditions, or at any time when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of 500 feet.
17. No person shall be in possession of or consume alcoholic beverages on or in a golf cart on City streets.
18. May only be operated on City streets.
19. May not be operated on sidewalks or other public property not accessible to or authorized to vehicular traffic.

76.005 Permits.

1. No person shall operate a golf cart unless that golf cart has been approved and granted a permit from the Chief of Police or his designee. A copy of said permit shall be kept in the golf cart whenever used on City streets. Only a golf cart with a valid permit and featuring a City decal as detailed above shall be allowed to be operated on the streets of the City of Paris.

2. Permits shall be granted for a period of only year for the date designated on the permit. Renewal date is annually March 1st regardless of when the permit was granted.

3. The cost of the permit is One Hundred (\$100.00) dollars.

4. Insurance coverage is to be verified to be in effect by the Police Department when obtaining and renewing a permit.

5. Every application for a permit shall be made on a form supplied by the City and shall contain the following information:

- a. Name and address of applicant;
- b. Name of liability insurance carrier;
- c. The serial number, make, model and description of golf cart;
- d. Signed Waiver of Liability by applicant releasing the City and agreeing to defend, indemnify and hold the City harmless from any and all future claims resulting from the operation

- of their golf carts on City Streets relating to the golf cart owned or operated by the applicant;
- e. Photocopy of applicable liability insurance coverage card specifically for the vehicle to be operated pursuant to the permit;
 - f. Such other information as the City may require;
6. No permit shall be granted unless the following conditions are met:
- a. The vehicle must be inspected by the designated representative to insure that the vehicle is safe to operate on City streets and is in compliance with this Ordinance and with the State of Illinois Motor Vehicle Code;
 - b. The applicant must provide evidence of insurance in compliance with the provisions of the Illinois Statutes regarding minimum liability insurance.

76.006 Denial, Suspension or Revocation of Permit. The Chief of Police, or a designee, may deny the permit if it finds the applicant cannot safely operate the golf cart on City streets, or if the applicant has had earlier golf cart permits denied, suspended or revoked. The Chief of Police may suspend or revoke a permit granted hereunder upon a finding that the holder of the permit has violated any of the provisions of this Ordinance, or if there evidence that the holder of the permit cannot safely operate the golf cart on City streets.

Decisions of the Chief of Police, or the designee, shall only be reversed or modified by a majority vote of the City Council of Paris, Illinois

76.007 Traffic Rules; Penalties.

1. Every person operating a golf cart, pursuant to an approved permit, on City streets has all of the rights and duties applicable to a driver of any other vehicle pursuant to the Illinois Vehicle Code except those provisions which cannot reasonably be applied to golf carts.

2. Any person who violates any provision of this Ordinance shall, upon a finding of guilt and/or conviction for a first offense during a Permit year will be subject to a fine of One Hundred and Fifty Dollars (\$150.00) plus costs of prosecution. A second violation within the Permit year will result in fines as allowed by the City ordinances plus costs of prosecution and revocation of the Permit for the remainder of that Permit year.

76.008 Severability; Effective Date.

1. If any provision of this Ordinance, or application thereof, is held invalid by any Court, other provisions or applications or this Ordinance which can be given effect without the invalid provision or application shall not be affected, and to this end the provisions of this Ordinance are declared to be severable.

2. This Ordinance shall become effective on March 1, 2017.

I move the adoption of the foregoing Ordinance.

DATED this 14th day of November, 2016.

Mary W. Hughes
Councilman

I second the adoption of the foregoing Ordinance.

DATED this 14th day of November, 2016.

Steve Kenner
Councilman

AYES: Boyer, Braxton, Hughes, Kenner, Smith

NAYS: None

I declare the foregoing Ordinance adopted by the Council and approved by me this 14th day of November, 2016.

S. Craig Smith
S. CRAIG SMITH, Mayor of the City of Paris

ATTEST:

Bridget Anderson
BRIDGET ANDERSON, Clerk