
Sec. 74-52. Operation regulations motorized carts and LSVs.

- (a) Only licensed drivers 16 years and older who persons possessing a valid license issued by the state, other state of the United States of America, or international agency, which permits such person to operate a motor vehicle on the highways of the state, may operate a motorized cart or LSV on the streets located within the territorial boundaries of the city. Those persons who have had his or her license to operate a motor vehicle suspended or revoked by the state which issued said license shall not be permitted to operate a motorized cart or LSV on streets of the city during the time of suspension or revocation.
- (b) Those persons who are 15 years of age but not yet 16 years of age may drive a motorized cart or LSV on the or streets of the city:
 - (1) If he or she has in his or her possession a valid instructional permit issued by the state pursuant to O.C.G.A. § 40-5-24, as may be amended, and has not had his or her instructional permit suspended or revoked, and he or she shall be accompanied in the front seat by a person at least 18 years of age who holds a valid motor vehicle driver's license or he or she shall be accompanied in the front seat by a parent, grandparent or legal guardian.
- (c) No person under the age of 15 shall be permitted to drive a motorized cart or LSV on the streets of the city under any circumstances.
- (d) All operators shall abide by all traffic regulations applicable to vehicular traffic when using streets in the city.
- (e) A permitted motorized cart or LSV may be operated only on a street for which the posted speed limit is 25 miles an hour or less.
- (f) A person operating a permitted motorized cart or LSV being operated on a street must have in their possession:
 - (1) Registration certificate issued by the City of Commerce;
 - (2) Proof of liability insurance for the motorized cart or LSV; and
 - (3) Their state issued driver's license.
- (g) Motorized carts and LSVs shall not be operated on sidewalks at any time.
- (h) Motorized carts or LSVs may be operated over authorized streets only during daylight hours unless such motorized carts or LSVs are equipped with functional headlights and taillights.
- (i) No motorized cart or LSV shall be permitted to operate on, over, along, or across any state or federal highway within the boundaries of the city.
- (j) It shall be unlawful for the owner of any motorized cart or LSV or any other person operating, employing, permitting the use of or otherwise directing the use of such motorized cart or LSV to operate or permit the operator of any motorized cart or LSV to drive over the streets in the city in violation of this article.
- (k) It shall be unlawful to ride upon a motorized cart or LSV other than upon a permanent and regular seat.
- (l) It shall be unlawful for a motorized cart or LSV operator or passenger to travel with any person's body parts outside the interior of the cart or LSV.
- (m) It shall be unlawful for the operator to allow over-occupancy on the motorized cart or LSV.
- (n) A motorized cart or LSV found operating unlawfully may be impounded for the safety of the public and the operator.
- (o) Motorized cart and LSV operations are subject to further restrictions during special events and extraordinary events as established by resolution of the city council or order of the city police chief.

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- (p) The City of Commerce hereby incorporates the requirements of O.C.G.A. 40-6-330(a) for the operation of motorized carts and LSVs. These include:
- (1) A reverse warning system.
 - (2) A removable main power switch.
 - (3) Reflex reflectors.
 - (4) Horn.
 - (5) Rear view mirror.
 - (6) Safety warning label/traffic triangle.
 - (7) Hip restraints/seat belts.
 - (8) Headlights and taillights are required if the motorized cart or LSV will be operated at night.
 - (9) Braking system.
 - (10) LSV are required to have an amber strobe light affixed to the top of the vehicle to be in compliance with O.C.G.A. 40-8-35.
- (q) All operators shall abide by all traffic regulations applicable to vehicular traffic. Seat belts shall be worn by all occupants at all times the vehicle is moving. All operators and passengers must remain seated at all times during operation. No person may sit on the operator's lap.
- (r) Every gasoline powered motorized cart or LSV shall at all times be equipped with an exhaust system in good working order and in constant operation, meeting the following specifications: The exhaust system shall include the piping leading from the flange of the exhaust manifold to and including the muffler and exhaust pipes or include any and all parts specified by the manufacturer; the exhaust system and its elements shall be securely fastened, including the consideration of missing or broken brackets or hangers: The engine and powered mechanism of every gasoline powered motorized cart or LSV shall be so equipped, adjusted and tuned as to prevent the escape of excessive smoke or fumes. It shall be unlawful for the owner of any gasoline powered motorized cart or LSV to operate or permit the operation of such motorized cart or LSV on which any device controlling or abating atmospheric emissions, which is placed on the motorized cart or LSV by the manufacturer, to render the device unserviceable by removal, alteration or which interferes with its operation.

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