

ORDINANCE NO. 374

AUTHORIZING GOLF CARTS ON CERTAIN STREETS WITHIN WAVELAND

WHEREAS, Senate Bill 2940 authorizes the City of Waveland to allow the operation of low-speed vehicles and golf carts on certain public roads within Waveland; and

WHEREAS, Waveland desires to allow such vehicles and carts under the terms stated in this Ordinance.

NOW, WHEREFORE PREMISES CONSIDERED, the City of Waveland Board of Mayor and Alderman approve this Ordinance to allow golf carts and low-speed vehicles on certain Waveland public roads as stated herein:

1. Definitions. The definitions of this Ordinance will be identical to those of the Senate Bill 2940, being unless a different meaning clearly appears in the context, the following terms shall have the following meanings:

(a) "City" means the City of Waveland, Mississippi.

(b) "Golf cart" means a motor vehicle that is designated and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of twenty (20) miles per hour and is equipped with operable headlamps, front and rear turn signal lamps, taillamps, stop lamps, reflex reflectors (one red on each side as far to the rear as practicable, and one red on the rear), an exterior mirror mounted on the drivers side and either an exterior mirror mounted on the passenger's side of the vehicle or an interior mirror, a parking brake, a windshield conforming to the Federal motor safety standard on glazing materials, a VIN conforming to the requirements of 49 CFR Section 565, a Type 1 or 2 seat belt assembly conforming to 49 CFR Section 571.209 and a Reflective Triangle.

(c) "Low-speed vehicle" means any four-wheeled electric or gasoline-powered vehicle that has a top speed greater than twenty (20) miles per hour but less than twenty-five (25) miles per hour and is equipped with operable headlamps, front and rear turn signal lamps, taillamps, stop lamps, reflex reflectors (one red on each side as far to the rear as practicable, and one red on the rear), an exterior mirror mounted on the driver's side of the vehicle and either an exterior mirror mounted on the passenger's side of the vehicle or an interior mirror, a parking brake, a windshield that conforms to the Federal motor vehicle safety standard on glazing materials, a VIN that conforms to the requirements of 49 CFR Section 565, a Type 1 or Type 2 seat belt assembly conforming to 49 CFR Section 571.209 and a Reflective Triangle.

(d) "Reflective Triangle" means a reflective "slow moving vehicle" sign mounted on the rear of the Golf Cart or Low-speed Vehicle that measures at a minimum of 16.1 inches by 14.2 inches.

2. Golf Carts and Low-speed vehicles” allowed. The City hereby authorizes the operation of low-speed vehicles and golf carts meeting the requirements as defined above only on public roads and streets that are within the residential areas of Waveland above and below U.S. Highway 90. To the extent any Golf Cart or Low-speed vehicle fails to be maintain such as to comply with the definition above, its operation on public roads and streets within Waveland remains unlawful and will be subject to applicable penalties. These carts and vehicles are prohibited from operating on:

- i. all of U.S. Highway 90;
- ii. all of Kiln-Waveland Cutoff;
- iii. all of Highway 603 from the intersection of U.S. Highway 90 and Waveland Avenue to Maple Street; and
- iv. from the intersection of U.S. Highway 90 and Nicholson Avenue to Jeff Davis Avenue.

3. Any person operating a low-speed vehicle or golf cart on the public roads and streets under this must have in his or her possession at all times while operating the low-speed vehicle or golf cart on public roads of Waveland a valid driver's license or temporary driver's permit and proof of financial responsibility as required under Section 63-15-1 et seq., Mississippi Code of 1972.

4. Every low-speed vehicle and golf cart to be operated, as authorized under this Ordinance, on a public road or street shall first register the vehicle with the City, and submit for an initial inspection. The initial inspection shall ensure that the golf art or low-speed vehicle meets the requirements of the definition supra. Registration shall be through the City of Waveland Police Department and will require a \$50.00 payment to the City of Waveland, which will be applied to the City’s General Fund. Upon payment of the fee and proof of a valid driver’s license or temporary driver’s permit and an approved inspection, the City will provide the applicant a map of public roads on which the golf cart or low-speed vehicle is allowed to operate. The City will also then provide the applicant registration decal that must be displayed on the left rear fender of the vehicle. The registration shall remain valid for as long as the registering owner owns the low-speed vehicle or golf cart.

5. The registration fee and annual fees shall be retained by the municipal clerk and deposited into the municipal general fund.

6. Drivers are required to operate Golf carts and low-speed vehicles only in the outside lane of multi-lane streets and roads, when applicable.

7. All drivers of golf carts and and low-speed vehicles must follow all applicable requirements of Mississippi Code Section 63-15-1, et seq. and all rules of law related to operations on the road. Violations of either this ordinance or the rules

of the road will be punishable consistent with those requirements and in the same manner as if the infraction occurred while operating a vehicle.

The above and foregoing Ordinance was on the Agenda of the Board of Mayor and Aldermen's July 3, 2018 meeting. The Ordinance was moved for approval by Alderman Lafontaine, seconded by Alderman Piazza, and the following vote was cast:

Alderman Burke, Ward 1	Yes
Alderman Richardson, Ward 2	Yes
Alderman Lafontaine, Ward 3	Yes
Alderman Piazza, Ward 4	Yes

IT WAS THEREFORE, APPROVED BY THE BOARD.

SO APPROVED on the 3<sup>rd</sup> day of July, 2018.

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Mike Smith, Mayor

Attest:

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Lisa Planchard, City Clerk