

# ORDINANCE No. 944

## AN ORDINANCE OF THE CITY OF RED LODGE, MONTANA, TO AMEND THE MUNICIPAL CODE PERTAINING TO THE USE OF PUBLIC RIGHTS OF WAY AS GOVERNED IN TITLE 6- MOTOR VEHICLES AND TRAFFIC, CHAPTER 1 - TRAFFIC CODE, SECTION 14 - OPERATION OF GOLF CARTS ON A PUBLIC STREET OR HIGHWAY

**WHEREAS**, 61-8-391 et. seq. of the Montana Code Annotated authorizes the City of Red Lodge to adopt and enforce an ordinance authorizing the use of Golf Carts on a public street or highway under its jurisdiction; and

**WHEREAS**, we are a town with a golf course in a large residential area; and

**WHEREAS**, the City Council of Red Lodge desires to permit the use of Golf Carts to ease travel within City limits; and

**WHEREAS**, the City Council of Red Lodge has found this regulation to promote the public health and safety of the community by allowing slower modes of travel.

### **NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL:**

1. The Municipal Code of the City of Red Lodge, Montana Title 6- Chapter 1- Section 14 is hereby amended as set forth below:

#### Section 6-1-14 OPERATION OF GOLF CARTS ON A PUBLIC STREET OR HIGHWAY

#### Section 14- Operation of Golf Carts on a Public Street or Highway

##### A. Definitions.

1. "Golf Cart" means a motor vehicle that is designed for the use on a golf course to carry a person or persons and golf equipment and that has an average speed of less than fifteen miles per hour.
2. "Person" means an individual, corporation, partnership, association, firm or other legal entity.
3. "Driver" means the operator of a motor vehicle, golf cart, snowmobile, ATC or any other motorized or non motorized mode of transportation.

##### B. Operating Requirements.

1. A person operating a golf cart on a public street shall have a valid driver's license or valid low speed restricted driver's license.  
A golf cart may not be operated on a public street unless it is equipped with:
  - a. At least one and not more than two headlamps;
  - b. at least one taillamp;
  - c. At least one reflector;

- d. Stop lamps;
- e. A horn; and
- f. A mirror that reflects to the driver a view of the roadway.

3. Prior to operation on a public street, the golf cart must be appropriately registered with the Montana Motor Vehicle Division per governing MCA. The registration decal must be displayed visibly on the golf cart at all times of operation.

4. No cart may be driven, operated or controlled:
- a. Without the use of lights as equipped;
  - b. Contrary to any traffic law of the city of Red Lodge or the State of Montana;
  - c. With more people than seats within the vehicle;
  - d. In any area where motor vehicle traffic is prohibited, blockaded or presents hazardous travel, including but not limited to non motorized paths or sidewalks;
  - e. Golf carts are specifically prohibited from operating on public streets for which the posted speed limit exceeds twenty-five miles per hour.

C. Violation - Penalty

The City reserves the right, to issue a citation for a misdemeanor to any person violating a provision of this Chapter and shall be punished by a fine of not more than (\$500.00) five hundred dollars.

2. Effective Date.

This Ordinance shall be effective 30-days after approval of second reading by the City Council of the City of Red Lodge, Montana.

**First Reading** by the Council on the 23<sup>rd</sup> day of October, 2018.


**Second Reading** by the Council on the 13<sup>th</sup> day of November, 2018.

**PASSED and APPROVED** this 13<sup>th</sup> day of November, 2018.

City of Red Lodge

By: 

Bill Larson, Mayor

Attest: 

Loni Hanson, City Clerk