



Sylvan Township

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SYLVAN TOWNSHIP CASS COUNTY, MINNESOTA

RESOLUTION #2007-09

Supervisor Bob Roettger introduced the following resolution and moved for its adoption.

Resolution to Adopt Town of Sylvan Special Vehicle Use Ordinance 2007-01

WHEREAS, The Township of Sylvan received a petition from the Sylvan residents requesting that golf carts be classified as slow moving vehicles and allowed the use of Sylvan Township roads,

WHEREAS, according to Minnesota Rules, Chapter 6102 a golf cart is any self-propelled vehicle of the type and style designated for and commonly used by patrons of golf courses,

WHEREAS, The Township of Sylvan believes that the Ordinance and its rules and regulations are necessary to protect the health, safety and welfare of the users and members of Sylvan Township;

WHEREAS, The Sylvan Township Board of Supervisors conducted a hearing on April 19, 2007 at 6:30 PM at the Sylvan Town Hall, on the adoption of a Special Vehicle Use Ordinance;

Be it Therefore Resolved, that the Sylvan Township Board of Supervisors adopt the Ordinance No. 2007-01 called "**Sylvan's Special Vehicle Use Ordinance**" and that the Sylvan Township Board of Supervisors approve the Ordinance Summary for publication as attached;

Be it Further Resolved, that the Sylvan Township Board of Supervisors and its designated Representatives be assigned to administrate said Ordinance and that the Town Board adopts the application and licensing fees

**ORDINANCE NO. #2007 -01
AN ORDINANCE PERTAINING TO SPECIAL VEHICLE USE
SYLVAN TOWNSHIP
COUNTY OF CASS, STATE OF MINNESOTA**

**THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF SYLVAN DOES ORDAIN
AS FOLLOWS:**

Section One: SPECIAL VEHICLE USE.

Subd. 1. Driving, Operating, or Control of Motorized Golf Carts. A motorized golf cart may be driven, operated, or controlled on the roadways or shoulders or otherwise within the public right-of-way of roadways under the jurisdiction of the Township, pursuant to the requirements of this section.

A. **Definitions:** For the purposes of this Section, a golf cart is any self-propelled vehicle of the type and style designated for and commonly used by patrons of golf courses, but excluding vehicles commonly known as all-terrain vehicles (ATVs) and defined as such by Minnesota Rules, Chapter 6102.

Subd. 2. Permits. It is unlawful for any person to drive, operate, or be in control of any motorized golf cart on the roadways or shoulders of roadways under the jurisdiction of the Township, unless the driver, operator, or person in control has in his or her actual physical possession a valid, current, and unrevoked permit, for such driving, operation, or control of a motorized golf cart.

Subd. 3. Fees. The Sylvan Township Board of Supervisors may, from time to time, establish reasonable fees for the issuance of Special Vehicle Use permits.

Subd. 4. Permit Issuance. Permits shall be issued by the Township Clerk upon compliance with this Section:

A. Permits for operation of a motorized golf cart shall be issued to persons currently validly licensed to drive motor vehicles as defined by Minnesota Statutes, Chapter 169. No person whose license to drive is suspended, revoked, cancelled, or withdrawn may be issued a permit. Application for a permit shall include the name and address of the applicant; the state of issuance of applicant's current driver's license; the number of such driver's license; applicant's representation that such driver's license is not suspended, revoked, cancelled, or withdrawn; the date of application and applicant's signature; the name of the applicant's insurance company; the number of applicant's current insurance policy; and the date of expiration of applicant's coverage for such vehicle.

ORDINANCE 2007-01

The motion for the adoption of the foregoing Resolution was seconded by Sylvan Township Board Supervisor Harold Weibel, and , upon vote being taken, the following voted in favor hereof:

Ayes: 5

Nays: 0

Absent: 0

Abstained: 0

WHEREUPON, said Resolution was declared duly adopted, and signed by the Chairman, Greg Booth, Sylvan Township, and attested by the township Clerk of Sylvan Township of Cass County, Minnesota.

Date: April 19th, 2007

Attest:

Clerk, Sylvan Township

Chair, Sylvan Township

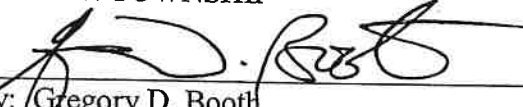
Section Four: Assumption of Liability. Nothing in this ordinance shall be construed as an assumption of liability by the Township for any injuries to persons or property which may result from the operation of a motorized golf cart by a permit holder or the failure of the Township to revoke a license.

Section Five: Violation and Penalties. Any person violating any provision of this ordinance shall be guilty of a petty misdemeanor.

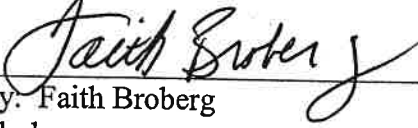
ADOPTION

Adopted by the Sylvan Township Board of Supervisors this 19th day of April, 2007, on the motion of Supervisor Bob Roettger, seconded by Supervisor Harold Weibel.

SYLVAN TOWNSHIP


By: Gregory D. Booth
Chair

ATTEST:


By: Faith Broberg
Clerk

Notice of Public Hearing: April 2, 9, 2007
Date of Public Hearing: April 19, 2007
Date of Board Adoption: April 19, 2007
Date of Publication: April 24, 2007