

Ordinance No. 2020-104 *Passed* August 24, 2020

AN ORDINANCE ENACTING NEW CHAPTER 377 OF TITLE NINE, PART THREE OF THE CODIFIED ORDINANCES OF THE CITY OF STREETSBORO TO SET FORTH GOLF CART INSPECTION PROCEDURES AND PERMITTING THE USE OF GOLF CARTS ON CITY STREETS

WHEREAS, the State of Ohio has statutes allowing municipalities to establish under-speed vehicle inspection procedures in the interest of protecting public health, safety and welfare for under-speed vehicles most commonly known as “golf carts” upon certain roadways; and

WHEREAS, residents of the City have voiced interest in the ability to operate golf carts on City Streets where permitted by law upon inspection of such vehicles; and

WHEREAS, golf carts are classified as low speed or under-speed vehicles; and

WHEREAS, rules are necessary to ensure the safe and lawful use of golf carts upon city streets

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Streetsboro, Portage County, Ohio, that;

SECTION 1: Chapter 377 of Title Nine, Part Three of the Codified Ordinances of the City of Streetsboro shall be titled “Golf Carts”.

SECTION 2: Section 377.01 shall read as follows:

377.01 DEFINITIONS:

As used in this chapter:

- (a) “Vehicle” has the same meaning as set forth in Ohio Revised Code Section 4501.01 (A)
- (b) “Motor Vehicle” has the same meaning as set forth in Ohio Revised Code 4501.01 (B)
- (c) “Operator” has the same meaning as set forth in Ohio Revised Code 4501.01 (X)
- (d) “Low Speed Vehicle” has the same meaning as set forth In Ohio Revised Code 4501.01 (WW)
- (e) “Under-Speed Vehicle” has the same meaning as set forth in Ohio Revised Code 4501.01(XX). Golf carts are considered under-speed vehicles.
- (f) “Street” and “Highway” have the same meanings as set forth in Ohio Revised Code 4501.01(AA).

SECTION 3: Section 377.02 shall read as follows:

377.02 INSPECTION REQUIRED:

- a. No person shall operate a golf cart on the streets within the City of Streetsboro unless the golf cart has first passed an inspection by the Chief of Police or designee for compliance with the State of Ohio’s requirements that are applicable to motor vehicles and such golf cart contains all equipment required by the Ordinance.
- b. The owner or operator of any golf cart shall be required to pay an annual inspection fee of \$100.00 to the police department. If the Chief of Police or designee determines that the golf cart complies with State laws and this chapter, the Chief of Police or designee shall issue the owner or operator a certificate of compliance entitling the owner or operator to operate the golf cart on the designated streets within the City of Streetsboro. Any certificate issued pursuant to this section by the Chief of Police expires after 365 days and the Chief of Police will designate the issuing date and expiration date on each certificate. The Chief of Police shall issue a sticker or other similar device to the owner of each golf cart once it is inspected. The sticker shall signify compliance with this section and the expiration of the current

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inspection period. The owner of each golf cart shall display the sticker in a conspicuous place on the rear of the golf cart. The owner or operator shall also show the Chief of Police or designee proof of liability insurance for the golf cart before a certificate of compliance is issued.

SECTION 4: Section 377.03 shall read as follows:

377.03

EQUIPMENT: In addition to any rules or regulations promulgated by the Director of Public Safety, pursuant to Ohio Revised Code Chapter 4511 and Ohio Revised Code Chapter 4513, equipment of the golf cart shall include, but not necessarily be limited to requirements for the following items of equipment; all to be in working order during operation:

- a) Adequate brakes and braking system;
- b) Properly working brake lights, headlights, taillights, and turn signals;
- c) A properly working steering mechanism;
- d) A windshield made of safety glass;
- e) A rearview mirror;
- f) A working horn audible from not less than 200 feet;
- g) A child safety seat for any occupant under the age of four or under 40 pounds in weight;
- h) Rear license plate to make the rear plate legible from a distance of 50 feet; and
- i) Seatbelts for the driver and all passengers;
- j) Two working headlights;
- k) Each cart shall have a maximum speed of no more than 20 miles per hour;
- l) Appropriate tires that are free of major bumps, bulges, breaks or any condition that would be cause for unsafe conditions.

SECTION 5: Section 377.04 shall read as follows:

377.04

USAGE AND RESTRICTIONS:

- a) No golf carts shall be permitted to travel on any City street where the speed limit is greater than 25 miles per hour. At no time shall golf carts be permitted to be operated on Page Road or State Route 303.
- b) Occupants of golf carts shall be seated at all times on the seat of the golf cart buckled by the seat belt when the golf cart is on and in motion. Standing on any portion of the golf while it is in motion is prohibited.
- c) No person shall operate a golf cart on sidewalks or bike paths.
- d) Operator must hold a valid, current motor vehicle driver's license.
- e) No person who is the owner or operator of a golf cart shall fail to display, in plain view on the rear of the golf cart, the distinctive number and registration mark, including any county identification and any validation sticker.
- f) The owner of a golf cart shall also comply with all requirements of Ohio law regarding proper title, registration and license plates prior to operating a golf cart on any City street.
- g) Proof of liability insurance comparable to that required for automobiles is required to operate a golf cart of the streets within the City of Streetsboro.
- h) The operator of a golf cart on the City streets shall be required to follow all traffic regulations.
- i) Golf carts are the only low speed or under-speed vehicles permitted to operate on City streets provided the requirements of this Chapter are met.
- j) Any child who falls under the child restraint criteria set by Ohio R. C. 4511.81 is prohibited from being a passenger in a golf cart operated on any City street, right of way or public area in the City of Streetsboro.

SECTION 6: Section 377.99 shall read as follows

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377.99

PENALTY: Whoever violates this Chapter is guilty of a minor misdemeanor on the first offense. On a second offense within one year after the first offense, the offender previously has been convicted of or plead guilty to a previous violation of this Chapter, whoever violates this Chapter is guilty of a misdemeanor of the fourth degree. If within one year of the offense, the offender previously has been convicted of two or more prior violations of this Chapter, whoever violates this Chapter is guilty of a misdemeanor the third degree.

SECTION 7: That all formal actions of Council relating to the adoption of this ordinance, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public as required by R.C. 121.22.

SECTION 8: This ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Streetsboro.

PASSED: 8/24/2020

Date



Joan Ruediger, President of Council

ATTEST: Caroline L. Kremer

Caroline L. Kremer, Clerk of Council

APPROVED: _____

Date

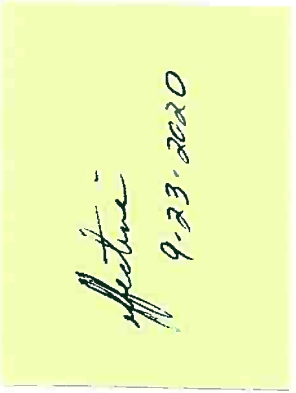
Glenn M. Broska, Mayor

Prepared and approved as to legal content by: Franklin Beni
Franklin Beni, Law Director

Date Submitted to Mayor for Approval: 8/25/2020 Returned: 8/25/2020

packet vote

Sponsored by: Councilman Ring



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BARRETT BROTHERS - DAYTON, OHIO

Form 6220S

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