

## ORDINANCE NO. 16-626

AN ORDINANCE OF THE CITY OF WEEPING WATER, NEBRASKA, AMENDING CHAPTER 173.00 OF THE WEEPING WATER MUNICIPAL CODE, TO PROVIDE FOR THE OPERATION OF GOLF CAR VEHICLES WITHIN THE CORPORATE LIMITS; TO PROVIDE FOR OPERATING REQUIREMENTS; TO PROVIDE FOR THE REGISTRATION OF GOLF CAR VEHICLES; TO ESTABLISH PENALTIES FOR VIOLATIONS; AND PROVIDING WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF WEEPING WATER, NEBRASKA:

SECTION 1. That Chapter 173.00 of the Weeping Water Municipal Code shall be amended to provide for the operation of golf car vehicles in the City of Weeping Water as follows:

### DEFINITION

For purposes of this Chapter, golf car vehicle means a vehicle that has at least four wheels, has a maximum level ground speed of less than twenty miles per hour, has a maximum payload capacity of one thousand two hundred pounds, has a maximum gross vehicle weight of two thousand five hundred pounds, has a maximum passenger capacity of not more than four persons, is designed and manufactured for operation on a golf course for sporting and recreational purposes, and is not being operated within the boundaries of a golf course.

### SECTION 2. OPERATION.

A golf car vehicle may be operated on the streets and highways within the corporate limits of the City of Weeping Water, Nebraska, only if the operator and vehicle comply with the provisions of this Ordinance.

SECTION 3. A golf car vehicle may be operated in the City of Weeping Water when such operation occurs between the hours of sunrise and sunset. Any golf car vehicle operating within corporate limits shall have the city registration number displayed prominently. The person operating the golf car vehicle shall have a valid Class O operator's license and shall be eighteen (18) years of age or older. That the operation of such golf car vehicle shall be at a speed not in excess of 20 miles per hour. A golf car vehicle shall not be operated at any time on any state or federal highway but may be operated upon such highway in order to cross a portion of the highway system which intersects a road. An operator of a golf cart vehicle shall have liability insurance coverage for the operation of such golf car vehicle and shall provide proof of insurance coverage to any peace officer requesting such proof. The liability insurance coverage shall be subject to limits, exclusive of interest and costs, as follows: Twenty-five thousand dollars because of bodily injury to or death of one person in any accident and, subject to such limit for one person, fifty thousand dollars because of bodily injury or death to two or more persons in any one accident, and twenty-five thousand dollars because of injury to or destruction of property of others in any one accident.

SECTION 4. A golf car vehicle may be operated without complying with Section 3 of this Ordinance on streets and highways in parades that have been authorized by the City of Weeping Water or the State of Nebraska or any department, board, commission, or political subdivision of the state.

**SECTION 5. REGISTRATION.** In order to be authorized for operation on the streets and highways of the City of Weeping Water, Nebraska, a golf cart vehicle must be registered in the office of the City Clerk. A registration sticker will be issued upon submitting proof of the following:

- a. proof of liability insurance coverage for the all-terrain vehicle while operating such vehicle on a street or highway;
- b. a \$25.00 annual fee for registration of the vehicle. The registration sticker shall entitle the all-terrain vehicle to be operated on the streets and highways of the City from January 1<sup>st</sup> in any year to December 31<sup>st</sup> of the same year and shall be renewable annually. The annual fee shall not be pro-rated. A registration sticker shall be displayed on the left lower corner of the windshield of such vehicle, or if the vehicle is not equipped with a windshield, at the left front of such vehicle.
- c. Upon compliance with the registration requirements identified herein, the City Clerk shall issue a registration sticker for the golf car vehicle being registered. Said registration sticker shall be prominently displayed upon said vehicle at all times while such vehicle is in operation on the streets and highways of the City.

**SECTION 6.** No person shall operate a golf car vehicle on the streets or highways of the City of Weeping Water, Nebraska in violation of the Nebraska Rules of the Road as established by the Revised Statutes of the State of Nebraska.

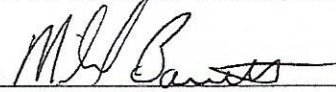
**SECTION 7.** A person who is found to be in violation of this Ordinance shall be guilty of a misdemeanor punishable by a fine of \$100.00 for the first offense. For a second offense in any twelve (12) month period, the fine shall be \$200.00 and a revocation of the all-terrain vehicle (ATV) registration. For each continued offense, the fine shall increase \$50.00 for each subsequent offense.

**SECTION 8.** Any other Ordinance passed and approved prior to this passage, approval, and publication or posting of this Ordinance and in conflict with its provisions, is hereby repealed.

**SECTION 9.** This Ordinance shall take effect and be in full force from and after its passage, approval, and publication and posting as required by law.

**PASSED AND APPROVED** this 9<sup>th</sup> day of May, 2016

**CITY OF WEEPING WATER, NEBRASKA**

BY:   
Michael Barrett, Mayor

ATTEST:

  
Linda Fleming, City Clerk

