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## **CHAPTER 50, ARTICLE VI. - GOLF CARTS**

### **Sec. 50-85. - Legislative intent.**

It is the intent of this article to permit and regulate the use of golf carts within the designated streets of the village, during daylight hours only by licensed drivers operating golf carts which have passed a safety inspection.

*(Ord. No. 08-08, § 2, 11-20-2008)*

### **Sec. 50-86. - Definitions.**

- (a) Certified mechanic shall mean the holder of active Automotive Service Excellence ("ASE") certifications including, but not limited to, electrical, brakes and suspension.
- (b) Designated streets shall mean the streets within the subdivision of Port Antigua in the village.
- (c) Golf cart shall mean a motor vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes, as defined in F.S. ch. 316.003(68).
- (d) Permit shall mean an official authorization designating that the golf cart to which the authorization is affixed meets the requirements of the Village Code.
- (e) Registered motor vehicle repair shop shall mean a motor vehicle repair shop, as defined in F.S. § 559.903, that holds an active registration with the State of Florida Department of Agriculture and Consumer Services pursuant to F.S. § 559.904.
- (f) Village police department shall mean the Monroe County Sheriff's Office.

*(Ord. No. 08-08, § 2, 11-20-2008; Ord. No. 14-06, § 2, 3-20-2014)*

### **Sec. 50-87. - Authorized use.**

- (a) Licensed drivers may operate golf carts which have been issued permits by the village police department on all designated streets within the village between sunrise and sunset.
- (b) A permit for golf cart use on a designated street does not authorize entry onto private property, including retail parking lots, private roads or common areas in condominiums or subdivisions. Access to these areas may be regulated by the property owners and/or property managers.

*(Ord. No. 08-08, § 2, 11-20-2008; Ord. No. 14-06, § 2, 3-20-2014)*

### **Sec. 50-88. - Prohibited use.**

The operation in the village of any golf cart in the following manner or under the following conditions is prohibited:

- (a) Without a valid, current driver's license.
- (b) Without a valid, current permit issued by the village police department and affixed to the golf cart in a conspicuous location.
- (c) In violation of state, county or village traffic regulations.
- (d) Anywhere on the right-of-way and/or roadway surface of overseas highway.
- (e) On the beaches, parks, bicycle paths, sidewalks or swales of the village, unless authorized by the village manager.

- (f) Parking in violation of posted regulations.
- (g) Obstructing or interfering with normal traffic flow.
- (h) Carrying more passengers than those for which the golf cart was designed.
- (i) After sunset and before sunrise.

*(Ord. No. 08-08, § 2, 11-20-2008)*

**Sec. 50-89. - Inspection.**

- (a) Each golf cart shall be inspected annually by a certified mechanic or registered motor vehicle repair shop. A report of such annual inspection shall be made on a form provided by the village police department and shall be submitted to the village upon completion of the annual inspection.
- (b) Upon submitting a completed permit application, proof of insurance, the inspection report verifying that the golf cart meets all the requirements of section 50-90 of this article, payment of a \$40.00 application fee and payment of a \$25.00 permit fee, the village police department will issue a permit for the golf cart.
- (c) The permit issued by the village police department shall be affixed to and displayed in a conspicuous location on the golf cart.

*(Ord. No. 08-08, § 2, 11-20-2008; Ord. No. 14-06, § 2, 3-20-2014)*

**Sec. 50-90. - Required equipment.**

A golf cart shall be equipped with:

- (a) Efficient brakes;
- (b) Reliable steering apparatus;
- (c) Safe tires;
- (d) Rear view mirror;
- (e) Red reflectorized warning devices, both in the front and the rear;
- (f) Functional rear stop lamps;
- (g) Functional turn signals;
- (h) Functional headlights, for use when operating the golf cart in the rain or fog; and
- (i) Functional safety belts as described in F.S. § 316.614.

*(Ord. No. 08-08, § 2, 11-20-2008; Ord. No. 14-06, § 2, 3-20-2014)*

**Sec. 50-91. - Operators.**

Drivers must hold a current, valid driver's license in order to lawfully operate a golf cart upon designated streets.

*(Ord. No. 08-08, § 2, 11-20-2008)*

**Sec. 50-92. - Traffic laws.**

- (a) Operators of golf carts traveling on designated streets within the village are required to observe all traffic laws as if they were operating any other motor vehicle.
- (b) While traveling on designated streets, operators and passengers of golf carts must comply with applicable Florida law as to the requirements and usage of safety belts and child restraint equipment.
- (c) Owners and operators of golf carts shall comply with applicable Florida law pertaining to insurance requirements.

*(Ord. No. 08-08, § 2, 11-20-2008)*

**Sec. 50-93. – Enforcement/penalties.**

A violation of this article is enforceable as a violation of the village Code enforceable pursuant to article III of [chapter 2](#), or as a noncriminal traffic infraction, punishable pursuant to F.S. ch. 318, as either a moving violation for infractions of sections [50-88](#), [50-91](#) and [50-92](#) of this article or as a nonmoving violation for violations of sections [50-89](#) and [50-90](#) of this article.

*(Ord. No. 08-08, § 2, 11-20-2008; Ord. No. 14-06, § 2, 3-20-2014)*