

ORDINANCE NO. 2022-5

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MURRAY, IOWA, BY REPEALING CHAPTER 75 GOLF CARTS AND UTILITY TRAIL VEHICLES

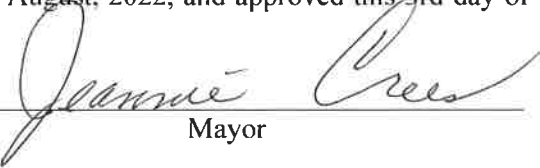
Be It Enacted by the City Council of the City of Murray, Iowa:

SECTION 1. CHAPTER REPEALED. The Code of Ordinances of the City of Murray, Iowa is hereby amended by repealing Chapter 75 Golf Carts and Utility Trail Vehicles.

SECTION 2. 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 3. 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 3rd day of August, 2022, and approved this 3rd day of August, 2022.



Mayor

ATTEST:



City Clerk

First Reading: 8-3-22

Second Reading: waived 8-3-22

Third Reading: waived 8-3-22

I certify that the foregoing was published as Ordinance No. _____ on the _____ day of _____.

City Clerk

CHAPTER 75

GOLF CARTS AND UTILITY TRAIL VEHICLES

75.01 Purpose	75.06 Speed
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75.03 Operation of Golf Carts and UTVs Permitted	75.08 Operation
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75.05 Hours of Operation	75.10 Violation and Penalty

75.01 PURPOSE. The purpose of this chapter is to permit the operation of golf carts, as authorized by Section 321.247 of the *Code of Iowa*, as amended and “UTVs” (Utility Trail Vehicles), on certain streets in the city. This chapter applies whenever a golf cart or UTV is operated on a City street or alley, subject to those exceptions stated herein.

75.02 DEFINITIONS.

1. “Golf cart” means a four wheeled recreational vehicle generally used for transportation of persons in the sport of golf, that is limited in engine displacement to less than 800 cubic centimeters (or the electric equivalent) and total dry weight of less than 800 pounds. Note that a vehicle with the appearance of a golf cart but satisfying the requirements of 49 CFR 572.500 (i.e., is a “low speed vehicle”) is not subject to this chapter but rather to Section 321.381(A) of the *Code of Iowa*.
2. “UTV” means a motorized vehicle, with not less than four and not more than eight nonhighway tires or rubberized tracks, that is limited in engine displacement to less than 1,500 cubic centimeters and in total dry weight to no more than 2,000 pounds and that has a seat that is of bucket or bench design, not intended to be straddled by the operator, and a steering wheel or control levers for control.

75.03 OPERATION OF GOLF CARTS AND UTVS PERMITTED. Golf carts and UTVs may be operated upon the streets of the City by persons possessing a valid Iowa operator’s license and at least 16 years of age, except as prohibited in Section 75.08.

1. In addition to having a valid driver’s license persons under 18 years of age are required to have an ATV/UTV Safety certificate from the Iowa Department of Natural Resources to operate a UTV on the roadways.

75.04 REQUIRED EQUIPMENT. Golf carts and UTVs operated upon City streets shall be equipped with at least the following:

1. A slow moving vehicle sign.
2. An orange safety flag, the top of which shall be a minimum of five feet above the ground level.
3. Adequate and functional brakes.
4. Rear view or side mirrors.
5. Adequate exhaust and muffler system.

75.05 HOURS OF OPERATION. Golf carts and UTVs may be operated on City streets only between the hours of sunrise and sunset. Ambulance, fire, law enforcement, and Murray

Public School golf carts and UTVs are exempt from these hours of operation in performance of their duties.

75.06 SPEED. Golf carts and UTVs shall be subject to posted speed limits.

75.07 PASSENGERS. Passengers must remain seated at all times while the vehicle is in motion.

75.08 OPERATION.

1. Except as noted otherwise, therein, any person operating a golf cart or UTV on City streets or alleys shall adhere to all traffic signs and signals, and all other City and State traffic rules and regulations, and shall obey the orders and direction of any law enforcement officer authorized to direct or regulate traffic or the direction of a Fire Department officer during a fire.

2. This chapter forbids the operation of golf carts and UTVs on:

A. Any recreational, bike, or walking trail unless the trail is specifically designed to allow the use of motor vehicles.

B. Sidewalks.

C. City parks or any other land owned by the City, unless permission is granted by the Council.

D. Private property without the consent of the property owner.

E. Primary road extensions through the City limits, however, golf carts and UTVs may cross these roads at approximately a 90 degree angle after yielding the right of way to cross traffic. Ambulance, fire, law enforcement, and Murray Public School golf carts and UTVs are exempt from these restrictions in performance of their duties.

3. Street Etiquette.

A. Except when executing a left turn, golf carts, and UTVs shall be driven as close as practical to the right hand edge of any street or alley.

B. When necessary to prevent congestion of traffic, golf carts and UTVs shall be pulled to the right hand edge of streets and alleys and be stopped to allow other motor vehicles traveling in the same direction to pass.

C. When two or more golf carts or UTVs are being operated in the same direction and general vicinity on a City street or alley, they shall proceed in single file.

4. Parking. A golf cart or UTV may be parked on City streets or parking lots only in designated parking spaces.

75.09 PERMITS. Golf carts and UTVs must be registered with the City before operating on any public street or alley.

1. A permit shall be issued once the owner has provided the following:

A. Proof that the owner has liability insurance covering operation of a golf cart or UTV on City streets with limits of liability at least as great as those required by the *Code of Iowa* Chapter 321A.1(11) as amended.

B. Inspection and approval by the City Administrator.

2. Any golf cart or UTV operated on the City streets shall display the City permit sticker prominently on the rear left fender or similar component.
3. All applications shall uniquely identify names and addresses of the owner and shall be for a specific golf cart or UTV, as evidenced by its serial number.
4. The fee for such permits shall be \$15.00 per year. The fee will not be refunded if the golf cart or UTV is sold, nor if the permit is suspended or revoked.
5. All permits will expire on June 30. Permits may be purchased at any time.
6. The permit may be suspended or revoked per Section 75.10 of this Code of Ordinances.
7. Businesses selling golf carts or UTVs are exempt from having to obtain permits.
8. UTVs must comply with all applicable State regulations.

75.10 VIOLATION AND PENALTY.

1. Violations of this chapter are a violation of the Traffic Code. In addition to a citation;
 - A. A second offense in a 12-month period is revocation of the City permit for 60 days.
 - B. Third and subsequent offenses in a 12-month period are revocation of the City permit for 180 days.