

**ORDINANCE # 19-402**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF  
WOODWARD, IOWA, 2006, BY AMENDING CHAPTER 77 OF WOODWARD, IOWA.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WOODWARD**

**SECTION 1:** That Chapter 77 Golf Carts is hereby amended by adding Rules and a Permit Required to the City Code as follows:

**DEFINITIONS:** A golf cart, for the purpose of this ordinance, is any three- or four-wheel motorized vehicle that was originally built and designed to haul golfers and their clubs on a golf course. The vehicle must be operated with an electric or gas-powered motor and must not exceed 20 mph in speed. (Note: If a vehicle exceeds 20 mph in operating speed, it must be classified as a "low speed vehicle" under the federal NHTSA guidelines and is subject to further regulations not expressed in this ordinance.)

- A. The City of Woodward will allow the operation of a golf cart on a city street, public land, or right of way provided the following criteria is met:
- B. The vehicle must be registered with the city and must display the registration tag on the rear of the vehicle. Registration consists of the following:
  - a. Completing a registration form that will provide the city with at a minimum the following information:
    - i. Name and address of the owner of the golf cart
    - ii. Phone number of the owner of the golf cart
    - iii. Year, make, model, and primary color of the golf cart
    - iv. Statement that the owner will make sure that the vehicle is operated within the rules outlined by the city.
    - v. Signature of the owner of the golf cart
  - b. Read the rules for operating a golf cart on city streets and sign a registration form that states you will operate within the rules.
  - c. **The fee for such permits shall be \$10.00.** Permits will be granted for 1 year valid from January 1 through December 31. Permits may be purchased at any time during the year but will be valid only through December 31 of the year purchased.
  - d. The permit may be suspended or revoked upon finding evidence that the permit holder has violated the conditions of the permit or has abused the privilege of being a permit holder. There will be no refund of the permit fee.

- C. The vehicle must be operated by a driver holding a valid driver's license acceptable to the State of Iowa.
  - D. The golf cart must have proper safety equipment per Iowa State Law. This includes the following items:
    - a. An orange triangular slow-moving vehicle sign
    - b. A bicycle safety flag
    - c. Adequate brakes
1. Rules for operating a golf cart on public streets or land within the City of Woodward
- A. The speed limit for operating any golf cart within the City of Woodward is 20 mph.
  - B. A golf cart may only be operated during daylight hours between sunrise and sunset.
  - C. A golf cart may only be operated by a person 16 years of age or older who hold a valid driver's license.
  - D. The operator and any passengers must be seated at all times during operation. You must have a seat for every passenger. Standing on the back of the cart is not permitted. Hauling more passengers than the cart is designed for is not permitted.
  - E. The golf cart is subject to all state and local traffic laws and the operator must obey all traffic laws while operating the cart.
  - F. Golf carts are not allowed to drive on the traveled portion of Highway 210 as this is a state highway and state law does not allow this. The cart is only allowed to cross the highway at right angle.
  - G. This ordinance does not authorize the use on bicycle or pedestrian trails. These trails are regulated under a separate ordinance.
  - H. No Golf Cart shall be operated with on open container of alcohol as referred to in 321.284 and/or 321.284A of the Iowa Code.
  - I. If operating in city owned right of way but not on a city street, the golf cart must yield to all other traffic – pedestrian, bicycle, etc.
2. Violations of this ordinance will be as follows:
- A. All traffic violations on roadway will follow the same as if operator was operating a regular motor vehicle. See traffic ordinance sections for details.
  - B. All other violations will be treated as municipal infraction and/or simple misdemeanor. See municipal infractions section for details.

- C. When a violation occurs by a minor child, the parent or legal guardian may be cited for said violation.
  - D. In all cases, the registered owner of the golf cart is liable for authorized use and operation. The owner may be cited for improper operation by any operator of the vehicle.
3. City Celebration Waiver. The permit requirement shall be waived for golf carts used by officials, workers, and volunteers while carrying out duties related to and during a City Celebration. All such operators must be at least 16 years of age and possess a valid driver's license.
  4. Accident Reports. Whenever a Golf Cart is involved in an accident resulting in injury or death to anyone or property damage amounting to one thousand five hundred dollars (\$1,500) or more, either the operator or someone acting for the operator shall immediately notify a law enforcement officer and shall file a accident report, in accordance with State law.
  5. Penalty. In addition to the suspension or revocation of the permit, a person who violates this chapter is guilty of municipal infraction under Chapter 77 of the City of Woodward Code or Ordinances.

**SECTION 2: REPEALER.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**SECTION 3: SEVERABILITY CLAUSE.** If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

**SECTION 4: WHEN EFFECTIVE.** This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the Council on the 9<sup>th</sup> day of December, 2019 and approved this 9<sup>th</sup> day of December, 2019.



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Todd Folkerts, Mayor City of Woodward

ATTEST:



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Christina Perkins, City Clerk/Finance Officer