

ORDINANCE NO. 2021-24

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF TYBEE ISLAND SO AS TO AMEND SECTIONS 66-8(b)(1) and 66-8(b)(7) REGARDING MOTORIZED CART USAGE, INSPECTIONS AND REGULATIONS SO AS TO REVISE THE TERMS THEREOF AND TO REQUIRE THE REGISTRATION OF MOTORIZED CARTS WITHIN 48 HOURS OF THE DATE OF PURCHASE, ACQUISITION OR ENTRY INTO THE CITY AND TO PROVIDE FOR RELATED CHANGES TO PARKING OF SUCH CARTS

WHEREAS, the duly elected governing authority for the City of Tybee Island, Georgia, is authorized under Article 9, Section 2, Paragraph 3 of the Constitution of the State of Georgia to adopt reasonable ordinances to protect and improve the public health, safety, and welfare of the citizens of Tybee Island, Georgia, and

WHEREAS, the duly elected governing authority for the City of Tybee Island, Georgia, is the Mayor and Council thereof; and

WHEREAS, the governing authority desires to adopt ordinances under its police and home rule powers; and

NOW, THEREFORE, it is hereby ordained by the governing authority of the City of Tybee Island that Section 66-8(b)(1) be amended so that hereafter it will read as follows:

**SECTION 1**

66.8(b)(1) Registration. It shall be the duty of every owner of a motorized cart that is operated over the streets and those areas accessible by the public to

Amended 9 Sept 2021

register the cart with the city within 48 hours of the cart's arrival into the city whether by purchase, acquisition or transport. The registration shall be effective for twelve months from the date of issuance of the decal. Thereafter, an owner is required to renew the registration of the motorized cart every twelve months.

When registering the motorized cart initially and for any subsequent annual renewal, the owner shall present the motorized cart to the police department for an inspection. Only those motorized carts which pass inspection will be issued a registration decal.

As part of the initial registration process and subsequent annual renewals, the owner must provide proof of liability insurance covering the motorized cart in an amount equal to the minimum liability limits set by the state for automobiles. An owner must maintain liability insurance on the motorized cart at all times. If a motorized cart is operated on the streets and public areas of the city without the appropriate insurance, the owner is subject to citation.

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 initial registration fee for motorized carts used in the city shall be \$15.00. Owners are responsible to renew their registration every year including having the motorized cart inspected and providing proof of insurance.

Any person who is found operating an unregistered motorized cart on the city streets and public areas will be subject to citation.

## **SECTION 2**

66-8(b)(7) is amended so as to hereafter read as follows:

Motorized carts must observe the parking regulations and ordinances applicable to motorized vehicles and all parking therefor shall be by payment of the appropriate charge for parking in authorized parking places and/or the display of a valid decal for parking. All unregistered carts are subject to citation for the failure to pay and/or register timely for parking in authorized places and no unregistered cart shall have a legitimate parking decal until the cart is registered as required by this ordinance.

## **SECTION 3**

All ordinances and parts of ordinances in conflict herewith are expressly repealed.

## **SECTION 4**

It is the intention of the governing body, and it is hereby ordained, that the provisions of this ordinance shall become effective and be made a part of the Code of Ordinances, City of Tybee Island, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention.

## **SECTION 5**

This ordinance shall be effective upon its adoption by the Mayor and Council pursuant to The Code of the City of Tybee Island, Georgia.

This Ordinance shall become effective on 9 day of September, 2021.

ADOPTED THIS 9 DAY OF September, 2021.

*Shirley Sessions*

MAYOR

ATTEST:

*Janet A. Allen*

CLERK OF COUNCIL



FIRST READING: 8/19/21

SECOND READING: 9/9/21

ENACTED: 9/9/21