

ORDINANCE 2023-5

Off-Road Vehicles and Golf Carts

Ordinance 2017-1 Revoked

WHEREAS, the laws of the State of Indiana, permit local legislative body of the town to provide for the health and safety of the citizens for which said Council has responsibility, and

WHEREAS, the Town Council of Camden, Carroll County, Indiana has the authority under the laws of the State of Indiana to regulate the use of Off-Road Vehicles (ORV) and golf carts in the jurisdiction of the Town of Camden,

NOW, THEREFORE be it ORDAINED by the Town Council of Camden, Carroll County, Indiana, as follows:

**RULES APPLICABLE TO USE OF OFF-ROAD VEHICLES AND TO GOLF CARTS: (VEHICLES)**

The owner of said vehicles must:

- 1). Apply to Office of Clerk-Treasurer, complete application for use of said vehicle, pay fee of \$25.00 which shall be applied to the General Fund of Camden. After approval of said application by either said Clerk-Treasurer or Town Marshal, a decal shall be provided to the owner of the vehicle which shall be displayed on the vehicle driver's side window, which decal will state the year and month of expiration and an assigned registration number. Upon sale or transfer of ownership of said vehicle, this registration will become void and the new transferee will be required to apply for approval and decal as stated herein.
- 2). Registration issued for said vehicle shall be carried in said vehicle.
- 3). The owner of said vehicles shall provide a certificate of proof of insurance to the Clerk-Treasurer of Camden covering the vehicles which shall relieve the said Town of Camden, Indiana from any injuries inflicted as a result of the use of said vehicles or by any defect in the roadways or alleys in the Town of Camden. Proof of insurance shall be carried with the operator of said vehicles.
- 4). The driver must have a valid driver's license and must be at least sixteen (16) years of age.
- 5). The driver must obey all federal and state laws governing passenger automobiles including but not limited to non-consumption of alcohol while driving the vehicle and driving within the legal limits of the State of Indiana. The driver must obey all ordinances of the Town of Camden, Indiana governing the use of said vehicles.

6). The vehicles must be operated as close to the right-hand of the street or alley as possible and shall yield to vehicular traffic so as not to impede or block the normal flow of traffic.

7). Said vehicles must have regulation-size slow-moving vehicle signs clearly visible from, the rear of said vehicle day and night.

#### **RULES REGARDING GOLF CARTS:**

8). Golf carts must have headlights to operate and tail-lights; turn signals; windshield, earview mirror and attached low speed vehicle sign clearly visible.

9). Golf carts may be operated on the streets and alleys of Camden, Indiana (unless prohibited) except on Indiana state roads which are now designated as all of Main Street (State Road 218) and the portion of South Water Street designated as part of State Road 75. This caveat will apply to any future roads designated as State Roads. However, the golf cart may cross said state roads at a 90 degree angle only to access the other side of the road and only while it is safe to do so. Golf carts may not be operated on any sidewalks in the Town of Camden.

10). No person shall operate a golf cart unless any and all passengers in said golf cart are seated in a seat.

#### **RULES WITH REFERENCE TO OFF ROAD VEHICLES (ORV):**

11). All ORV's must be registered with the BMV and display a decal by the BMV I.C. 9-18.1-14.

12) The vehicle must have adequate brakes capable of producing deceleration at fourteen (14) feet a second on level ground at a speed of twenty (20) miles per hour; it must have a muffler in good working order and in constant operation to prevent excessive or undue noise and annoying smoke.

13). No person shall operate an ORV on public lands in a reckless, careless or negligent manner; causing or likely to cause significant, undue damage or disturbance to the soil, wildlife, wildlife habitat improvements, cultural or vegetative resources or other authorized uses of public lands.

14) No ORV shall be driven in excess of thirty-five (35) miles per hour or follow posted speed limit.

#### **OTHER CONDITIONS OF THIS ORDINANCE AND PENALTY FOR VIOLATION:**

A). The owner of said golf cart or ORV shall verify that he/she has a copy of this Ordinance by signing his/her name hereto.

B). This Ordinance applies only to golf carts and ORV vehicles. A golf cart is defined as a four-wheeled motor vehicle designed and intended to transport individuals and golf clubs for the purpose of playing golf on a golf course. An Off-Road Vehicle (ORV) shall mean a motor vehicle capable of cross-country travel without benefit of a road. The term is limited to a recreational vehicle that has a utilitarian purpose. All other forms of recreational vehicles, including but not limited to go-carts, snowmobiles, ATV (four-wheelers), etc , are not permitted to be operated on the public streets in Camden, Indiana.

C) PENALTY: Any person, firm, or corporation who violates or permits a violation of this Ordinance during a single registration shall pay a fine of Twenty Five Dollars (\$25.00); on the first violation; a fine of Fifty Dollars (\$50.00) on the second violation which fines shall be deposited in the General Fund. If a person commits a third violation during any single registration, said registration will be revoked for a period of one (1) year commencing with the date of said violation.

D). Ordinance 2017- is hereby REVOKED and this Ordinance shall be in full force and effect from and after its passage and publication as required by law.

TOWN COUNCIL, CAMDEN, INDIANA:

\_\_\_\_\_  
Brent Deel, President

\_\_\_\_\_  
Mark Schosk, Member

\_\_\_\_\_  
Andrew Robison, Member

\_\_\_\_\_  
Jeff Sieber, Clerk-Treasurer

ATTEST:

\_\_\_\_\_  
Jeff Sieber, Clerk-Treasurer