

ORDINANCE NO. 2023-3205

AN ORDINANCE OF THE CITY OF CONCORDIA PERTAINING TO THE OPERATION OF WORK-SITE UTILITY VEHICLES, GOLF CARTS, AND MICRO UTILITY TRUCKS ON CITY STREETS; REPEALING CONCORDIA CODE SECTION 19-109; AND AMENDING THE CONCORDIA CODE, BY ADDING NEW SECTION 19-109.

BE IT ORDAINED by the governing body of the City of Concordia, Kansas:

SECTION 1. The Code of Ordinances of the City of Concordia is hereby amended, by repealing section 19-109 and adding a new section 19-109, which shall read as follows:

19-109. Unlawful operation of work-site utility vehicles, golf carts, and micro utility trucks.

- a. No work-site utility vehicle, golf cart, or micro utility truck shall be operated on any public highway, street, or road unless:
 1. The speed limit on such road is 30 miles per hour or less;
 2. The work-site utility vehicle, golf cart, or micro utility truck is equipped with lights as required by state and local law for motorcycles, except that electric turn signals and multiple-beam road lighting equipment shall not be required. Ref K.S.A. 8-1801 et seq;
 3. The operator of the work-site utility vehicle, golf cart, or micro utility truck has a valid driver's license; and
 4. The owner must maintain insurance for the work-site utility vehicle, golf cart, or micro utility truck in the same amounts set forth for motor vehicles in Section (e) of K.S.A. 40-3107.
 5. The owner has registered the work-site utility vehicle, golf cart, or micro utility truck with the City of Concordia. An annual registration fee of \$25 will apply. Registration will include a registration sticker and a numbered flag to be attached to the vehicle.
 6. The registration sticker shall be affixed to the vehicle on the left hand side of the windshield or tailgate and be unobscured. The flag shall be affixed to the vehicle in such a manner that it is at least 6 feet off of the ground and clearly visible while in the vehicle is in motion.
- b. Work-site utility vehicles, golf carts, and micro utility trucks shall not be operated in a careless, reckless, or negligent manner.
- c. It shall be unlawful for any person to operate a work-site utility vehicle, golf cart, or micro utility truck:
 1. On any interstate highway, federal highway, or state highway, unless engaged in agricultural purposes, and pursuant to the conditions listed in K.S.A. 8-15, 100 and K.S.A. 8-15,109; or
 2. On any sidewalk, jogging path, trail, or any location normally used for pedestrian traffic.
 3. Work-site utility vehicles engaged in the act of snow removal or horticulture duties are excluded from section c.2 of this ordinance.
- d. The number of occupants allowed on a work-site utility vehicle, golf cart, or micro utility truck shall be limited to the number of seats factory installed. Bench seats shall be limited to three (3) people.

- e. The provisions of these sections shall not prohibit a work-site utility vehicle, golf cart, or micro utility truck from crossing a federal or state highway or a public street or road with a posted speed limit greater than 30 miles per hour.
- f. The provisions of this section shall not prohibit the operation of any authorized work-site utility vehicle, golf cart, or micro utility truck in the course of authorized duties within the city of Concordia by a fire department, law enforcement agency, park and recreation department, public works department, or utilities department.
- g. The operation of a work-site utility vehicle, golf cart, or micro utility truck is authorized with the city of Concordia on private property with the consent of the property owner.

SECTION 2. This ordinance shall be summarized for publication as follows:

On August 2, 2023, the City of Concordia adopted Ordinance No. 2023-3205, authorizing the operation of work-site utility vehicles, golf carts, and micro utility trucks on city streets. A reproduction of this ordinance will be available for not less than one week following the publication of this summary of the ordinance at the website address of the City of Concordia, <http://www.concordiaks.org>. This summary is certified by the city attorney to be legally accurate and sufficient.

SECTION 3. This ordinance shall be in full force and effect from and after its passage and publication in the official city newspaper. The provisions hereof are severable, and in the event of invalidity, for any reason, of any portion of this ordinance, the remaining provisions of the ordinance shall remain in full force and effect, with the invalid provisions deemed excised.

PASSED by the governing body and signed by the mayor this 2nd day of August, 2023.

/s/ Charles P. Lambertz
Mayor

(SEAL)

ATTEST:

/s/ Stacey Smith
City Clerk

ORDINANCE CERTIFICATE

I hereby certify that the foregoing is an original ordinance; that said ordinance was passed on the 2nd day of August 2023; that the record of the final vote on its passage is found on page ____ of the minutes journal; that the ordinance summary was published in the Concordia Blade-Empire on the 4th day of August, 2023.

_____, City Clerk