

**ORDINANCE NUMBER 534**

**AN ORDINANCE OF THE CITY OF HIGHLAND, KANSAS, AUTHORIZING THE LIMITED OPERATION OF GOLF CARTS WITHIN THE CORPORATE LIMITS OF SAID CITY; AMENDING A PORTION OF ORDINANCE NO. 484 OF SAID CITY AND REPEALING ANY AND ALL OTHER ORDINANCES OF SAID CITY IN CONFLICT HEREWITH.**

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HIGHLAND, KANSAS:

**SECTION ONE: GOLF CART - LIMITED OPERATION AUTHORIZED.** Except as provided herein, it shall be unlawful for any person to operate, or to allow the operation of, a golf cart within the corporate limits of the City of Highland, Kansas. Golf cart, as defined herein, is the same as that described in Article One, Section One, of the Standard Traffic Ordinance for Kansas Cities, as the same may be amended from time to time; provided, however, if such vehicle is properly designed with two full bench seats, it may be allowed to carry up to six persons, including the driver, if two or more of such persons are 12 years of age or younger and the vehicle is designed to safely carry the total weight of all passengers. The following limited operation of said vehicle is hereby authorized:

- (a) Any such vehicle must be registered with the City of Highland prior to operation. To register, the owner of such vehicle shall make application to the city for a permit to operate such vehicle, providing such information as required by the city on a form proscribed by the city, and shall pay the required fee. Such information shall include the name(s) and address(es) of the owner(s), the vehicle identification number (VIN), and a description of the vehicle make and model. The fee shall be \$5 or as otherwise established by the city from time to time. Upon proper application and payment of such fee, the city shall issue a permit to operate that shall include a sticker that the owner must attach to the rear portion of the vehicle in a conspicuous and visible location. Such permit can be revoked for repeated violations of this ordinance in the sole discretion of the city council and/or municipal judge.
- (b) Operation on the public streets and highways is restricted to persons 16 years of age and older.
- (c) Such vehicles can only be operated on the public streets and highways during the hours between sunrise and sunset, unless equipped with lights as required by law for motorcycles.
- (d) Any such vehicle shall be equipped with properly functioning brakes and steering mechanism, functioning tail lights or readily visible red reflectors on the rear, and a mirror so located as to reflect to the driver a view of the highway to the rear of the vehicle.
- (e) Persons shall ride on such vehicles only upon the permanent and regular seats attached thereto, and the operator shall only transport the number of persons the vehicle is designed to carry. No operator shall transport any person or object that will interfere with the safe operation or control of the vehicle.
- (f) Such vehicles must be covered by liability insurance for bodily injury and property damage, and such coverage shall be in an amount not less than the minimum policy amounts for such coverage as required by Kansas law for insured vehicles of the same type, if applicable. Failure to obtain and/or continue insurance coverage will result in cancellation of the permit to operate.

- (g) All such permitted operation shall be in an otherwise safe and responsible manner, subject to all traffic laws and rules of the road, including those in the Standard Traffic Ordinance for Kansas Cities, as the same may be amended from time to time.

**SECTION TWO: STO PROVISIONS.** Any terms or provisions of the Standard Traffic Ordinance for Kansas Cities relating to golf carts that are in conflict herewith shall not be applicable, including Section 114.4 thereof, as the same may be adopted, amended and in effect from time to time in the city.

**SECTION THREE: PENALTY.** Any person convicted of a violation of this ordinance shall be subject to penalty as provided in Article 20, Section 201 of the Standard Traffic Ordinance for Kansas Cities, as adopted by the City of Highland, Kansas, or such other general penalty section of said STO in replacement thereof, as the same may be amended from time to time.

**SECTION FOUR: REPEALER.** Section TWO of Ordinance No. 484 of the City of Highland, Kansas, and all ordinances and parts of ordinances of said City in conflict herewith, are hereby repealed.

**SECTION FIVE: EFFECTIVE DATE.** This ordinance shall be in full force and effect upon publication, in summary form, in the official city newspaper, and as otherwise authorized by law.

Passed by the governing body and approved by the Mayor of the City of Highland, Kansas, this 12<sup>th</sup> day of October, 2016.

  
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Scott Sisk, Mayor

ATTEST:

  
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Joann/Karn, City Clerk (SEAL)