

AN ORDINANCE GOVERNING THE USE OF GOLF CARTS IN THE TOWN OF  
PERRYSVILLE, VERMILLION COUNTY, INDIANA

WHEREAS, Ind. Code § 9-21-1-3, authorizes municipalities like the Town of Perrysville, Vermillion County, Indiana ("Perrysville"), within its reasonable exercise of police power, to regulate or prohibit the operation of low speed vehicles and golf carts on its public highways;

WHEREAS, Perrysville now desires to authorize the operation of golf carts on some public highways within Perrysville' corporate boundaries.

NOW, THEREFORE BE IT HEREBY ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PERRYSVILLE, VERMILLION COUNTY, INDIANA, THAT:

**Section 1. Definitions.** For purposes of this ordinance, the following definitions shall apply:

A. "Highway" shall mean a road included in Perrysville' road inventory and for which Perrysville has primary responsibility for maintenance and oversight.

B. "Golf Cart" or "Cart" shall mean a four (4) wheeled motor vehicle originally and specifically designed and intended to transport one (1) or more individuals for the purpose of playing the game of golf on a golf course.

C. "Proof of Financial Responsibility" shall mean, pursuant to Ind. Code § 9-25-2-3, proof of ability to respond in damages for liability that arises out of the ownership, maintenance, or use of a Golf Cart in the following amounts:

(1) Twenty-five thousand dollars (\$25,000) because of bodily injury to or death of any one (1) person;

(2) Subject to the limit in subdivision (1), fifty thousand dollars (\$50,000) because of bodily injury to or death of two (2) or more persons in any one (1) accident; and

(3) Ten thousand dollars (\$10,000) because of injury to or destruction of property in any one (1) accident.

**Section 2. Application.** This ordinance applies to Perrysville Highways and other public ways and sidewalks. Nothing herein shall be construed to apply to or limit the use of golf carts on (a) golf courses; (b) private property or (c) Perrysville' use of golf carts on Perrysville's municipal property for official purposes.

**Section 3. Designated Highways.** To protect the safety of Perrysville's residents, Golf Carts shall only be operated on Highways within the town limits.

**Section 4. Prohibition Against Operation—Time of Operation.** Golf Carts shall only be operated on Highways from sunrise to sunset unless such Golf Cart is equipped with headlights, taillights, brake lights, seatbelts, turn signals, and rearview mirror.

**Section 5. Valid License Required.** Only persons possessing a valid driver's license issued by the State of Indiana, another state of the United States of America or an international agency shall be permitted to operate a Golf Cart on Perrysville' Highways.

**Section 6. Public Ways.** Golf Carts shall not be operated on Perrysville's sidewalks.

**Section 7. Penalties.** Perrysville shall issue a uniform ordinance violation citation to any person violating a provision of this Ordinance in the following amounts as follows:

- A. First Offense: Fifty Dollars (\$50.00);
- B. Second Offense within one (1) year: One Hundred Dollars (\$100.00); and
- C. Third Offense and each additional offense within one (1) year: Two Hundred Fifty Dollars (\$250.00).

Unpaid violations shall be referred to the Vermillion County Circuit Court.

**Section 8. Severability of Provisions.** If any part of this ordinance is deemed invalid, such part will be deemed severable and its invalidity will have no effect upon the remaining provisions of this ordinance.

**Section 9. Effective Date.** This ordinance shall become effective upon adoption and publication as required by law.

ALL OF WHICH IS ORDAINED by the Town Council of the Town of Perrysville, Indiana, this 11<sup>th</sup> day of July, 2016.

TOWN COUNCIL OF THE TOWN OF PERRYSVILLE,  
VERMILLION COUNTY, INDIANA

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ATTEST:

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