

ORDINANCE #79-B

AN ORDINANCE PERMITTING THE OPERATION OF GOLF CARTS AND UTV'S (UTILITY TASK VEHICLES) ON ROADWAYS WITHIN THE TOWN OF STRATTON.

Whereas, the Town of Stratton, (hereinafter referred to as the "Town"), in the County of Kit Carson and the State of Colorado, is the body corporate operating as a statutory town pursuant to the general statutes of the State of Colorado; and

Whereas, the Colorado Revised Statutes 42-4-111(1) (bb) authorizes the governing body of a municipality to adopt an ordinance authorizing and regulation the operation of Golf Carts on Town roadways; and

Whereas, The Board of Trustees of the Town of Stratton finds that authorizing the operation of Golf Carts, UTV's or dirt bikes on Town roadways, subject to the regulations set forth herein, is in the best interests of the citizens of the Town of Stratton.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF STRATTON, COLORADO:

SECTION 1. The Board of Trustees hereby adopts the following provisions regarding the operation of Golf Carts and UTV's, 4-Wheelers, Side by sides and dirt bikes within the Town of Stratton.

Part I - Definitions.

For the purpose of this Ordinance, the following terms shall have the following meanings:

- a) Golf Cart means an electric or gas motor vehicle having not less than three wheels in contact with the ground and an unladen weight less than 1,600 pounds which is designed to be and is operated at not more than 25 miles per hour.
- b) UTV means either Utility Task or Utility Terrain Vehicle. It is designed with a steering wheel and can seat two to six riders. A UTV is used for work or recreation.
- c) "Roadway" shall mean that a portion of the public way that is ordinarily used for vehicular travel and is not used at any time on public ways designated for bicycles or pedestrians. However, "roadway" for purposes of this ordinance **shall not** include state highways.

Part II. Operation of Golf Cart and UTV's Authorized:

Subject to provisions of this ordinance, and except as prohibited herein, the Golf Carts and UTV's on roadways within the Town's corporate limits shall be permitted. Maps of crossing routes of state highways will be available when registering with the Stratton Town Hall.

Part III. Restrictions on the Operation of Golf Carts and UTV's.

The following restrictions shall apply to the operation of Golf Carts and UTV's within the Town of Stratton.

- a) No Golf Cart shall be operated by any person under the age of fourteen (14) years.
- b) No UTV's shall be operated by any person unless such person has been issued and possesses a current valid driver's license.
- c) Golf Carts and UTV's shall only be operated on designated roadways with a speed limit equal to or less than thirty-five (35) miles per hour and in accordance with maps available at the Stratton Town Hall at the time of registration.
- d) No Golf Carts or UTV's shall be operated on any sidewalks.
- e) The number of passengers shall be limited to the number of seats, in accordance with the design of the vehicle.
- f) No Golf Cart or UTV's shall be operated between sunset and sunrise, or at any other time when due to insufficient light, unless the Golf Cart or UTV is equipped and illuminated with head lamps, tail lamps and turn signals.
- g) Every Golf Cart operated on any town roadway shall display a slow-moving vehicle emblem or reflective flag projecting within twelve inches from the top of the Golf Cart.
- h) The operator of shall obey all parking and traffic regulations that are applicable to motor vehicles that have been adopted by the Town.
- i) Absolutely no traveling on State highways, other than to cross over the intersection.
- j) All persons must be wearing seat belts if equipped.

Part IV. Registration.

No Golf Cart or UTV shall be operated on any Town roadway without first being registered with the Town of Stratton on such form and with such information as shall be determined by the Stratton Town Board of Trustees. Upon registration, an affixed registration sticker shall be attached. Such registrations shall be renewed annually in January and are valid until December 31st of the year. A list of potential drivers must be provided at the time of registration. The registration fee shall be Twenty-Five dollars (\$25.00) and may be adjusted in the future by resolution of the Board of Trustees. If any individual operates a Golf Cart or UTV in the Town of Stratton without a registration sticker they will be subject to a Fifty dollar (\$50.00) fine, per incident.

SECTION 2. Severability.

If any section, subsection or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections and clauses shall not be affected.

SECTION 3. Recording and Authentication.

Immediately upon its passage, this Ordinance, shall be recorded in the Town of Stratton Book of Ordinances kept for that purpose, authenticated by the signatures of the Mayor and the Clerk, shall be published as required by law.

Adopted and Approved this 18th day of March, 2024.

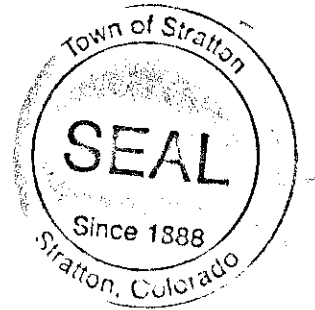


Matt Brachtenbach, Mayor



Attest:
Melanee Johnson, Town Clerk

(SEAL)




(Published in the Stratton Spotlight on Thursday, April 25, 2024)

STATE OF COLORADO)
County of Kit Carson)s.s.
Town of Stratton)

CLERK'S CERTIFICATE OF PUBLICATION

I, Melanee Johnson, the official Town clerk of the Town of Stratton, do by these presents say that the foregoing Ordinance No. 79-B attached thereto was published in the Stratton Spotlight, a weekly newspaper of general circulation in Stratton, Kit Carson County, Colorado on April 25, 2024, and the "Proof of Publication" is filed therewith.



Melanee Johnson
Town Clerk