

# ORDINANCE # 46

## GOLF CART ORDINANCE

### STATE OF WISCONSIN

Town of Namakagon

Bayfield County

#### SECTION I – TITLE AND PURPOSE

The title of this ordinance is the Town of Namakagon Golf Cart Ordinance. The purpose of this ordinance is for the Town of Namakagon to regulate the use of golf carts in the Town of Namakagon.

#### SECTION II – AUTHORITY

The Town Board of the Town of Namakagon has the specific authority under s. [175.25](#), Wis. stats., and general authority under its village powers under s. [60.22](#), Wis. stats., to adopt this ordinance.

#### SECTION III – ADOPTION OF ORDINANCE

This ordinance, adopted by a majority of the town board on a roll call vote with a quorum present and voting and proper notice having been given, provides for the regulation of golf carts on town roads.

#### SECTION IV – DEFINITIONS

Golf cart: A vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding 20 miles per hour.

#### SECTION V - SUBDIVISION AND NUMBERING OF THIS ORDINANCE

This ordinance is divided into sections designated by uppercase Roman numerals. Sections may be divided into subsections designated by uppercase letters. Subsections may be divided into paragraphs designated by numbers. Paragraphs may be divided into subdivisions designated by lowercase letters. Subdivisions may be divided into subdivision paragraphs designated by lowercase Roman

numerals. Reference to a "section," "subsection," "paragraph," or "subdivision" includes all divisions of the referenced section, subsection, paragraph, or subdivision.

(1)

## SECTION VI – COVERAGE

- A. The operation of golf carts on public roads in the Town of Namakagon with the provisions outlined in this ordinance shall be permitted.
- B. No person who is less than 16 years of age or who does not have a valid driver's license issued under or granted by the laws of Wisconsin or some other state may operate a golf cart on any public street within the town. For purposes of this section, a learners permit shall not be considered as a valid driver's license nor shall any license that has been revoked, tempoary or otherwise, or suspended for any reason, be considered as a valid driver's license during the period of suspension or revocation.
- C. Golf carts shall not be operated on the public roads of this town except in full compliance with the provisions of this section.
  - a. Hours of operation: Golf carts can be driven on the roads of the Town of Namakagon from sunrise to sunset.
  - b. Golf cart travel is only allowed on town roads having speed limits of 35 mph or less.
  - c. The golf cart must have a reflective slow moving vehicle sign on the back of the cart visible to all that approach the cart from the rear.
  - d. County Highways "M" and "D" are not town roads and golf cart travel is not allowed on these roads under this ordinance.

## SECTION VII – DISCLAIMER AND LIABILITY

- A. Disclaimer: Golf carts are not designed for nor manufactured to be used on public roads and the Town of Namakagon neither advocates nor endorses the golf cart as a safe means of travel on public streets, roads, and highways. The Town of Namakagon in no way shall be liable for accidents, injuries, or death involving the operation of golf carts.
- B. Assumption of risk. Any person who owns, operates, or rides upon a golf cart on a public street, road, or highway within the Town of Namakagon does do so at his or her own risk and peril and assumes all liability resulting from the operation of the golf cart.

(2)

#### SECTION VII --PENALTY PROVISION

Any person that violates this ordinance shall pay a forfeiture of not more than \$100 for a first violation and not more than \$250 for any further violations.

#### SECTION IX – SEVERABILITY

If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

#### SECTION X – EFFECTIVE DATE

This ordinance is effective on publication or posting.  
The town clerk shall properly post or publish this ordinance as required under s. [60.80](#), Wis. stats.  
Adopted this 8th day of August, 2017.

---

Town Chairman

---

Supervisor

---

Supervisor

---

Town Clerk

(3)