

West Brownsville Borough

GOLF CART APPLICATION

Name of Applicant: _____

Address: _____

Phone: _____

Cell Phone: _____

Secondary Phone: _____

Email: _____

FOR INTERNAL USE:

Name of Officer: _____

LSV has passed inspection _____ (Officer Initials)

Signature of Officer: _____

This GOLF CART PERMIT is VALID FROM _____ to _____

Permit Number _____

Golf Cart Make _____ Golf Cart Year _____

Insurance Carrier _____ Policy Number _____

Effective Date of Insurance _____ End Date of Insurance _____

I have received a copy of this application: _____ (initials of applicant)

I have received a copy of the hold harmless: _____ (initials of applicant)

I have received my PERMIT and will display said permit, in plain view, on the LSV windshield:

_____ (initials of applicant)

Signature of applicant: _____ Date: _____

WEST BROWNSVILLE BOROUGH
GOLF CART HOLD HARMLESS AGREEMENT

The Undersigned assumes all risk inherent to Low Speed Vehicle (LSV) use and activities, including but not limited to bodily injury and physical harm to persons and/or pedestrians.

In consideration, therefore, for the LSV permit, valid within the confines of West Brownsville Borough, Pennsylvania, the Undersigned does hereby agree to hold harmless and indemnify the Borough of West Brownsville, in the state of Pennsylvania, and all of its employees, contractors, and elected officials, and further release them from any liability or responsibility for accident damage, injury, or illness to the Undersigned or to any physical property owned by the Undersigned or to any family member, guest, or rider accompanying the Undersigned on the LSV.

To the fullest extent permitted by law, the undersigned hereby agrees to defend, indemnify and hold harmless the Borough of West Brownsville, its officials, agents and employees, against injuries, deaths, loss, damages, claims, suits, liabilities, judgments, cost and expenses (including attorney's fees), which may in anyway accrue against the Borough of West Brownsville, its officials, agents and employees, arising in whole or in part or in consequence of riding as a driver or passenger in a golf cart provided in West Brownsville Borough.

The undersigned shall, at its own expense, appear, defend and pay all charges of attorneys and all costs and other expenses arising therefore or incurred in connections therewith, and, if any judgment shall be rendered against the Borough of West Brownsville, its officials, agents and employees, in any such action, the undersigned shall, at its own expense, satisfy and discharge the same.

The invalidity or unenforceability of any of the provisions hereof shall not affect the validity or enforceability of the remainder of this Agreement.

Agreed this _____ (date) day of _____ (month) , 20_____.

Name of Individual

Signature of Individual or Legal Guardian

BOROUGH OF WEST BROWNSVILLE WASHINGTON COUNTY, PENNSYLVANIA

LOW SPEED VEHICLE/GOLF CART ORDINANCE

ORDINANCE NO. 2021-350

A MOTORIZED CARTS ORDINANCE FOR INCLUSION TO THE BOROUGH OF WEST BROWNSVILLE CODE OF ORDINANCES.

ARTICLE I. PURPOSE AND INTENT

The purpose of this Ordinance is to protect, maintain, and enhance health, safety and general welfare of present and future citizens of the Borough.

It has come to the attention of Mayor and Council that the use of motorized carts on city streets creates a potential traffic hazard for other vehicular traffic as well as a danger to the occupants of motorized carts. Therefore, the intent of this Ordinance is to regulate the use of motorized carts within the borough limits.

ARTICLE II. DEFINITIONS

Motorized Carts Electric and gasoline – powered pleasure carts, commonly known as golf carts. These carts have not less than three (3) wheels and cannot be operated typically at more than twenty-five (25) miles per hour.

ARTICLE III. OPERATIONS & LIMITATIONS

Motorized Carts may be operated within the borough limits of West Brownsville by:

- A. Those persons who are 16 years of age and older and have a valid motor vehicle driver's license, or;
- B. Those persons who are 15 years of age, but not yet 16 years of age, if accompanied in the front seat by a person at least 18 years of age who holds a valid motor vehicle driver's license, or;
- C. No person under the age of 15 years of age who shall be permitted to operate a motorized cart on any public street within the borough limits of the Borough of West Brownsville.
- D. All operators the Motorized Carts shall abide by all traffic regulations applicable to vehicular traffic.
- E. Motorized Carts shall not be operated on sidewalks or in Borough parks other than in parking areas.
- F. Motorized Carts shall be operated during daylight hours only except if such carts are equipped with functional headlights and taillights.
- G. Motorized Carts may not traverse streets and highways under the jurisdiction of the Pennsylvania Department of Transportation. Motorized Carts may cross these streets to access other streets at street intersections only.

ARTICLE IV. OPERATIONS AND LIMITATIONS

Before and Motorized Cart may be operated within the borough limits of West Brownsville, the cart must be registered and receive a decal from the West Brownsville Borough Police signifying its registration. A person desiring to register a Motorized Cart shall schedule and appointment and bring documentation setting forth a description of said cart to the Police Department and complete and application for registration of said cart. Upon registration, an officer shall issue a decal to be applied to the rear of such cart so as to be plainly visible. There shall be a fee of Twenty-five (25) dollars for such registration. The decal, issued, shall be non-transferable from the cart for which it is issued. The registration shall be effective until such time as the Cart is sold. New owners must register a cart within ten (10) business days within change of ownership at a cost of ten (10) dollars. If the registration is not transferred within ten (10) business days, a twenty (20) dollar penalty will be applied in addition to the ten (10) dollar transfer charge.

Before any Motorized Cart may be operate within the Borough limits of West Brownsville, the cart must have affixed thereto an emblem set forth with those standards and specifications adopted for slow-moving vehicles by the American Society of Agricultural Engineers in December 1966, and contain within such Society's standard ASAE S276.1, or shall be an emblem of the same shape and size painted on such vehicle in bright and conspicuous retro-reflective red-orange paint. Such emblem shall be mounted on the rear of such vehicles, in the approximate horizontal geometric center of the vehicle, at a height of three (3) to five (5) feet above the roadway and shall be maintained at all times in a clean and reflective condition.

ARTICLE V. LIABILITY INSURANCE COVERAGE

Each person operating a Motorized Cart is liable for his or her own actions. Liability insurance coverage varies and each person operating a Motorized Cart should verify his or her coverage.

ARTICLE VI. EXCEPTIONS

1. Nothing in this ordinance shall apply to any self-propelled, two-wheeled vehicle.
2. Nothing in this Ordinance shall apply to motorized carts operated by the Borough of West Brownsville.

ARTICLE VII. ENFORCEMENT

The West Brownsville Borough Police Department, or any entity acting on behalf of the borough shall be charged with enforcement of this Ordinance.

ARTICLE VIII. VIOLATION AND PENALTIES

Any person violating any provision of this Ordinance shall be punished by a fine for the first offense of not less than twenty-five (25) dollars. For the second offence, Fifty (50) dollars. If a third offense is committed within one (1) year of conviction of a second offense, the minimum fine shall be one hundred (\$100.00) hundred dollars and the owner's registration shall be revoked. If a registration is revoked, the owner shall pay a re-registration fee of two hundred (\$200.00) dollars. The registered owner or family member cannot thereafter register a Motorized Cart for use in the Borough for a period of two (2) years following a third conviction.

ARTICLE IX. EFFECTIVE DATE

This ordinance shall become effective immediately upon the Borough of West Brownsville receiving supplies for registration of Carts, but no later than thirty (30) days from passage.

ARTICLE X. SEVERABILITY

The provision of this Ordinance shall be severable and if any of its provisions or other parts shall be held to be unconstitutional, illegal, unenforceable or otherwise invalid, such shall not affect the validity and enforceability of the remaining provisions and other parts of this Ordinance. Borough Council hereby declares its legislative intent to be that this Ordinance would have been adopted had such unconstitutional, illegal, unenforceable or otherwise invalid provisions or parts not been included herein.

ARTICLE XI. SAVINGS CLAUSE

The provisions of this Ordinance, or any other Ordinance or regulation in force prior to the enactment of this Ordinance, are intended as a continuation of those existing Ordinances and regulations and not as new enactments. The provisions of this Ordinance shall not affect any act done or liability incurred, nor shall they affect any suit of prosecution pending or to be instituted to enforce any existing or repealed Ordinance, regulation or parts thereof.

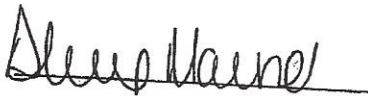
ARTICLE XXI. INCONSISTENT ORDINANCES REPEALED.

All Ordinances or parts of Ordinances of the Borough of West Brownsville are hereby repealed only to the extent the same are irreconcilably inconsistent herewith.

ARTICLE XIII. ENACTMENT.

ENACTED and ORDAINED this 9 day of March, 2021


Attest:


West Brownsville Secretary

Borough Of West Brownsville


Council President

EXAMINED and APPROVED By me this 9 day of March, 2021


West Brownsville Mayor