

ORDINANCE NO. 348

AN ORDINANCE REPEALING CHAPTER 8, ARTICLE III OF THE SPRINGFIELD MUNICIPAL CODE AND READOPTING CHAPTER 8, ARTICLE III CONCERNING USE OF MOTORIZED GOLF CARTS, ALL-TERRAIN VEHICLES AND UTILITY TERRAIN VEHICLES

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SPRINGFIELD, COLORADO

Chapter 8, Article III, of the Springfield Municipal Code is repealed in its entirety and readopted to read as follows:

CHAPTER 8
VEHICLES AND TRAFFIC

ARTICLE III. USE OF MOTORIZED GOLF CARTS, ALL-TERRAIN VEHICLES AND
UTILITY TERRAIN VEHICLES

Sec. 8-73. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

All-terrain vehicle (ATV), also known as a quad, quad bike, three-wheeler, four-wheeler or quadricycle, means a small, open motor vehicle having one seat and three or more wheels fitted with large tires, designed for use on rough ground. Usually are designed for one or two riders. *Utility terrain vehicle (UTV)*, also known as side by side, recreational off-highway vehicle (ROV), utility task vehicle, off-highway vehicle (OHV) and multipurpose off-highway utility vehicle (MOHUV) means a small two to six-person four-wheel drive off-road vehicle.

Golf cart or golf car means a gas or electrical powered vehicle having three or four wheels designed and intended to transport golf equipment and people while playing golf and not designed primarily for travel on the public highways.

Insured means the same insurance requirements needed to operate a street legal motorcycle in the State of Colorado.

Operator means the person who is in actual physical control of a vehicle.

Roadway means that portion of a town road, street, alley or right-of-way improved, designed, or ordinarily used for vehicular travel or parking.

Sec. 8-74. Operation authorized.

The operation of motorized golf carts, golf cars, all-terrain vehicles (hereafter ATV) and utility terrain vehicles (hereafter UTV) is hereby authorized for licensed drivers at least sixteen

(16) years of age, on the roadways of all streets within the town with the exception of Highway 287 (Main Street), provided that said vehicle is registered with the town and meets all the requirements set forth in this ordinance. This provision does not authorize use of golf carts, ATV's or UTV's on any state highway unless said crossing is done pursuant to the requirements set forth in C.R.S. §33-14.5-108.5 to continue using the vehicle on the other side.

Sec. 8-75. Registration.

Owners must register their vehicle with the Town of Springfield at Town Hall, 748 Main Street. Registrations are valid from January 1 to December 31 and may not be prorated for a portion of the year. Registrations are non-transferrable.

1. The town clerk shall issue a registration to each applicant, upon payment of the registration fee (to be determined annually by the Board of Trustees) and presentation of the documents listed below in this section. The vehicle that is being registered must be brought in to Town Hall for inspection at the time of application.
2. Proof of Ownership such as bill of sale or title of vehicle.
3. Proof of current insurance (which must meet requirements of motorcycles licensed by the State of Colorado); and
4. A valid driver's license (a valid drivers license will be required to operate any golf cart, ATV, or UTV anywhere within the Town of Springfield).

Sec. 8-76. Required equipment and other general requirements.

The following equipment is required on any motorized golf cart, ATV or UTV during operation upon the roadway of any street:

1. A rear-view mirror, properly mounted on the vehicle so as to reflect to the operator a view of the street for a distance of at least 200 feet to the rear of the vehicle.
2. A safety flag between four and six feet in height properly mounted on the rear of the vehicle.
3. A headlamp, tail lamp and reflector, and stop lamps on the rear is required for all ATV's and UTV's and on any golf cart or golf car.
4. A windshield or eye protection for the operator.
5. Safety belts must be worn if safety belts are installed in the vehicle. Safety belts may not be removed from the vehicle to avoid use.

Sec. 8-77. Limitation of liability.

Nothing in this chapter shall be construed as an assumption of any duty of care by the Town of Springfield with respect to, or the assumption of any liability by the town for any injuries to persons or property which may result from the operation of a golf cart, ATV or UTV within the Town of Springfield.

Sec. 8-78. Unlawful acts.

It is unlawful for any person to operate a motorized golf cart, ATV or UTV on the roadway of any street within the town where:

- (1) The operator does not have in his possession a valid, current and un-revoked driver's license issued to the operator; or
- (2) The operator does not have in his possession valid, current proof of liability insurance.
- (3) The vehicle is not equipped with the required equipment described under section 8-76.
- (4) The operator fails to observe all traffic laws and regulations, except when those provisions cannot reasonably be applied to motorized golf carts, ATV's and UTV's.

Sec. 8-79. Penalty.

Any person violating any provision of this article shall be guilty of a misdemeanor, punishable as provided in section 1-103 of this Code.

INTRODUCED, READ, AND PUBLIC NOTICE ORDERED PUBLISHED at a regular meeting of the Board of Trustees of the Town of Springfield, Colorado, this 9th day of July, 2020.

Public Notice Publication Dates:

July 15, 2020

August 19, 2020

INTRODUCED A SECOND TIME at a regular meeting of the Board of Trustees of the Town of Springfield, Colorado held on August 13, 2020, PASSED, ADOPTED AND ORDERED PUBLISHED.

Town Attorney: Donald L. Sumner

ATTEST:

[Signature]
Mayer

[Signature]
Town Clerk