

AFFIDAVIT OF POSTING

ORDINANCE #215


STATE OF OREGON)
)
COUNTIES OF CLACKAMAS)
 AND WASHINGTON)
)
CITY OF WILSONVILLE)

I, the undersigned, City Recorder of the City of Wilsonville, State of Oregon, being first duly sworn on oath depose and say:

On the 12th day of May, 1982, I caused to be posted copies of the attached Ordinance #215, an ordinance providing for the operation of golf carts in the Charbonneau District of the City of Wilsonville, in the following four public and conspicuous places of the City, to wit:

- WILSONVILLE POST OFFICE
- WILSONVILLE CITY HALL
- LOWRIE'S FOOD MARKET
- KOPPER KITCHEN

The ordinance remained posted for more than five (5) consecutive days prior to the time for said public hearing on the 17th day of May, 1982.



DEANNA J. THOM, City Recorder

Subscribed and sworn to before
me this 20th day of May, 1982.



NOTARY PUBLIC, STATE OF OREGON

My commission expires: August 23, 1985

ORDINANCE NO. 215

AN ORDINANCE PROVIDING FOR THE OPERATION OF GOLF CARTS IN THE CHARBONNEAU DISTRICT OF THE CITY OF WILSONVILLE.

WHEREAS, THE City Council recognizes that the Charbonneau District is a Planned Unit Development under the Comprehensive Plan of the City of Wilsonville; and

WHEREAS, the Charbonneau District, as a Planned Unit Development, is developed around a golf course and meets the requirements of a "real estate development" as set forth in ORS 487.910;

WHEREAS, all highways within Charbonneau District are adjacent to the golf course; and

WHEREAS, the Council of the City of Wilsonville recognizes that the use of self propelled golf carts is a desirable and necessary factor to allow many of the residents of Charbonneau District to enjoy the recreational activities of the golf course located in Charbonneau District; and

WHEREAS, the Council of the City of Wilsonville recognizes that some use of highways, streets, and public ways in the control of the City of Wilsonville is necessary to the movement of golf carts as defined in ORS 487.910; and

WHEREAS, ORS 482.060 exempts from licensing any person who operates a golf cart as defined in ORS 487.910; and

WHEREAS, ORS 487.910 allows a local authority to permit the operation of golf carts on highways under its jurisdiction

located adjacent to a golf course, and between the golf course and the place where golf carts are parked or stored or located within or bounded by a real estate development if the combined operation of golf carts and regular vehicular traffic can be accomplished safely, and under rules and regulations prescribed for the combined operation of golf carts and regular vehicular traffic; and

WHEREAS, the Council of the City of Wilsonville finds that the combined operation of golf carts and regular vehicular traffic can be accomplished safely within the Charbonneau District;

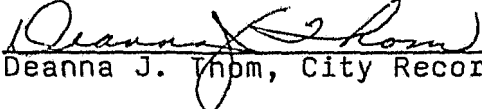
NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE WILSONVILLE CITY COUNCIL THAT:

1. Golf carts, as defined in ORS 487.910, be permitted to use all of the city highways, streets and public ways within the Charbonneau District of the City of Wilsonville during daylight hours, and if equipped with headlights and taillights during the nighttime hours, and, in addition, for the purpose of transportation to and from the golf course and the place where the golf cart or carts are parked, stored or located. No such permission is intended or implied for the use of any highway, street or public way other than those within the boundaries of the Charbonneau District. The operation of golf carts on French Prairie Road, except at designated crossings, is prohibited. The operation of golf carts on Eilers Road is expressly prohibited.
2. All golf carts shall at all times be operated in a prudent manner and shall obey the basic rules of traffic, including Statutes of the State of Oregon and Ordinances and Orders of the City of Wilsonville, excluding statutes referring to vehicle equipment and condition as stated in ORS Chapter 483 and ORS Chapter 487.

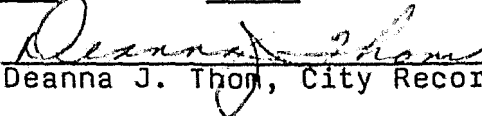
3. All golf carts shall keep well to the right in the regular traffic pattern as a slow moving vehicle. Slow moving vehicle emblems may be displayed.
4. Individual operators of golf carts shall assume the full and total responsibility for, and the risk associated with, the movement of such vehicles.
5. Appropriate signing giving notice of combined operation of golf carts and other vehicles on city highways, streets and public ways within the Charbonneau District be erected within thirty (30) days and that this Ordinance be effective thirty (30) days from the signing hereof.
6. Violation of any provision of this section is punishable by a fine not to exceed One Hundred Dollars (\$100.00).

The City of Wilsonville by this Ordinance, and the permission for operation of golf carts in designated areas assumes no responsibility fo the operation of such a vehicle, and shall be held harmless in any action arising from the operation of such golf carts on or off any highway, sreet or public way in the Charbonneau District.

Submitted to the Council and read the first time at a regular meeting thereof on the 3rd day of May, 1982, and scheduled for second reading at a regular meeting of the Council on the 17th day of May, 1982, commencing at the hour of 7:30 o'clock p.m., at the Wilsonville City Hall.


 Deanna J. Thom, City Recorder

ENACTED by the Council on the 17th day of May, 1982, by the following votes: YEAS 4 NAYS 0.


 Deanna J. Thom, City Recorder

DATED and signed by the Mayor this 19th day of May,
1982.

William G. Lowrie
William G. Lowrie, Mayor