

68 North State Street P.O. Box 160 Frazeysburg, Ohio 43822 (740) 828-2911 Fax (740) 828-9485 Nick R. Garver, Chief of Police

<u>UNDERSPEED MOTOR VEHICLE (GOLF CART) INFORMATION PACKET</u>

An underspeed motor vehicle is described as a four-wheeled vehicle, other than a truck, that is either originally designed and constructed with a top attainable speed of 20 MPH or less, or is not originally designed and constructed for operation on a street or highway. Most golf carts fall under this description and therefore are considered an underspeed motor vehicle.

There are several requirements that must be met in order to legally operate an underspeed motor vehicle on the roadways of the Village of Frazeysburg. Included in this information packet is a copy of the Frazeysburg Police Department's Inspection Certificate for underspeed motor vehicles so you can make sure your underspeed motor vehicle meets the requirements before scheduling your inspection.

Here are the steps you will need to complete in order to certify your underspeed vehicle for operation on public roadways:

- 1. First you will need to go to the Frazeysburg Police Department located at 68 N. State St., Frazeysburg, Ohio, and pay your inspection fees of \$20.00 (Twenty Dollars) per inspection. If your underspeed motor vehicle fails an inspection, the inspection fee will be charged on all subsequent inspections. The fee must be paid in full prior to any inspection(s).
- 2. Next, someone from the Frazeysburg Police Department will contact you to schedule a time to inspect your underspeed motor vehicle. This is the first step in legalizing your underspeed motor vehicle for operation on a roadway. (Written documentation showing State Minimum Liability Insurance coverage on the underspeed vehicle must be shown at the time of the inspection.) Once all inspection requirements have been met, you will be given an Inspection Certificate to take the Title Office in Zanesville, Ohio. Inspection will be in accordance with Section 4501.2-01 Ohio Administrative Code.
- 3. Next, you will take your Inspection Certificate, Proof of Insurance and Proof of Ownership to the Title Office. Usually the purchase of a golf cart or other underspeed vehicle comes with a bill of sale or something with a serial number on it, take this with you. Once they have verified that everything is in order, they will issue you a Certificate of Title.
- 4. Finally you will need to take the above items to a Deputy Registrar where they will verify you have completed the above steps and then you will be issued the license plates for your underspeed motor vehicle.

Operation of your underspeed motor vehicle must be in accordance with ALL state and local laws.



68 North State Street P.O. Box 160 Frazeysburg, Ohio 43822 (740) 828-2911 Fax (740) 828-9485 Nick R. Garver, Chief of Police

The following are excerpts from the Ohio Revised Code and Village of Frazeysburg Ordinance # 15-10 of some of the requirements that must be met in order for your underspeed motor vehicle to be operated on the roadways of Frazeysburg.

- Village of Frazeysburg, Ohio Ordinance # 15-10: See attachment
- ORC 4503.21: No person who is the owner or operator of a motor vehicle shall fail to display in plain view on the front and rear of the motor vehicle the distinctive number and registration mark (license plates), including any county identification sticker and any validation sticker issued under sections 4503.19 and 4503.191 of the Revised Code, furnished by the director of public safety.
- ORC 4507.02: No person shall permit the operation of a motor vehicle upon any public or
 private property used by the public for purposes of vehicular travel or parking knowing the
 operator does not have a valid driver's license issued to the operator by the registrar of motor
 vehicles under this chapter or a valid commercial driver's license issued under Chapter 4506
 of the Revised Code.
- **ORC 4509.101:** No person shall operate, or permit the operation of, a motor vehicle in this state, unless proof of financial responsibility is maintained continuously throughout the registration period with respect to that vehicle, or, in the case of a driver who is not the owner, with respect to that driver's operation of that vehicle.
- ORC 4513.05: Every motor vehicle shall be equipped with at least one tail light mounted on the rear which, when lighted, shall emit a red light visible from a distance of five hundred feet to the rear. Either a tail light or a separate light shall be so constructed and placed as to illuminate with a white light the rear registration plate and render it legible from a distance of fifty feet to the rear.
- ORC 4513.06: Every motor vehicle shall carry at the rear, either as a part of the tail lamps or separately, two red reflectors of such size and characteristics and so maintained as to be visible at night from all distances within three hundred feet to fifty feet from such vehicle.
- ORC 4513.071: Every motor vehicle shall be equipped with two or more stop lights which shall be mounted on the rear of the vehicle, actuated upon application of the service brake, and may be incorporated with other rear lights. Such stop lights when actuated shall emit a red light visible from a distance of five hundred feet to the rear.
- ORC 4513.16: Any motor vehicle may be operated under the conditions specified in section 4513.03 of the Revised Code when it is equipped with two lighted lights upon the front thereof capable of revealing persons and substantial objects seventy-five feet ahead, in lieu of lights required in section 4513.14 of the Revised Code, provided that such vehicle shall not be operated at a speed in excess of twenty miles per hour.



68 North State Street P.O. Box 160 Frazeysburg, Ohio 43822 (740) 828-2911 Fax (740) 828-9485 Nick R. Garver, Chief of Police

- ORC 4513.21: Every motor vehicle when operated upon a highway shall be equipped with a horn which is in good working order and capable of emitting sound audible, under normal conditions, from a distance of net less than two hundred feet.
- **ORC 4513.23:** Every motor vehicle shall be equipped with a mirror so located as to reflect to the operator a view of the highway to the rear of such vehicle.
- **ORC 4513.24:** No person shall drive any motor vehicle on a street or highway in this state that is not equipped with a windshield.

NOTE: The police department is viewing "half-windshields" as <u>NOT meeting the requirement</u> for having a windshield, as it defeats the purpose of having a windshield if debris, bugs, precipitation, etc. can strike an operator in the face/eyes and cause a crash.

- **ORC 4513.261:** No person shall operate any motor vehicle unless the vehicle is equipped with electrical or mechanical directional signals.
- * Once your fee is paid, your golf cart has been inspected, and your certificate of inspection has been issued, you will be issued an inspection sticker that must be placed on the rear of the golf cart in a plainly-visible fashion, usually next to or just above or below the registration plate is best. A police officer may stop a golf cart at any time for the purpose of inspecting the golf cart.
- ** The police department is strongly recommending the use of "slow moving vehicle signs" and having them securely mounted to the rear of the vehicle, centered if possible, at least 3 feet off the ground as an extra safety measure for your own well-being. The SMV sign should be a high-visibility fluorescent orange and/or reflective or with reflective trim.
- *** Additionally, the police department is also strongly recommending a flag mounted on a whip or pole above the roof, if any, or highest portion of the golf cart. This flag should also be a high-visibility, fluorescent color of your choosing. This provides warning during times of daylight (sometimes even more so than a light would) to other motorists or pedestrians in all directions, rather than just those approaching from the rear.



68 North State Street P.O. Box 160 Frazeysburg, Ohio 43822 (740) 828-2911 Fax (740) 828-9485 Nick R. Garver, Chief of Police

UNDER-SPEED MOTOR VEHICLE (GOLF CART) INSPECTION CERTIFICATE

Name			Phone Number		Date	9
Address			City	Stat	e	Zip Code
Year		Make	Model	Col	or	VIN#
Number o	f Seats					
YES	NO NO	Requires a valid driver's license for ANY operation of MOTOR VEHICLE on public or private property Must show proof of insurance listing State Minimum Requirements for Liability Insurance for said underspeed				Ohio Revised Code 4507.02 (A)(1) Ohio Revised Code 4509.101 (A)(1)
YES	NO	motor vehicle Must be equipped with a minimum of one tail light, visible from a distance of 500 feet.				Ohio Revised Code 4513.05
YES	NO	Must be equipped with two red reflectors. (May be incorporated into other rear lights.)			Ohio Revised Code 4513.06	
YES	NO	Must have a light to illuminate the rear license plate & make the plate legible from a distance of 50 feet.			Ohio Revised Code 4513.05	
YES	NO	Must be equipped with two brake lights, visible from a distance of 500 feet. (May be incorporated into other rear lights.)			Ohio Revised Code 4513.071	
YES	NO	Must have two working headlights capable of illuminating person or objects at a distance of at least 75 feet.				Ohio Revised Code 4513.16
YES	NO	Must have a working horn, audible from not less than 200 feet.				Ohio Revised Code 4513.21
YES	NO	Must have a rearview mirror.			Ohio Revised Code 4513.23	
YES	NO	Must have a windshield. (glass or safety glass)			Ohio Revised Code 4513.24	
YES	NO	Must have working directional (turn) signals.			Ohio Revised Code 4513.261	
YES	NO				Ohio Revised Code	
Officer's Signature		Date		Applicants Signature		Date
Chief's Signature		Date		Parent or Legal Guardian of Applicant		under 18 – Signature Required:
FOR DEP	ARTMEI	NTAL USE ONL	7			
Permit Nu	mber		Permit Issued Date	Permit Expires Date		



68 North State Street P.O. Box 160 Frazeysburg, Ohio 43822 (740) 828-2911 Fax (740) 828-9485 Nick R. Garver, Chief of Police

Muskingum County Deputy Registrar:

Pursuant to the Village of Frazeysburg, Ohio Ordinance # 15-10 under-speed motor vehicles otherwise known as golf carts, will be allowed operation on public streets in the Village of Frazeysburg. The Frazeysburg Police Department is charged with the responsibility to inspect these vehicles and issue a certificate showing that the vehicle has passed inspection and is eligible for registration with the Bureau of Motor Vehicles. In order to obtain this registration the vehicle is required to be titled.

I have enclosed our information packet given to motorists who wish to have an underspeed motor vehicle inspected, titled, and registered. Please feel free to contact me regarding this Ordinance or procedure. I appreciate your assistance.

Respectfully,		
Nick Garver,		
Chief of Police		



68 North State Street P.O. Box 160 Frazeysburg, Ohio 43822 (740) 828-2911 Fax (740) 828-9485 Nick R. Garver, Chief of Police

Muskingum County Clerk of Courts Title Department:

Pursuant to the Village of Frazeysburg, Ohio Ordinance # 15-10 under-speed motor vehicles otherwise known as golf carts, will be allowed operation on public streets in the Village of Frazeysburg. The Frazeysburg Police Department is charged with the responsibility to inspect these vehicles and issue a certificate showing that the vehicle has passed inspection and is eligible for registration with the Bureau of Motor Vehicles. In order to obtain this registration the vehicle is required to be titled.

I have enclosed our information packet given to motorists who wish to have an underspeed motor vehicle inspected, titled, and registered. Please feel free to contact me regarding this Ordinance or procedure. I appreciate your assistance.

Respectfully,		
Niels Corror		
Nick Garver,		
Chief of Police		



68 North State Street P.O. Box 160 Frazeysburg, Ohio 43822 (740) 828-2911 Fax (740) 828-9485 Nick R. Garver, Chief of Police

ORDINANCE NO. 15-10

AN ORDINANCE ALLOW AND REGULATE THE OPERATION OF GOLF CARTS WITHIN THE VILLAGE OF FRAZEYSBURG, OHIO

WHEREAS, citizens of the Village of Frazeysburg have informed Council that they wish to operate golf carts on the streets of Frazeysburg and Council is aware that there are no regulations in the Ohio Basic Code previously adopted by the Village of Frazeysburg pertaining to the operation of golf carts on the streets within the Village of Frazeysburg; and

WHEREAS, Council has determined that it is necessary create an ordinance permitting and regulating the use of golf carts upon public streets within the Village of Frazeysburg, Ohio; therefore

BE IT ORDAINED by Council for the Village of Frazeysburg, Muskingum County, State of Ohio that, from and after the effective date of this Ordinance, golf carts operating upon public roadways within Frazeysburg, their owners and operators shall conform to the following regulations:

SECTION ONE: DEFINITIONS

- (a) PROOF OF FINANCIAL RESPONSIBILITY has the same meaning as set forth in R.C. 4509.01 (K).
- (b) **GOLF CART** is a motor vehicle as that term is defined under R.C. 4501.01 (B). Most golf carts are a type of under speed vehicle (USV). A USV is a four wheeled vehicle other than a truck that is originally designed and constructed with a top attainable speed of 20 mph or less or is not originally designed or constructed for operation on a street or highway. It may not be operated on a public street or highway unless it complies with R.C. 4513.
- (c) **INSPECTION** means that inspection that is required by Ohio Administrative Code (OAC) 4501:2-1-01 through 4501:2-1-21.
- (d) **OPERATOR** means person who drives or is in actual physical control of a vehicle R.C. 4501.01 (X).
- (e) **REGISTRATION** has the same meaning as set forth in R.C. 4503.10 (A).

SECTION TWO: INSPECTION OF GOLF CARTS.

- (a) No person shall operate a golf cart on the streets permitted in the Village of Frazeysburg unless the golf cart has been inspected by the Chief of Police or his designee for compliance with the state of Ohio's statutory requirements that are applicable to motor vehicles.
- (b) The inspection must be prearranged with the Chief of Police or his designee.
- (c) The owner of any golf cart shall be required to pay an inspection fee of twenty dollars (\$20.00). This inspection fee shall be deposited into the general fund. If the Chief of Police or his designee determines that the golf cart complies with the state of Ohio statutory requirements that are applicable to motor vehicles, the Chief of Police or his designee shall issue the owner a certificate of compliance entitling the owner to register, apply for a title and purchase license plates for the vehicle. The owner must also show the Chief of Police or his designee a valid Ohio operator's license (driver's license) and proof of financial responsibility for the golf cart before the certificate of compliance is issued.
- (d) If the owner of a golf cart has had the cart inspected, registered and titled, prior to the effective date of this chapter or moves to the Village of Frazeysburg after the effective date of this chapter, but previously having had the golf cart inspected by an authorized inspection program, in order to legally operate the vehicle in the Village of Frazeysburg, the owner/operator must still provide evidence of an inspection in compliance with Ohio statutory requirements.
- **(e)** Golf carts that have been inspected shall display a sticker that will be provided by the Frazeysburg Police Department on the rear of the cart in a conspicuous location. Officers may stop a golf cart that is operated on the streets of the village for the purpose of inspecting the golf cart.



68 North State Street P.O. Box 160 Frazeysburg, Ohio 43822 (740) 828-2911 Fax (740) 828-9485 Nick R. Garver, Chief of Police

SECTION THREE: RESTRICTED OPERATION OF A GOLF CART ON VILLAGE STREETS.

- (a) No person shall operate a golf cart on the streets of the Village of Frazeysburg unless the operator has a valid Ohio operator's license (driver's license), a valid registration for the vehicle and proof of financial responsibility. It is prima facie evidence that an operator does not have a valid license, registration, or insurance if the operator fails to show proof of such upon being lawfully stopped.
- (b) No person shall operate a golf cart on any state highway within the Village limits. Moreover, no person shall operate a golf cart on any Village street in the Village of Frazeysburg where the posted speed limit exceeds thirty five (35) miles per hour. Operators may cross state highways and streets where the speed limit exceeds thirty five (35) miles per hour, provided they comply with all other applicable state and local laws.
- (c) Occupants of golf carts governed by this ordinance shall be seated at all times, on the seat of the golf cart and wearing a seat belt when the golf cart is in motion. Standing on any portion of the golf cart when it is in motion is prohibited. An officer who observes any operator or rider not wearing a seat belt has probable cause to stop the golf cart and the parties on board.
- (d) Operators of golf carts shall comply with all other local and state laws pertaining to motor vehicles upon public highways.

SECTION FOUR: SPECIAL REQUIREMENTS

- (a) The golf cart shall be equipped with seat belts. The seat belts shall be securely fastened to the cart to prevent the belt or its mounting from breaking away from the cart during a crash. There shall be enough seat belts as there are seats or passengers on the cart.
- (b) The golf cart shall be equipped with two working head lights, at least one working tail light, two working brake lights, two red reflectors to the rear which may or may not be incorporated with the tail/brake light assemblies, a working rear registration plate light, working left and right turn signals mounted to and facing the front and rear of the cart, and the same candlepower requirements for all lights as are set forth in chapter 4513 of the Revised Code.
- (c) The golf cart shall have one working horn.
- (d) The golf cart shall have a front windshield capable of deflecting bugs and other airborne debris.
- (e) The golf cart shall have a working brake capable of bringing the cart to a safe stop from top speed, and a parking brake which may or may not be part of the same braking system.

SECTION FIVE: PENALTY

Whoever violates this chapter is guilty of a minor misdemeanor on a first offense; on a second offense within, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense after the second offense the person is guilty of misdemeanor of the third degree.

Officers may impound any golf cart that is not in compliance with this ordinance, or any golf cart operated by a person who does not have a valid driver license or insurance coverage on the golf cart. A golf cart that is impounded pursuant to this ordinance may be forfeited.

SECTION TWO: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

PASSED this 12th day of July, 2010.