

ORDINANCE NO. 1094

AN ORDINANCE AMENDING PARTS OF THE CITY OF
CLEARWATER CODE AT CHAPTER 34 ARTICLE IV
SPECIAL PURPOSE VEHICLES

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CLEARWATER,
SEDGWICK COUNTY, KANSAS, THAT:

Section 1. Amending Section 34-108 and 34-110 of the Code

Section 34-108 and 34-110 of the Code of the City of Clearwater, Kansas is hereby amended to read as follows:

Section 34-108 DEFINITIONS

Golf cart means a motor vehicle that has not less than three wheels in contact with the ground, an unladen weight of not more than 1,800 pounds, is designed to be operated at not more than 25 miles per hour and is designed to carry not more than six persons including the driver

Micro utility truck means any motor vehicle which is not less than 48 inches in width, has an overall length, including the bumper, of not more than 160 inches, has an unladen weight, including fuel and fluids, of more than 1,500 pounds, can exceed 40 miles per hour as originally manufactured and is manufactured with a metal cab. "Micro utility truck" does not include a work-site utility vehicle.

Slow-moving vehicle emblem has the same meaning as contained in K.S.A. 8-1717, and amendments thereto.

Special purpose vehicle means golf cart, work-site utility vehicle and work-site utility vehicle, either individually or collectively.

Work-site utility vehicle means any motor vehicle which is not less than 48 inches in width, has an unladen weight, including fuel and fluids, of more than 800 pounds and is equipped with four or more nonhighway tires, a steering wheel and bench or bucket type seating allowing at least two people to sit side-by-side, and may be equipped with a bed or cargo box for hauling materials. "Work-site utility vehicle" does not include a micro utility truck. K.S.A 8-1493

Section 34-110 GOLF CARTS

- a) Golf carts may be operated upon the public highways, streets, roads, and alleys within the corporate limits of the city.

- b) The number of occupants allowed on a golf cart shall be limited to the number of seats factory installed. Bench seats shall be limited to three (3) people.
- c) No golf cart may be operated upon any public highway, street, road, and alley with a posted speed limit in excess of 30 miles per hour. K.S.A. 8-15,108
- d) No golf cart shall be operated on any interstate highway, federal highway or state highway; provided, however, that the provisions of this subsection shall not prohibit a golf cart from crossing a federal or state highway with a posted speed limit greater than 30 miles per hour.
- e) Every person operating a golf cart on the public streets, roads, and alleys of the city shall be subject to all the duties applicable to a driver of a vehicle imposed by law.
- f) No golf cart may be operated on a sidewalk, walking path, or public greenspace.
- g) No golf cart shall be operated on any public highway, street, road or alley between sunset and sunrise unless equipped with lights as required by law for motorcycles, as outlined in Chapter 8, Article 18 of the Kansas Statutes Annotated.
- h) It shall be illegal to operate a golf cart on any public highway, street, road or alley within the corporate limits of the city unless such vehicle displays a slow moving vehicle emblem on the rear of the vehicle; the slow-moving vehicle emblem shall be mounted and displayed in compliance with K.S.A. 8-1717, and amendments thereto.
- i) Golf carts without a top or lid over the carriage area must have a safety reflective flag attached to the rear of the vehicle that extends between 5' and 6' off the rear bumper area.

Section 2. Repeal

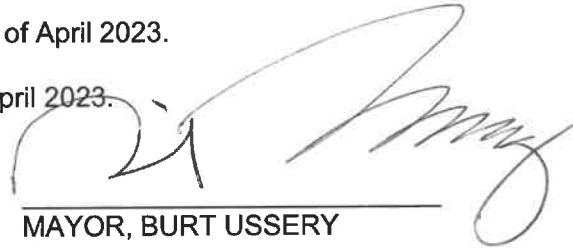
All ordinances or parts of ordinances in conflict herewith are repealed. However, any section of an existing ordinance not in conflict herewith is not repealed and remains in full force and effect.

Section 3. Effective Date.

This Ordinance shall take effect and be in force from and after publication in the official city newspaper.

Adopted by the City Council this 25th day of April 2023.

Approved by the Mayor this 25th day of April 2023.



MAYOR, BURT USSERY



SEAL

ATTEST:



CITY CLERK, JAYE POE