

ORDINANCE NO. 2061

**USE OF ALTERNATIVE TRANSPORTATION
OF THE CITY OF ELWOOD, INDIANA,
CODE OF ORDINANCES**

BE IT ORDAINED BY THE CITY OF ELWOOD, MADISON COUNTY, INDIANA:

WHEREAS, the City Council, City of Elwood, declares that it is in the public interest to adopt an ordinance to regulate the use of alternative transportation on city streets; and

WHEREAS, the City Council, City of Elwood, Madison County Indiana, ordains that the following ordinance is hereby established regarding the use of alternative transportation and be added to the Elwood Code as Chapter 76 to read as follows:

**CHAPTER 76
ALTERNATIVE TRANSPORTATION**

76.01. That any operator of alternative transportation must have a current and valid driver's license or be at least fifteen (15) years of age and have a valid state issued identification, and comply with local and state ordinances and laws.

76.02. If alternative transportation will be operated after day light hours, then vehicle shall be equipped with an amber flashing or amber strobe lights which must be visible front and rear. Any alternative transportation vehicle may be operated on city streets, but not state highways.

76.03. Any alternative transportation vehicle or device must be inspected on an annual basis. The inspection cost is \$25.00 per unit and the inspection shall be conducted by the Elwood Police Department. The purpose of the inspection will be to determine whether or not the unit is safe and in compliance with all related rules and regulations.

76.04. Each unit shall have a seat belt for each passenger. Each unit shall have operating head lights and tail lights. All rules and laws apply to alternative vehicles that apply to regular motor vehicles.

76.05. The owner of the alternative vehicle must renew the inspection every twelve (12) months. The Elwood Police Department shall maintain a record of inspections and reserves the right to remove any uninspected or unsafe alternate transportation unit.

76.06. Any alternative vehicle that operates on the City of Elwood streets must be registered and inspection by the Elwood Police Department. Each unit shall be issued an inspection sticker, the sticker is to be placed in plain view and on the driver's side one (1) inch below the driver's seat.

76.07. Each alternative transportation unit shall be insured by the owner and proof of insurance shall be provided at the inspection time and be carried on the alternative vehicle at all times.

76.08. Any violator of this ordinance shall be cited into a local court and subject to fines listed below:

No or unoperating head lights or tail lights	\$50.00
No inspection sticker	\$50.00
No seatbelts/not used	\$25.00 per violation
Outdated inspection sticker	\$25.00

Vehicle may be towed at officer's discretion.

76.09. For purposes of this ordinance, alternate transportation is described as any motorized vehicle not requiring to be plated, including, but not limited to, electric vehicles, golf carts, utility carts; excluding quad runners, dirt bikes, and other ATV style vehicles.

76.10. Parking will be parallel to and on the right in the same direction as the traffic is designed to flow and in designated parking areas.

This ordinance shall not supercede any Indiana State law or statute as to transportation.

READ AND ADOPTED this _____ day of _____, 2007.

ELWOOD CITY COUNCIL

By: _____
James Davis, President

ATTEST:

Sandra Brewer, Clerk/Treasurer

Prepared by: Thomas M. Beeman, City Attorney