

ORDINANCE NO. 2020 - 19

AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, KENTUCKY, AMENDING ORDINANCE NO. 2019-17, ENACTED ON JULY 23, 2019, AND AMENDED ON NOVEMBER 26, 2019, RELATING TO THE USE OF GOLF CARTS ON CERTAIN DESIGNATED COUNTY STREETS AND ROADWAYS.

WHEREAS, the Boone County Fiscal Court previously enacted Ordinance No. 2019-17 to allow operation of golf carts on certain designated streets and roadways within the county; and

WHEREAS, HB 382, enacted during the 2020 Regular Session of the Kentucky General Assembly, removes the time restrictions for the operation of golf carts on approved local roadways; and

WHEREAS, the Boone County Fiscal Court deems it appropriate to amend Ordinance 2019-17 to be consistent with provisions of HB 382.

NOW, THEREFORE BE IT ORDAINED BY THE FISCAL COURT, OF COUNTY OF BOONE, COMMONWEALTH OF KENTUCKY:

Section One

The Boone County Fiscal Court hereby amends Section Two (2) of Ordinance 2019-17, adopted on July 23, 2019, and amended on November 26, 2019 as follows:

Section 2. Requirements.

In order to be operated on a designated county roadway, a golf cart shall:

- (1) Be issued a permit for the golf cart by the county;
- (2) Display a sticker or permit that identifies that the golf cart is allowed to be operated on specific roadways within the county;
- (3) Be inspected by a certified inspector designated by the Boone County Sheriff's office and certified through the Department of Vehicle Regulation to ensure that the golf cart complies with the requirements of this section. The inspection fee under this paragraph shall be five dollars (\$5.00) if the inspection occurs at the sheriff's inspection site or ten dollars (\$10.00) per trip charged if it becomes necessary for the certified inspector to travel to the site of the golf cart rather than having the golf cart brought to the sheriff's inspection site;
- (4) Display a slow-moving vehicle emblem in compliance with KRS 189.820;
- (5) Be insured in compliance with KRS 304.39-080 by the owner or operator, and the proof of insurance shall be inside the golf cart at all times of operation on a public roadway;
- ~~(6) Be operated only between sunrise and sunset;~~
- (7) Be operated by a person with a valid operator's license in his or her possession;
- (8) Be restricted such that the operation of a golf cart does not cross any roadway at an intersection where the roadway being crossed has a posted speed limit of more than thirty-five (35) miles per hour and does not cross any state route that has been prohibited by the Kentucky Transportation Cabinet;
- (9) Be operated only on a designated county roadway approved by the Fiscal Court and listed in the Boone County Code of Ordinances.

Section Two

If any section or part of any section or any provision of this Ordinance shall be declared invalid by a Court of appropriate jurisdiction, for any reason, such declaration shall not invalidate, or adversely affect, the remainder of this Ordinance. All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed to the extent of said conflict.

Section Three

This Ordinance shall be in effect and in full force from and after its passage, publication and recording, according to law.

First Reading the 28th day of July, 2020.

Second Reading the 25th day of August, 2020.

Adopted this 25th day of August, 2020 Yes 3 No 0


**GARY W. MOORE, JUDGE/EXECUTIVE
BOONE COUNTY FISCAL COURT**

Attest:

**Sharon Burcham
Fiscal Court Clerk**