

**CITY OF MONTROSE  
ORDINANCE 2020-008**

AN ORDINANCE OF THE CITY OF MONTROSE, SD, AMENDING THE REVISED MUNICIPAL ORDINANCES OF THE CITY OF MONTROSE BY AMENDING CHAPTER 7, TRAFFIC CODE.

BE IT ORDAINED BY THE CITY OF MONTROSE, SD:

*Section 1. That the Revised Municipal Ordinances of the City of Montrose is hereby amended to include Section 7.09 which reads as follows:*

**CHAPTER 7.09 – GOLF CARTS**

7.0901 Definitions. For purposes of this Chapter, the following words shall have the following meanings:

- A. “Golf Cart” - A four wheeled vehicle originally and specifically designed and intended to transport one or more individuals and golf clubs for the purpose of playing the game of golf on a golf course. (SDCL 32-14-13)
- B. “Owner” – Any person having legal title, an ownership interest in, or who is entitled to the use or possession of a golf cart.
- C. “Operator” – Any person who is operating or otherwise in physical control of a golf cart.

7.0902 Driver’s License Required. Any person operating a golf cart on any public street within City shall hold either a valid driver’s license or learner’s permit issued by the State of South Dakota or another jurisdiction. No golf cart permit shall be issued by the Finance Officer to any person that fails to meet this requirement.

7.0903 Insurance and Permit Required.

- A. Proof of financial responsibility, as provided in SDCL 32-25, is required for all golf carts operated on public streets within the City.
- B. No person shall operate a golf cart on any street or highway within the City without having first obtained a golf cart permit from the Finance Officer. At a minimum, the permit application form shall require the following information: the applicant’s name, contact information, a copy of the applicant’s driver’s license or learner’s permit, proof of financial responsibility, and the make, model, and serial number of the golf cart for which the permit is sought. Upon receipt of an application, the Finance Officer shall review it and either: (1)

inform the applicant in writing of the specific reasons why the application is incomplete or (2) deem the application complete and issue the golf cart permit.

- 7.0904 Application Fee. The fee for a golf cart permit shall be established by resolution of the City Council.
- 7.0905 Permit Term/Expiration. A golf cart permit shall be valid only for the year in which it is issued. For purposes of this section, a year begins February 1<sup>st</sup> and ends January 31<sup>st</sup>.
- 7.0906 Transfer. A golf cart permit shall not be transferred from either one (1) golf cart to another or from the permittee to a new owner. A permit issue for a golf cart that is no longer in use shall be surrendered to the City or destroyed.
- 7.0907 Revocation. A permit issued pursuant to this Chapter may be revoked by the Finance Officer if he or she determines the licensee has violated any applicable provisions of this code, state law, local ordinance, or for other good cause including, but not limited to, providing false information on the permit application or failing to maintain the required financial responsibility.
- 7.0908 Slow Moving Emblem Required. A slow-moving vehicle emblem shall be mounted on the rear of a golf cart in such a position and condition as to be clearly visible. (SDCL 32-14-14)
- 7.0909 Golf Cart Operation.
- A. No person may operate a golf cart on a state or county highway located within the City except for crossing from one (1) side of the highway to the other. A golf cart may cross the highway at a right angle but only after stopping and yielding the right-of-way to all approaching traffic and crossing as closely as possible to an intersection or approach. (SDCL 32-14-15)
  - B. No person may operate a golf cart within the City on a public street during the time between one-half (1/2) hour after sunset and one-half (1/2) hour before sunrise unless the golf cart is equipped with a rearview mirror, horn, headlights, tail lights, and brake lights.
  - C. The operator of a golf cart shall comply with all municipal and state regulations related to the operation of motor vehicles on public streets and highways.
- 7.0910 Violation. A violation of this Chapter is a Class 2 Misdemeanor and shall be punishable by a fine of up to and not exceeding \$100.00.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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Mayor

ATTEST:

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Finance Officer

Seal

First Reading: August 11, 2020

Second Reading & Adoption: September 8, 2020

Publication: September 11, 2020

Effective Date: October 1, 2020

Published once at the approximate cost of \_\_\_\_\_.