

ORDINANCE N° 194

Section 1. Purpose. The purpose of this ordinance is to amend Ordinance No 184 of the Truro Municipal Code to include ATVs and UTVs and to adjust permit requirements.

Section 2. Amendment. Ordinance No 184 to the Truro Municipal Code section 74.08 .02 e is hereby amended to read as follows:

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Truro, Iowa as follows:

SECTION 1: Chapter 74 Golf Carts, ATVs and UTVs

74.01 PURPOSE. The purpose of this chapter is to permit the operation of Golf Carts, ATVs and UTVs on certain streets in the City, as authorized by Section 321 and 321I.1 of the Code of Iowa, as amended. This chapter applies whenever a Golf Cart, ATV or UTV is operated on any street or alley, in the City of Truro, Iowa, excluding farm use.

74.02 DEFINITIONS.

“Golf cart” means a four wheeled recreational vehicle generally designed for use in golf recreation whether or not so used and which is either not registered or registrable by the State of Iowa as a motor vehicle.

“ATV or All-Terrain Vehicle” means a motorized flotation tire vehicle, with not less than four and not more than eight low press pressure tires, that has a seat that is a bucket or bench design, not intended to be straddled by the operator, and a steering wheel or control levers for steering control.

74.03 OPERATION OF Golf Carts, ATVs and UTVs PERMITTED.

Golf Carts, ATVs and UTVs may be operated upon the streets of the City by persons possessing a valid Iowa operator’s license, and at least sixteen (16) years of age. Operators shall observe all State and local traffic control regulations and devise.

74.04 PROHIBITED STREETS. Golf Carts, ATVs and UTVs shall not be operated upon the primary road of North Street however may cross this primary road extension.

74.05 EQUIPMENT. Golf Carts, ATVs and UTVs operated upon City streets shall be equipped with a minimum of the following safety features.

1. A bicycle safety flag
2. Adequate brakes
3. Appropriate Noise control devices (such as proper muffler)

74.06 HOURS. Golf Carts, ATVs and UTVs may be operated on City streets only between sunrise and sunset but are prohibited on streets during inclement weather when visibility is reduced or impaired by weather, smoke, fog or other conditions.

74.07 SPEED. No Golf Carts, ATVs and UTVs shall be operated on any City street at a speed in excess of twenty-five (25) miles per hour.

74.08 PERMITS. No person shall operate a Golf Cart, ATV or UTV on any public street, or alley for any purpose unless the operator(s) possesses a City of Truro permit issued by the City's Clerks Office.

1. Owners may register with the City Clerk using forms provided by the City.
2. Owners registration will not be approved until the following has occurred:
 - a. Owner provided proof of liability insurance covering operation on City streets. If the policy changes or renews during the duration of the issued permit dates, the owner is responsible to provide new or renewed policy.
 - b. An inspector designated by the City has inspected the vehicle to verify it meets the requirements of the chapter.
 - c. Operator(s) provide a valid driver's license.
 - d. Owner had paid permit fee of twenty-five dollars (\$25)
3. The permit sticker shall be displayed visibly and prominently on the left rear fender.
4. Permits will be valid for the calendar year within which it is issued and shall be renewed annually. Annual cost will not be pro-rated if the permit is purchased during year.
5. Permits may be suspended or revoked upon finding evidence that the permit holder has violated the conditions of the permit or has abused the privilege of being a permit holder. There will be no refund for suspended or revoked permits.
 - a. First violation- permit suspension 1 month
 - b. Second violation- permit suspension for 1 year.
 - c. Third violation- permanent revocation with no possibility of reinstatementIncases deemed to be a severe violation the City Council may move to treat as a second or third violation.

74.09 Unlawful Operation:

1. No Golf carts, ATVs and UTVs shall be operated or parked upon City owned property or sidewalk without the express permission of the City of Truro, except in designated parking areas.
2. Golf Carts, ATVs and UTVs may not be operated upon private property without the expressed consent of the owner.
3. No Golf Carts, ATVs and UTVs shall be left unattended on public property while the motor is running or with the keys in the ignition switch.
4. Owner shall not permit Golf Cart, ATV and UTV to be operated upon City streets by any person who is not listed on a valid permit holder.
5. Passengers may not surpass manufactures capacity limits.

SECTION 3. PENALTY.

In addition to the suspension or revocation of the permit a person who violated this chapter is guilty of a simple misdemeanor punishable as a scheduled violation or as otherwise provided under Iowa Code.

SECTION 4. REPEALER CLAUSE.

All ordinance or parts of ordinance in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. SEVERABILITY.

If any section, provision or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 6. EFFECTIVE DATE.

This Ordinance shall be in effect following final passage, approval, and publication of this ordinance as required by law.

Passed and approved by the Council this 6th day of January, 2020

Council Member	Voting Aye	Voting Nay	Absent
BRETT JONES	x		
JASON PHILLIPS	x		
ANCEL KENNEDY	x		
LYNDSAY CANNOY	x		
REMINGTON SIEFKAS			x

First Reading

Second Reading

WAIVED
Final Reading

Bryan Arzani, Mayor

Attest: