

RESORT VILLAGE OF TURTLE VIEW

BYLAW NO 39-2023

A BYLAW TO PERMIT THE OPERATION OF GOLF CARTS ON THE PUBLIC HIGHWAYS WITHIN THE LIMITS OF THE MUNICIPALITY.

The Council of the Resort Village of Turtle View, in the Province of Saskatchewan, enacts as follows:

TITLE:

1. This bylaw may be referred to as “The Golf Cart Bylaw”.

PURPOSE:

2. The purpose of this Bylaw is to regulate the operation of golf carts pursuant to section 113.1 of The Traffic Safety Act and The Registration Exemption and Reciprocity Regulations (2014).

DEFINITIONS:

3. For this Bylaw, the following terms and words shall have the following meaning:
 - a) “Act” shall mean The Traffic Safety Act,
 - b) “Golf Cart” means a commercially manufactured, self-propelled vehicle with 3 or more wheels that:
 - Is originally designed to be used on a golf course for the movement of people and goods on unprepared surfaces and roadways;
 - Cannot exceed an operating speed of 24 km/hr on level ground (14.9 mph)
 - Weighs less than 590 kgs (not including the weight of the passengers and golf clubs).
 - Is not defined as an all-terrain vehicle in *The All Terrain Vehicles Act* or a low-speed vehicle as defined in the Motor Vehicle Safety Regulations.
 - c) “Driver’s license” means a driver’s license issued pursuant to the Traffic Safety Act,
 - d) “Highway” means highway as defined in The Traffic Safety Act,
 - e) “Municipality” means The Resort Village of Turtle View,
 - f) “Municipal land” shall include but not limited to:
 - The travelled and untraveled portion of all streets, roads, lanes and highways in the municipality, except provincial highways,
 - All municipal reserves,
 - All publicly owned parking lots.
 - The grounds of all municipal owned buildings, and
 - All other lands owned or operated by the municipality

PROVISIONS:

4. It shall be lawful to operate a golf cart on municipal land and roadways within the Municipality of the Resort Village of Turtle View, except where prohibited in this Bylaw.

PROHIBITIONS:

5. Persons operating a golf cart on the roadways within the limits of the Resort Village of Turtle View must not be operated on any provincial highway, other than to cross one. Golf carts cannot operate on any roadway with a posted speed over 20 km/hr.
6. No person shall operate a golf cart on the roadways within the limits of the Resort Village of Turtle View without a valid driver's license. All drivers of golf carts must hold a minimum of a valid Class 7 (Learner's) driver's license.
7. No person shall operate a golf cart on any designated walkway or trail or on any area that is ditched or designed to provide storage unless operation is permitted by posted signage.
8. No person shall operate a golf cart:
 - a. Without exercising due care and attention,
 - b. Without reasonable consideration for other persons in the area or who might reasonably be expected to be in the area,
 - c. At a speed greater than is reasonable and safe or greater than 20km/hr,
 - d. With more seated passengers than the design of the golf cart can safely handle, and in no event while a passenger is standing in or upon the cart,
 - e. With a person being towed on any type of equipment attached to the golf cart,
 - f. While under the influence of alcohol or cannabis as outlined in the Criminal Code,
 - g. At night, which is defined as ½ hour after sunset to ½ hour prior to sunrise on all roadways within the limits of the Resort Village of Turtle View.

RULES OF OPERATION:

9. The owner of the golf cart must carry a minimum of \$200,000 in 3rd party liability insurance; and must also provide proof of insurance at the request of a peace officer.
10. Every owner of a golf cart operated on municipal land shall report any and all collisions involving a golf cart to the Resort Village of Turtle View within seventy-two hours of an incident, providing all details (collision details, time date, location, names of people involved, driver's license) of all parties involved and the Resort Village office will inform SGI of any collisions that occur.
11. Every operator of a golf cart shall:
 - a. When approaching an oncoming vehicle, pass the vehicle on the right,
 - b. Yield the right of way to vehicles approaching from their right,
 - c. When overtaking another vehicle, pass that vehicle on the left,
 - d. Yield the right of way to all pedestrians that are approaching so close as to present a hazard,

- e. Maintain a safe following distance behind any other vehicle except when overtaking another vehicle,
- f. Signal their intentions to turn abruptly by using signal lights if the golf cart is equipped or hand signals as described in The Act,
- g. Golf Carts must be operated in accordance with the rules of the Traffic Safety Act and any other municipal bylaw related to traffic. Federal and provincial impaired driving laws also apply to the operation of a Golf Cart.

EQUIPMENT

- 12. All golf carts shall be equipped with a rear-view mirror that provides the operator with an unobstructed view of overtaking vehicles.
- 13. The Golf Cart shall display a slow-moving warning device as defined in section 2(1)(kk) of The Vehicle Equipment Regulations (1987) and be displayed in accordance with section 10 of the regulations, with one side parallel to and not less than 900 millimetres nor more than 1500 millimetres from the ground.

GENERAL PENALTIES:

- 14. In addition to any offences and penalties under the Act, any person who contravenes any of the provisions of this Bylaw or fails to comply with any provision of this Bylaw is guilty of an offence and liable upon summary conviction:
 - a. For an offence under Section 8 of this Bylaw to a fine of not less than \$200.00 nor more than \$1000.00; and
 - b. For an offence under all other sections of this Bylaw to a fine of not less than \$100.00 nor more than 1,000.00; and
 - c. For a second and subsequent offence under Section 8 of this Bylaw to a fine of not less than \$400.00
 - d. For a second offence under all other Sections of this Bylaw to a fine of not less than \$2000.00 nor more than \$1,000.00.

VOLUNTARY PAYMENT TO AVOID PROSECUTION:

- 15. A person who contravenes this bylaw, upon being served a “notice of Violation” as prescribed by the Municipality may voluntarily pay the prescribed penalty at the Administration Office of the Municipality.
 - a. If the Municipality receives voluntary payment of the prescribed penalty within ten (10) days, excluding the date of the Notice of Violation, the person receiving the Notice of violation shall not be liable to prosecution for the alleged contravention.
 - b. Nothing in this section shall be construed to prevent any person from exercising the right to defend a charge for a contravention of this Bylaw.
 - c. A Notice of Violation may be issued by a Bylaw Enforcement Officer or a Peace Officer.
 - d. A person to whom a Notice of Violation is being issued under this Section shall, upon request by the person issuing the Notice of Violation, provide their name, address and date of birth. Any person who fails to provide this

information is guilty of an offence and liable on summary conviction to the penalty.

REPEAL BYLAW

16. Bylaw 37-2023, The Golf Carts Bylaw, hereby be repealed.
17. This Bylaw shall come into force and take effect upon approval thereof by Saskatchewan Government Insurance.

That all the provisions and enactments set forth in this bylaw shall relate to and be in full force and effect within the limits of the Resort Village of Turtle View.

Read a First Time this 20th day of December, 2023.

Read a Second Time this 20th day of December, 2023.

Read a Third Time this 20th day of December, 2023.



Lroy Johnson
Mayor

Luis
Administrator

Certified a true copy of the original which has not been altered in any way.
Dated at Turtle View, Saskatchewan
this 21st day of December, 2023.

Luis
Administrator