

UNION COUNTY ORDINANCE NO. UCC 2013-001

AN ORDINANCE PURSUANT TO SDCL 7-8-20(10) TO ALLOW FOR THE USE OF GOLF CARTS IN THE GEOGRAPHIC BOUNDARIES OF ANY IMPROVEMENT DISTRICT LOCATED IN UNION COUNTY.

BE IT ORDAINED BY THE BOARD OF COUNTY COMISSIONERS, UNION COUNTY, SOUTH DAKOTA:

GOLF CART USE

Purpose

The purpose of this chapter is to authorize the use of golf carts within the geographic boundaries of any Improvement District established pursuant to SDCL 7-25A and located in Union County.

Definitions of Terms

A. Operator shall mean any person who operates or is in physical control of a golf cart.

B. Owner shall mean any person having legal title or the ownership to a golf cart or who is entitled to its use or possession thereof.

C. Golf cart shall mean a three or 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.

D. Improvement District shall mean a local governmental unit established in Union County pursuant to SDCL 7-25A, including Dakota Dunes Community Improvement District.

Union County Board of Commissioners hereby authorize the use of golf carts on the streets of any Improvement District, subject to the following:

A. The golf cart must be insured for liability. Proof of said insurance may be required by law enforcement.

B. The person operating the golf cart must hold a valid driver's license or learner's permit.

C. A permit must be issued by Union County authorizing the operation of the golf cart on Improvement District streets. The permit is valid for the one year period of January to December and shall cost \$35 per year. The permit is not transferable to any other golf cart. The permit shall be affixed to the golf cart and shall be visible at all times on the (front/rear) of the golf cart. Any permit issued under this section may be revoked by Union County for the violation by licensee of any applicable provisions of this code, state law or county ordinance or for other good cause.

D. The operator of a golf cart shall comply with all applicable county and state traffic rules and regulations applying to motor vehicles generally, except that a golf cart shall not be required to have a bell, horn or directional turn signals.

E. The golf cart shall be driven only on streets owned by the Improvement District, and shall not be driven on sidewalks or walking paths (permitted or not).

F. The golf cart shall only be driven on Improvement District streets during the hours between dawn and dusk, unless the golf cart has at least one operating head light and tail light.

G. While the golf cart is in motion, the operator and occupants shall be seated at all times and shall ride only upon the permanent and regular seat in the golf cart, whether two (2) or four (4) seats. It shall be unlawful for more than two people to occupy the front seat while the golf cart is in motion.

#### PENALTY FOR VIOLATION

Any violation of this Ordinance shall be deemed a Class 2 Misdemeanor as provided for in SDCL 22-6-2(2), and any person found to be guilty of violating any of the provisions of this Ordinance shall be subject to a maximum penalty of a fine not to exceed Five Hundred Dollars (\$500.00) or by imprisonment for a period not exceeding thirty (30) days, or by both such fine and imprisonment.

BOARD OF COMMISSIONERS  
UNION COUNTY, SOUTH DAKOTA



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First reading: July 9, 2013

Second reading: July 23, 2013

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