

ORDINANCE NO. 786

AN ORDINANCE TO AMEND SECTIONS 78-92, 78-93, AND 78-96 OF THE PEACHTREE CITY CODE OF ORDINANCES TO AMEND THE REGISTRATION REQUIREMENTS OF MOTORIZED CARTS, AMEND THE LIST OF PERSONS PERMITTED TO OPERATE MOTORIZED CARTS ON THE RECREATIONAL PATHS OF THE CITY, AMEND THE LIST OF HAZARDOUS ACTIVITIES AND SPECIAL RULES FOR MOTORIZED CARTS WHILE OPERATING ON THE RECREATIONAL PATHS AND FOR OTHER PURPOSES

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF PEACHTREE CITY, and it is hereby ordained by authority of the same, that Section 78-92(a) of the Peachtree City Code of Ordinances be deleted and a new Section 78-92(a) be added in its place as follows:

(a) *Motorized carts.* It shall be the duty of every owner of a motorized cart that is operated over the recreation paths and streets and those areas accessible by the public to register the cart with the city within ten business days of the date of purchase. Two numerical decals shall be issued upon registration; and a record of each motorized cart number, along with the name and address of the owner, shall be maintained by the police department. The decals must be affixed to the sides of the cart in such a manner as to be fully visible at all times. The registration fee for motorized carts owned by city residents shall be \$10.00, and the registration shall be effective until such time as the cart is sold or otherwise disposed of. An annual registration/user fee of \$60.00 shall be charged to nonresidents of the city. The nonresident fee is due by January 31 each year until such time as the cart is sold or otherwise disposed of. This nonresident registration/user fee shall be prorated for carts purchased after January 31 of the first calendar year of ownership, unless the nonresident had previously paid the registration/user fee the same calendar year, in which case a one-time transfer fee of \$5.00 would be applicable. Upon occurrence of a sale of the cart to another person who shall operate the cart over the recreation paths and streets of the city, the registration must be transferred to the new owner within ten business days of the change in ownership at a cost of \$5.00 and if the new owner is not a city resident, the nonresident registration/user fee for the balance of the year shall be due from the new owner. If the registration is not transferred within ten business days, a \$20.00 penalty will be applied in addition to the \$5.00 transfer charge; and the cart shall be considered an unregistered cart after the ten business day period

BE IT FURTHER ORDAINED BY THE MAYOR AND CITY COUNCIL OF PEACHTREE CITY, and it is hereby ordained by authority of the same, that Sections 78-93(a) - (c) of the Peachtree City Code of Ordinances be deleted and new Sections 78-93(a)-(c) be added in their place as follows:

(a) Those persons who are 16 years of age and older may drive a motorized cart on the recreation paths and/or streets and those areas accessible by the public of the city unless such person has had his or her license to operate a motor vehicle suspended or revoked by the state which issued said license in which case such person shall not be permitted to operate a motorized cart on the recreation paths and/or streets and those areas accessible by the public of the city during the time of suspension or revocation.

(b) Those persons who are 15 years of age but not yet 16 years of age may drive a motorized cart on the recreation paths and/or streets and those areas accessible by the public of the city:

- (1) if he or she does not have in his or her possession a valid instructional permit issued by the State of Georgia pursuant to O.C.G.A. Section 40-5-24, as may be amended, and has not had his or her instructional permit suspended or revoked, then he or she shall be accompanied in the front seat by a person at least 18 years of age who holds a valid motor vehicle driver's license or he or she shall be accompanied in the front seat by a parent, grandparent or legal guardian; or
- (2) if he or she has in his or her possession a valid instructional permit issued by the State of Georgia pursuant to O.C.G.A. Section 40-5-24, as may be amended, and is unaccompanied by a licensed driver as provided in section (b)(1), or is unaccompanied by a parent, grandparent or legal guardian as provided in section (b)(1), then he or she may be accompanied in the vehicle by up to one other person who must be at least 15 years of age;

(c) Those persons who are 12 years of age but not yet 15 years of age may drive a motorized cart on the recreation paths and/or streets and those areas accessible by the public of the city if they are accompanied in the front seat by a parent, grandparent or legal guardian.

BE IT FURTHER ORDAINED BY THE MAYOR AND CITY COUNCIL OF PEACHTREE CITY, and it is hereby ordained by authority of the same, that Section 78-96 of the Peachtree City Code of Ordinances be amended and a new Section 78-96(k) be added as follows:

(k) All operators and passengers must remain seated at all times during the operation of the golf cart. No person may sit on the operator's lap during the operation of the golf cart.

All Ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

(Signatures appear on the following page)

Done, Ratified and Passed this 5th day of September , 2002.

Mayor

City Council

City Clerk Attest