

ORDINANCE # 2017-02-02(B)

TITLE: AN ORDINANCE AMENDING ORDINANCE # 17-2012-5

The Town Council of the Town of Mantua has determined that to be in conformance with the traffic code of the State of Utah, ordinance # 17-2012-5 Section 12 is amended to read:

12. Any person violating this Ordinance shall be guilty of an infraction. The fine for which shall be \$50 for each occurrence.

ADOPTED AND PASSED BY THE Town Council of the Town of Mantua, Utah this 2nd day of FEBRUARY, 2017.

ATTEST:

TOWN OF MANTUA



Jan Palmer, Town Recorder



Michael Johnson, Mayor

ORDINANCE NO. 17-2012-5

WHEREAS, the Town Council of the Town of Mantua, Utah, has adopted and passed the Ordinances of the Town of Mantua, which Code continues in full force and effect, as it has been amended from time to time; and

WHEREAS, the use of golf carts on Town streets and roads has increased and the Town desires to adopt an Ordinance requiring the registration of golf carts and providing for the regulation of the operation of golf carts on the streets and roads of Mantua Town; and

WHEREAS, the Town of Mantua has determined that it would be in the best interests of and promote the welfare of its residents if said Ordinance was added to the Ordinances of the Town of Mantua.

NOW, THEREFORE, the Town Council of Mantua Town, Utah, hereby adopts, passes and publishes the following:

AN ORDINANCE REQUIRING THE REGISTRATION OF GOLF CARTS AND ADOPTING REGULATIONS FOR THE OPERATION OF GOLF CARTS ON THE STREETS AND ROADS OF MANTUA TOWN.

BE IT ORDAINED by the Town Council of the Town of Mantua, Utah as follows:

GOLF CARTS

1. Definitions.

(a) "Golf Cart" means a small, battery-powered, gas/diesel-powered or other motorized three- or four-wheel vehicle generally used for transporting one or two golfers and their equipment around a golf course, and which may also be used on the streets and roads of Mantua Town for transporting one or two persons and personal property.

(b) "Motor vehicle" means every vehicle which is self-propelled, including a golf cart.

(c) "Operate" means to cause a golf cart to function and/or run by the person who is in actual physical control of a golf cart.

(d) "Operator" means a person, other than a person with a security interest, having a property interest in or title to a golf cart and/or entitled to the use and possession of the golf cart.

(e) "Owner" means a person, other than a person with a security interest, having a property interest in or title to a golf cart and/or entitled to the use and possession of the golf cart.

(f) "Register" means the act of assigning a registration number to a golf cart.

(g) "Street or highway" means the entire width between boundary lines of every way or place of whatever nature, when any part of it is open to the use of the public for vehicular travel.

2. Registration of Golf Carts.

(a) All golf carts operated on the streets of Mantua Town shall be titled and registered with the State of Utah as required by Section 41-22-3, Utah Code Annotated, et seq., or other applicable section of the Utah Code for motor vehicles.

(b) All golf carts operated on the streets of Mantua Town shall be registered with Mantua Town. The owner or other person operating a golf cart on the streets of Mantua Town shall file an application for registration with the Mantua Town Recorder and Mantua Town shall register all golf carts operated on the streets of Mantua Town, provided all requirements for registration have been met. Each application for registration of a golf cart shall be accompanied by: evidence of ownership, certificate of registration by the state, Mantua Town registration fee and proof of motor vehicle insurance as required by law.

(c) Upon proper application, the Mantua Town Recorder shall issue a Mantua Town registration sticker which shall be affixed to the registered golf cart and clearly visible at all times. The registration sticker issued shall be valid for one (1) calendar year, or part of the calendar year, if application is made and the sticker issued after January 1 of any calendar year. Each golf cart registration shall expire on December 31 of each calendar year. Each golf cart owner shall obtain a new registration sticker for each and every calendar year during the month of December for the next calendar year.

(d) The Mantua Town registration fees shall be in the amounts set by the Town Council for Mantua Town residents and for non-residents, in the Town's fee schedule for OHV's or other approved, official/master fee schedule. Such fees may be changed by the Town Council by resolution amending said fee schedule for OHV's or other approved, official/master fee schedule.

3. Any person operating a golf cart on the streets of Mantua Town and registered pursuant to this ordinance is subject to the provisions of Mantua Town Traffic Ordinances as set forth in Section 41-6a-101, Utah Code Annotated, et seq.

4. Any operator of a golf cart operated on the streets of Mantua Town must be a licensed driver pursuant to the laws of the State of Utah under Section 41-1a-101, Utah Code Annotated, et seq.

5. Any golf cart operated on the streets of Mantua Town cannot be altered from its original manufacturer's condition.

6. Any golf cart registered under this Ordinance shall be equipped with:

(a) brakes adequate to control the movement of and to stop and hold the golf cart