

**PUBLIC NOTICE OF ADOPTION OF ORDINANCE
ALLOWING FOR CERTAIN OFF-ROAD VEHICLE
AND GOLF CART USAGE ON GRANT COUNTY HIGHWAYS**

Notice is hereby given that an Ordinance Allowing for Certain Off-Road Vehicle and Golf Cart Usage on Grant County Highways was adopted at a duly held regular meeting of the Board of Commissioners of Grant County, Indiana, held on January 22, 2019. The ordinance will be effective after its publication herein, and the full text of the ordinance is set out below:

WHEREAS, it is determined that, Grant County, Indiana, is in need of a policy governing Off-Road Vehicles, as defined by IC§ 14-8-2-185, and Golf Carts as defined by IC§ 14-8-2-116.5, usage on county roadways;

WHEREAS, IC§ 14-16-1-20(a) (3) authorizes a local highway department to allow Off-Road Vehicles and Golf Carts to operate on county roads, pursuant to limits imposed by state law;

WHEREAS, all other applicable state traffic and other laws, including but not limited to the following will remain in full force and effect and abiding by such laws shall remain the operator's sole responsibility:

1) All applicable speed limits --Operators are put on notice that they are responsible for abiding by all speed limits, even if their vehicle is not equipped with an operable speedometer;

2) Any applicable Department of Natural Resources Registration requirements under I.C. § 14-16-1, et seq.; and

3) Any and all requirements to maintain a valid operator's license.

BE IT NOW ORDAINED by the Board of Commissioners of Grant County, Indiana, acting in their roles as the heads of the Grant County Highway Department:

1. Subject to the regulations contained in this ordinance, only Off-Road Vehicles, and Golf Carts (all terms to have their defined meanings throughout this ordinance) are hereby allowed on roads in the Grant County Highway Inventory ("County Roadways"), excluding state highways, subject to the conditions set forth in this Ordinance.
2. Off-Road Vehicle and/or Golf Cart operators must have proof of valid liability insurance covering his/her vehicle in an amount greater than or equal to the Indiana state automotive insurance minimums as set forth in IC§ 9-25-4-5 when operated on Grant County Roadways.
3. All Off-Road Vehicle, and/or Golf Cart operators on Grant County Roadways must be at least 16 years of age or older.
4. No passengers are permitted on single seat Off-Road Vehicles and/or Golf Carts on Grant County Roadways, passengers on all other, Off-Road Vehicles, and/or Golf Carts are limited to the

number of passenger seats on the vehicle.

5. Off-Road Vehicles and/or Golf Carts must have at least Operating headlights and taillights with operating brake lights and operators must use hand signals if their Off-Road Vehicles and/or Golf Carts does not have turn signals when in operation on Grant County Roadways. Golf Carts shall display a slow moving vehicle emblem (a triangular emblem that conforms to the standards and specifications under Ind. Code Sec. 9-21-9-2). The emblem must be clearly visible and mounted to the rear with the base no lower than 3 feet nor the top higher than 5 feet from the ground. The emblem must not be obstructed by passengers.
6. Off-Road Vehicles and/or Golf Carts being actively used for agricultural purposes are exempt from Sections 2 through 8 of this Ordinance.
7. Failure to abide by any of the above conditions when an, Off-Road Vehicle and/or Golf Carts is in use on Grant County Highways shall constitute a violation of this ordinance.
8. Fines and penalties for violations of this ordinance:
 1. First violation - \$25.00;
 2. Second violation - \$100.00 and a 60-day suspension from using, Off-Road Vehicles, and/or Golf Carts on Grant County Roadways;
 3. Third and Subsequent Violations - \$250.00 and a lifetime suspension from using Off-Road Vehicles, and/or Golf Carts on Grant County Roadways;
 4. Any conviction for criminal trespass involving an Off-Road Vehicle or Golf Carts, subsequent to the passage of this ordinance, shall result in an automatic lifetime suspension from the operation of Recreational Off-Road Vehicles, and/or Golf Carts on Grant County Roadways.
 5. The violation of a 60-day or lifetime suspension shall result in a \$500 fine for each offense.
 6. Court costs, as set by the state schedule, shall apply to all cases contested in court.
 7. All fines shall be deposited into the Grant County General Fund.
 8. Enforcement of this ordinance shall be conducted pursuant to I.C. §34-28-5.
 9. If any provision of this ordinance is found to conflict with Indiana state law or with federal law, all other portions shall remain in full force and effect.
 10. This ordinance shall become effective upon the completion of all publication requirements.

TNH 1/30, 2/6