

COMMONWEALTH OF KENTUCKY
CITY OF LONDON
ORDINANCE NO. 2017-06

AN ORDINANCE AUTHORIZING THE USE OF GOLF CARTS
ON CERTAIN DESIGNATED CITY STREETS; DEFINITIONS;
REQUIREMENTS AND PENALTIES

WHEREAS, the Kentucky General Assembly enacted KRS 189.286 in 2010 authorizing local governments to adopt ordinances permitting the operation of golf carts on designated public roadways; and

WHEREAS, KRS 189.286 authorizes the City to regulate the operation of a golf cart on any public roadway under its jurisdiction if the City adopts an ordinance specifying each roadway that is open for golf cart use; and

WHEREAS, the City Council of the City of London deems it appropriate and necessary to formally adopt the provisions of KRS 189.286;

NOW THEREFORE BE IT ORDAINED AS FOLLOWS:

SECTION 1: DEFINITIONS

(a) "Golf cart" means any self-propelled vehicle that:

1. Is designed for the transportation of players or maintaining equipment on a golf course, while engaged in the playing of golf, supervising the play of golf, or maintaining the condition of the grounds on a golf course;
2. Has a minimum of four (4) wheels;
3. Is designed to operate at a speed of not more than thirty-five (35) miles per hour;
4. Is designed to carry not more than six (6) persons, including the driver;
5. Has a maximum gross vehicle weight of two thousand five hundred (2,500) pounds;
6. Has a maximum rated payload capacity of one thousand two hundred (1,200) pounds; and
7. Meets the Federal Motor Vehicle Safety Standards for low-speed vehicles set forth in 49 C.F.R. Sec. 571.500;
8. Is equipped with a traffic horn, windshield, seat belts, headlights, turn signal, and brake lights.

SECTION 2: REQUIREMENTS FOR OPERATION OF GOLF CARTS &
EXEMPTIONS

- (3) A golf cart operated on a designated public roadway in the City of London:
- (a) Be issued a permit for the golf cart by the City of London;
 - (b) Display a sticker or permit that identifies that the golf cart is allowed to be operated on specific roadways within the City and shall be displayed on the driver side, lower portion of the windshield of the golf cart; a ten dollar (\$10.00) fee shall be paid to the City Clerk for the issuance of the sticker; and
 - (c) Be inspected by a certified inspector designated by the county sheriff and certified through the Department of Vehicle Regulation to ensure that the golf cart complies with the requirements of this section. The inspection fee under this paragraph shall not exceed five dollars (\$5) with an additional fee not to exceed ten dollars (\$10) per trip charged if it becomes necessary for the certified inspector to travel to the site of the golf cart rather than having the golf cart brought to the sheriff's inspection area.
- (4) A person may operate a golf cart on a public roadway within the City of London pursuant to the above sections if:
- (a) The posted speed limit of the designated public roadway is thirty-five (35) miles per hour or less;
 - (b) The operator of the golf cart does not cross a roadway at an intersection where the roadway being crossed has a posted speed limit of more than thirty-five (35) miles per hour;
 - (c) The operator has a valid operator's license in his or her possession;
 - (d) The golf cart is being operated between sunrise and sunset; and
 - (e) The golf cart displays a slow-moving vehicle emblem in compliance with KRS 189.820.
- (5) A golf cart operating on a public roadway under subsection (2) of this section shall be insured in compliance with KRS 304.39-080 by the owner or operator, and the proof of insurance shall be inside the golf cart at all times of operation on a public roadway.
- (6) Any person operating a golf cart on a public roadway under the provisions of this section shall be subject to the traffic regulations of KRS Chapter 189.

(7) A golf cart operating on a public roadway designated by the City of London under this Ordinance is not considered to be a motor vehicle and is exempt from:

- (a) Title requirements of KRS 186.020;
- (b) Vehicle registration requirements of KRS 186.050; and
- (c) Emissions compliance certificates pursuant to KRS 224.20-720

The provisions of this section shall not apply to a golf cart that is not used on a public roadway except to cross a roadway while following a golf cart path on a golf course.

SECTION 4: PENALTY

Any person violating the provisions of this Ordinance shall, upon conviction of a first offense, be fined not less than \$100.00 nor more than \$250.00. Any person convicted of a subsequent violation of this Ordinance within two (2) years of a prior conviction under this Ordinance, shall be fined not less than \$250.00 nor more than \$500.00.

This Ordinance and the various parts thereof are hereby declared to be severable. Should any section of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole, or any portion thereof other than the section so declared to be unconstitutional or invalid.

This Ordinance shall be effective immediately upon publication in accordance with the applicable provisions of Kentucky law. Any Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Attested:

Carolyn Adams
Carolyn Adams, City Clerk

Troy Rudder
Troy Rudder, Mayor

First Reading:	June 5, 2017
Second Reading:	June 14, 2017
Publication Date:	June 19, 2017