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**City of Conway, Arkansas
Ordinance No. O-10-97**

AN ORDINANCE AUTHORIZING AN OWNER OF A GOLF CART TO OPERATE THE GOLF CART UPON CITY STREETS FROM HIS OR HER RESIDENCE TO A GOLF COURSE; REPEALING ANY ORDINANCES IN CONFLICT; PROVIDING PENALTIES FOR VIOLATION THEREOF; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Arkansas Code Annotated §14-54-1410 provides that it shall be within the municipal affairs and authority of any municipality in the State of Arkansas to allow any owner of a golf cart to operate, under certain circumstances, a golf cart upon the city streets of the municipality.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS, THAT:

Section 1. Operation upon city streets. Pursuant to A.C.A. § 14-54-1410, golf carts may be operated by the owner upon the city streets as set forth in this section.

Section 2. Operation without licensing authorized. Pursuant to A.C.A. § 14-54-1410, any owner of a golf cart may operate his golf cart upon the city streets without such cart's being registered or licensed under the applicable section of motor vehicle registration and licensing statutes and ordinances of the city.

Section 3. Operation limited.

1. Pursuant to A.C.A. § 14-54-1410, operation of golf carts is not authorized on any city street which is also designated as a federal or state highway or as a county road.
2. Pursuant to A.C.A. § 14-54-1410, operation of a golf cart is authorized by the owner of such cart on city streets only from the owner's place of residence to the golf course and to return from the golf course to the owner's residence.
3. The owner must be at least 16 years of age and have in his or her possession a valid operator's license.
4. Golf carts shall be operated on city streets during daylight hours only.

Section 4. Operation in accordance with law. The owner must conform to all ordinances, statutes and laws dealing with motorized vehicles except as permitted by this section.

Section 5. Penalties. Any person violating any of the provisions of this Ordinance shall, upon conviction, be punished by a fine of Twenty-five Dollars (\$25.00).

The penalty for subsequent offenses shall be:

1. Fifty Dollars (\$50.00) for a second offense that occurs within twelve (12) months of the prior offense.
2. One Hundred Dollars (\$100.00) for the third offense that occurs within twelve (12) months of any prior offenses.
3. Two Hundred Dollars (\$200.00) for the fourth and all subsequent offenses that occur within twelve (12) months of any prior offenses.

Section 6. Repealing clause. That any ordinances in conflict herewith are hereby repealed to the

extent of that conflict.

Section 7. That this ordinance is necessary for the protection of the peace, health and safety of the citizens of Conway, and therefore, an emergency is declared to exist, and this ordinance shall go into effect from and after its passage and approval.

PASSED this 14th day of September, 2010.

Approved:



Mayor Tab Townsell

Attest:



Michael O. Garrett
City Clerk/Treasurer