

VILLAGE OF ST. JOSEPH, ILLINOIS
RELEASE AND WAIVER BY APPLICANT FOR GOLF CART PERMIT

This is a legally-binding GENERAL RELEASE OF LIABILITY and WAIVER made by, the undersigned (hereinafter referred to as the "Operator") to Village of St. Joseph its officials, officers, employees and agents (hereinafter referred to as the "Village").

1. I, OPERATOR, UNDERSTAND THAT THE VILLAGE HAS AN ORDINANCE GOVERNING THE USE OF GOLF CARTS ON VILLAGE STREETS AND I HEREBY AGREE TO CONFORM WITH ALL REQUIREMENTS OF THE VILLAGE ORDINANCES AT ALL TIMES. I HAVE HAD THE OPPORTUNITY TO READ SAID ORDINANCE AND MY SIGNATURE BELOW ACKNOWLEDGES THAT I WILL COMPLY WITH SAID ORDINANCE AND ALL OF THE APPLICABLE TRAFFIC LAWS OF THE STATE OF ILLINOIS AND VILLAGE OF ST. JOSEPH AT ALL TIMES WHEN OPERATING ANY GOLF CART IN THE VILLAGE.
2. I FULLY RECOGNIZE THAT THERE ARE DANGERS AND RISKS TO WHICH I MAY BE EXPOSED BY OPERATING A GOLF CART VEHICLE ON VILLAGE STREETS, INCLUDING INJURY OR DEATH TO MYSELF OR OTHERS, DAMAGE TO MY PROPERTY OR THAT OF OTHERS.
3. I ASSURE THE VILLAGE THAT THERE ARE NO HEALTH-RELATED REASONS OR PROBLEMS WHICH PRECLUDE OR RESTRICT MY PARTICIPATION IN THIS ACTIVITY. I FURTHER ASSURE THE VILLAGE THAT I HAVE ADEQUATE HEALTH AND LIABILITY INSURANCE NECESSARY TO PROVIDE FOR AND PAY ANY DAMAGES, LOSSES INJURIES, CLAIMS, EXPENSES OR COST, INCLUDING BUT NOT LIMITED TO MEDICAL COST AND PROPERTY DAMAGE THAT MAY DIRECTLY OR INDIRECTLY RESULT FROM MY PARTICIPATION IN THIS ACTIVITY.
4. I, THEREFORE, AGREE TO ASSUME AND TAKE ON MYSELF ALL OF THE RISKS AND RESPONSIBILITIES IN ANY WAY ASSOCIATED WITH THIS ACTIVITY, IN CONSIDERATION OF AND RETURN FOR THE OPPORTUNITY TO OPERATE A GOLF CART ON VILLAGE STREETS.
5. I HEREBY RELEASE THE VILLAGE FROM ANY AND ALL LIABILITY, CLAIMS AND ACTIONS THAT MAY HEREAFTER ARISE FROM INJURY OR HARM TO ME OR OTHERS, INCLUDING DEATH, OR FROM DAMAGE TO MY PROPERTY OR PROPERTY OF ANY OTHER IN CONNECTION WITH THIS ACTIVITY.
6. THE OPERATOR DOES HEREBY AGREE TO HEREAFTER HOLD HARMLESS AND INDEMNIFY THE VILLAGE FROM AND AGAINST ANY AND ALL LIABILITY, CLAIMS, LOSSES, CAUSES OF ACTION, OF WHATSOEVER KIND AND NATURE INCLUDING PERSONAL INJURY, DEATH OR PROPERTY DAMAGE, COSTS AND EXPENSES, INCLUDING ATTORNEY'S FEES AND COURT COSTS, RESULTING FROM, ARISING OUT OF, OR OCCURRING IN CONNECTION WITH THE USE, IN THE VILLAGE OF ST. JOSEPH, OF ANY GOLF CART OWNED OR OPERATED BY ME.
7. I UNDERSTAND THAT THIS RELEASE MEANS I AM GIVING UP, AMONG OTHER THINGS, MY RIGHTS TO SUE THE VILLAGE FOR INJURIES (INCLUDING DEATH), DAMAGES, OR LOSSES I MAY INCUR, TO THE FULL EXTENT PERMITTED BY LAW. THIS RELEASE SHALL BE BINDING ON MY HEIRS, EXECUTORS, ADMINISTRATORS, AND ASSIGNS, AS WELL AS MYSELF.
8. IF ANY PROVISION OF THIS DOCUMENT IS DETERMINED TO BE INVALID OR UNENFORCEABLE, THE OTHER PROVISIONS SHALL STILL APPLY, TO THE EXTENT PERMITTED BY LAW.
9. I HAVE READ THIS ENTIRE RELEASE, I FULLY UNDERSTAND IT, AND I AGREE TO BE LEGALLY BOUND BY IT.

Operator's Signature

Witness:

Print Name

(Village Official)

Date: _____

Golf Cart expectations for the Village of St. Joseph

1. Headlights that emits a white light visible from five hundred (500) feet to the front which must be illuminate when in operation.
2. Tail lamp that emits a red light visible from least one hundred (100) feet from the rear which must be illuminated when in operation.
3. Front windshield or driver must wear glasses when operating golf carts.
4. Seat belts for all passengers any time the golf cart is in operations.
5. Golf cart operators must have their Village golf cart permit on them when operating the golf cart.
6. Absolutely no golf carts on the Kickapoo Rails for Trails at any time.
7. Citizen has received a copy of the Golf Cart Ordinance.

Golf cart licensee signature

Date

Village Representative

Date

VILLAGE OF ST. JOSEPH, ILLINOIS
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Operator's Signature

Witness:

Print Name

(Village Official)

Date: _____

Golf Cart expectations for the Village of St. Joseph

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2. Tail lamp that emits a red light visible from least one hundred (100) feet from the rear which must be illuminated when in operation.
3. Front windshield or driver must wear glasses when operating golf carts.
4. Seat belts for all passengers any time the golf cart is in operations.
5. Golf cart operators must have their Village golf cart permit on them when operating the golf cart.
6. Absolutely no golf carts on the Kickapoo Rails for Trails at any time.
7. Citizen has received a copy of the Golf Cart Ordinance.

Golf cart licensee signature

Date

Village Representative

Date

Village of Saint Joseph, IL

Golf Cart Inspection Form

\$20 Inspection Fee-Payable to Village of Saint Joe

Name _____ Phone # _____

Make _____ Model _____ Serial # _____

Horn sound acceptable: Pass Fail

Brake lights right and left: Pass Fail

Turn signals right and left front & rear: Pass Fail

A steering wheel apparatus: Pass Fail

Tires appear to be in safe condition: Pass Fail

Rearview mirror in place: Pass Fail

Approved "Slow Moving Vehicle" emblem on the rear of the vehicle:
(625 ILCS 5/12-709) Size 16" Wide x 14" Tall Pass Fail

Headlight that emits a white light visible from a distance of 500 feet:
-Headlight must illuminate when in operation Pass Fail

Tail lamp that emits a red light visible from 100 feet:
-Tail Lamps from the rear which must be illuminated when in operation Pass Fail

Red reflectorized warning devices in the front and rear: Pass Fail

Seat belts for all passengers, front & back seats: Pass Fail

Insurance Card valid for golf cart: Pass Fail

Test Drive - Not to operate over 25 MPH

-Front windshield or driver must wear glasses when operating golf carts.

Brakes Functional and seem to operate safely: Pass Fail

Does the golf cart seem to ride safely during the test drive: Pass Fail

Overall inspection: **Pass Fail**

Inspected By:

Print Name

Sign Name

Date

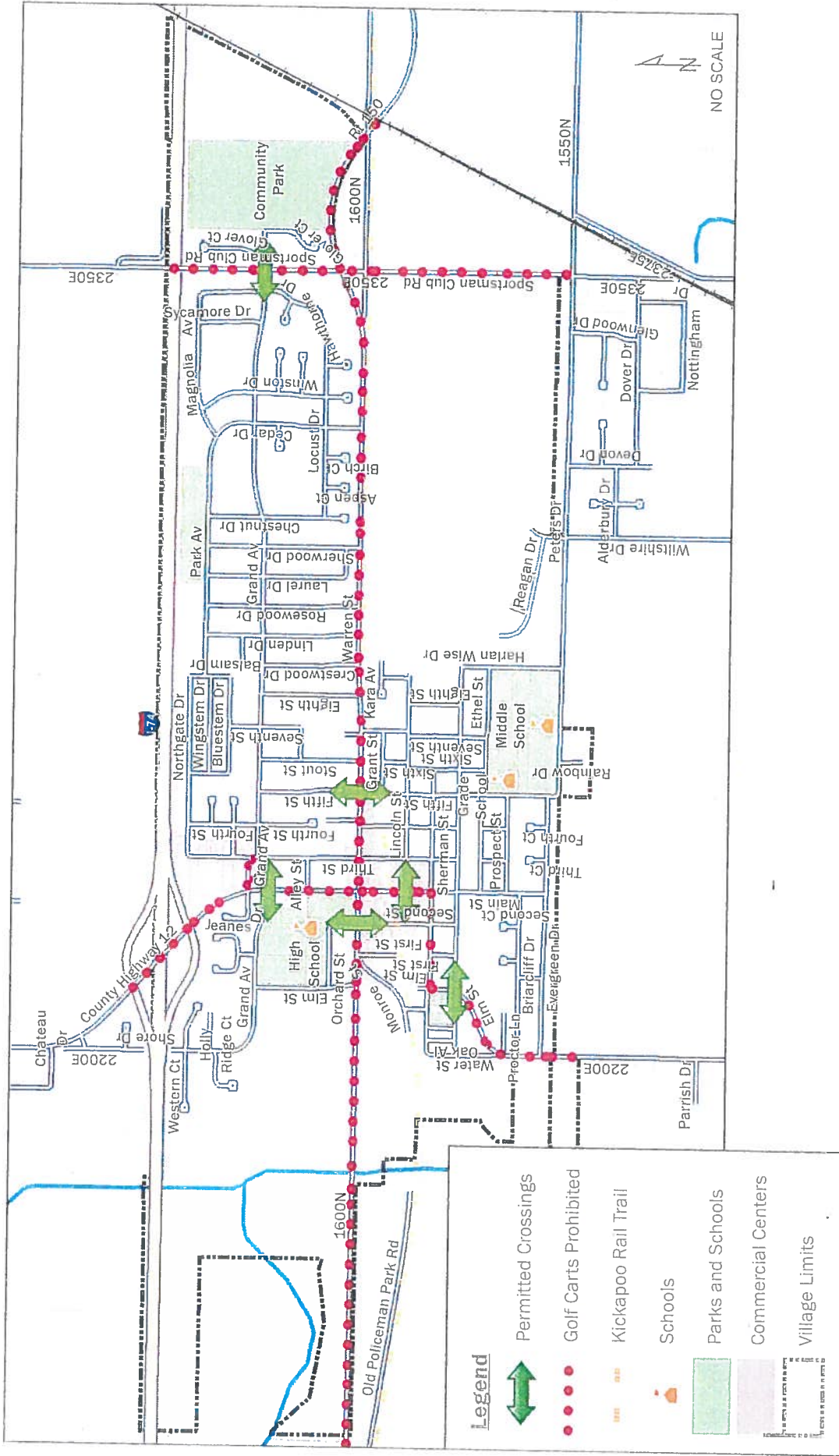
To my knowledge all above equipment is & must be & stay in good and adequate operating condition.

Sign - Golf Cart Owner

Date

Saint Joseph, IL Golf Cart Map

No Golf Carts on the Kickapoo Rail Trail



Chapter 2

GOLF CARTS

9-2-1: DEFINITIONS:

GOLF CART: Means a vehicle specifically designed and intended for the purposes of transporting one or more persons and their golf clubs or maintenance equipment while engaged in the playing of golf, supervising the play of golf, or maintaining the condition of the grounds on a public or private golf course. The definition of golf cart specifically excludes all-terrain vehicles (ATVs) and any other vehicle that is not a golf cart.

VILLAGE STREETS: Any of the streets within the boundaries of the Village of St. Joseph, Illinois, (herein after "Village") except for interstate, State and County roads. (Ord. 2018-11, 11-13-2018)

9-2-2: POLICY STATEMENT:

This chapter is adopted in the interest of public safety. Golf carts are not designed or manufactured to be used on public streets and roads, hereinafter "street(s)", and the Village of St. Joseph in no way advocates or endorses their operation on streets. The Village, by authorizing such operation, is merely addressing safety issues. This chapter is not to be relied upon as determination that operation on streets is safe or advisable, even if done in accordance with this chapter. All persons operating golf carts must be observant of, and attentive to the safety of themselves and others, including their passengers, other motorists, bicyclists, and pedestrians. All persons who operate or ride golf carts on streets in the Village of St. Joseph do so at their own risk and peril. The Village of St. Joseph has no liability under any theory of liability for permitting golf carts to be operated on Village streets. (Ord. 2018-11, 11-13-2018)

9-2-3: RULES AND REGULATIONS:

Golf carts are only authorized to operate on streets within the Village of St. Joseph in accordance with the following rules and regulations:

- (A) Except as provided herein, or otherwise provided by State law, it shall be unlawful for any person to operate a golf cart on Village streets or other public property in the Village of St. Joseph.
- (B) Any person who operates a golf cart or rides as a passenger in the Village of St. Joseph takes full responsibility for all liability associated with the operation of or riding as a passenger in the golf cart.
- (C) Any person who operates a golf cart must be at least twenty one (21) years of age and possess, on their person, a valid driver's license to operate a motor vehicle issued by the State of Illinois or any other state of the United States.

- (D) Any person who operates a golf cart must possess proof of liability insurance that meets minimum requirements of the Illinois Vehicle Code to operate a motor vehicle, and produce the same upon request of a Village official or Deputy Sheriff.
- (E) Golf carts may be driven on Village streets only from five o'clock (5:00) A.M. to ten o'clock (10:00) P.M.
- (F) A golf cart shall have its headlight and tail lamps lighted at all times when operated on Village streets.
- (G) Golf carts may not be operated when visibility or operation is impaired by weather, smoke, fog or other conditions or at any time when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of five hundred feet (500').
- (H) Golf carts may not be operated on sidewalks, Village parks or other Village property other than parking areas, and streets as provided herein.
- (I) Golf carts may be operated on Village streets, except as provided herein, which have a posted speed limit of thirty five (35) miles per hour or less, but golf carts are not authorized to exceed a speed of twenty five (25) miles per hour. Persons driving a golf cart are to pull over to the right side of the road and stop, yielding the right-of-way to approaching traffic from behind.
- (J) Golf carts are not authorized to be operated on the following national, State or County highways or Village streets except to cross said highways/streets at intersections with another public street authorized herein, in a path approximately ninety degrees (90°) to said highways/streets, after said golf cart comes to a complete stop, yielding the right-of-way to all pedestrian and vehicular traffic which constitutes a hazard, as provided herein:
1. Interstate 74.
 2. State Route 150 (Warren Street) - except to cross at 2nd Street or 5th Street.
 3. Main Street - north of Douglas Street - except to cross at Lincoln Street or Old Grand Ave.
 4. Sherman Street - between Main Street and Elm Street.
 5. Sportsman Club Road - except to cross at Grand Ave.
 6. Elm Street - south of Sherman Street - except to cross at James Street/Douglas Street.
- (K) Golf carts must be equipped as follows:
1. Horn;
 2. Brakes and brake lights;
 3. Turn signals;

4. A steering wheel apparatus;
 5. Tires;
 6. Rearview mirror;
 7. Approved "Slow Moving Vehicle" emblem on the rear of the vehicle¹;
 8. Headlight that emits a white light visible from a distance of five hundred feet (500') to the front which must illuminate when in operation;
 9. Tail lamp that emits a red light visible from at least one hundred feet (100') from the rear which must be illuminated when in operation;
 10. Red reflectorized warning devices in the front and rear;
 11. The design and components of the golf cart shall render it incapable of attaining speeds in excess of twenty five (25) miles per hour.
 12. Front windshield or driver must wear glasses when operating golf carts.
 13. Seat belts for all passengers.
 14. All above said equipment must be in good and adequate operating condition.
 15. Any additional requirements which may be amended to 625 Illinois Compiled Statutes 5/11 of the Illinois Motor Vehicle Code.
 16. No golf cart is authorized to operate on Village streets unless it has been inspected by a Village representative within the last year and a vehicle permit/inspection sticker issued by the Village is attached to the rear of said golf cart. There shall be a twenty dollar (\$20.00) fee for said inspection.
- (L) Any person who operates a golf cart on the streets in the Village of St. Joseph must adhere to all applicable State laws concerning the possession and use of alcoholic beverages and all drugs, as well as all other State traffic laws.
- (M) Golf cart drivers must yield the right-of-way to overtaking vehicles at all times.
- (N) The maximum occupancy of golf carts traveling on Village streets will be one person per bucket seat or two (2) people per bench seat.
- (O) All occupants must be properly seated and wearing a proper seat belt while the golf cart is in motion. Children must be secured in a child restraint system as required pursuant to the Child Passenger Protection Act².
- (P) Golf carts are only allowed to park in handicapped parking spaces if the driver or at least one passenger has a valid handicap parking sticker.
- (Q) No unsafe modifications may be made to the golf cart's suspension.

(R) All golf carts on the streets must be inspected by the person(s) or entity designated by the St. Joseph Village President or Village Board of Trustees, and must have valid vehicle permit/inspection sticker from the Village of St. Joseph visibly displayed on the rear of the cart. (Ord. 2018-11, 11-13-2018)

9-2-4: PERMITS:

- (A) No person shall operate a motorized golf cart on Village streets or other public property in the Village of St. Joseph without obtaining an operator permit from the Village of St. Joseph as provided in this section.
- (B) Every application for an operator permit shall be made on a form supplied by the Village and shall include the following information:
1. Name and address of applicant;
 2. Name of and address of liability insurance carrier;
 3. The serial number, make, model and description of golf cart;
 4. Signed Waiver of Liability by applicant releasing the Village, its officers, agents and employees and agreeing to indemnify and hold harmless the Village, its officers, agents and employees from any and all claims resulting from or arising out of the operation of a golf carts on Village streets;
 5. Photocopy of applicable liability insurance coverage card specifically for the vehicle to be operated pursuant to the permit, or upon request - photocopy of entire insurance policy;
 6. A permit application fee of forty dollars (\$40.00) for each applicant;
 7. Such other information as the Village may require.
- (C) Permits shall be granted for a period of one year and may be renewed annually, upon application and qualification to do so. When operating a golf cart in the Village, the operator shall have his/her operator permit on his/her person.
- (D) No permit shall be granted unless the following conditions are met:
1. The vehicle must be inspected annually by the designated representative of the Village and a vehicle permit/inspection sticker issued.
 2. A physically handicapped applicant must submit a certificate signed by a physician, certifying that the applicant is able to safely operate a qualified golf cart on Village streets;
 3. The applicant must provide evidence of insurance in compliance with the provisions of the Illinois Statutes regarding minimum liability insurance.
- (E) The Village may suspend or revoke a permit granted hereunder upon a finding that the holder thereof has violated any provision of this chapter or there is evidence that the permittee cannot

safely operate a qualified golf cart on the designated roadways or that the golf cart no longer meets requirements hereunder. Subsequent application for a permit may be denied based on previous violation of this chapter.

- (F) It shall be a violation of this chapter for a golf cart owner to allow his/her golf cart to be operated in the Village of St. Joseph by a person who does not have an operator permit issued hereunder.
- (G) The Village President and the Trustees' Safety Committee shall monitor the administration and enforcement of this chapter to evaluate continuation or modification of this chapter. (Ord. 2018-11, 11-13-2018)

9-2-5: ENFORCEMENT:

- (A) Each violation of this chapter shall be punishable by a fine of one hundred dollars (\$100.00) for the first offense, and three hundred dollars (\$300.00) for each subsequent violation within a one-year period. In addition to being subject to fine, violation of this chapter shall be grounds for revocation of the golf cart permit issued to said person by notice of revocation from the Village President by certified mail.
- (B) 1. The Village President may suspend or revoke an operator permit or a vehicle permit granted hereunder upon a finding that there is a violation of this chapter, or evidence that the permittee cannot safely operate the motorized golf cart on the designated streets.
2. Upon receipt of a Notice of Revocation of Permit, the permit holder may appeal the revocation to the Public Health and Safety Committee of the Board of Trustees for the Village by written request delivered to the Village office no later than twenty one (21) days from the date of the Notice of Revocation of Permit. A date shall be set by the Village for a hearing before the Public Health and Safety Committee within thirty (30) days of receipt of said written request, at which hearing the said committee shall either affirm the revocation or nullify the revocation by a majority vote of said committee members.
3. In the event that a permit holder is issued a Notice of Revocation of Permit, the permit holder shall no longer be authorized or permitted to operate a golf cart in the Village for the time period indicated in the notice of revocation. To reinstate the permit after the revocation period has expired, a request for reinstatement must be submitted to the Village along with a reinstatement fee - after which the permit shall be reinstated if the applicant otherwise remains qualified hereunder to receive a permit. The reinstatement fee shall be one hundred dollars (\$100.00) for the first reinstatement, and three hundred dollars (\$300.00) for any subsequent reinstatement within any one-year period. The period of revocation shall be one month for the first violation, and six (6) months for any subsequent violation within a one-year period.
- (C) The Board of Trustees of the Village of St. Joseph reserves the right to amend or repeal this chapter at any time, and in which event such amendment or repeal affects the rights of permit holders, all permit holders shall be notified thereof by the Village of St. Joseph by first class mail to the address stated in the application for permit.
- (D) Operation of a golf cart in the Village in a manner that is not in accordance with the provisions of this chapter shall be subject to State law and any violation thereof shall be subject to enforcement

under State law. (Ord. 2018-11, 11-13-2018)

9-2-6: GENERAL:

Appropriate signs, as determined by the Board of Trustees, shall be posted in the Village concerning operation of golf carts in the Village. (Ord. 2018-11, 11-13-2018)

VILLAGE OF ST. JOSEPH

ORDINANCE 2019-_____
TITLE 9, SECTION 9-2-4 (B) 6
GOLF CART PERMIT FEE

ADOPTED BY THE
BOARD OF TRUSTEES
OF THE
VILLAGE OF ST. JOSEPH

THIS 24th DAY OF September, 2019

Published in pamphlet form by authority of the Board of Trustees of the Village of
St. Joseph, Champaign County, Illinois this 24th day of September, 2019.

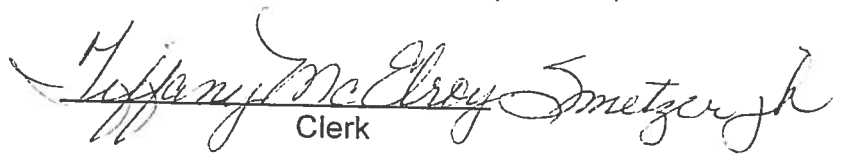
**ORDINANCE NO. 2019-
TITLE 9, SECTION 9-2-4 (B) 6
GOLF CART PERMIT FEE**

Be it ordained by the President and Board of Trustees of the Village of St. Joseph, County of Champaign, Illinois, that Section 9-2-4 (B) 6 of the Ordinances of said Village be amended to provide as follows:

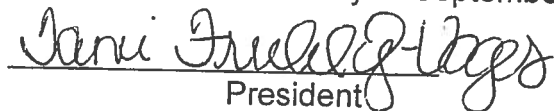
6. A permit application fee of twenty dollars (\$20.00) for each applicant.

This Ordinance shall be in full force and effect from and after its passage approval and publication, as required by law and shall be published in pamphlet form.

Adopted by the Board of Trustees of the Village of St. Joseph, Illinois, at a regular meeting on the 24th day of September, 2019.


Clerk

Approved by the undersigned and signed by the same this 24th day of September, 2019.


President

