

ORDINANCE #15-2012

AN ORDINANCE ESTABLISHING CHAPTER 343 UNDER TITLE FIVE-VEHICLES OF THE CODIFIED ORDINANCES FOR THE VILLAGE OF WOODVILLE, SANDUSKY COUNTY, OHIO RELATIVE TO THE OPERATION OF GOLF CARTS (UNDERSPEED VEHICLES AKA USV) AND LOWSPEED VEHICLES (AKA LSV) WITHIN THE VILLAGE'S CORPORATION LIMITS

WHEREAS, members of the community have expressed a desire to operate golf carts within the corporation of the Village of Woodville, Sandusky County, Ohio (hereinafter referred to as the "Village"); and

WHEREAS, the use of golf carts on Village streets creates an issue of safety and public concern; and

WHEREAS, the Council for the Village desires to regulate the use of golf carts within the Village of Woodville, Ohio.

NOW THEREFORE BE IT ORDAINED by the Council for the Village of Woodville, Sandusky County, Ohio:

SECTION 1. That there is hereby enacted Section 343 under Title Five- Vehicles, of the Codified Ordinances of Woodville, which shall read as follows:

343 GOLF CARTS (USV)

343.01 DEFINITIONS

343.02 INSPECTION OF GOLF CARTS

343.03 OPERATION OF GOLF CARTS

343.04 PENALTY

343.01 DEFINITIONS

- (a) "Vehicle's" has the same meaning as set forth in Ohio R.C. 4501.01 (A)
- (b) "Motor Vehicle" has the same meaning as set forth in Ohio R.C. 4501.01 (B)
- (c) "Operator" has the same meaning as set forth in Ohio R.C. 4501.01 (X)
- (d) "Golf cart" or "Under-speed Vehicle" or USV is a motor vehicle as that term is defined under Ohio R.C. 4501.01 (B)
- (e) "Low-speed Vehicle" or LSV is a motor vehicle as that term is defined under Ohio R.C. 4501.01 (B)

343.02 INSPECTION OF GOLF CARTS (USV)

- (a) No person shall operate a USV on the streets within the Village of Woodville unless the USV has been inspected and approved by the Chief of Police or his/her designee for the compliance with the State of Ohio's statutory requirements that are applicable to motor vehicles. Appointments for inspections can be scheduled

through the Police Department. The owner or operator of any USV shall be required to pay an inspection fee of \$20.00 (twenty dollars).

- (b) If the Chief of Police or his/her designee determines that the USV complies with the minimum State of Ohio statutory requirements applicable to motor vehicles, the Police Department shall authorize the Sandusky County Clerk of Courts to issue an Ohio Certificate of Title to the USV using the inspection sheet with a valid permit number. A copy the inspection sheet is attached to this Ordinance as "Exhibit A."
- (c) The Police Department will inspect USV(S) for the Village of Woodville upon appointment. Appointments must be made in advance. All requests for inspection will be forwarded to the Chief of Police.
- (d) Appointments will be scheduled according to the designated officer's schedule.
- (e) USV(S) must be inspected, titled, and registered in order to operate on a public street or property (OAC 4501:2-1-02 and 4513).
- (f) LSV(S) have a minimum speed of 20 miles per hour and a top attainable speed of 25 miles per hour and come pre-approved by the National Traffic Highway Safety Administration (NTHSA). LSV(S) do not need to be inspected as they come with a manufacturer's certificate of origin and will be permitted to receive a title without approval from the Village.
- (g) Permits issued by an outside venue for a USV will not be given reciprocity in the Village.

343.03 OPERATION OF GOLF CARTS (USV)

- (a) While operating a USV or LSV on the streets within the Village, any owner or operator shall comply with any and all laws pertaining to motor vehicles including, without limitation, safety requirement and insurance requirements.
- (b) While a USV is being operated on the streets of the Village, it shall at all times be in compliance with the requirements of the USV Inspection Sheet.
- (c) No person shall operate a USV or LSV upon any street in the Village where the posted speed limit is greater than 35 miles per hour.
- (d) No person shall operate a USV or LSV upon that portion of U.S. Route 20 located within the Village limits.
- (e) For safety purposes the operator of a USV or LSV shall cross U.S. Route 20 ONLY at intersections where a traffic light is located.
- (f) Lap belts shall be properly installed and available with respect to each seating position located on a USV. There shall be no more than two (2) seating positions in any row of seating on a USV. All persons shall wear lap belts while operating or riding in a moving USV on a public roadway.
- (g) Shoulder belts shall be properly installed and available with respect to each passenger seating position located on a USV or LSV when a child restraint is in use. Rear-facing child restraint seats are NOT permitted on a USV or LSV.
- (h) The driver of any USV or LSV shall be responsible for ensuring that all passengers are in compliance with any child restraint law in effect for motor vehicles.

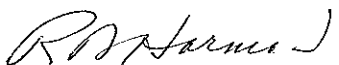
- (i) The person(s) operating a USV or LSV must have a valid operator's license (ORC 4510.12) and show proof of insurance on the USV or LSV (ORC 4509.101) while on the public streets of the Village.
- (j) Any USV or LSV approved for operation on the streets of the Village shall have no less than four (4) wheels.
- (k) No USV or LSV shall be operated on any sidewalk, except to cross the sidewalk.
- (l) No USV or LSV shall be stored or kept for more than two (2) hours on the grassy portion of a residential property.
- (m) No USV or LSV shall be stored or kept on the boulevard in the Village.
- (n) A USV and LSV must operate within two (2) feet of the right side curb and yield to all other passing motor vehicles.
- (o) Any USV or LSV that has been modified for equipment or increased/decreased speed and no longer meets the criteria after inspection and approval will be immediately denied further operation and become subject to a citation.
- (p) USV(S) and LSV(S) are considered seasonal vehicles. Due to the possibility of an accident, the use of such vehicles will be strictly prohibited from operation when the roadways are snow or ice covered.
- (q) Operators of golf carts (USV) must follow all motor vehicle laws. Golf carts (USV) and operators not complying with the Ohio Revised Code (ORC) and the Code of Federal Regulations (CFR) subject themselves to citation and/or impoundment at their expense.
- (r) The Village has implemented this ordinance in conjunction with the ORC and OAC.

343.04 PENALTY

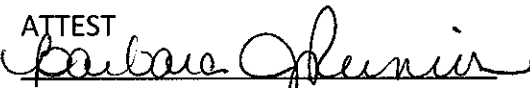
Whoever violates this Chapter is guilty of a minor misdemeanor on a first offense; on a second offense within one (1) year after the first offense, the person is guilty of a misdemeanor of the fourth degree; for a third or subsequent offense within one (1) year after the first offense the person is guilty of a misdemeanor of the third degree.

SECTION 2. That it is hereby found and determined that all formal actions by this Council or any of its committees relative to the passage of this Ordinance were taken in meets open to the public in full compliance with all applicable legal requirements, including Section 121.22 of the Ohio R.C.

SECTION 3. That this Ordinance shall be in effect at the earliest period allowed by law.


Richard A. Harman, Mayor

1st Reading: 8/27/12
Suspension of Rules:
2nd Reading Yeas: 9/10/12
3rd Reading Nays: 9/24/12 Tabled

ATTEST

Barbara J. Runion, Fiscal Officer

Passage: 10/8/12
Yeas: 6
Nays: 0

PERMIT # _____

WOODVILLE POLICE DEPARTMENT
219 W. Main Street, Woodville, Ohio 43469
Phone: 419-849-2211

Golf Cart – Underspeed Vehicle Inspection Sheet & Permit

Name:		Date:	
Phone:		Cell:	
Address:		State:	Zip:
USV Make:		Model:	
Manufacturer:			

Yes	No	Must have a valid driver license (ORC 4510.12)
Yes	No	Must have proof of insurance (ORC 4509.101)
Yes	No	Must have a least one working brake light (ORC 4513.071)
Yes	No	Must have a rear view mirror (ORC 4513.23)
Yes	No	Must have a windshield (ORC 4513.24 and OAC 4501:2-1-04)
Yes	No	Must have a working horn (ORC 4513.21)
Yes	No	Must have two working headlights (ORC 4513.04)
Yes	No	Must have a license plate light (ORC 4513.05)
Yes	No	Must have directional signals (ORC 4513.261)
Yes	No	Must have at least one working taillight (ORC 4513.05)
Yes	No	Must have lap/shoulder belts for each seating position
		Must have license plates displayed (ORC 4503.21) *After inspection
Yes	No	Must have working brake (ORC 4513.20 A & B)
Yes	No	USV speed not greater than 20 miles per hour (49CFR571)

What to do before the USV Inspection is completed:

*Prior to obtaining an inspection from the Police Department, you must obtain a receipt from the Fiscal Officer's office and pay a \$20.00 fee for the inspection. After you pay the fee, call the Police Department and make an appointment for an inspection. Once your inspection has been completed, approved, and you receive a permit number, take your inspection sheet and bill of sale or proof of ownership of your USV to the Sandusky County Title Office in Fremont, Ohio to obtain an Ohio Title. Take your new Ohio Title to the Ohio Bureau of Motor Vehicles and obtain a registration and license plates and attach your plates to your USV. *Your registration and this permit must be present in your USV at all times while operating in the Village. A new inspection will be required each year to ensure that no modification's have been made to the USV which would keep the USV from compliance with ORC, OAC, or CFR.*

I acknowledge that failure to have a valid driver license, any modification for equipment or increased/decreased speed, or no longer meeting the criteria after inspection and approval will be subject me to impoundment of my USV, denied further operation, and subject me or any unlicensed driver to a citation.

Officer Signature:	Applicant Signature:
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