

**ORDINANCE NO. 2026-5**

**AN ORDINANCE AMENDING TITLE VII, CHAPTER 71, SECTIONS 71.20, 71.21(A),  
71.23, AND 71.99, REGULATING THE OPERATION AND USE OF GOLF CARTS  
AND OFF-ROAD VEHICLES ON THE STREETS AND ALLEYS  
OF THE TOWN OF GENEVA, INDIANA**

**WHEREAS**, the Town Council of the Town of Geneva, Indiana (the “Town Council”) has the authority under the Indiana Code to authorize and regulate the operation of golf carts and off-road vehicles on the streets and alleys of the Town of Geneva, Indiana (the “Town”), and to make necessary regulations to protect and preserve the rights, property, health, safety, and welfare of its citizens; and

**WHEREAS**, the Town Council previously adopted Ordinance No. 2017-3, as amended by Ordinance No. 2023-3, and further amended by Ordinance No. 2023-9, establishing rules and regulations for the operation of golf carts and off-road vehicles on and along the streets and alleys of the Town, codified in Title VII, Chapter 71 of the Town Code of Ordinances; and

**WHEREAS**, the Town Council has determined that it is in the best interest of the citizens of the Town to amend Title VII, Chapter 71, Sections 71.20, 71.21, and 71.23 of the Town Code of Ordinances to restrict the operation of golf carts on Town streets and alleys to only persons who hold a valid motor vehicle driver’s license issued by the Indiana Bureau of Motor Vehicles or another state, or persons at least 18 years of age who hold an identification card issued by the Indiana Bureau of Motor Vehicles or another state, including a photo exempt identification card; and

**WHEREAS**, the Town Council also finds it necessary and appropriate to amend Title VII, Chapter 71, Section 71.99 of the Town Code of Ordinances to more specifically define the fines and penalties applicable to violations of Sections 71.20 through 71.31 of said chapter.

**NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Geneva, Indiana, as follows:

**SECTION I**

The “*OPERATOR OF GOLF CART*” subsection of Title VII, Chapter 71, Section 71.20

of the Town of Geneva Code of Ordinances is hereby amended to read as follows:

***OPERATOR OF GOLF CART.*** Any person who holds a valid motor vehicle driver's license issued by the Indiana Bureau of Motor Vehicles or another state, or any person at least 18 years of age who holds an identification card issued by the Indiana Bureau of Motor Vehicles or another state, including a photo exempt identification card.

## SECTION II

Title VII, Chapter 71, Section 71.21(A) of the Town of Geneva Code of Ordinances is hereby amended to read as follows:

(A) To authorize persons holding a valid motor vehicle driver's license issued by the Indiana Bureau of Motor Vehicles or another state, or any person at least 18 years of age who holds an identification card issued by the Indiana Bureau of Motor Vehicles or another state, including a photo exempt identification card, to operate golf carts registered with the Town of Geneva Marshal's Office over and upon the town's streets and alleys;

## SECTION III

Title VII, Chapter 71, Section 71.23 of the Town of Geneva Code of Ordinances is hereby amended to read as follows:

### **§ 71.23 OPERATOR.**

Only a person who holds a valid motor vehicle driver's license issued by the Indiana Bureau of Motor Vehicles or another state, or any person at least 18 years of age who holds an identification card issued by the Indiana Bureau of Motor Vehicles or another state, including a photo exempt identification card, shall be authorized to operate a golf cart on a town street or alley, which license or identification must be in possession of the operator while operating the golf cart. Only a person who holds a valid motor vehicle driver's license issued by the Indiana Bureau of Motor Vehicles or another state shall be authorized to operate an off-road vehicle on a town street or alley, which license must be in possession of the operator while operating the off-road vehicle. Authorization or permission by the golf cart or off-road vehicle owner to a person who does not qualify to operate a golf cart or off-road vehicle on a town street or alley pursuant to this section shall constitute a violation of this chapter. Operators of golf carts or off-road vehicles shall obey all federal, state, and local laws, regulations, and ordinances governing passenger motor vehicles,

including but not limited to laws, regulations, and ordinances pertaining to licensing of operators and traffic regulation.

#### **SECTION IV**

Title VII, Chapter 71, Section 71.99 of the Town of Geneva Code of Ordinances is hereby amended to read as follows:

#### **§ 71.99 PENALTIES.**

(A) A violation of any provision of this chapter for which no other penalty is specified shall be subject to a penalty as provided in § 10.99.

(B) Any violation of §§ 71.20 through 71.31 shall constitute a Class C infraction. The first violation within a calendar year shall be subject to a penalty of \$100.00; the second violation within the same calendar year shall be subject to a penalty of \$200.00; and the third and each subsequent violation within the same calendar year shall be subject to a penalty of \$500.00. Multiple violations may be cited as separate offenses. Each occurrence of an offense shall constitute a new and separate offense. In addition to the civil penalties imposed herein, any person cited for violation of §§ 71.20 through 71.31 shall be responsible for all applicable court costs. All penalties and costs imposed under this section shall be payable to the Clerk-Treasurer of the Town of Geneva.

(C) In the event an operator or owner of a registered golf cart or off-road vehicle is cited a third time within the same calendar year for violations of §§ 71.20 through 71.31, and such third violation is unrelated to the prior citations, then, in addition to any applicable penalty and court costs, the registration of the golf cart or off-road vehicle operated at the time of the third violation shall be revoked by the Town of Geneva Marshal's Office, provided that such vehicle was also the subject of the first or second citation within that same calendar year. The golf cart or off-road vehicle may be impounded by the enforcing Town Marshal or Deputy Marshal. In the event of impoundment, the golf cart or off-road vehicle shall not be released until the basis of the violation has been corrected and all towing and impoundment fees incurred as a result of the impoundment of the golf cart or off-road vehicle have been paid by the owner or operator thereof.

#### **SECTION V**

All ordinances, or parts thereof, that are in conflict with the provisions of this ordinance

are hereby repealed or amended to the extent of such conflict.

**SECTION VI**

If any section, clause, provision, paragraph, or sentence of this ordinance is found to be invalid or unconstitutional by a court of competent jurisdiction, such finding shall not affect the validity of the other remaining provisions of this ordinance.

**SECTION VII**

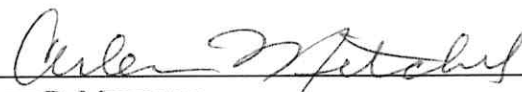
This ordinance shall become and remain in full force and effect immediately upon its adoption.

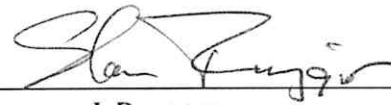
Duly passed, adopted, and ordained by the Town Council of the Town of Geneva, Indiana, on May 12, 2026.

**TOWN COUNCIL OF THE TOWN OF GENEVA**

  
\_\_\_\_\_  
LYNN W. BURRY, President

  
\_\_\_\_\_  
ANDREW J. BRIGGS

  
\_\_\_\_\_  
ARLEN R. MITCHELL

  
\_\_\_\_\_  
STANLEY J. RINGGER

  
\_\_\_\_\_  
AGNES A. SCHOCH

ATTEST:

  
\_\_\_\_\_  
CHRISTINA M. BOOTH, Clerk-Treasurer

1st Reading: April 14, 2026

2nd Reading: May 12, 2026

