

## **ORDINANCE NO. 614**

### **AN ORDINANCE REGULATING THE OPERATION OF GOLF CARTS UPON PUBLIC STREETS IN THE CITY OF BRITTON**

WHEREAS, due to the increased use of golf carts upon public streets within the City of Britton, the City Council of the City of Britton, South Dakota has deemed it in the City's best interest to adopt regulations regarding their use;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRITTON, MARSHALL COUNTY, SOUTH DAKOTA to add Chapter 10.26 GOLF CARTS to Title 10 Vehicles and Traffic to read as follows:

#### **10.26.010 "Golf cart" defined**

For the purposes of this Chapter, golf cart means a four wheeled vehicle originally and specifically designed and intended to transport one or more individuals and golf clubs for the purpose of playing the game of golf on a golf course.

#### **10.26.020 Valid driver's license required**

Any person operating a golf cart on a public street within the City of Britton must hold a valid driver's license issued by the State of South Dakota or other recognized jurisdiction.

#### **10.26.030 Financial responsibility**

Proof of financial responsibility, pursuant to South Dakota Codified Laws Chapter 32-35, is required for all golf carts operated on public streets within the City of Britton.

#### **10.26.040 Permit required**

Pursuant to South Dakota Codified Laws §32-14-14, the owner of the golf cart operated on public streets within the City of Britton must obtain a permit from the City of Britton prior to operating the golf cart on public streets within the City of Britton. The permit shall be valid during the period of time the person obtaining the permit owns the golf cart, and a subsequent owner of the golf cart must obtain a new permit prior to operating the golf cart on public streets within the City of Britton. The permit must be in the possession of the operator or passenger of the golf cart, or in or attached to the golf cart when the golf cart is being operated on public streets. The permit application shall be on a form prescribed by the City and contain the name and address of the applicant and the make, model, year, and serial number of the golf cart. The applicant shall be at least 18 years of age. The applicant shall provide a valid driver's license, proof of ownership of the golf cart, and proof of insurance covering the operation of the golf cart in not less

than the minimum required by the State of South Dakota for operation of licensed vehicles on public ways. The fee for the permit shall be established by resolution of the City Council of the City of Britton.

#### **10.26.050 Slow moving vehicle emblem**

Unless a motor vehicle license issued by a governmental entity recognized by the State of South Dakota is mounted on the rear of the golf cart, the golf cart operated on a public street within the City of Britton shall display a slow-moving vehicle emblem mounted on the rear of the golf cart.

#### **10.26.060 Golf carts on state or county highway**

No person may operate a golf cart on a state or county highway located within the City of Britton except for crossing from one side of the highway to the other. A golf cart may cross the highway at a right angle but only after stopping and yielding the right-of-way to all approaching traffic and crossing as closely as possible to an intersection or approach.

#### **10.26.070 Hours of operation**

No person may operate a golf cart within the City of Britton on a public street during the time between one-half hour after sunset and one-half hour before sunrise unless the golf cart has the following equipment: rearview mirror, horn, headlights, tail lights, and brake lights.

#### **10.26.080 Additional operation requirements**

- (1) Golf carts shall not be operated at a speed greater than 25 miles per hour.
- (2) No person shall ride in the cargo area of a golf cart while it is in motion.
- (3) Every rider must be seated at all times in their own seat while the golf cart is in motion. No more than two adults, and no more than three people total, shall ride on the same bench seat. No person shall ride on the lap of another.
- (4) Golf carts shall not be operated on public sidewalks.
- (5) Golf carts shall not be operated on public streets when visibility is reduced or impaired by inclement weather, smoke, fog, or other conditions such that a person or vehicle cannot be clearly seen at a distance of 300 feet, or when road surface conditions prevent safe operation.
- (6) Golf carts shall not be used in chasing after persons or animals.
- (7) Golf carts shall not be used to tow any items.

#### **10.26.090 Compliance with other laws**

The operator of a golf cart shall comply with all municipal and state laws and regulations related to operation of motor vehicles on public streets and highways.

**10.26.100 Community events exception**

The City Council, subject to appropriate conditions and safeguards, may grant to participating community and civic organizations exceptions to the requirements and restrictions set forth in this chapter and allow golf carts to be used on city-owned property or on any street.

**10.26.110 Careless operation unlawful**

No person shall operate a golf cart in a careless, reckless, or negligent manner so as to endanger the person or property of another or to cause injury or damages thereto.

**10.26.120 Violation**

It shall be unlawful for any person to operate, or an owner to permit operation of, a golf cart in violation of this chapter.

**10.26.130 Revocation of permit**

Any permit issued pursuant to this chapter shall be subject to revocation by the City Council upon finding that the golf cart was operated in violation of the provisions of this chapter. Notice of revocation shall be given to the owner of the golf cart in person or by mail. The revocation may be appealed by filing a written notice of appeal with the Finance Officer within 20 days of after notice of revocation is given, and the City Council shall consider the appeal at the next regularly scheduled council meeting. No portion of the permit fee shall be refunded upon revocation.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
Clyde Fredrickson, Mayor

ATTEST:

\_\_\_\_\_  
Jennifer Athey, Finance Officer

Placed upon its first reading December 9<sup>th</sup>, 2024

Placed upon its second reading January 21<sup>st</sup>, 2025

Approved this 21st day of January 2025

Published this 29th day of January 2025

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