

ORDINANCE NO. 15-1

AN ORDINANCE OF THE TOWN OF CASHION RELATING TO THE OPERATION OF GOLF CARTS ON THE STREETS AND HIGHWAYS WITHIN THE TOWN OF CASHION, PROVIDING RESTRICTIONS THEREON; PROVIDING FOR REPEALER, PENALTY FOR VIOLATION AND SEVERABILITY AND DECLARING AN EMERGENCY.

WHEREAS, Town of Cashion is authorized and empowered to provide by law for operation of golf carts on public streets and highways within the Town; and

WHEREAS, the necessity, in the public interest, for the provisions and prohibitions hereinafter contained and enacted is declared as a matter of legislative determination and public policy, and it is further declared that the provisions and prohibitions hereinafter contained and enacted are in pursuance of and for the purpose of securing and promoting the public health, comfort, convenience, safety, welfare and prosperity and the peace and quiet of the Town of Cashion and the persons therein.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN

OF CASHION AS FOLLOWS:

Section 1. AMENDATORY

Section 15-128 of the Cashion Code of ordinances is hereby amended to read as follows:

Section 15-128. OPERATION OF GOLF CARTS ON PUBLIC STREETS

A. The self-propelled or motor-driven and operated vehicles described in this section shall be prohibited from operating or shall be limited in operation on the streets and highways of this Town except as herein provided. All vehicles described in this Ordinance shall have the same definition as those contained within Title 47 Oklahoma Statutes.

B. Self-propelled or motor-driven cycles, known and commonly referred to as "minibikes" and other similar trade names, shall be prohibited from operating on the streets and highways of this City, except:

1. When used in a parade; or

2. When registered, as required by subsection E of Section 1151 of Title 47 Oklahoma Statutes, and operated by food vendor services upon streets having a speed limit of thirty (30) miles per hour or less.

C. Golf carts and utility vehicles and motor driven vehicles holding one or more persons but not intended for on road use shall not be operated on the streets and highways of this Town except:

1. Golf Carts and utility vehicles and motor driven vehicles holding one or more persons but not intended for on road use may operate on Streets of the Town of Cashion under the following conditions:

a. The operator is at least sixteen (16) years of age and has an Oklahoma Operator's license to operate a motor vehicle on public streets;

b. The roadway has a posted speed limit of thirty-five (35) miles per hour or less,

c. Appropriate signage, cautioning motorists of the possibility of golf cart traffic, is erected by the City.

d. Such vehicles are equipped with all lighting and safety features required under state and federal law.

2. Golf carts, utility vehicles and motor driven vehicles holding one or more persons but not intended for on road use may operate on state highways only if making a perpendicular crossing of a state highway located within the boundaries of Cashion

3. A vehicle registration fee, at the time of registration, payable to the Town of Cashion for \$60 USD, shall be required in order to operate the vehicles described above on the streets of the Town of Cashion. Should payment fail to clear the bank the registration shall be void. The registration shall be good for 12 months beginning the first day of the month in which the registration is paid and shall expire the last day of the 12th consecutive month following registration. A renewal fee of \$30 USD, shall be paid for each subsequent registration year, payable on the date of expiration of the prior year registration.

C. Violations; Penalty

Violation of any provision of this Ordinance is an offense with a maximum penalty of \$100 including court costs.

Section 2 . Conflict and Severability

Should this Ordinance conflict with any other ordinance of Town of Cashion or any other applicable law, the more restrictive shall apply. Should any section, subsection or provision of this Ordinance be declared unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole, or any part thereof other than the parts declared to be unconstitutional or invalid.

Section 3. Inclusion in the Code of Laws and Ordinances

The provisions of this Ordinance shall become and be made a part of the Cashion Code of Ordinances. The sections of the Ordinance may be renumbered or re-lettered to accomplish such, and the word "Ordinance" may be changed to "section", "article", or other appropriate designation.

Section 4. Repealer

All ordinances in conflict herewith are hereby repealed.

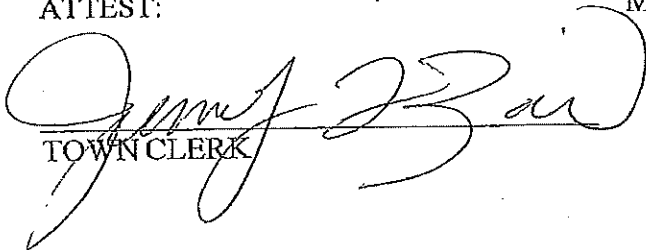
Section. Emergency

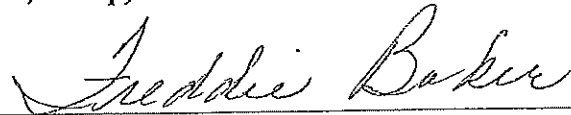
It being immediately necessary for the preservation of the public peace, health safety, and welfare of the Town of Cashion and the inhabitants thereof that this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof said ordinance shall be put into full force and effect from and its passage and approval and publication.

END

The foregoing ordinance was introduced before the Cashion Board of Trustees on the 2 day of September 2014, and was duly adopted and approved by the Mayor and Board of Trustees on the 2 day of September, 2014, after compliance with notice requirements of the Open Meeting Law (25 OSA, Sections 301, et seq.).

ATTEST:


TOWN CLERK


MAYOR