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AN ORDINANCE BY THE MAYOR AND COUNCIL OF  
THE CITY OF BUCHANAN

WHEREAS, the Mayor and Council of the City of Buchanan (the “City”) have the authority to pass reasonable ordinances and regulations concerning the use of vehicles on city streets; and

WHEREAS, the City, after review and contemplation of the use of vehicles on City rights-of-way, has determined to allow the use of motorized carts, as further defined herein, in certain areas within the City; and

WHEREAS, the City finds that allowing the use of such vehicles will promote economic development, while also encouraging more environmentally-friendly, safer, and convenient means of traveling throughout the City;

NOW, THEREFORE, be it ordained and established by the Mayor and Council of the City of Buchanan, and it is ordained and established as follows:

**Section 1:**

The City’s Code of Ordinances shall stand amended as to Chapter 48 thereof, concerning traffic and vehicles, by adding a new Article VI thereto, with said Article VI reading as follows, and to be numbered in the discretion of the codifier:

**“ARTICLE VI. MOTORIZED CARTS**

**Sec. \_\_\_\_\_. Findings; definition.**

The city council finds that certain streets located within certain residential areas of the city and under its jurisdiction are constructed so as to safely permit their use by operators of motorized carts. Motorized carts, for the purposes set forth herein, shall have the same definition as “personal transportation vehicle”, as that term is defined in O.C.G.A section 40-1-1. This

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article shall not apply to any golf or country clubs or other such organized entities which own such carts and make them available to members of the public on a rental basis.

**Sec. \_\_\_\_\_. Condition of motorized carts.**

- (a) Every gasoline-powered motorized cart shall at all times be equipped with an exhaust system in good working order and in constant operation, meeting the following specifications:
  - (1) 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.
  - (2) The exhaust system in its own shall be securely fastened, including the consideration of missing or broken brackets or hangers.
  - (3) The engine and power mechanism of every gasoline-powered cart shall be so equipped, adjusted, and tuned, as to prevent the escape of excessive smoke or fumes.
- (b) It shall be unlawful for the owner of any motorized cart to operate or permit the operation of such cart on which any device controlling or abating atmospheric conditions, which is placed on the cart by the manufacturer, to render the device unserviceable by removal, alteration, or other interference with its operation.
- (c) All motorized carts shall be maintained in working order and kept in good condition and shall be subject to inspection by city officials at reasonable times and intervals.
- (d) All motorized carts shall be maintained in such conditions so that they are incapable of "backfiring", or otherwise operating so as to make loud noises; or create noise as a result of an operator's equipping the cart with a certain device.
- (e) In addition to the above requirements, all motorized carts operating lawfully within the city pursuant to this code section shall be equipped in compliance with O.C.G.A. § 40-6-330.1.

**Sec. \_\_\_\_\_. Operation regulations.**

- (a) All motorized cart operators shall abide by all traffic regulations applicable to vehicular traffic when using city streets and other areas accessible to such carts by the public in the city, including but not limited to uniform rules of the road contained in O.C.G.A. §§ 40-6-2 thru 40-6-395 and adopted in section 48-52 of this Code.
- (b) Motorized carts shall not be operated on sidewalks designated or customarily used by pedestrians at any time.
- (c) Motorized carts may be operated over those authorized city streets and in those areas accessible by the public only during daylight hours, unless such motorized carts are equipped with functional headlights, tail lights, and reflective tape that would make the motorized cart visible at night. No carts may be operated after 9:00 p.m.
- (d) Motorized carts shall only be permitted in designated areas, by schedule, which initial schedule of designated street areas is attached hereto as exhibit "A" to this section. This schedule, and any amendments thereto adding other areas where carts are permitted, shall be placed in the appropriate appendix of the Code of the City of Buchanan.

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- (e) No motorized carts shall be operated on private property without the owner's permission.
  - (f) All persons operating a motorized cart on city streets shall be required to possess a valid Georgia driver's license, as set forth in O.C.G.A. § 40-6-331(a).

**Sec. \_\_\_\_\_. Hazardous activities prohibited; special rules.**

- (a) No individual or group utilizing motorized carts shall engage in any dangerous, reckless, or hazardous activities on city streets or other areas accessible by the public for motorized carts. Such activities shall include, but not be limited to, racing in any form, except for special events approved by the city, blocking of any public access, except for special events approved by the city, and reckless or aggressive driving.
- (b) It shall be unlawful for anyone to consume or have in their possession any open container of alcoholic beverages while operating a motorized cart under this article.
- (c) All operators and passengers must remain seated at all times during the movement and/or operation of the motorized cart.
- (d) A warning or announcement shall be given by operators of motorized carts when approaching pedestrians from the rear. This warning or announcement may be verbal, but it is recommended that motorized operators equip their vehicles with a warning device such as a horn or bell.

**Sec. \_\_\_\_\_. Liability.**

Every person using motorized vehicles on city streets is liable for his or her own actions. Liability insurance coverage varies, and each person owning or operating a golf cart on city streets or in those areas accessible by the public should verify coverage. The city does not require mandatory liability coverage in order to operate motorized carts.

**Sec. \_\_\_\_\_. Penalties.**

Any person who violates the terms of this article shall be punished as provided in section 1-11 of this Code.

**Secs. \_\_\_\_\_. Reserved.”**

**Section 2:**

All laws and parts of law in conflict herewith are specifically repealed.

### Section 3:

All laws and parts of law in conflict herewith are specifically repealed. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this enactment are severable, and if any phrase, clause, sentence, paragraph or section hereof shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this enactment, since the same would have been enacted by the City Council without the incorporation herein of any such unconstitutional phrase, clause, sentence, paragraph or section.

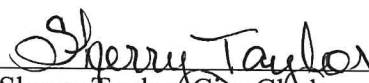
APPROVED AND ADOPTED by the Mayor and City Council of the City of Buchanan at a regular meeting, duly called and held on the 19<sup>th</sup> day of May, 2025. Council Members Steve Holcombe, Angie Hood, Sterling Moore, Ron Moser voting "Aye" and \_\_\_\_\_ voting "No".

CITY OF BUCHANAN

BY:

  
Al Scott, Mayor

ATTEST:

  
Sherry Taylor, City Clerk



## **Exhibit A**

### List of Roads Allowed-Golf Cart

- Westmoreland Lake Rd
- Westmoreland Lake Drive
- Macedonia Church Rd
- Evelyn S. Wade Blvd
- Mimosa Street
- Pine Street
- Jeffers Street
- Magnolia Street
- Dogwood Street
- Weaver Street
- Holly Street
- McClure Circle
- Carrollton Street
- Moore Street
- Park Heights Street
- Warehouse Street
- Warehouse Drive
- Dodson Street
- Young Street
- Alta Vista Street
- Weatherly Street
- Courthouse Drive
- Cluett Street
- Davenport Place
- Van Wert Street
- Tallapoosa Street
- Korea Street
- Wesley Camp Rd
- Williams Street
- Tinsley Avenue
- Second Avenue
- First Avenue
- Third Avenue

- West Head Avenue
- East Head Avenue
- Head Avenue
- Cemetery Circle
- Morgan Drive
- Depot Street
- Mosley Lane
- Griffith Street
- Maple Drive
- Highland Avenue
- College Circle
- Five Points Rd
- Head Avenue
- Church Street
- Courthouse Square
- Griffith Street
- Addie Jane Lane
- Verner Lane