

UNION COUNTY ORDINANCE NO. UCC 2025-002

AN ORDINANCE AMENDING UNION COUNTY ORDINANCE NO. UCC 2013-001 PURSUANT TO SDCL 7-8-20(10) TO ALLOW FOR THE USE OF GOLF CARTS AND THE REGULATION THEREOF 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 ownership of 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 shall be required by law enforcement.
- B. The person operating the golf cart must hold a valid driver's license or restricted permit.
- C. A permit must be issued by Union County or Dakota Dunes Community Improvement District office on behalf of Union County authorizing the operation of the golf cart on Improvement District streets.

- 1) The permit is valid for the one-year period from January 1st to December 31st and shall cost \$35 per year.
- 2) The permit is not transferable to any other golf cart.
- 3) The permit shall be affixed to the golf cart and shall be visible at all times on the rear (if not obstructed by passengers or golf bags/clubs) otherwise the side of the cart near the back of the golf cart.
- 4) Any permit issued under this section may be revoked by Union County for violation by licensee or anyone driving the golf cart of any applicable provisions of this code, state law or county ordinance or for other good cause.
- 5) Golf carts owned or leased by Dakota Dunes Country Club, Inc. or TR Golf, LLC (Two Rivers) are exempt from the permit requirements if evidence of ownership or lease is visibly displayed on the golf cart.

Operation of Golf Carts

- A. 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 seatbelts, windshield, eye protection, bell, horn or directional turn signals.
- B. The golf cart shall be driven only on streets owned by the Improvement District and shall not be driven on sidewalks or walking paths.
- C. Golf carts are permitted to use the trail system on the Big Sioux Levee, from Prairie Park to the Big Sioux Levee, as well as the access point from E Pinehurst, to reach Two Rivers Golf Course.
- D. Golf carts are permitted to cross the roadways when accessing holes on Dakota Dunes Country Club golf course.
- E. 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 unobstructed operating headlight and taillight.
- F. 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.
- G. No person shall operate a golf cart in an irregular or reckless manner or as to disregard the safety of the operator or others.

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.