

ORDINANCE NO. 862

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF ALTON, IOWA, BY REPEALING TITLE IV, CHAPTER 1, ARTICLE 2, SECTION 2.13.

BE IT ENACTED by the City Council of the City of Alton, Iowa:

Section 1: CHAPTER REPEALED. The Code of Ordinances of the City of Alton, Iowa, is amended by repealing Title IV, Chapter 1, Article 2, Section 2.13 by deleting same and adopting the following in lieu thereof:

ARTICLE 22 - OPERATION OF GOLF CARTS ON CITY STREETS

- 22.01 PURPOSE. The purpose of this chapter is to permit the operation of Golf Carts on certain streets in the City, as authorized by Section 321.247 of the *Code of Iowa*, as amended. This chapter applies whenever a golf cart is operated on any street of less than 800 pounds.
- 22.02 DEFINITION. "Golf Cart" means a three or four wheeled recreational vehicle generally used for transportation of person(s) in the sport of golf, that is limited in engine displacement of less than 800 cubic centimeters and total dry weight of less than 800 pounds.
- 22.03 OPERATION OF GOLF CARTS PERMITTED. Golf Carts may be operated upon streets of the City by persons possessing a valid Iowa operator's license and who are at least sixteen (16) years of age. All traffic regulations applicable to the operation of motor vehicles on streets, roads, and highways of the State of Iowa and the City of Alton shall apply to the operation of a Golf Cart on the streets and alleys of the City of Alton.
- 22.04 STREETS. Permitted Golf Carts may be operated upon streets under the jurisdiction and within the corporate city limits of Alton. Golf Carts shall not be operated upon any City street which is a primary road extension or state highway through the City, to wit: US Highway 10. However, Golf Carts may cross such primary road extension or highway at the following intersections: Third Avenue.
- 22.05 OPERATION OF GOLF CARTS. The operator of a Golf Cart shall comply with the following restrictions:
1. Railroad Right-of-Way. Golf Carts shall not be operated on an operating railroad right-of-way. A Golf Cart may be driven directly across a railroad right-of-way only at an established crossing and notwithstanding any other provisions of law may, if necessary, use the improved portion of the established crossing after yielding to all oncoming traffic.

2. Parks and Other City Land. Golf Carts shall not be operated in any park, playground, trail, or upon any other City-owned property (excludes Sioux Golf and Country Club property).
  3. Sidewalk or Parking. Golf Carts shall not be operated upon the public sidewalk or that portion of the street located between the curb line and the sidewalk or property line commonly referred to as the “parking” except for purposes of crossing the same to a public street upon which operation is authorized by this chapter.
  4. Private Property. It is unlawful for any person to operate a Golf Cart on the private property of another without the express permission to do so by the owner or occupant of said property.
  5. Passengers. No Golf Cart shall carry more passengers than the Golf Cart has designed seating for. Passengers must be seated inside the Golf Cart.
  6. Manner. No person shall operate a Golf Cart in a careless, reckless, or negligent manner endangering person or property of another or causing injury or damage to the same.
  7. Traffic Code Observed. Any operator of any Golf Cart must observe all State and Local traffic control regulations and devices and shall not operate at a speed in excess of that posted, nor at any time operate a Golf Cart at a speed greater than is reasonable and proper under the existing conditions.
- 22.06 EQUIPMENT. Golf Carts operated upon City streets shall be equipped with a minimum of the following safety features:
1. Adequate brakes.
  2. Headlights, tail lights, and brake lights.
- 22.07 SPEED. No Golf Cart shall be operated on any City street at a speed in excess of 25 miles per hour, or posted speed whichever is less.
- 22.08 GOLF CART INSURANCE. Financial responsibility required. The owner/operator of every Golf Cart being operated upon the streets and alleys of the City of Alton, Iowa, shall have in effect liability insurance covering operation of the Golf Cart in the same limits, as required of automobiles by the financial responsibility provision of Section 321A, *Code of Iowa*, and shall show proof of same upon request of any law enforcement officer or City official.
- 22.09 PERMITS. Operators of Golf Carts may apply at the Alton City Office for a permit to allow the operation of a Golf Cart on City streets. The fee for the permit and inspection

shall be \$25 for two years. The permit will be issued by the City Administrator or designee. A copy of the permit shall be carried by any operator while operating the Golf Cart. A permit decal shall be affixed to the left side rear fender or similar component.

The permit may be terminated upon finding evidence that the permit holder has violated the conditions of the permit and/or this code chapter. The permittee may request a hearing in front of the City Council to have their permit reinstated, which will be decided in the City Council's sole and absolute discretion. There will be no refund of the permit fee.


22.10 CITY CELEBRATION WAIVER. The permit requirements of Section 22.09 shall be waived for Golf Carts used by officials, workers, and volunteers while carrying out duties related to and during a City Celebration. All such operators must be at least sixteen (16) years of age and possess a valid driver's license.

22.11 ACCIDENT REPORTS. Whenever a Golf Cart is involved in an accident resulting in injury or death to anyone or property damage amounting to one thousand five hundred dollars (\$1,500.00) or more, either the operator or someone acting for the operator shall immediately notify a law enforcement officer and shall file an accident report, in accordance with State law. (*Code of Iowa, Sec. 321.266*)

22.12 PENALTY. In addition to the suspension or revocation of the permit, a person who violates this chapter is guilty of a municipal infraction under Chapter Title III, Chapter 4 of this Code of Ordinances. (*Code of Iowa, Sec. 321.247*)

Passed and approved by the Council the 13th day of October 2020.

1st Reading: Waived  
2nd Reading: Waived  
3rd Reading: October 13, 2020

  
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Brian E. Schutt, Mayor


ATTEST:

  
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Dale Oltmans, City Administrator

The foregoing Ordinance was posted in accordance with the Alton Posting Ordinance, heretofore adopted, in the three following public places:

1. The first floor of the Alton City Hall, Alton, Iowa
2. The lobby of the American State Bank, Alton, Iowa
3. The lobby of the Alton Branch of the United States Post Office, Alton, Iowa

On this 13th day of October 2020.

  
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Dale Oltmans, City Clerk/Administrator