

ORDINANCE # 826

AN ORDINANCE AUTHORIZING THE OPERATION OF GOLF CARTS, ALL TERRAIN VEHICLES, WORK SITE UTILITY VEHICLES AND MICRO UTILITY VEHICLES ON THE STREETS AND ALLEYS OF THE CITY OF OBERLIN, KANSAS

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OBERLIN, KANSAS:

Section 1. GOLF CARTS

- A. Golf Carts may be operated upon the public highway, street, roads and alleys within the corporation limits of the City. Golf carts are defined by 2009 H.B. 2152 and any amendments thereto.
- B. Nothing herein shall permit golf carts to drive on a state or federal highway other than for purposes of crossing it from one side to the other.
- C. Operators of the golf cart shall possess at least a valid Class C drivers license. Drivers must be age 17 or older.
- D. There shall be no riders on the golf cart under the age of 12.
- E. All golf carts shall be insured for the same amount of insurance as is required for automobiles in the State of Kansas, pursuant to K.S.A. 40-3101 et seq. and any amendments thereto. _
- F. Golf carts shall be operated only if persons riding in the golf cart are seated in a place originally designed for seating.
- G. Golf carts shall have adequate braking capabilities and brake lights; shall have adequate steering; shall have a rear view mirror; shall have a reflectorization on the front and back and shall contain a "slow moving vehicle" emblem on the rear. The golf cart shall have turn signals.
- H. Golf carts shall be required to have seat belts and any operators or passengers in the vehicle shall wear seat belts at all times when the vehicle is in operation.
- I. Golf carts shall be operated only between the hours of sunrise and sunset.
- J. All traffic rules and regulations contained in the Kansas Uniform Traffic Code or in the standard traffic ordinances of the City of Oberlin shall be complied with.

- K. Golf carts shall be subject to and shall not be operated on the city highways, roads, streets or alleys until such time as an inspection by the Oberlin Police Department has been obtained confirming the existence of the required equipment and a sticker shall be affixed to the vehicle to be displayed at all times. A reinspection shall occur on an annual basis. The fee for inspection shall be established by the city council. Such registration shall not be transferrable to any other owner. Registration stickers shall not be issued until proof of insurance has been provided.
- L. A violation of any provisions of this ordinance shall be deemed to be an ordinance traffic infraction and upon an entry of a plea of guilty or no contest and upon being convicted of such violation, the penalty imposed shall be not greater than \$500.00.

Section 2. ALL TERRAIN VEHICLES

- A. All Terrain Vehicles may be operated upon the public highways, street, roads and alleys within the corporate limits of the City of Oberlin, Kansas. All Terrain Vehicles shall mean any vehicle defined as an all terrain vehicle under K.S.A. 8-1402a, and any subsequent amendments thereto.
- B. Nothing herein shall permit all terrain vehicles to drive on a state or federal highway other than for purposes of crossing it from one side to the other.
- C. Operators of the all terrain vehicle shall possess at least a valid Class C drivers license. Drivers must be age 17 or older.
- D. There shall be no riders on the vehicle under the age of 12.
- E. All Terrain Vehicles shall be insured for the same amount of insurance as is required for automobiles in the State of Kansas, pursuant to K.S.A. 40-3101 et seq. and any amendments thereto. In the event that any driver or rider is under the age of 18, they shall be required to have helmets and eye protection. Helmets shall comply with minimum guidelines established by the National Highway Traffic Safety Administration pursuant to the National Traffic and Motor Vehicle Safety Act of 1966 where helmets designed for use by motorcyclists and other motor vehicle users. No person shall operate an all terrain vehicle unless the person is wearing an eye protective device which consists of protective glasses, goggles or transparent face shields which are shatterproof and impact resistant except when the all terrain vehicle is equipped with a wind screen which has a minimum height of 10 inches measured from the center of the handlebars.
- F. All Terrain Vehicles shall be operated only if persons riding in the all

terrain vehicles are seated in a place originally designed for seating.

- G. No all terrain vehicle shall be operated on any public highway, street, road or alley between sunset and sunrise.
- H. No all terrain vehicle shall be operated on any public highway, street, road or alley unless the vehicle shall comply with all the equipment requirements under provisions of Article 17, Chapter 8 of the Kansas Statutes Annotated.
- I. All terrain vehicles shall have adequate braking capabilities and brake lights; shall have adequate steering; shall have a rear view mirror and shall have a reflectorization on the front and back. The all terrain vehicle shall have turn signals.
- J. All other traffic rules and regulations contained in the Kansas Uniform Traffic Code or in the standard traffic ordinances of the City of Oberlin shall be complied with.
- K. All terrain vehicles shall be subject to and shall not be operated on the city streets or alleys until such time as an inspection by the Oberlin Police Department has been obtained confirming the existence of the required equipment and a sticker shall be affixed to the vehicle to be displayed at all times. A reinspection shall occur on an annual basis. The fee for inspection shall be established by the city council. Such registration shall not be transferrable to any other owner. Registration stickers shall not be issued until proof of insurance has been provided.
- L. A violation of any provisions of this ordinance shall be deemed to be an ordinance traffic infraction and upon an entry of a plea of guilty or no contest and upon being convicted of such violation, the penalty imposed shall be not greater than \$500.00.

Section 3. WORK SITE UTILITY VEHICLES

- A. Work Site Utility Vehicles may be operated upon the public highways, streets, roads and alleys within the corporation limits of the City. Work site utility vehicles shall mean any vehicle defined as a work site utility vehicle under K.S.A. 8-1493 and any amendments thereto.
- B. Nothing herein shall permit work site utility vehicles to drive on a state or federal highway other than for purposes of crossing it from one side to the other.
- C. Operators of the work site utility vehicle shall possess at least a valid Class

- C drivers license. Drivers must be age 17 or older.
- D. There shall be no riders on the vehicle under the age of 12.
 - E. All work site utility vehicles shall be insured for the same amount of insurance as is required for automobiles in the State of Kansas, pursuant to K.S.A. 40-3101 et seq. and any amendments thereto.
 - F. Work site utility vehicles shall have adequate braking capabilities and brake lights; shall have adequate steering; shall have a rear view mirror; shall have a reflectorization on the front and back and shall contain a "slow moving vehicle" emblem. The work site utility vehicle shall have turn signals. Work site utility vehicles shall be operated only if persons riding in the work site utility vehicles are seated in a place originally designed for seating.
 - G. No work site utility vehicle shall be operated on any public highway, street, road or alley between sunset and sunrise.
 - H. No work site utility vehicle shall be operated on any public highway, street, road or alley unless the vehicle shall comply with all the equipment requirements under provisions of Article 17, Chapter 8 of the Kansas Statutes Annotated. The work site utility vehicle shall be required to have seat belts and any operators or passengers in the vehicle shall wear seat belts at all times when the vehicle is in operation.
 - I. Work site utility vehicles shall be operated only between the hours of sunrise and sunset.
 - J. All traffic rules and regulations contained in the Kansas Uniform Traffic Code or in the standard traffic ordinances of the City of Oberlin shall be complied with.
 - K. Such work site utility vehicles shall be subject to and shall not be operated on the city streets or alleys until such time as an inspection by the Oberlin Police Department has been obtained confirming the existence of the required equipment and a sticker shall be affixed to the vehicle to be displayed at all times. A reinspection shall occur on an annual basis. The fee for inspection shall be established by the city council. Such registration shall not be transferrable to any other owner. Registration stickers shall not be issued until proof of insurance has been provided.
 - L. A violation of any provisions of this ordinance shall be deemed to be an ordinance traffic infraction and upon an entry of a plea of guilty or no contest and upon being convicted of such violation, the penalty imposed shall be not greater than \$500.00.

Section 4. MICRO UTILITY VEHICLES

- A. Micro Utility Vehicles may be operated upon the public highway, street, roads and alleys within the corporation limits of the City. Micro utility vehicles are defined by K.S.A. 8-1494 and any amendments thereto.
- B. Nothing herein shall permit micro utility vehicles to drive on a state or federal highway other than for purposes of crossing it from one side to the other.
- C. Operators of the micro utility vehicle shall possess at least a valid Class C drivers license. Drivers must be age 17 or older.
- D. All micro utility vehicles shall be insured for the same amount of insurance as is required for automobiles in the State of Kansas, pursuant to K.S.A. 40-3101 et seq. and any amendments thereto.
- E. Micro utility vehicles shall have adequate braking capabilities and brake lights; shall have adequate steering; shall have a rear view mirror; shall have a reflectorization on the front and back and shall contain a "slow moving vehicle" emblem. The micro utility vehicle shall have turn signals and shall have cross tread on the tires.
- F. The micro utility vehicle shall be required to have seat belts and any operators or passengers in the vehicle shall wear seat belts at all times when the vehicle is in operation.
- G. Micro utility vehicles shall be operated only if persons riding in the micro utility vehicles are seated in a place originally designed for seating.
- H. Micro utility vehicles shall be operated only between the hours of sunrise and sunset.
- I. All traffic rules and regulations contained in the Kansas Uniform Traffic Code or in the standard traffic ordinances of the City of Oberlin shall be complied with.
- J. Micro utility vehicles shall be subject to and shall not be operated on the city streets or alleys until such time as an inspection by the Oberlin Police Department has been obtained confirming the existence of the required equipment and a sticker shall be affixed to the vehicle to be displayed at all times. A reinspection shall occur on an annual basis. The fee for inspection shall be established by the city council. Such registration shall not be transferrable to any other owner. Registration stickers shall not be issued until proof of insurance has been provided.

- L. A violation of any provisions of this ordinance shall be deemed to be an ordinance traffic infraction and upon an entry of a plea of guilty or no contest and upon being convicted of such violation, the penalty imposed shall be not greater than \$500.00.

Section 5. This ordinance shall repeal any and all ordinances in conflict herewith.

Section 6. This ordinance shall be in full force and effect from and after its publication in the official city newspaper.

Passed by the City Council and approved by the Mayor on this ____ day of July, 2009.

Mayor, City of Oberlin

ATTEST:

City Clerk

ORDINANCE # 902

AN ORDINANCE REGARDING THE ISSUANCE OF REGISTRATION STICKERS FOR THE OPERATION OF GOLF CARTS, ALL TERRAIN VEHICLES, WORK SITE UTILITY VEHICLES AND MICRO UTILITY VEHICLES ON THE STREETS AND ALLEYS OF THE CITY OF OBERLIN, KANSAS, AMENDING ORDINANCE 826.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OBERLIN, KANSAS:

Section 1. Oberlin City Code Section 12-214 is amended as follows:

(a)(11)

Golf carts shall be subject to and shall not be operated on the city highways, roads, streets or alleys until such time as an inspection by the Oberlin Police Department has been obtained confirming the existence of the required equipment and a sticker shall be affixed to the vehicle to be displayed at all times. A reinspection shall occur on an annual basis. The fee for inspection shall be established by the city council. Such registration shall not be transferrable to any other owner. Registration stickers shall not be issued until proof of insurance has been provided. **No registration sticker or renewal thereof shall be issued until proof of paying sales and property tax on such vehicle shall be provided to the city.**

(b)(11)

All terrain vehicles shall be subject to and shall not be operated on the city streets or alleys until such time as an inspection by the Oberlin Police Department has been obtained confirming the existence of the required equipment and a sticker shall be affixed to the vehicle to be displayed at all times. A reinspection shall occur on an annual basis. The fee for inspection shall be established by the city council. Such registration shall not be transferrable to any other owner. Registration stickers shall not be issued until proof of insurance has been provided. **No registration sticker or renewal thereof shall be issued until proof of paying sales and property tax on such vehicle shall be provided to the city**

(c)(11)

Work site utility vehicles shall be subject to and shall not be operated on the city streets or alleys until such time as an inspection by the Oberlin Police Department has been obtained confirming the existence of the required equipment and a sticker shall be affixed to the vehicle to be displayed at all times. A reinspection shall occur on an annual basis. The fee for

inspection shall be established by the city council. Such registration shall not be transferrable to any other owner. Registration stickers shall not be issued until proof of insurance has been provided. No registration sticker or renewal thereof shall be issued until proof of paying sales and property tax on such vehicle shall be provided to the city

- (d)(11) Micro utility vehicles shall be subject to and shall not be operated on the city streets or alleys until such time as an inspection by the Oberlin Police Department has been obtained confirming the existence of the required equipment and a sticker shall be affixed to the vehicle to be displayed at all times. A reinspection shall occur on an annual basis. The fee for inspection shall be established by the city council. Such registration shall not be transferrable to any other owner. Registration stickers shall not be issued until proof of insurance has been provided. No registration sticker or renewal thereof shall be issued until proof of paying sales and property tax on such vehicle shall be provided to the city

Section 2. This ordinance shall amend ordinance # 826.

Section 3. This ordinance shall be in full force and effect from and after its publication in the official city newspaper.

Passed by the City Council and approved by the Mayor on this 7th day of June, 2018.



Sandy Rush
Sandy Rush, City Clerk

Ladd Wendelin, Mayor City of Oberlin