

CITY OF GENOA
DEKALB COUNTY, ILLINOIS

ORDINANCE NO. 2020- 19

ADOPTED BY
THE MAYOR AND
CITY COUNCIL
OF THE
CITY OF GENOA

AN ORDINANCE CREATING TITLE 6, MOTOR VEHICLES AND TRAFFIC,
CHAPTER 6, GOLF CARTS AND UTILITY TERRAIN VEHICLES, OF THE
MUNICIPAL CODE OF THE CITY OF GENOA

Adopted August 4, 2020, by the Mayor and City Council of the City of Genoa
DeKalb County, Illinois, and approved and published in pamphlet form
This 4th day of August 2020.

ORDINANCE NO. 2020- 19

AN ORDINANCE CREATING TITLE 6, CHAPTER 6, GOLF CARTS AND UTILITY TERRAIN VEHICLES, OF THE MUNICIPAL CODE OF THE CITY OF GENOA

BE IT ORDAINED by the Mayor and City Council of the CITY OF GENOA, DeKalb County, Illinois, as follows:

WHEREAS, there is a desire within the City of Genoa to drive golf carts and utility terrain vehicles on City Streets; and

WHEREAS, for the safety of residents, it is necessary to put regulations in place; and

NOW THEREFORE, BE IT ORDAINED the Municipal Code of the City of Genoa be amended as follows:

SECTION 1: That Title 6, Motor Vehicles and Traffic, Chapter 6, Golf Carts and utility terrain vehicles read:

CHAPTER 6 GOLF CARTS AND UTILITY TERRAIN VEHICLES:

6-6-1: Policy Statement

6-6-2: Definitions

6-6-3: Permit Requirements

6-6-4: Rules and Regulations

6-6-5: Enforcement

6-6-1: Policy Statement:

This Chapter is adopted in the interest of public safety. Golf carts and Utility Terrain Vehicles, hereafter UTVs, are not designed or manufactured to be used on public streets and roads, hereinafter “streets”, and the City in no way advocates or endorses their operation on streets. The City, by regulating such operation is merely addressing safety issues. This Chapter is not to be relied upon as determination that operation on streets is safe or advisable, even if done in accordance with this Chapter. All persons operating golf carts and UTVs must be observant and attentive to the safety of themselves and others, including their passengers, other motorists, bicyclists, and pedestrians. All persons who operate

or ride golf carts and UTVs on streets inside the City do so at their own risk and peril. The City has no liability under any theory of liability for permitting golf carts and UTVs to be operated on City Streets. 6-6-2: Definitions:

1. A golf cart, as defined in 625 ILCS 5/123.9
2. A utility terrain vehicle (UTV), as defined in 625 ILCS 5/1-168.8, excluding all-terrain vehicles (ATVs)

CITY STREETS: Any of the streets within the boundaries of the City of Genoa except for State highways.6-6-3: Permit Requirements:

- A. **Permit Required:** No person shall operate a motorized golf cart or UTV without first obtaining a permit from the City of Genoa Police Department.
- B. **Application for Permit; Proof of Compliance:** Golf cart and UTV owners must complete a permit application. The completed forms will be maintained by the City of Genoa Police Department. The City of Genoa Police Department may issue visible proof of compliance that must be attached to the rear of the golf cart or UTV.
- C. **Permit Fee:** The permit fee is as defined in Appendix A. This cost is to cover the costs of implementing and maintaining this Chapter.
- D. **Insurance Required:** Insurance coverage will be verified as in effect by the Police Department when issuing or renewing a permit.
- E. **Term of Permit; Renewals:** Permits shall be granted for a period of one year from May 1 to April 30 and may be renewed annually.
- F. **Denial or Revocation of Permit:** The Chief of Police or his/her designee retains the right to refuse to issue and/or revoke any permit sticker for any golf cart or UTV at any time for any reason that he/she feels appropriate to ensure the safety and wellbeing of citizens of the City.

6-6-4: Rules and Regulations:

Golf carts and UTVs may only be operated on streets within the City of Genoa in accordance with the following rules and regulations:

- A. Any person who operates a golf cart or UTV in the City of Genoa takes full responsibility for all liability associated with operating the golf cart or UTV.

- B. Any person who operates a golf cart or UTV must be at least sixteen (16) years of age and possess a valid driver's license to operate a motor vehicle issued by Illinois or any other state.**
- C. Any person who operates a golf cart or UTV must possess proof of liability insurance.**
- D. Car seats must be used when required by the State of Illinois. Children must be properly seated while a golf cart or UTV is in motion and may not be transported in a negligent manner.**
- E. Golf carts and UTVs shall have its headlights and tail lamps lighted at all times when operated on City streets.**
- F. Golf carts and UTVs may not be operated when visibility is impaired by weather, smoke, fog or other conditions or at any time when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of five hundred feet (500').**
- G. Golf carts and UTVs may not be operated on sidewalks or in City parks, including the City's prairie trail system, other than on paved paths or parking areas.**
- H. Golf carts and UTVs may only be operated on City streets which have a posted speed limit of thirty five (35) miles per hour or less.**
- I. Golf carts and UTVs may not be operated on highways except to cross said highways at intersections in a path ninety degrees (90°) to said highways.**
- J. Golf carts and UTVs must be equipped with brakes, a steering apparatus, tires, a rearview mirror, seat belts, front and rear red reflectorized warning devices, a slow moving vehicle emblem on the rear of the UTV or golf cart in conformity with section 12-709 of the Illinois Vehicle Code, a headlight(s) that emits a white light visible from a distance of five hundred feet (500') to the front, a tail lamp(s) that emits a red light visible from at least one hundred feet (100') from the rear, brake lights, and turn signals.**
- K. Any person who operates a golf cart or UTV on the streets in the City of Genoa must adhere to all applicable State laws, concerning the possession and use of alcoholic beverages, and all other illegal drugs, as well as all other State traffic laws.**
- L. Golf cart and UTV drivers must yield the right-of-way to overtaking vehicles at all times.**
- M. The maximum occupancy of golf carts and UTVs traveling on City streets will be one person per bucket seat or three (3) people per bench seat.**
- N. No person shall operate a golf cart or UTV having a decibel level exceeding EPA factory set regulatory levels.**

- O. All golf carts and UTVs operated on the streets must be inspected by the Chief of Police of the City of Genoa or his/her designee and must have valid permit documentation from the City of Genoa Police Department.

6-6-5: ENFORCEMENT

- A. Any person who violates this section and has been issued a citation signed by a City Law Enforcement Officer shall be fined in accordance with Section 1-4-1.
- B. Repeat offenders may have the privileges granted by this chapter revoked by the City of Genoa Chief of Police.
- C. Upon investigation by and the recommendation of the City of Genoa Police Department, the Chief of Police may suspend or revoke a permit granted hereunder upon a finding that there is evidence that the permittee cannot safely operate the motorized golf cart or UTV.
- D. The interpretation of the above rules and regulations by the City of Genoa Police Department are final.
- E. The City of Genoa City Council reserves the right to revoke this chapter at any time.

SECTION 2: That Title 1, Chapter 4, Section 1 be amended to include:

6-6-5 A Golf Cart / UTV Violation \$100

SECTION 2: That Appendix A amended to include:

Title 6: Motor Vehicles and Traffic:

Golf Cart / UTV Permit Application Fee: \$75

SECTION 3: This ordinance shall be in full force and effect from and following its passage and approval.

Alderman Name	Aye	Nay	Abstain	Absent
Pam Wesner	✓			
Glennis Carroll	✓			
Dennis Di Guido	✓			
James Stevenson		✓		
Courtney Winter	✓			
Chuck Cravatta	✓			
Jonathon Brust	✓			
Katie Lang	✓			
Mayor Mark Vicary				

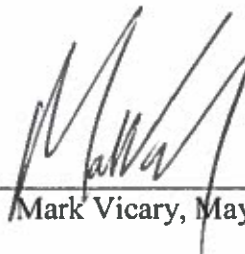
PASSED by the City Council of the City of Genoa, DeKalb County, Illinois this 4th day of August, 2020.

Approved by me this 4th day of Aug, 2020.



(SEAL)

ATTESTED and filed in my office this 5th day of August, 2020.



 Mark Vicary, Mayor



 Kim Winker, City Clerk