

**ORDINANCE ADDING SECTION 5.04 TO THE CITY CODE OF THE  
CITY OF TRIMONT RELATING TO THE OPERATION OF MOTORIZED  
GOLF CARTS ON PUBLIC STREETS AND ROADWAYS OF THE CITY**

The City Council of the City of Trimont does ordain:

Section 1. That the Trimont City Code be amended by adding a new Section 5.04 to read as follows:

Section 5.04 **Use and Operation of Golf Carts on Public Streets**

Subdivision 1. **Adoption by Reference of Minnesota Statute**

Except as herein specifically addressed or modified the provisions of Minnesota Statutes Section 169.045 are hereby incorporated by reference.

Subdivision 2. **Motorized Golf Carts on City Streets.**

**Purpose.**

- A. The State of Minnesota has authorized the use of golf carts on designated roadways within a City on streets under their jurisdiction and authorized by the City through its ordinances.
- B. The City Council of the City of Trimont sees the need to limit the availability of access to City streets and roadways using golf carts to persons who are over the age of 16, who have possessed a valid driver's license in the past, or currently possess a valid driver's license, and/or physically disabled as herein defined, consistent with this ordinance and all other laws and regulations applicable, making it difficult or impossible for the person to operate a standard motor vehicle, without modifications to the vehicle.
- C. The City of Trimont grants a special exemption to the Trimont Health Care Center for access to designated streets and highways for the transportation of residents to the downtown area of Trimont by use of motorized golf carts consistent with this ordinance and all other laws and regulations that apply.

Subdivision 3. **Definitions of Physically Disabled.**

To be eligible for a golf cart permit the applicant must document that operating a standard vehicle without modifications would be difficult or impossible. Complete and accurate information regarding the disability

must be provided. Failure to provide complete and accurate information may result in the cancellation of the permit. A physician's statement deeming the applicant capable of operating a golf cart may be required prior to the issuance of a permit.

Subdivision 4. **Issuing Officer.**

The City Clerk shall authorize the issuance of all permits and shall determine the streets or roadways of operation and the hours of operation if more restrictive than state statute and deemed necessary for public safety reasons and may recommend the denial of the permit if the applicant's driving status is revoked, suspended, or cancelled for prior violations. The Chief of Police may revoke a permit at any time upon finding that the holder has violated any of the provisions of this ordinance or Minnesota Statutes Chapter 169 or if there is any evidence that the permit holder cannot safely operate the motorized golf cart.

Subdivision 5. **Requirements for Permit.**

Reapplication for a permit shall be made in a form supplied by the City of Trimont and shall contain the information listed below. All permits shall be issued for a specific golf cart and a specific individual. The permit shall be carried in the vehicle, indicating the number and year for which issued.

- A. All motorized golf carts, and their drivers, must carry liability insurance at all times when operating on a public street or roadway. A certificate of insurance must be provided at the time of permit application.
- B. Model name, make, year and serial number of the motorized golf cart is required.
- C. Name and address of the applicant, nature of applicant's physical disability, and current driver's license or reason for not having a current driver's license is required.
- D. The applicant may be required to submit a physician's statement stating the applicant is able to safely operate a motorized golf cart on designated streets or roadways.
- E. The applicant shall present a certificate signed by a competent and experienced mechanic indicating the golf cart is in good mechanical condition, complete with rear view mirror, lights, including brakelights, headlights and turn signals, brakes and a slow moving vehicle emblem and that it is safe for transportation.

of passengers.

- F. The annual permit fee shall be determined by the Trimont City Council and must be paid prior to issuance of the permit. The permit fee may be adjusted upon annual review by the Council and set by resolution.

Subdivision 6. **Other Requirements.**

- A. Motorized golf carts must display the slow moving vehicle emblem Provided for in Minnesota Statutes 169.522 when operating the vehicle on a public street or roadway.
- B. Every operator has all the rights and duties applicable to the driver of any other vehicle under the provisions of M.S. Chapter 169 except when these provisions cannot reasonably be applied to motorized golf carts and except as otherwise provided in M.S. 169.045, Subd. 7.
- C. Motorized golf carts may only be operated on streets and roadways as designated on the permit authorized by the City Council. The operator may cross any highway intersecting a designated street or roadway.
- D. Hours of permitted operation shall be from sunrise to sunset. Operation of a golf cart shall not be permitted during inclement weather or when visibility is impaired by weather, smoke, fog or other conditions, or at any time wherein there is insufficient light to clearly see persons and vehicles on the street or roadway at a distance of 500 feet.
- E. If a licensed golf cart is disabled through mechanical failure or for needed repairs, the permit may be temporarily transferred to another golf cart for a seven day period, but only upon verification of mechanical condition and insurance coverage of the substitute vehicle.

Subdivision 7. **Assumption of Liability.**

Nothing in this ordinance shall be construed as an assumption of liability by the City for injuries to persons or property which may result from the operation of any motorized golf cart by a permit holder or the failure by the Chief of Police to revoke a permit.

Subdivision 8. **Violations and Penalties.**

Any person violating a provision of this ordinance shall be guilty of a petty misdemeanor.

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Kevin Kuehl, Mayor

Introduced: August 16, 2004

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