

**VILLAGE OF ALVO  
ORDINANCE NO. 15-11**

**AN ORDINANCE ADDING CHAPTER FIVE ARTICLE TWO SECTION 5-204 OF THE ALVO  
MUNICIPAL CODE: GOLF CART VEHICLE REGULATIONS**

**BE IT ORDAINED BY THE CHAIRMAN AND VILLAGE BOARD OF THE VILLAGE OF ALVO,  
NEBRASKA:**

*Section 1. That Section 5-204 is hereby added to read as follows:*

**5-204 GOLF CART VEHICLES.**

*(A) For purposes of this section:*

- (1) "Golf Cart Vehicle" means a vehicle that has at least four wheels, has a maximum level ground speed of less than twenty miles per hour, has a maximum payload capacity of one thousand two hundred pounds, has a maximum gross vehicle weight of two thousand five hundred pounds, has a maximum passenger capacity of not more than four persons, is designed and manufactured for operation on a golf course for sporting and recreational purposes, and is not being operated within the boundaries of a golf course.*
- (2) "Street" or "Highway" means a public way for the purposes of vehicular travel in a city and includes the entire area within the right-of-way; and*
- (3) "Road" means a public way for the purposes of vehicular travel, including the entire area within the right-of-way.*

*(B) Golf Cart vehicles may be operated on streets and highways within the corporate limits of the City only if the operator and the vehicle comply with the provisions of this section.*

*(C) Golf Cart vehicles may be operated only between the hours of sunrise and sunset and on streets with a posted speed limit of thirty-five miles per hour or less. The operator shall not operate such vehicle at a speed in excess of twenty miles per hour. A golf cart vehicle shall not be operated at any time on any state or federal highway, but may be operated upon such a highway in order to cross a portion of the highway system which intersects a street only if:*

- (1) The crossing is made at an angle of approximately ninety degrees to the direction of the highway and at a place no obstruction prevents a quick and safe crossing;*

- (2) *The operator yields the right-of-way to all oncoming traffic that constitutes an immediate potential hazard; and*
  - (3) *In crossing a divided highway, the crossing is made only at an intersection of such highway with a street or road, as applicable.*
- (D) *Any person operating a golf cart vehicle as authorized in subsection (B) of this section shall have:*
  - (1) *A valid Class O operator's license, and*
  - (2) *Liability insurance coverage for the golf cart vehicle while operating such vehicle on a street or highway. The person operating any of these vehicles shall provide a proof of such insurance coverage to any peace officer requesting such proof within five days of such a request. The liability insurance coverage shall be subject to limits, exclusive of interest and costs, as follows: Twenty-five thousand dollars because of bodily injury to or death of one person in any one accident and, subject to such limit for one person, fifty thousand dollars because of bodily injury to or death of two or more persons in any one accident, and twenty-five thousand dollars because of injury to or destruction of property of others in any one accident.*
- (E) *It shall be unlawful for any person to operate golf cart vehicles on the City Streets or Alleys until the owner has demonstrated proof of insurance to the Village and obtained a license for the current year. The Village will issue a license for the current year that must be affixed to the golf cart vehicles in a conspicuous place. The Village will charge a fee of twenty-five (\$25.00) dollars per year for the issuance of the license. The Certificate shall be an annual license from January 1 through December 31 of each year. The operator shall have until May 1 of the following year to re-new the certificate. During the first year that a certificate is purchased the fee will be prorated from the month that the certificate is obtained through December at two dollars per month and a one dollar administrative fee. Any license purchased by a person for the same golf cart vehicle in a subsequent year shall not be prorated.*
- (F) *Golf Cart vehicles may be operated without complying with subsections (C), (D), and (E) of this section on streets and highways in parades which have been authorized by the State or any department, board, commission, or political subdivision of the State.*
- (G) *Golf Cart vehicles shall not be operated on any controlled-access highway with more than two marked traffic lanes, and the crossing of any controlled-access highway with more than two marked traffic lanes shall not be permitted.*

- (H) *If an accident results in the death of any person or in the injury of any person which requires the treatment of the person by a physician, the operator of a golf cart vehicle involved in the accident shall give notice of the accident in the same manner as provided in Neb. Rev. Stat. 60-699.*
- (I) *Every Golf Cart vehicle as defined by the Statutes of Nebraska or the Alvo Municipal Code, which are operated within the jurisdiction of the Village of Alvo, are hereby declared to be a motor vehicle and subject to all of the motor vehicle Rules of the Road and traffic laws as defined in either the Nebraska State Statutes or the Alvo Municipal Code.*
- (J) *Penalty.*
- (1) *Any person who violates any provision of Sections 5-101 to 5-306 shall be guilty of a Class II misdemeanor and shall be subject to the penal provisions provided in this Code.*
- (2) *Any person who violates any provision of Sections 5-101 to 5-306 within the twelve (12) month period following that person's prior violation of any provision of Sections 5-101 to 5-306, shall be guilty of a Class I misdemeanor and shall be subject to the penal provisions provided in this Code.*
- (3) *Each day that a violation of any Section of this Article continues shall constitute a separate and distinct offense and shall be punishable as such. The penalties herein provided shall be cumulative with and shall be punishable as such. The penalties herein provided shall be cumulative with and in addition to any penalty or forfeiture elsewhere in this Article provided.*
- (4) *Any violation of any other provision of the Alvo Municipal Code or the State of Nebraska Rules of the Road under Nebraska Revised Statutes in Chapter 60 may be punished under the penalty provisions of such chapter.*

*Section 2. That any other ordinance or section passed and approved prior to the passage, approval, and publication or posting of the ordinance and in conflict with its provisions, is hereby repealed.*

*Section 3. This Ordinance shall take effect and be in full force from and after its passage, approval, publication or posting as required by law.*

**PASSED AND APPROVED THIS 1<sup>st</sup> DAY OF DECEMBER, 2015.**

  
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Ryan Anderson, Chairman

ATTEST:

  
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Ginger R. Neuhart, Village Clerk/Treas.