

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING SECTIONS 11-2-3 and 11-2-4 OF CHAPTER 11-2 OF TITLE 11 OF THE ROCHESTER CODE OF ORDINANCES RELATING TO MOTORIZED GOLF CARTS.

THE COMMON COUNCIL OF THE CITY OF ROCHESTER ORDAINS:

Section 1. Section 11-2-3 of Chapter 11-2 of Title 11 of the Rochester Code is hereby amended to read as follows:

**Sec. 11-2-3. Operator permits.**

- (a) Persons wishing to operate motorized golf carts on public roadways must obtain a permit application from the city clerk. Permits shall be valid for ~~one year~~ two years from the date of issuance.
- (b) Conditions for issuance of a permit are as follows:
  - (1) Applicant must possess a valid driver's license issued by the state or some other state or foreign country.
  - (2) If the applicant is physically disabled, the applicant must submit a certificate signed by a licensed physician that the applicant is able to operate a motorized golf cart on the roadways designated.
  - (3) Applicant must either:
    - (i) Submit a written description of the route which the applicant proposes to take from the place where the motorized golf cart is garaged to the golf course where the applicant intends to use the motorized golf cart; or
    - (ii) Indicate that the golf cart will only be operated on City streets with a speed limit of 25 miles per hour or less.
  - (4) Applicant must submit ~~a signed affidavit~~ evidence asserting that the motorized golf cart to be used has been equipped with a rearview mirror and a slow moving vehicle sign emblem.
  - (5) Applicant must submit ~~a signed affidavit~~ evidence that the motorized golf cart is covered by insurance.
  - (6) If the applicant is requesting to operate the motorized golf cart between sunset and sunrise, applicant must submit evidence that it is equipped with original equipment headlights, taillights, and rear-facing brake lights.
- (c) If an applicant satisfies the above described conditions, the city shall issue a permit. Motorized golf carts that are part of the City's fleet operated by City employees in the scope of their work duties are exempt from paragraph (a).

Section 2. Section 11-2-4 of Chapter 11-2 of Title 11 of the Rochester Code is hereby amended to read as follows:

**Sec. 11-2-4. Operating regulations.**

- (a) A person who has been granted a permit shall have evidence of the permit in possession while operating the motorized golf cart.
- (b) Motorized golf carts shall only be operated on the specific roadways which shall be approved for use by resolution of the city council. Operators may cross any street or highway which intersects a designated roadway. Roadways with speed limits higher than 25 miles per hour which are approved shall be listed on the permit issued to the operator. ~~In addition, a list of permit holders and the roadways on which they may drive their motorized golf carts shall be kept on file in the office of the city clerk.~~
- (c) Motorized golf carts may only be operated from sunrise to sunset, unless equipped with original equipment headlights, taillights, and rear-facing brake lights. Motorized golf carts may not be operated during inclement weather or when visibility is impaired by weather, smoke, fog or other conditions or when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of 500 feet.
- (d) Motorized golf cart operators must obey all traffic laws while operating a motorized golf cart which can reasonably be applied to motorized golf carts. However, Minn. Stats. ch. 168, dealing with motor vehicle licensing provisions, shall not apply. In addition, with the exception of Minn. Stats. § 169.70 requiring a rearview mirror, laws governing vehicle equipment also shall not apply.

Section 3. This ordinance shall become effective from and after its publication.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF

ROCHESTER, MINNESOTA, THIS \_\_\_\_\_

ATTEST: *Kelly G. Scott*  
CITY CLERK

*Beards*  
PRESIDENT OF SAID COMMON COUNCIL



APPROVED THIS \_\_\_\_\_

*Kim Norton*  
MAYOR OF SAID CITY