ORDINANCE NO. 2024-05

AN ORDINANCE PERMITTING GOLF CARTS ON CERTAIN STREETS WITHIN THE CITY OF ATKINS, ARKANSAS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Arkansas Code Annotated §14-54-1410 provides that it shall be with the municipal affairs and authority of any municipality in the State of Arkansas to allow any owner of a golf cart to operate, under certain circumstances, a golf cart upon the city streets of the municipality.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATKINS, ARAKNSAS, THAT:

SECTION 1: Definition: A golf cart is defined to include a seat for two (2) people to sit side-by-side, a steering wheel, and be driven at a speed not to exceed twenty (20) miles per hour. If such a vehicle is being driven in excess of twenty (20) miles per hour, it shall not be considered a golf cart under this ordinance.

SECTION 2: Operation of Golf Carts: Operation of a golf cart is authorized by the owner of such cart or his/her immediate family members over the age of sixteen (16), on city streets. The operator must be at least 16 years of age and have in his possession a valid operator's license. The number of passengers must not exceed the number of seats available.

SECTION 3: Operation limited: Operation of golf carts is not authorized on any city street which is also designated as a federal or state highway or as a county road.

SECTION 4: Equipment: Golf carts operated upon city streets shall be equipped with a slow-moving vehicle sign or an orange flag at the rear of the cart which extends a minimum of twelve (12) inches above the top of the cart.

SECTION 5: Hours: Golf carts may only be operated on city streets between dawn and dusk, unless outfitted with working headlamps, tail lamps, and turn signals.

SECTION 6: Traffic: The golf cart must not be an impediment to the normal flow of traffic and must use either hand signals or lamps if so equipped when turning or stopping and must comply with all traffic laws.

SECTION 7: Liability Insurance Required: Any golf cart operated on city streets according to this section must be covered by a policy of liability insurance meeting the state standards for vehicle coverage. Proof of the same must be maintained in the golf cart and be presented upon request by any person enforcing this section.

SECTION 8: Penalty for Violation: Any person, firm, or corporation violating any provision of this ordinance shall be deemed guilty of a misdemeanor and upon conviction in the District Court of Atkins, shall be fined no less that one hundred dollars ($100.00) and no more than five hundred dollars ($500.00) plus court cost to be assessed.

SECTION 9: Emergency Clause: That this ordinance is necessary for the protection of the peace, health and safety of citizens of Atkins, Arkansas, and therefore, an emergency is declared to exist, and this ordinance shall go into effect from and after its passage and approval.

DATED AND PASSED this 8th day of October, 2024.

ROWDY R. SWEET, MAYOR

ATTEST:

ANGELA SINGLETON, CITY CLERK

CITY OF ATKINS SEAL POPE COUNTY ARKANSAS

FILED
Angela Singleton, City Clerk
City of Atkins
Date: 10-8-24