

**ORDINANCE AMENDING THE CITY OF DIAMONDHEAD'S
LOW-SPEED VEHICLES AND GOLF CARTS ORDINANCE**

WHEREAS, The Mayor and City Council of Diamondhead, Mississippi adopted Senate Bill 2989 pertaining to Low-Speed Vehicles and Golf Carts. Said Senate Bill allows the Governing Authorities broader discretion in identifying roads where such vehicles are allowed to operate.

THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL that Article IX Low-Speed Vehicles and Golf Carts Ordinance is hereby amended as follows:

ARTICLE IX. – LOW-SPEED VEHICLES AND GOLF CARTS

Sec. 30-292. – Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

City means the City of Diamondhead.

Governing authorities means the mayor and city council of the City of Diamondhead.

Golf cart means a motor vehicles that is designated and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of 20 miles per hour and is equipped with the safety equipment as required under 49 CFR 571.500.

Low-speed vehicle means any four-wheeled electric or gasoline-powered vehicle that has a top speed greater than 20 miles per hour but less than 25 miles per hour and is equipped with safety equipment as required under 49 CFR 571.500.

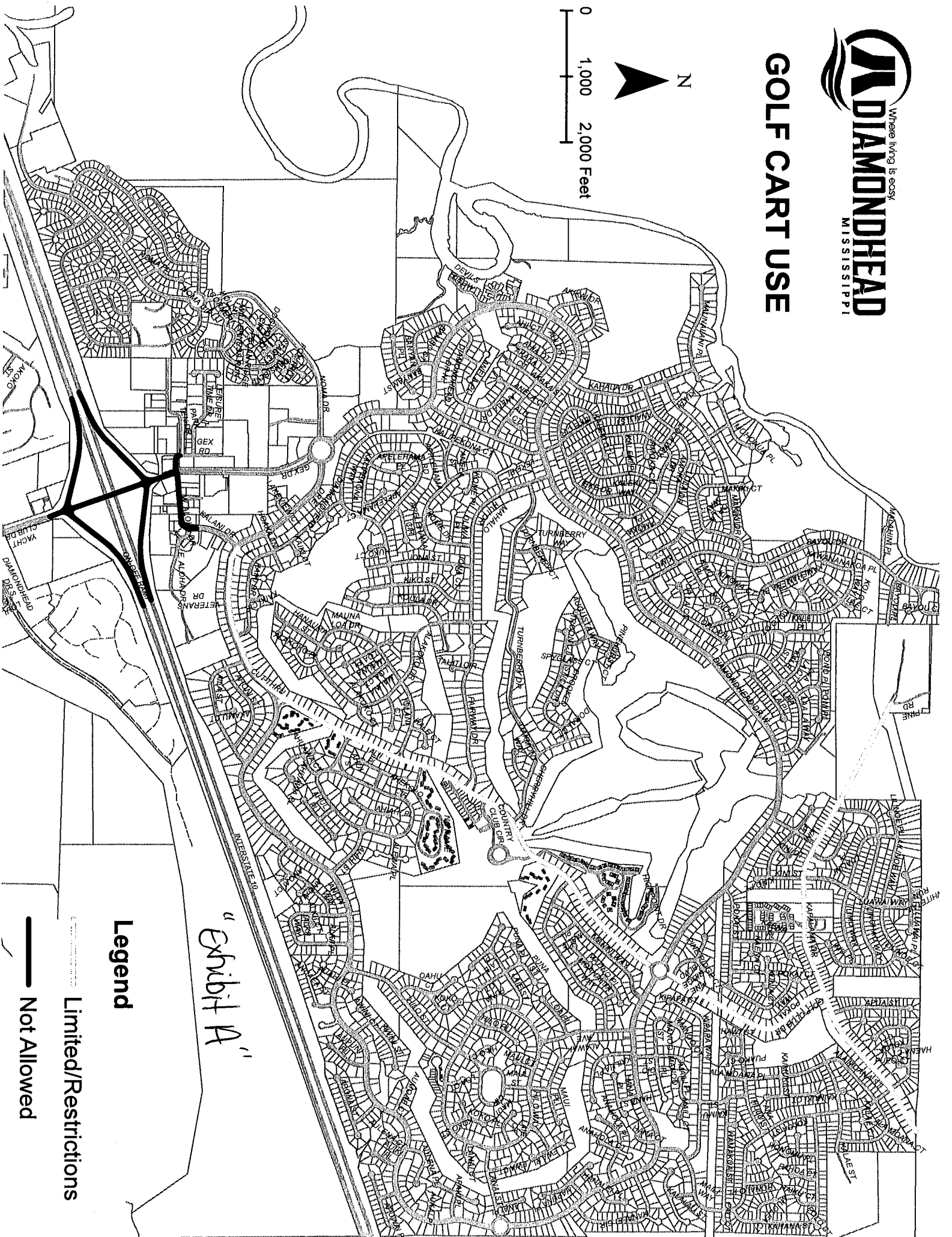
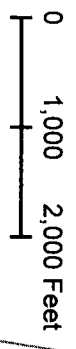
(Ord. No. 2012-013, § 14-162, 9-4-2012)

Sec. 30-293. – Restrictions.

- (a) The Mayor and city council may, in their discretion, authorize the operation of low-speed vehicles and golf carts only on public streets that are within the contiguous area within the city limits of the City of Diamondhead.
- (b) Any person operating a low-speed vehicle or golf cart on the public roads and streets under this chapter must have in his possession a valid driver's license or temporary driver's permit and proof of financial responsibility as required under MCA 1972, § 63-15-1 et seq.
- (c) Low-speed vehicles and golf carts may only be operated on Golf Club Drive or Kapalama Drive if the operator is traveling the shortest possible distance between his residence and the nearest other public road or street authorized for use by low-speed vehicles and/or golf carts, cart path or golf course cart path.
- (d) Low-speed vehicles and golf carts may not be operated on any road or street bearing signs indicating that low-speed vehicles and golf carts are not permitted, and they may not cross Interstate Highway 10 at the exit 16 overpass or operated on Interstate Highway 10. Those roads and streets where low-speed vehicles and golf carts are prohibited are marked on the map attached hereto as Exhibit "A."
- (e) Notwithstanding any other provision of law to the contrary, when operated by a person participating in a parade permitted by the city, low-speed vehicles and golf carts may be operated on the permitted route on the parade while participating in the parade.



GOLF CART USE



"Exhibit A"

Legend

..... Limited/Restrictions

———— Not Allowed

**ORDINANCE ADOPTING SENATE BILL 2989
FOR THE CITY OF DIAMONDHEAD, MISSISSIPPI**

WHEREAS, representatives from the City of Diamondhead worked with State Legislators during the past legislative session to amend the current law allowing golf carts and Low Speed Vehicles to be operated on selected public streets with specific registration requirements within the City of Diamondhead; and,

WHEREAS, the Mississippi Legislature passed Senate Bill 2989 in the 2019 regular session and the Bill has been signed by the Governor; and,

WHEREAS, Senate Bill 2989 allows golf carts and Low Speed Vehicles to legally operate on selected public streets within the City of Diamondhead as set forth by the Governing Authorities of the City of Diamondhead; and,

THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL that Mississippi Senate Bill 2989 passed in the regular session will be implemented within the City of Diamondhead. The attached Senate Bill 2989 is incorporated by reference herein. Said Senate Bill is to be included in Municode's Official Codification of the Ordinances for the City of Diamondhead, Mississippi.

	Aye	Nay	Absent
Councilmember Depreo	_____	_____	_____
Councilmember Moran	_____	_____	_____
Councilmember Morgan	_____	_____	_____
Councilmember Koenenn	_____	_____	_____
Councilmember L'Ecuyer	_____	_____	_____
Mayor Schafer	_____	_____	_____

APPROVED _____
MAYOR

ATTEST: _____
CITY CLERK

SEAL

THIS IS TO CERTIFY THAT THE FOREGOING ORDINANCE WAS ADOPTED BY THE CITY OF DIAMONDHEAD, MISSISSIPPI, ON THE _____ DAY OF _____, 2019.

CITY CLERK

By: Senator(s) Moran

To: Local and Private

SENATE BILL NO. 2989

1 AN ACT TO AMEND CHAPTER 938, LOCAL AND PRIVATE LAWS OF 2012,
2 TO AUTHORIZE THE GOVERNING AUTHORITIES OF THE CITY OF DIAMONDHEAD,
3 MISSISSIPPI, TO DESIGNATE BY ORDINANCE THE ROAD AND STREETS UPON
4 WHICH LOW-SPEED VEHICLES AND GOLF CARTS MAY BE OPERATED; AND FOR
5 RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 **SECTION 1.** Chapter 938, Local and Private Laws of 2012, is
8 amended as follows:

9 Section 1. As used in this act, unless a different meaning
10 clearly appears in the context, the following terms shall have the
11 following meanings:

12 (a) "City" means the City of Diamondhead, Mississippi.

13 (b) "Governing authorities" means the Mayor and City
14 Council of the City of Diamondhead, Mississippi.

15 (c) "Golf cart" means a motor vehicle that is
16 designated and manufactured for operation on a golf course for
17 sporting or recreational purposes and that is not capable of
18 exceeding speeds of twenty (20) miles per hour and is equipped



19 with the safety equipment as required under 49 CFR Section
20 571.500.

21 (d) "Low-speed vehicle" means any four-wheeled electric
22 or gasoline powered vehicle that has a top speed greater than
23 twenty (20) miles per hour but less than twenty-five (25) miles
24 per hour and is equipped with safety equipment as required under
25 49 CFR Section 571.500.

26 Section 2. (1) The governing authorities * * * may, in
27 their discretion, authorize the operation of low-speed vehicles
28 and golf carts only on public roads and streets * * * as
29 designated by ordinance, within the * * * corporate limits of the
30 city.

31 (2) Any person operating a low-speed vehicle or golf cart on
32 the public roads and streets under this act must have in his or
33 her possession a valid driver's license or temporary driver's
34 permit and proof of financial responsibility as required under
35 Section 63-15-1 et seq., Mississippi Code of 1972.

36 * * *

37 (* * *3) Low-speed vehicles and golf carts may not be
38 operated * * * on Interstate Highway 10.

39 * * *

40 Section 3. (1) Every low-speed vehicle and golf cart to be
41 operated, as authorized under this act, on a public road or street
42 shall be required to register the vehicle with the city * * *.
43 Upon payment of a reasonable fee that may be charged by the city



44 to cover the costs of administration, a map and a sticker and
45 presentation of proof of financial responsibility and presentation
46 of a valid driver's license or temporary driving permit, the owner
47 of the low-speed vehicle or golf cart shall be issued a
48 registration decal by the county or municipal tax collector that
49 must be displayed on the left rear fender of the vehicle. The
50 registration shall remain valid for as long as the registering
51 owner owns the low-speed vehicle or golf cart. The city shall
52 provide the registrant with a map of the * * * areas where
53 low-speed vehicles and golf carts may be operated at the time of
54 registration. The operator shall be required to have proof of
55 financial responsibility and a valid driver's license in his or
56 her possession at all times while operating the low-speed vehicle
57 or golf cart on public roads and streets of the state.

58 (2) The registration fee imposed under subsection (1) of
59 this section shall be retained by the tax collector and deposited
60 into the county or municipal general fund, as the case may be.

61 **SECTION 2.** This act shall take effect and be in force from
62 and after its passage.

