

AN ORDINANCE OF THE CITY COUNCIL OF HURRICANE, UTAH ADDING SECTION 7-1-9 TO THE HURRICANE CITY CODE GOVERNING GOLF CARTS.

WHEREAS the City Council of Hurricane, Utah desires to add Section 7-1-9 of the Hurricane City Code governing Golf carts on streets, sidewalks, and public ways;

WHEREAS the City Council of Hurricane, Utah is authorized pursuant to Utah Code Annotated section 10-8-30 to regulate the movement of traffic on City streets and public places;

WHEREAS the City Council of Hurricane, Utah is authorized pursuant to Utah Code Annotated section 10-6a-1510 to regulate Golf carts;

WHEREAS the City Council deems this amendment necessary and desirable for the preservation of the general health, safety, and welfare of the residents of Hurricane,

BE IT HEREBY ORDAINED that Section 7-1-9 of the Hurricane Code is added, as follows:

Sec. 7-1-9. Golf Carts.

A. *Definitions.* For purposes of this section, the following definitions apply:

"Golf cart" means a device that: (i) is designed for transportation by players on a golf course; (ii) has not less than three wheels in contact with the ground; (iii) has an unladen weight of less than 1,800 pounds; (iv) is designed to operate at low speeds; and (v) is designed to carry not more than six persons including the driver. "Golf cart" does not include: (i) a low-speed vehicle or an off-highway vehicle; (ii) a motorized wheelchair; (iii) an electric personal assistive mobility device; (iv) an electric assisted bicycle; (v) a motor assisted scooter; (vi) a personal delivery device, as defined in Utah Code Annotated Section 41-6a-1119; or (vii) a mobile carrier, as defined in Utah Code Annotated Section 41-6a-1120.

B. *Authorization of Golf Carts.* Subject to the restrictions and regulations of this section, Golf carts may be operated by persons on public land, streets, and highways under the jurisdiction of Hurricane City.

C. *Restrictions on Operations.*

1. Only persons 18 years of age or older may operate a Golf cart on any public land, street, or highway within the City.
2. Golf carts shall not be operated at a speed in excess of 25 miles per hour.
3. Golf carts shall only be operated during daylight hours unless equipped with head and taillights.
4. Golf carts shall not carry any more than the number of individuals for which the Golf cart was originally manufactured, with only one person per seat.

D. *Restrictions on Areas of Use.*

1. Golf carts shall not be operated on a City street or highway with a speed limit greater than 35 miles per hour.
2. Golf carts are not permitted to travel across or along State Route 7, State Route 9, State Route 59, State Route 318, or roadways with more than two lanes of traffic, but golf carts are permitted to cross these State Routes and roadways via overpasses/underpasses or at intersections controlled by stoplights.

E. *Traffic Regulations.*

1. Golf carts are subject to alcohol, Driving Under the Influence, and open container laws of Utah Code Annotated Section 41-6a-526 whenever the Golf cart is moving, stopped, or parked on any City street or highway, with the exception that occupants of a Golf cart operating within a designated golf cart path at the Sky Mountain Golf Course, the Sand Hollow Golf Course, or the Copper Rock Golf Course are exempt from the open container laws of Utah Code Annotated Section 41-6a-526(3).
2. Except as otherwise provided in this section, Golf carts shall comply with the same requirements as a bicycle for traffic rules pursuant to Utah Code Annotated, Title 41, Chapter 6a, Traffic Code.

F. *Street-Legal Golf Carts.* Golf carts that have been modified to be street legal and to meet all requirements of the Utah Code to operate on highways of the state are exempt from the restrictions of this section, subject to the following restrictions:

- a. All Utah Code provisions applicable to the licensing, insuring, registration, and operation of such vehicles shall apply.
- b. Golf carts shall not be operated on a City street or highway with a speed limit greater than 35 miles per hour.
- c. Golf carts are not permitted to travel across or along State Route 7, State Route 9, State Route 59, or State Route 318, but Golf carts are permitted to cross these State Routes via overpasses/underpasses or at intersections controlled by stoplights.

PASSED AND APPROVED this 16 day of June, 2022.



Hurricane City

Nanette Billings
Nanette Billings, Mayor

Attest:

Cindy Beteag
Cindy Beteag, City Recorder

The foregoing Ordinance was presented at a regular meeting of the Hurricane City Council held at the Hurricane City Office Building on the 16 day of June 2022. Whereupon a motion to adopt and approve said Resolution was made by Kevin Thomas and seconded by David Hirschi. A roll call vote was then taken with the following results:

	Yea	Nay	Abstain	Absent
Joseph Prete	—	<u>X</u>	—	—
David Sanders	—	<u>X</u>	—	—
David Hirschi	<u>X</u>	—	—	—
Kevin Thomas	<u>X</u>	—	—	—
Doug Heideman	<u>X</u>	—	—	—

Cindy Beteag
Cindy Beteag, Recorder