

CITY OF MANTORVILLE
DODGE COUNTY, MINNESOTA

ORDINANCE NO. 2023-05

AN ORDINANCE AMENDING CHAPTERS 70 AND 95 OF THE CODE
OF ORDINANCES OF THE CITY OF MANTORVILLE REGARDING MOTORIZED
GOLF CARTS AND PUBLIC NUISANCES

THE CITY COUNCIL OF THE CITY OF MANTORVILLE, MINNESOTA, HEREBY
ORDAINS:

Section 1. Subsections 70.01 through 70.06 of the Mantorville City Code are hereby repealed in their entirety and replaced with the following double-underlined provisions:

MOTORIZED GOLF CARTS

§70.01 Definitions.

As used in this subchapter, the following terms will mean:

Designated Roadways: City streets, avenues, and alleys not specifically excluded in this chapter. It does not mean United States or Minnesota trunk highways or Dodge County highways or county state-aid highways unless permitted by county ordinance.

Driver: The person driving or having physical control over a motorized golf cart.

Motorized Golf Cart: A gas or electric three or four wheel vehicle commonly used to transport golfers and their golfing equipment while playing the sport of golf.

§70.02 Permits for Motorized Golf Carts.

(A) No person shall operate a motorized golf cart on designated roadways without obtaining a permit as provided herein.

(B) Permit applications shall be available in the clerk-treasurer's office. At the time of application, the applicant shall provide:

1. Applicant's name
2. Applicant's address
3. Applicant's date of birth
4. Application date
5. A copy of applicant's driver's license (applicants who are unable to produce a driver's license may present a letter from their physician certifying that they are safely able to operate a motorized golf cart on designated roadways)
6. Applicant's certification that they have read and will comply with all the terms of this chapter

7. Evidence of insurance complying with the provisions of Minnesota Statutes, section 65B.48, subdivision 5, as may be amended from time to time. In the event persons operating a motorized golf cart under this section cannot obtain liability insurance in the private market, that person may purchase automobile insurance, including no-fault coverage, from the Minnesota Automobile Insurance Plan under Minnesota Statutes, section 65B.01 to 65B.12, at a rate determined by the commissioner of commerce.
8. Current State of Minnesota vehicle registration and a description of the motorized golf cart, if required (applicants may provide a photograph of the vehicle in lieu of a description)

(D) Persons under age twenty-one (21) shall be ineligible for a permit unless they possess a valid driver's license.

(E) All permits shall be valid for a period not to exceed one year but may be renewed.

(F) The permit fee shall be as set forth in the city's fee schedule, as it may be amended from time to time.

(G) No permit shall be granted or renewed if the applicant has had their driver's license revoked as the result of criminal proceedings.

(I) All permits shall expire on December 31 unless properly renewed prior thereto.

§70.03 Revocation or Denial of Permits.

(A) Any permit granted or authorized hereunder shall be revoked or denied under the following circumstances:

1. Upon a finding that the holder of the permit has violated any of the provisions of this chapter or Minnesota Statutes, chapter 169, as may be amended from time to time, while operating their respective motorized golf cart;
2. If there is evidence that the motorized golf cart is not safely or legally operated or has not been safely or legally operated within the city;
3. If the insurance required by law for a permit is no longer in effect;
4. If the application for permit contained false or misleading information of documentation;
5. If the driver's license of the permit holder is suspended, revoked, or cancelled;
or
6. Upon evidence that the permit holder is not able to operate the motorized golf cart in a manner that is safe, responsible, or lawful.

(B) The applicant or permit holder may appeal any such revocation or denial in a hearing before the city council by filing with the city clerk-treasurer notice of appeal in writing not later than 10 days after the date of notice of the revocation or denial action.

(C) Individuals whose permits are revoked or denied are prohibited from re-applying for a permit for one year after the revocation or denial is issued. Three revocations of a permit within ten years shall result in permanent revocation.

§70.04 Operation of Golf Carts Within the City.

(A) Motorized golf carts operated pursuant to a city permit must display a slow-moving vehicle emblem as described by Minnesota Statutes, section 169.522.

(B) All motorized golf carts must prominently display their city permit sticker on the driver's side of the vehicle windshield. If the motorized golf cart does not have a windshield, the driver must have the permit in their possession while operating the vehicle on designated roadways.

(C) Motorized golf carts are not required to obtain a permit if they are being utilized solely to drag a baseball or other athletic field.

(D) Motorized golf carts are permitted to operate only on designated roadways, not state or federal highways, except to cross at designated intersections.

(E) When operating on designated roadways, motorized golf carts must be operated at the extreme right-hand side of the roadway, except when making a left turn, and cannot exceed a speed of 20 miles per hour.

(F) Motorized golf carts may only be operated on designated roadways from sunrise to sunset, unless equipped with original equipment headlights, taillights, and rear-facing brake lights.

(G) Motorized golf carts may not be operated as authorized through a permit in inclement weather conditions or at any time when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of 500 feet.

(H) Motorized golf carts may not be operated with a passenger or passengers unless each such passenger is seated on a seat specifically designed for the transport of passengers. The number of occupants on a motorized golf carts may not exceed the design occupant load.

(I) No trailer, toboggan, sled or other device shall be pulled by a motorized golf cart while operating through a permit.

(J) Motorized golf carts may not be operated on city sidewalks, walking trails, or paths.

(K) Motorized golf carts may not be operated in city parks.

(L) Motorized golf carts must abide by all city parking regulations.

(M) Every person operating a motorized golf cart on designated roadways has all the rights and duties applicable to the driver of any other vehicle under the provisions of Minnesota Statutes, chapter 169, as may be amended from time to time.

§70.05 Limitation of Liability.

Nothing in this chapter shall be construed as an assumption of liability by the city for any injuries to persons or property which may result from the operation of a permitted motorized golf carts, the grant of such permit, or the failure by the city to revoke said permit.

§70.06 City Use Authorized.

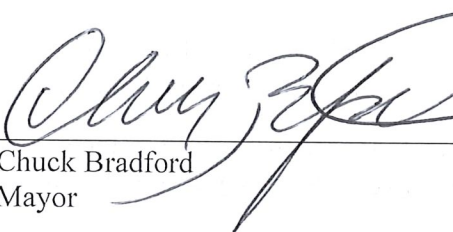
Authorized city staff may operate city-owned golf carts without obtaining a permit on city streets, sidewalks, trails, rights-of-way, and other public property when conducting city business.

Section 2. Subsection 95.04 of the Mantorville City Code is hereby amended by adding the double-underlined material as follows:

(z) The use or operation of any recreational motor vehicle, on public or private property, in a manner that produces a distinct and loudly audible sound that unreasonably disturbs the peace, quiet, and comfort of any person nearby. This provision applies to any and all types of recreational motor vehicle, including, but not limited to, ATVs, motorized golf carts, UTVs, dirt bikes, dune buggies, and snowmobiles.

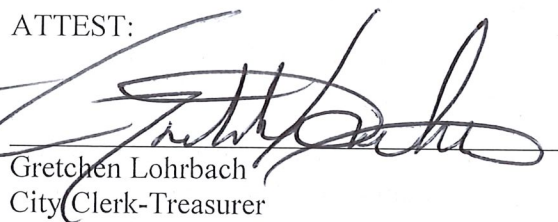
Section 3. This ordinance shall be in full force and effect upon its passage and publication.

Passed by the City Council of the City of Mantorville, Minnesota, this 10th day of April, 2023.



Chuck Bradford
Mayor

ATTEST:



Gretchen Lohrbach
City Clerk-Treasurer