

## ORDINANCE 217

### AN ORDINANCE PERMITTING THE OPERATION OF GOLF CARTS ON STREETS IN THE CITY OF AGENCY, IOWA.

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY  
OF AGENCY, IOWA, AS FOLLOWS:

**SECTION 1: That CHAPTER 10, SECTION 10.02 BE ADDED to the Code of Ordinances of the City of Agency, is hereby amended, to read as follows:**

#### **Sections:**

**10.020.010 Purpose:** The purpose of this Chapter is to permit the operation of Golf Carts on streets in the City as authorized by Section 321.247 of the Code of Iowa, as amended. This Chapter applies whenever a Golf Cart is operated on any street or alley, subject to those exceptions stated herein.

**10.020.020 Operation of Golf Carts Permitted:** Golf Carts may be operated upon the streets of the City by persons possessing a valid Iowa operator's license and at least sixteen (16) years of age, except as prohibited in Section 02.030 of this Chapter.

**10.020.030 Equipment:** Golf Carts operated upon City streets shall be equipped with at least the following:

1. A slow moving vehicle sign.
2. A bicycle safety flag, the top of which shall be a minimum of five (5) feet from ground level.
3. Golf Carts operated on City streets shall be equipped with adequate brakes.

**10.020.040 Hours:** Golf Carts may be operated on City streets only between Sunrise to Sunset, unless equipped with headlights and working brake lights.

**10.020.050 Speed:** No Golf Cart shall be operated on any City street at a speed in excess of 25 miles per hour.

**10.020.060 Permits:** No person shall operate a Golf Cart on any Public Street, or Alley for any purpose unless the Operator possesses a City of Agency Permit to operate a Golf Cart on City streets issued by the Agency City Clerk.

1. Golf Cart owners may apply for a permit from the Agency City Clerk on forms provided by the City.
2. The Clerk shall NOT issue a permit until the owner/operator has provided the following:
  - A. Evidence that the operator is at least 16 years of age and possesses a Valid Iowa Driver's License.
  - B. Proof owner/operator has Liability Insurance covering the Operation of Golf Carts on City streets.

3. The Operator of a Golf Carts shall display the Agency Permit Sticker prominently on a rear fender or similar component on the Golf Cart.
4. All Permits issued shall uniquely Identify the Name and Address of the owner/operator.
5. The fee for such Permits shall be \$5.00 for each calendar year.

**10.020.070 Violations:** Each violation of the Chapter shall be a simple misdemeanor punishable by a fine of at least \$65.00 but no to exceed \$625.00 and the Court may order imprisonment not exceed 30 days in lieu of a fine or in addition to a fine (Iowa Code Section 903.1(a). In addition, the City shall suspend the permit to operate a Golf Cart on City streets for 30 days for the 1<sup>st</sup> offense; 60 days for the 2<sup>nd</sup> offense; and permanent revocation for the 3<sup>rd</sup> offense occurring within a calendar year for any violation of this Chapter or any traffic laws of the City or the State of Iowa.

**SECTION 2: WHEN EFFECTIVE:** This Ordinance shall be effective upon its passage and publication as required by law.

Passed and Approved on the **First Reading** by the City Council of the City of Agency, Iowa this 11<sup>th</sup> day of September, 2014.

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**Mayor, Kevin Snyder**

**Attest:**

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**Cynthia VanAntwerp, City Clerk**

Passed and Approved on the **Second Reading** by the City Council of the City of Agency, Iowa this 9<sup>th</sup> day of October, 2014.

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**Mayor, Kevin Snyder**

**Attest:**

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**Cynthia VanAntwerp, City Clerk**

Passed and Approved on the **Third Reading** by the City Council of the City of Agency, Iowa this 13<sup>th</sup> day of November, 2014.

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**Mayor, Kevin Snyder**

**Attest:**

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**Cynthia VanAntwerp, City Clerk**

