



The Village of
Port Sanilac

56 N. Ridge St. • Box 628 • Port Sanilac, MI 48469-0628 • Ph. (810) 622-9963 • Fax (810) 622-7801

Resolution #09-2017

RESOLUTION AUTHORIZING THE USE OF GOLF CARTS ON VILLAGE STREETS

Motion by S. Balysh, seconded by Miller to adopt the following Resolution:

Whereas, Public Act 491 of 2014 recently amended Public Act 300 of 1949, commonly known as the Michigan Vehicle Code, being MCL 257.1 through MCL 257.923; and,

Whereas, Public Act 491 of 2014 created a new section to the Michigan Vehicle Code which allows for the limited and regulated use of Golf Carts on public streets and highways which is found at MCL 257.657a; and,

Whereas, under the amended Michigan Vehicle Code, local units of government may allow for the limited and regulated use of Golf Carts on their streets and highways under the terms and conditions specified in MCL 257.657a via the adoption of a Resolution; and,

Whereas, the Village of Port Sanilac desires to allow for the limited use of Golf Carts on its streets and highways as permitted and regulated by MCL 257.657a; and,

NOW, THEREFORE, BE IT RESOLVED:

That under the conditions contained in Michigan Vehicle Code, as amended, being MCL 257.657a, the Village of Port Sanilac does hereby allow for use of Golf Carts on the streets and highways of the Village of Port Sanilac which conform to the requirements of Public Act 491 of 2014; and,

NOW, THEREFORE, BE IT FURTHER RESOLVED:

The Village of Port Sanilac reserves the right to rescind this approval if in the future it is determined that the limited and regulated use of Golf Carts on the Village's streets and highways has become a safety hazard or is deemed to be a nuisance.

YEAS: M. Balysh, S. Balysh, Davis, Jacobs, Miller, Mach (6)

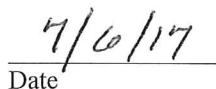
NAYS: (0)

CERTIFICATION:

I, Debbie Clark, the duly qualified and acting Clerk of the Village of Port Sanilac, Sanilac County, State of Michigan (the "Village") do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Village Council at a meeting held on July 5, 2017, the original of which is on file in the Village Office. Public notice of said meeting was given pursuant to and in compliance with Act 267 of the Public Act of Michigan of 1976, as amended.

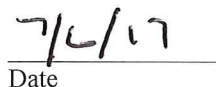


Debbie Clark, Village Clerk


Date



Raymond Mach, Village President


Date

MICHIGAN VEHICLE CODE (EXCERPT) Act 300 of 1949

257.657a Operation of golf cart on village, city, or township streets.
Sec. 657a.

(1) A village or city having a population of fewer than 30,000 individuals based upon the 2010 decennial census may by resolution allow the operation of golf carts on the streets of that village or city, subject to the requirements of this section. A township having a population of fewer than 30,000 individuals based upon the 2010 decennial census may by resolution, unless disapproved by the county board of commissioners under subsection (3), allow the operation of golf carts on the streets of that township, subject to the requirements of this section.

(2) If a village, city, or township allows the operation of golf carts on the streets of that village, city, or township, that village, city, or township may require those golf carts and the operators of those golf carts to be recorded on a list maintained by that village, city, or township. A village, city, or township shall not charge a fee for listing golf carts or the operators of those golf carts.

(3) A county board of commissioners may, by resolution, disapprove the operation of golf carts on the streets of a township located within that county if the county board of commissioners conducts a hearing and determines that 1 or more of the following apply:

(a) The operation of golf carts on the streets of that township would cause significant environmental damage.

(b) The operation of golf carts on the streets of that township would cause a significant concern of public safety.

(4) The county board of commissioners shall provide public notice of a hearing under subsection (3) at least 45 days before the hearing is conducted. The county board of commissioners shall also provide written notice of a hearing under subsection (3) to the township at least 45 days before the hearing is conducted.

(5) A person shall not operate a golf cart on any street unless he or she is at least 16 years old and is licensed to operate a motor vehicle.

(6) The operator of a golf cart shall comply with the signal requirements of section 648 that apply to the operation of a vehicle.

(7) A person operating a golf cart upon a roadway shall ride as near to the right side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

(8) A person shall not operate a golf cart on a state trunk line highway. This subsection does not prohibit a person from crossing a state trunk line highway when operating a golf cart on a street of a village, city, or township, using the most direct line of crossing.

(9) Where a usable and designated path for golf carts is provided adjacent to a highway or street, a person operating a golf cart may, by local ordinance, be required to use that path.

(10) A person operating a golf cart shall not pass between lines of traffic, but may pass on the left of traffic moving in his or her direction in the case of a 2-way street or on the left or right of traffic in the case of a 1-way street, in an unoccupied lane.

(11) A golf cart shall not be operated on a sidewalk constructed for the use of pedestrians.

(12) A golf cart shall be operated at a speed not to exceed 15 miles per hour and shall not be operated on a highway or street with a speed limit of more than 30 miles per hour except to cross that highway or street. A village, city, or township may, by resolution, designate roads or classifications of roads for use by golf carts under this subsection.

(13) A golf cart shall not be operated on the streets of a city, village, or township during the time period from 1/2 hour before sunset to 1/2 hour after sunrise.

(14) A person operating a golf cart or who is a passenger in a golf cart is not required to wear a crash helmet.

(15) This section does not apply to a police officer in the performance of his or her official duties.

(16) A golf cart operated on a street of a village, city, or township under this section is not required to be registered under this act for purposes of section 3101 of the insurance code of 1956, 1956 PA 218, MCL 500.3101.

(17) As used in this section, "golf cart" means a vehicle designed for transportation while playing the game of golf. A golf cart is not required to meet the vehicle safety requirements of a low-speed vehicle for approval under this section.

History: Add. 2014, Act 491, Imd. Eff. Jan. 13, 2015