

**ORDINANCE NO. 2022-02**  
**AN ORDINANCE AMENDING CHAPTER VII OF THE CITY OF LAKE SHORE**  
**ORDINANCE, RELATING TO THE OPERATION OF GOLF CARTS WITHIN**  
**THE CITY OF LAKE SHORE, COUNTY OF CASS, STATE OF MINNESOTA**

The City of Lake Shore ordains:

Section 1. Purpose and Intent. The purpose and intent of this Ordinance is to amend the City Ordinance, Chapter VII, Streets, Traffic and Parking Regulations, to add Part 11 “Regulating the Use of Golf Carts within the City of Lake Shore”.

Section 2. Amendments. The following ordinance for Chapter VII, Part 11 – Operation of Golf Carts is proposed as follows:

Section 3. Purpose. This ordinance is adopted to address the interest of public safety under the provisions of Minnesota Statutes Section 169.045 which provides the City of Lake Shore authority to regulate the use of motorized golf carts (hereafter referred to as “Golf Carts”). To ensure a comprehensive plan for the operation of Golf Carts within the City of Lake Shore, the use of County Roads is necessary to allow travel to and between City Roads. If the County adopts an ordinance authorizing the use of Golf Carts on County Roads, the City of Lake Shore agrees to hold the County harmless and to assume any liability from the County for permitted use of Golf Carts on County Roads located within the City.

Section 4. Definitions.

“City” means the City of Lake Shore, Minnesota.

“City Road” means a road or street that is under the jurisdiction of the City of Lake Shore, Minnesota.

“County” means the County of Cass, Minnesota.

“County Road” means a road or street that is under the jurisdiction of Cass County, Minnesota and is classified as a “county state-aid highway,” “county highway,” or “county road.”

“Driver” means the person driving and having physical control over the Golf Cart.

“Motorized Golf Cart” or “Golf Cart” means any electric or gas-powered vehicle with: (1) three or four low pressure or non-pneumatic tires; (2) an engine displacement less than 800 cubic centimeters; (3) and not capable of reaching speeds greater than 20 miles per hour.

“Trail” means a pathway located within city right of way that is separately identified from the roadway by either green space or striping, which is used for the purpose of both motorized and non-motorized (also known as multi-use) recreation.

#### Section 5. Special Vehicle Use.

- (a) Golf Carts:
  - a. A Golf Cart may be driven, operated or controlled on the right shoulder or the extreme right-hand side of City or County Roads, pursuant to the requirements of this section.
  - b. Golf Carts may be operated on County Roads within the City of Lake Shore only when authorized by Cass County Ordinance. If a Cass County Ordinance is in place, Golf Carts may only be operated on County Roads within the City of Lake Shore when it is impossible to reach a destination using City Roads alone. An operator may utilize a County Road, only when necessary to crossover it to travel between one City Road and another City Road. It is illegal to operate a Golf Cart on a County Road within the jurisdiction of the City of Lake Shore for cruising, enjoyment or casual purposes. The only authorized use of Golf Carts on County Roads in the City of Lake Shore is to facilitate travel between City Roads for Golf Cart traffic.
  - c. Golf Carts may make left turns across the road only if it is safe to do so under prevailing conditions.
  - d. Golf Carts may be operated on City Roads and County Roads (when separately authorized by County Ordinance) from 6:00 a.m. to 10:00 p.m. and must be equipped with original equipment such as headlights, taillights and rear facing brake lights and said equipment is in good operating condition. Golf carts shall not be operated on State Highways, except to cross at designated intersections.
  - e. Golf Cart speed shall not exceed 20 MPH.
  - f. Golf Carts may be operated on City Trails as outlined in the city’s Trail Use Policy.
  - g. Golf Carts shall 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 500 feet.
  - h. Golf Carts must obey all traffic laws at all times.
  - i. Operators of any Golf Cart permitted herein must have a valid driver’s license, or may be 15 years of age with a valid learners permit and accompanied by a person 18 years or older in the front seat. The accompanying adult must have a valid driver’s license which must be in his/her possession. A valid driver’s license or learners permit must be in the operator’s possession while operating the Golf Cart at all times.

- j. No person shall sit in the driver's lap while the Golf Cart is in motion.
- k. Every adult and child over the age of 10 years-old who is the passenger on a Golf Cart shall have their own seating space.
- l. Children under the age of 10 years-old may ride on an adult's lap so long as there is only one child per adult.
- m. Golf Carts shall not be overloaded and shall only bear the number of passengers and amount of weight authorized.
- n. There shall be no standing on or about the Golf Cart while the Golf Cart is in motion and no person shall hang onto the front, side or back of a Golf Cart while the Golf Cart is in motion.

Section 6. Permit. No person shall operate a Golf Cart on City or County Roads without first obtaining a permit as provided herein:

(a) Application: An application for permit shall be submitted to the City on a form provided by the City and shall contain the following information:

- a. Name and address of Applicant;
- b. Contact information for the Applicant including a phone number and e-mail address if applicable.
- c. Model name, make, and year of manufacture and serial number, if applicable, of the Golf Cart;
- d. Evidence of current Insurance that complies with Minn. Stat. Section 65B.48 Subd. 5.

(b) Conditions: No permit shall be granted or renewed unless the following conditions are met:

- a. The Applicant must be at least 18 years of age and must be the legal owner of the Golf Cart;
- b. The applicant must provide evidence of insurance complying with the provisions of Minn. Stat. 65B.48, Subd. 5 and said proof of insurance shall be maintained on or within the Golf Cart at all times that it is operated on City or County Roads;
- c. The applicant for a Golf Cart permit must have a valid driver's license; and
- d. All permits shall be issued for a specific Golf Cart in the Applicant's (Permittee's) name. Permit holders will be issued a number and a slow-moving vehicle emblem to affix to the left side rear fender or similar component.

(c) Permit fees and term:

- a. The fee for such permit shall be in accordance with the current City fee schedule, as amended.
- b. Permits will be granted for a three (3) year period, valid from January 1 through December 31. Permits may be purchased at any time during the year but will be valid only for three (3) calendar years, including the year of issuance and will expire on December 31<sup>st</sup> of the 3<sup>rd</sup> calendar year.
- c. The permit may be suspended or revoked by the Police Chief upon finding that the permit holder has violated the conditions of the permit, has abused the privilege of being a permit holder, upon finding that the permittee cannot safely operate the golf cart on the designated roadways, or for any other violation of law involving operation of the Golf Cart by Permittee or any other person explicitly or implicitly authorized by them.
- d. If a permit is revoked or suspended there will be no refund of the permit fee.
- e. If a permit is revoked by the City, the permittee may not reapply for a new permit for a period of one (1) year from the date on which the permit was revoked.

Section 7. Golf Cart Criteria.

- (a) Golf carts shall be equipped with a mirror so located as to reflect to the driver a view of the highway for a distance of at least 200 feet to the rear of such vehicle as required by Minn. Stat. 169.70.
- (b) Golf carts shall display a slow-moving vehicle emblem provided for in Minn. Stat. 169.045, as amended, when operating on City Roads or County Roads;
- (c) The number of occupants on a golf cart cannot exceed the design occupant load.

Section 8. Penalties. Any person or persons who violates or allows another to violate any of the provisions of this ordinance shall be guilty of a Misdemeanor. Administrative fines may also be assessed to drivers, owner or permit holders of Golf Carts that violate any provision of this ordinance. Any person or persons who violates or allows another to violate any provisions of this ordinance shall be liable for the costs of any damage or restoration of any damage to public or private property. The Lake Shore Police Department and the City Attorney for Lake Shore shall be responsible for the enforcement of this ordinance.

Section 9. **Effective Date.** This ordinance shall become effective upon its passage and publication as provided by law.

Passed by the City of Lake Shore Council this 25th day of July, 2022 by a 4/4ths vote.

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Krista Knudsen, Mayor

Attest:

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Patti McDonald, City Clerk