

Town of Foster, Clark County, WI
Ordinance to Regulate the Operation of a Golf Cart on Public
Roads

Section 1: PURPOSE

Following due consideration of the value to provide recreational opportunities and weighted against the possible dangers, public health, liability aspects, terrain involved, traffic density and history of automobile traffic, the Town of Foster Town Board does ordain Ordinance 2019-1 to regulate the operation of golf carts on public roads within the Town of Foster. WI Stat 23.33 (1) (fm) **Golf Cart** means a vehicle whose speed attainable in one mile does not exceed 20 MPH on a paved level surface and that is designed and intended to convey one or more persons and equipment to play the game of golf.

Section 2: AUTHORITY

This ordinance shall be known as the "Ordinance to Regulate the Operation of a Golf Cart on Public Roads". It is adopted pursuant to Wis. Statute §349.18 (1m) (a) Additional Traffic-control authority of Municipalities.

Section 3: INSURANCE

Golf Cart owners must provide proof of liability insurance in an amount not less than Fifty Thousand Dollars (\$50,000) when requested.

Section 4: OPERATING RESTRICTIONS

1. Golf cart usage is only allowed on Town of foster roads with a posted speed limit of 25 miles per hour or lower. Usage is prohibited on any public road with posted speed limits exceeding 25 miles per hour.
2. No golf cart may be operated on Township roads before sunrise or after sunset unless it is equipped with lights. Head lights and tail lights must be in use during these times.
3. No person under the age of 16 may operate any golf cart on any public roads. All legal operators are required to have a valid driver's license. A temporary learners driving permit is **not** considered a valid drivers license in this instance
4. Cart operators shall obey all posted road signs, i.e. Stop, Yield, and Speed Limit signs. Operators shall be subject to Wisconsin Statutes Chapter 346 "Rules of the Road" applicable to automobiles. Forfeitures for violations will be determined by those in effect for automobiles. In particular, the operator must not be impaired by drugs or alcohol; open alcohol is not allowed on the cart, and all riders must be seated.
5. All Golf Carts operated on public roads must display a SMV (Slow Moving Vehicle) emblem to the rear of the cart, as required by WI Stat 3470245 (1).
6. No unattended golf cart is permitted on any public roadway while the motor is running or with the key in the ignition.
7. No person may operate a golf cart on a sidewalk, pedestrian walkway, in any park, or any grassy area outside the roadway easement.
8. Golf carts shall be operated on the extreme right side of the improved roadway and travel with the flow of traffic. Golf carts shall be operated single file.

Section 5: FORFEITURE

Operators violating any of the above restrictions will be subject to a forfeiture of not less than \$25.00 nor more than \$1,000.00.

Section 6: ORDINANCE TO BE FILED

The Town Clerk shall file a copy of this ordinance upon its enactment and posting with the Clark County Sheriff Department.

Section 7: SEVERABILITY

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Town Board would have passed the other provisions, sections, subsections, paragraphs, clauses or phrases of this ordinance irrespective of whether or not one or more of such parts may be declared invalid. If any provisions or part of this ordinance or the application thereof to any person or circumstances is held invalid, the remainder of the ordinance shall not be affected thereby.

Section 8: EFFECTIVE DATE

This ordinance shall take effect and be enforced after passage and posting as provided by law.

Dated: 7/14/2020

Scott J. Ellison
Town Chairman, Scott Ellison

Posted: July 15, 2020

Attest: Carol Poehnlein
Town Clerk, Carol Poehnlein

Posted: July 15, 2020