

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SPRING HILL, KANSAS AMENDING SECTION 114.4 RELATING TO UNLAWFUL OPERATION OF A GOLF CART OF THE 2019 EDITION OF THE STANDARD TRAFFIC ORDINANCE AS INCORPORATED BY REFERENCE IN ARTICLE 1, CHAPTER XI OF THE SPRING HILL MUNICIPAL CODE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SPRING HILL, KANSAS:

SECTION ONE: Section 114.4 of the 2019 Standard Traffic Ordinance incorporated by reference in Article 1, Chapter XI of the Spring Hill Municipal Code (SHMC), is hereby amended to read as follows:

“Section _____: Unlawful Operation of Golf Cart.

- a. No golf cart shall be operated on any public highway, street, alley or road unless:
 1. The speed limit on such road is 30 miles per hour or less;
 2. The golf cart shall be operated on any public highway, street, alley or road during the hours between sunrise and sunset, unless equipped with lights as required by state and local law for motorcycles except that electric turn signals and multiple-beam road lighting equipment shall not be required; and a properly mounted slow-moving vehicle emblem as required by K.S.A 8-1717 and amendments thereto. (K.S.A. 8-15,108)
 3. The operator of the golf cart, has a valid driver's license; and
 4. The owner must maintain insurance for the golf cart, in the same amounts set forth for motor vehicles in section (e) of K.S.A. 40-3107.
- b. All drivers operating a golf cart on public highways, streets, alleys or roads of the city shall be subject to all the duties applicable to a driver of a vehicle imposed by law.
- c. Golf carts shall not be operated in a careless, reckless, or negligent manner.
- d. “Golf cart” means a motor vehicle that has not less than three wheels in contact with the ground, an unladen weight of not more than 1800 pounds, is designed to be operated at not more than 25 mph and is designed to carry not more than six persons, including the driver.
- e. It shall be unlawful for any person to operate a golf cart:
 1. On any interstate highway, federal highway, or state highway, unless engaged in agricultural purposes and pursuant to the conditions listed in K.S.A. 8-15,100 and K.S.A. 8-15,109; or

- 2. On any sidewalk, jogging path, trail, or any location normally used for pedestrian traffic.
- f. The number of occupants allowed on a golf cart shall be limited to the number of seats factory installed. Bench seats shall be limited to three (3) people.
- g. The provisions of this section shall not prohibit a golf cart from crossing a federal or state highway or any public highway, street, alley or road with a posted speed limit greater than 25 miles per hour.
- h. The provisions of this section shall not prohibit the operation of any authorized golf cart in the course of authorized duties within the city by a fire department, law enforcement agency, parks department, public works, or municipal services department. The operation of a golf cart is authorized within the city on private property with the consent of the property owner.”

SECTION TWO: Penalty. Unless specifically provided herein, a violation of this section shall be deemed an ordinance traffic infraction. The penalty imposed shall be in accordance with Article 20, Section 201 of the Standard Traffic Ordinance, and amendments thereto, or such other similar provisions the city may then have in effect.

SECTION THREE: Effective Date. This Ordinance shall become effective upon its publication as provided by law.

Passed by the City Council on this ____ day of _____ 2020.

Approved by the Mayor this ____ day of _____, 2020.

Steven M. Ellis, Mayor

ATTEST:

By: _____
Glenda Gerrity, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: _____
Frank H. Jenkins, Jr., City Attorney