

BILL NO. _____

ORDINANCE NO: _____

AN ORDINANCE TO AMEND SECTION 18-25 OF THE CITY OF CENTRALIA CODE TO INCLUDE AN ANNUAL FEE FOR LOW-SPEED VEHICLES, GOLF CARTS, AND UTILITY VEHICLES AND TO ALLOW FOR THE OPERATION OF UTILITY VEHICLES ON CITY STREET, ROADS, OR ALLEYS IN THE CITY OF CENTRALIA, MISSOURI.

WHEREAS, the City of Centralia (“Centralia”) in section 18-25 of the City Code allows for the operation of low-speed vehicles, and golf carts, on the city streets, roads, or alleys consistent with Missouri statute; and

WHEREAS, the Centralia Board of Aldermen seeks to include the operation of utility vehicles on the city streets, roads, or alleys consistent with Missouri statute into section 18-25 of the City Code; and

WHEREAS, the Centralia Board of Aldermen has determined that an annual license fee consistent with Missouri statute of \$15.00 (fifteen) dollars should be charged to obtain a license for operation within the City.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF CENTRALIA, MISSOURI, AS FOLLOWS:

SECTION 1: Section 18-25 shall be amended to include the following language:

18-25.xx Inspection, Permits And Registration required to operate low-speed vehicle, golf carts, , or utility vehicle on city streets, roads, or alleys.

A) Prior to operating a low-speed vehicle, golf carts, or utility vehicle on the City streets, roads, or alleyways, except to travel to the point of inspection, it must be inspected by a member of the Centralia Police Department. The inspection shall be conducted to ensure all regulations and safety requirements are met.

B) The Chief of Police is hereby designated as the City official with the authority to issues special use permits for low-speed vehicle, golf carts, or utility vehicle. A fifteen dollars (\$15.00) fee shall be collected upon the issuance of the permit. A permit shall not be issued until the fee is paid. The fees shall be deposited into the General Fund of the City and shall be valid for one (1) year.

C) No person shall operate a low-speed vehicle, golf carts, or utility vehicle until it has passed the inspection and been registered with the City. Proof of financial responsibility, covering the low-speed vehicle, golf carts, or utility vehicle to be registered, for operation on public roads with no less the minimal insurance amounts as set forth by the Missouri Revised Statutes as they may be amended from time to time.

D) Penalty. Any person found guilty of violating the provisions of this Section 18-25 shall be sentenced and fined in accordance with Sections 479.353 through 479.530, RSMo., as currently enacted and amended and a six-month suspension of right to use such vehicle.

18-25.xx Utility vehicles, operation on city streets, exceptions

- A) As used in this section, “utility vehicle” or “UTV” shall mean any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty (50) inches but no more than sixty-seven (67) inches in width, with an unladen dry weight of two thousand (2000) pounds or less, traveling on four or six wheels, to be used primarily for landscaping, lawn care, or maintenance purposes.
- B) No person shall operate a utility vehicle, as defined in this section, upon the highways of this state or in this city, except as follows:
 - a. Utility vehicles owned and operated by a governmental entity for official use;
 - b. Utility vehicles operated for agricultural purposes or industrial on-premises purposes between the official sunrise and sunset on the day of operation, unless equipped with proper lighting; and
 - c. Utility vehicles operated by handicapped persons for short distances occasionally only on the state's secondary roads when operated between the hours of sunrise and sunset; and
 - d. Utility vehicles operated pursuant to a City issued permit for their operation on city streets, roads, and alleys with such permit being properly displayed on the UTV; and
 - e. Any person operating a utility vehicle pursuant to this section shall maintain proof of financial responsibility in accordance with RSMO section 303.160 or maintain any other insurance policy providing equivalent liability coverage for a utility vehicle.
- C) No person shall operate a utility vehicle within any stream or river in this state, except that utility vehicles may be operated within waterways which flow within the boundaries of land which a utility vehicle operator owns, or for agricultural purposes within the boundaries of land which a utility vehicle operator owns or has permission to be upon, or for the purpose of fording such stream or river of this state at such road crossings as are customary or part of the highway system.
- D) A person operating a utility vehicle on a highway pursuant to an exception covered in this section shall have a valid operator's or chauffeur's license, except that a handicapped person operating such vehicle under subdivision (c) of subsection B of this section, but shall not be required to have passed an examination for the operation of a motorcycle, and the vehicle shall be operated at speeds of less than forty-five miles per hour.
- E) No persons shall operate a utility vehicle:
 - a. In any careless way so as to endanger the person or property of another; or
 - b. While under the influence of alcohol or any controlled substance; or
 - c. In a manner which disturbs the public peace.
- F) No operator of a utility vehicle shall carry a passenger, except for agricultural purposes. The provisions of this subsection shall not apply to any utility vehicle in which the seat of

such vehicle is designed to carry more than one person and which are equipped with working seat belts.

SECTION 2. The provisions of this ordinance are severable and if any provision hereof is declared invalid, unconstitutional or unenforceable, such determination shall not affect the validity of the remainder of this ordinance.

SECTION 3. This Ordinance shall be in full force and effect beginning April 1, 2019.

Read two times by title only and **PASSED** by the Board of Aldermen and **APPROVED** by the Mayor this the _____ Day of February, 2019.

Alderman Wilkins: _____	Alderman Bormann: _____
Alderman Hudson: _____	Alderman Rodgers: _____
Aldermen Lee: _____	Aldermen Magley: _____

Tim Grenke, Mayor

ATTEST:

Tara Strain, City Clerk