

**ORDINANCE NO. 636**

**AN ORDINANCE BY THE MAYOR AND BOARD OF ALDERMAN OF THE CITY OF LONG BEACH MISSISSIPPI TO ALLOW THE OPERATION OF LOW-SPEED VEHICLES AND GOLF CARTS ON CERTAIN PUBLIC ROADS AND STREETS WITHIN THE CITY; TO REQUIRE INDIVIDUALS OPERATING A LOW-SPEED VEHICLE OR GOLF CART TO HAVE A VALID DRIVER'S LICENSE OR TEMPORARY DRIVER'S PERMIT; TO REQUIRE CERTAIN REGISTRATION AND OTHER REQUIREMENTS OF SUCH LOW-SPEED VEHICLES OR GOLF CARTS; AND FOR RELATED PURPOSES.**

Whereas, the Mayor and Board of Alderman of the City of Long Beach, Mississippi, having made due investigation therefore, do now find, determine, adjudicate and declare that it is necessary and proper to adopt the following ordinance governing and relating to the operation of low-speed vehicles and golf carts.

**Be It Ordained**, by The Mayor and Board Of Alderman of The City Of Long Beach, Mississippi, as follows;

**Article 1.** As used in this act, unless a different meaning clearly appears in the context, the following terms shall have the following meaning:

A. "City" means the City of Long Beach, Mississippi.

B. "Governing authorities" means the Mayor and Board of Alderman of the City of Long Beach, Mississippi.

C. "Golf cart" means a motor vehicle that is designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of use that exceeds speeds of 25 miles per hour and is equipped with the safety equipment as required under 49 CFR section 571.500.

D. "Low-speed vehicle" means any electric or gasoline powered vehicle having a top speed greater than 20 mph but less than 25 mph and is equipped with safety equipment as required under 49 CF are section 571. 500.

E. "Golf cart" and "low-speed vehicle" and "motorized vehicle" within this ordinance will be considered interchangeable, meaning the same in most cases.

**Article 2.** The governing authorities authorize the operation of low-speed vehicles and golf carts only on municipal streets in Long Beach that are south of the railroad, but excluding Railroad Street, and north of Highway 90, but excluding Highway 90, and between South Lang Avenue on the west and Beach Park Avenue on the east.

**Article 3.** A. The owner of every low-speed vehicle and golf cart to be operated, as authorized under this ordinance, on a public city street shall cause such vehicle to be registered with the City of Long Beach at the permit office before operating on any public city street. Upon such registration and satisfactory vehicle inspection, the Long Beach Police Department shall issue a numerical identification decal to the owner and shall maintain a record of each identification number, along with the name and address of the registered owner. Inquire at the City Hall permit office as to when vehicle inspections will be scheduled. The identification decal shall be affixed to the left rear fender area of the vehicle so as to be fully visible when the Vehicle is in operation. A registration fee shall be payable at the time of registration in an amount established by

the mayor and council from time to time by resolution, and the registration shall be effective for as long as the decal is legible. If the vehicle is transferred to another owner for operation in the city, the registration shall also be transferred to the new owner. A new decal must be obtained before it is operated on any public city street and a registration fee shall be paid to the city in an amount established by the Mayor and Board of Aldermen from time to time by resolution.

B. The exhaust system of every registered vehicle which is powered by a gasoline engine shall be maintained in proper working condition. It is unlawful for any registered vehicle to be operated on any city street on which any device installed thereon by the manufacturer for the purpose of controlling exhaust emissions to be removed or altered so as to interfere with its normal operation.

C. Operation of motorized vehicles in the city shall comply in every respect with the requirements of Mississippi law, including, without limitation, the provisions of 49 CFR Section 571.500, and all other statutory regulations applicable to vehicular traffic and safety equipment.

D. As a minimum each low-speed vehicle shall be equipped with:

- (1) Headlamps,
- (2) Front and rear turn signal lights,
- (3) Tail lights,
- (4) Stop lights,
- (5) Reflex reflectors: one red on each side as far to the rear as practicable, and one red on the rear,
- (6) An exterior mirror mounted on the driver's side of the vehicle and either an exterior mirror mounted on the passenger's side of the vehicle or an interior mirror,
- (7) A parking brake,
- (8) A horn
- (9) A Type 1 or Type 2 seat belt assembly conforming to Sec. 571.209, Federal Motor Vehicle Safety Standard No. 209.

E. Any person operating a low-speed vehicle or golf cart on the public roads and streets must have in his or her possession a valid driver's license or temporary driver's permit and proof of financial responsibility as required under section 63 - 15 - 1 et seq., Mississippi code of 1972.

F. Motorized vehicles shall not be operated on sidewalks in the city.

G. Motorized vehicle shall not be operated on any street within the city for which the posted speed limit is thirty (30) miles per hour or greater outside the approved zone in Article 2, nor travel across any street on which such operation is determined by the Mayor and Board of Alderman to be otherwise unsafe.

H. Low-speed vehicles and golf carts may be operated on public streets if the operators travel in the shortest possible distance between his or her residence and the nearest other public road or street authorized in Article 2 for use by low-speed vehicles and/or golf carts; excluding those identified in paragraph "G" above.

I. Notwithstanding any other provision of law to the contrary, when operated by a person participating in a parade permitted by the city of Long Beach, low-speed vehicles and golf carts may be operated on the permitted route of the parade while participating in the parade.

**Article 4.** A low-speed vehicle or golf cart is considered a motor vehicle and all traffic laws and fines apply including offenses such as DUI and reckless driving. All safety equipment must be properly maintained or traffic tickets/fines may apply. Any person who is convicted of violating the provisions of this ordinance or any ordinance of the city on any act that is prohibited or is made or declared to be unlawful or an offense, or whenever in such code or ordinance, the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is provided therefor, the violation of any such provision of this code or any ordinance shall be punished by a fine not exceeding one thousand dollars (\$1,000.00), by confinement or confinement at

labor for a term not exceeding thirty (30) days, any or all of such penalties in the discretion of the municipal judge.

**Article 5.** This ordinance shall take effect and be enforced 30 days after its adoption publication and enrollment thereof as provided by law.

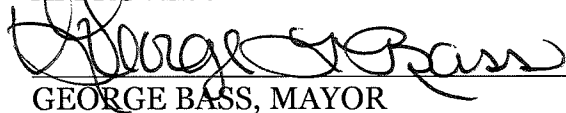
The City Clerk is hereby ordered to publish this Ordinance and Resolution in the manner and time required by law.

The above and foregoing Ordinance No. 636 was introduced in writing by Alderman Robertson who moved its adoption. Alderman Bennett seconded the motion to adopt the Ordinance, and after discussion, no member of the Board of Aldermen having requested the Ordinance to be read by the City Clerk, and the question being put to a roll call vote, the result was as follows:

Alderman Ron Robertson	voted	Aye
Alderman Tim McCaffrey	voted	Aye
Alderman Kelly Griffin	voted	Aye
Alderman Bernie Parker	voted	Aye
Alderman Mark Lishen	voted	Absent, not voting
Alderman Tricia Bennett	voted	Aye
Alderman Donald Frazer	voted	Acting as Mayor, not voting

The question having received the affirmative vote of all the Aldermen present and voting, the Mayor declared the motion carried and the said Ordinance Number 636 adopted and approved this, the 19<sup>th</sup> day of June, 2018.

APPROVED:

  
GEORGE BASS, MAYOR

ATTEST:

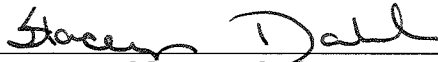
  
STACEY DAHL, CITY CLERK

**CERTIFICATE**

STATE OF MISSISSIPPI  
COUNTY OF HARRISON  
CITY OF LONG BEACH

I, the undersigned, Stacey, City Clerk within and for the City of Long Beach, Mississippi, do hereby certify that the above and foregoing is a true and correct copy of that certain Ordinance #636 of the City of Long Beach, Mississippi, adopted by the Mayor and Board of Aldermen at a regular meeting duly held and convened on the 19<sup>th</sup> day of June, 2018, as the same appears of record in Ordinance Book #8, pages \_\_\_\_\_ inclusive, in my office at the City Hall in said City.

Given under my hand and the official seal of my office this the 20<sup>th</sup> day of June, 2018.



Stacey Dahl, City Clerk  
(SEAL)

