

**CITY OF ALBION
ORDINANCE #2015-07**

**AN ORDINANCE TO CREATE SECTION 82-6 OF THE CITY OF ALBION CODE OF
ORDINANCES TO AUTHORIZE THE OPERATION OF GOLF CARTS ON CERTAIN
CITY STREETS PURSUANT TO MCL 257.657a AND TO PROVIDE PENALTIES FOR
THE VIOLATION THEREOF**

PURPOSE AND FINDING:

There is a growing popularity of the use of golf carts such that the operation of such vehicles causes safety concerns. The City has the authority to enact ordinances to regulate the use of such vehicles, pursuant to MCL 257.657a. This ordinance is in the interest in health, safety, and welfare of the people of City of Albion.

THE CITY OF ALBION ORDAINS:

Sec. 82-6. Operation of golf carts on city streets.

Section 1. Except as set forth herein or otherwise provided by law, an individual may operate a golf cart on city streets, subject to the following restrictions:

- (a) A person shall not operate a golf cart unless he or she is at least 16 years old and licensed to operate a motor vehicle.
- (b) All golf cart operators shall have in their immediate possession a valid driver license.
- (c) A person shall not operate a golf cart on city streets unless used in the course of their employment, or for other purposes approved by the Department of Public Safety.
- (d) The operator of a golf cart shall comply with the signal requirements of MCL 257.648 that apply to the operation of a vehicle.
- (e) A person operating a golf cart upon a roadway shall ride as near to the right side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.
- (f) A person shall not operate a golf cart on a state trunk line highway. This subsection does not prohibit a person from crossing a state trunk line highway when operating a golf cart on a city street, using the most direct line of crossing.
- (g) Where a usable and designated path for golf carts is provided adjacent to a highway or street, a person operating a golf cart shall be required to use that path.
- (h) A person operating a golf cart shall not pass between lines of traffic and shall not pass on the left of traffic moving in his or her direction.

- (i) A golf cart shall not be operated on a public sidewalk constructed for the use of pedestrians unless used in the course of their employment, or for other purposes approved by the Department of Public Safety.
- (j) A golf cart shall be operated at a speed not to exceed 15 miles per hour and shall not be operated on a highway or street with a speed limit of more than 30 miles per hour except to cross that highway or street. In no event shall a person operate a golf cart at a rate of speed greater than is reasonable and proper, or in a careless manner, having due regard for conditions then existing.
- (k) A golf cart shall not be operated on city streets during the time period from one-half (1/2) hour before sunset or one-half (1/2) hour after sunrise.
- (l) A person operating a golf cart or who is a passenger in a golf cart is not required to wear a crash helmet.
- (m) Racing golf carts on city streets is prohibited.
- (n) Operation of golf carts is not allowed on any roadway within the city cemetery, except by employees of the City of Albion Department of Public Works, in the course of their employment.
- (o) This ordinance does not apply to a police officer in the performance of his or her duties.
- (p) A golf cart operated on a city street under this ordinance is not required to be registered under the Michigan Vehicle Code for purposes of section 3101 of the insurance code of 1956, 1956 PA 218, MCL 500.3101.
- (q) As used in this ordinance, "golf cart" means a vehicle designed for transportation while playing the game of golf. A golf cart is not required to meet the vehicle safety requirements of a low-speed vehicle for approval under this ordinance.
- (r) Violation of any of the provisions of this section shall be penalized as a civil infraction and subject to a fine of not more than \$500.00.

Section 2. If any portion of this ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of remaining portions of the ordinance, it being the intent of the city that this article be fully severable.

Section 3. All ordinances and/or parts of ordinance inconsistent with this ordinance are hereby repealed.

Section 4. This Ordinance shall be effective after its adoption and publication on December 2, 2015

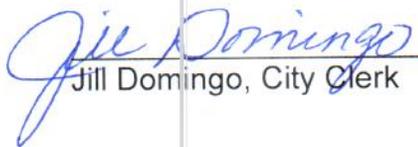
First Reading: October 19, 2015

Second Reading & Adoption: November 2, 2015

Ayes: 7

Nays: 0

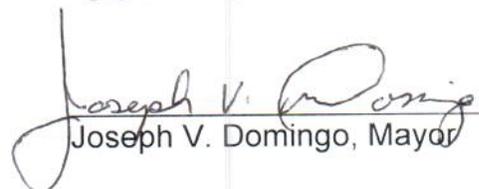
Absent: 0


Jill Domingo, City Clerk

Ayes: 6

Nays: 0

Absent: 1
(Brown)


Joseph V. Domingo, Mayor