

CITY OF COVINGTON, INDIANA ORDINANCE 2021-1
AN ORDINANCE REPLACING ORDINANCE 2020-12 AND
ORDINANCE 2018-6
REGULATING THE OPERATION OF GOLF CARTS AND ORVS

Whereas, Indiana Code 9-21-1-3.3 regulates the use of golf carts and/or off-road vehicles on city or town streets and alleys; and

Whereas, the City of Covington has previously passed Ordinance 2018-6 regulating the operation of golf carts and all-terrain vehicles on and along City streets and alleys; and

Whereas, the City of Covington has previously passed Ordinance 2020-12 amending Section II and Section III of Ordinance 2018-6;

Whereas, the City of Covington deems it advisable to repeal Ordinance 2018-6 and 2020-12 and replace them with this singular ordinance;

BE IT, THEREFORE, ORDAINED BY THE CITY COUNCIL OF THE CITY OF COVINGTON, INDIANA THAT:

SECTION I: DEFINITIONS:

(a) A golf cart or ORV means a multi-wheeled conveyance that is:

1. Powered either powered by battery or has a gas or electric motor;
2. Used to carry passengers or equipment; and
3. Not subject to the issuance of a license plate by the Indiana Bureau of Motor Vehicles.

SECTION II: OPERATION:

(a) No person shall operate or park a golf cart or ORV, or permit a golf cart or ORV to be operated or parked, on U.S. 136 or 11th Street south of U.S. 136 within the City of Covington, except to cross said restricted roadways while traveling on intersecting streets.

(b) A person may operate, drive or park a golf cart or ORV on the remaining streets and alleys within the City of Covington subject to the following rules and restrictions:

1. A golf cart shall not be operated on a city street or alley unless it is duly registered with the City of Covington Police Department. There shall be

an inspection fee of ten dollars (\$10.00) for each such golf cart and registrations are non-transferable.

2. An ORV shall not be operated on a city street or alley unless it is duly registered with Indiana Bureau of Motor Vehicles and complies with all requirements set forth in Indiana Code 14-16-1-1, et seq.
3. Golf carts shall display a City Registration tag on the rear of the golf cart and in plain view. A city tag will be issued through the Covington Police Department for a period of one year, effective from January 1st through December 31st of each year.
4. ORVs shall display a valid ORV decal from the Indiana BMV.
5. Operators of golf carts or ORVs shall have a valid driver's license and shall obey all state, federal and local laws, regulations and ordinances governing passenger motor vehicles including but not limited to laws, regulations and ordinances pertaining to licensing of operators and general traffic regulation, including Titles 9 and 14 of the Indiana Code.
6. Golf carts shall be equipped with and use headlights and taillights visible from a distance of no less than 500 feet. Said lights shall be illuminated at all times.
7. Golf carts or ORVs shall be driven as close to the right edge of the street or alley as possible.
8. Operators of golf carts or ORVs shall have proof of financial responsibility in the form of liability insurance coverage in an amount not less than required by applicable Indiana law for motor vehicles operated on public highways within the state of Indiana and carry proof of said insurance within the golf cart or ORV at all times of their use.
9. Golf carts or ORVs shall not be operated on sidewalks, non-road portions of public parks, or on private property without the advance permission of the owner of said private property.
10. A golf cart or ORV shall not have more passengers than the specific golf cart or ORV is designed to accommodate, and ALL OCCUPANTS shall be seated in a seat attached to the cart as manufactured and wear a safety belt, if said golf cart or ORV is equipped with the same.
11. Golf carts shall be equipped with and display a triangular slow-moving

vehicle emblem on the rear of the cart, which emblem is visible day or night and an orange flag extending above the golf cart.

12. A golf cart or ORV shall be operated so that it does not impede or block the normal flow of traffic.
13. Drinking alcoholic beverages while driving or riding on the golf cart or ORV by the driver or any passenger is prohibited.
14. No owner of a golf cart or ORV shall permit operation by any person not eligible as provided herein to operate a golf cart or ORV. Any person permitting such operation may be subject to the same penalties as the operator thereof.

SECTION III: PENALTIES:

(a) Any violation of the provisions of this ordinance shall be fined as follows:

1. First offense \$50.00
2. Second offense \$75.00
3. Third offense \$150.00 plus revocation of registration and driving privileges under this ordinance.

(b) Violators may also be assessed reasonable attorney fees and costs of collection incurred in enforcement of this ordinance.

EFFECTIVE DATE: This Ordinance shall be in full force and effect after its adoption by the City Council of Covington and publication in accordance with I.C. 5-3-1.

Any ordinance or parts of ordinances in conflict herewith, including Ordinance 2018-6 and Ordinance 2020-12, are repealed.

Dated this 1st day of Feb, 2021.

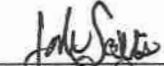
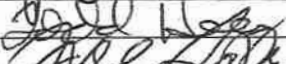
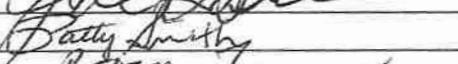

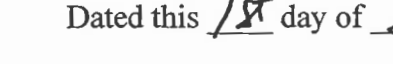
Unanimous consent of City Council members present on Feb 1, 2021 to consider the ordinance on same date as introduced.

John Salter
Dodd Hugg
Joe Fard
Beth Smith
Pat W. Jones


Approved by the Common Council on Feb 1, 2021.

Approved

Rejected

Dated this 1st day of Oct, 2021.

Attest: 
 Debby Gurley, Clerk/Treasurer

I hereby certify that the foregoing ordinance was published one time in the Fountain County Neighbor (i.e. _____, 2021) within thirty (30) days after the passage of this ordinance as required by I.C. 5-3-1-2(h) and said ordinance was submitted to Mayor Brad Crain on _____, 2021.

Attest:

 Debby Gurley, Clerk/Treasurer

I hereby approve this ordinance 2021-1 this _____ day of _____, 2021.


 Brad Crain, Mayor