

**DELTA CITY
ORDINANCE 2024-310**

**AN ORDINANCE AMENDING TITLE 10 OF THE DELTA CITY CODE, AS
AMENDED, (“DELTA CITY CODE”) PERTAINING TO THE REGULATION OF
GOLF CARTS BEING OPERATED OF PUBLIC STREETS AND ESTABLISHING
REGULATIONS THERETO.**

WHEREAS, Utah Code Ann. § 41-6a-1510 et seq. authorizes Delta City to regulate golf carts and their use and access on designated roads, trails and highways within City limits;

WHEREAS, The City Council has determined it to be in the best interest of the residents of Delta City to expand the allowed use of golf carts;

WHEREAS, Pursuant to Utah Code Ann. § 41-6a-1510 et seq., Utah cities are authorized to designate routes and roads to permit the operation of golf carts on City streets and roads;

WHEREAS, The City Council believes that the operation of golf carts on City roads can be undertaken in a safe and prudent manner; and

WHEREAS, The City Council finds this ordinance to be in the best interest of the public health, safety and welfare of Delta City.

NOW THEREFORE, be it ordained by the Council of the Delta City, in the State of Utah, as follows:

SECTION 1: **ADOPTION** “10.13 GOLF CARTS” of the Delta Municipal Code is hereby *added* as follows:

BEFORE ADOPTION

10.13 GOLF CARTS (Non-existent)

AFTER ADOPTION

10.13 GOLF CARTS(*Added*)

SECTION 2: **ADOPTION** “10.13.010 DEFINITIONS” of the Delta Municipal Code is hereby *added* as follows:

BEFORE ADOPTION

10.13.010 DEFINITIONS (Non-existent)

AFTER ADOPTION

10.13.010 DEFINITIONS(*Added*)

A. Golf Cart: A device that:

1. Is commonly associated with a vehicle used and designed for transportation by players on a golf course.;
2. Has not less than three (3) wheels in contact with the ground;
3. Has an unladen weight of less than one thousand eight hundred (1,800) pounds;
4. is designed to operate at low speeds; and
5. is designed to carry no more than six (6) persons including the operator.

B. "Golf cart" does not include:

1. a low-speed vehicle or an off-highway vehicle;
2. a motorized wheelchair;
3. an electric personal assistive mobility device;
4. an electric assisted bicycle;
5. a motor assisted scooter;
6. a personal delivery device, as defined by Utah Code Ann. 41-6a-1119; or
7. a mobile carrier device, as defined by Utah Code Ann. 41-6a-1120.

SECTION 3: ADOPTION “10.13.020 AUTHORIZATION OF GOLF CARTS” of the Delta Municipal Code is hereby *added* as follows:

BEFORE ADOPTION

10.13.020 AUTHORIZATION OF GOLF CARTS (Non-existent)

AFTER ADOPTION

10.13.020 AUTHORIZATION OF GOLF CARTS(*Added*)

Subject to the restrictions and regulations of this chapter, golf carts may be operated by persons on public streets, roadways, and highways under the jurisdiction of the city of Delta.

SECTION 4: ADOPTION “10.13.030 RESTRICTION OF OPERATION” of the Delta Municipal Code is hereby *added* as follows:

BEFORE ADOPTION

10.13.030 RESTRICTION OF OPERATION (Non-existent)

AFTER ADOPTION

10.13.030 RESTRICTION OF OPERATION(*Added*)

- A. Only persons fourteen (14) years of age or older may operate a golf cart on any public street, roadway, or highway within the city.
 - 1. Supervision: Golf Cart operators under the age of sixteen (16), but older than fourteen (14) years of age must be under the direct supervision of an adult who is at least eighteen (18) years of age. "Direct supervision", as used in this section, shall mean that the adult is within fifty feet (50') of the person being supervised and actively engaged in supervising the use and operation of a golf cart.
- B. Operator's License: All operators sixteen (16) years of age and older must possess a valid operator's license as provided in the Uniform Driver License Act, Utah Code 53-3.
- C. All riders of the age of sixteen (16) or younger may not operate or ride a golf cart within Delta City unless the person is wearing a properly fitted USDOT approved protective headgear designated for motorized use.
- D. Golf carts shall not be operated on any public trail or path, or within a city-designated park.
- E. A golf cart shall not be operated after civil twilight at sunset or before civil twilight at sunrise on any public street, roadway, trail, public, or quasi-public area unless it is equipped with headlights, taillights, and safety reflectors on the sides and rear of the golf cart.
- F. Golf carts shall not carry any more than the number of individuals for which the golf cart was originally manufactured, with only one (1) person per seat. Allowing more passengers to ride than there are seats on the golf cart is prohibited..

SECTION 5: ADOPTION “10.13.040 RESTRICTIONS ON AREAS OF USE” of the Delta Municipal Code is hereby *added* as follows:

BEFORE ADOPTION

10.13.040 RESTRICTIONS ON AREAS OF USE (Non-existent)

AFTER ADOPTION

10.13.040 RESTRICTIONS ON AREAS OF USE(*Added*)

- A. Golf carts shall not be operated on any public street or highway where the posted speed limit is greater than twenty-five (25) miles per hour.

SECTION 6: **ADOPTION** “10.13.050 TRAFFIC REGULATIONS” of the Delta Municipal Code is hereby *added* as follows:

BEFORE ADOPTION

10.13.050 TRAFFIC REGULATIONS (Non-existent)

AFTER ADOPTION

10.13.050 TRAFFIC REGULATIONS(*Added*)

- A. Golf carts are subject to alcohol, driving under the influence, and open container laws of Utah Code Ann. 41-6a-526 whenever the golf cart is moving, stopped, or parked on any public street, roadway, or highway within the city.
- B. Except as otherwise provided in this section, golf carts shall comply with the same requirements as a bicycle for traffic rules pursuant to Utah Code Annotated, Title 41, Chapter 63, Traffic Code.
- C. All users of roads, streets and highways designated for use by golf carts must obey all traffic and other safety laws and rules as designated in Utah Code Ann. § 41-6-44.

SECTION 7: **ADOPTION** “10.13.060 VIOLATION/PENALTY” of the Delta Municipal Code is hereby *added* as follows:

BEFORE ADOPTION

10.13.060 VIOLATION/PENALTY (Non-existent)

AFTER ADOPTION

10.13.060 VIOLATION/PENALTY(*Added*)

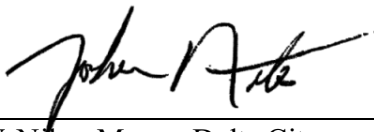
- A. It is unlawful for a parent or guardian or any individual to knowingly allow his or her child or ward to violated this chapter.
- B. The first written offense of this Chapter shall be an infraction, and any subsequent offense within twenty-four (24) months shall be a class C misdemeanor. Nothing in this chapter shall prohibit an officer from issuing a verbal warning.

PASSED AND ADOPTED BY THE DELTA CITY COUNCIL SEPTEMBER 04, 2024.


	AYE	NAY	ABSENT	ABSTAIN
Kelly Carter	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
KC Bogue	<u> </u>	<u> </u>	<u> X </u>	<u> </u>
Kiley J. Chase	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Nicholas W. Killpack	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Betty Jo Western	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

Presiding Officer

Attest



John W. Niles, Mayor, Delta City



Sherri Westbrook, City Recorder, Delta City

