

Memo

To: Village Board

Fr: Mark Roberts, Code and Safety Coordinator

Re: Neighborhood Electric Vehicle

Date: February 26, 2014

We have received a few calls from residents asking if they could operate their golf carts on the streets of Allouez, with them believing that an electric golf cart is the same as a Neighborhood Electric Vehicle (NEV). Our ordinance does not give a definition of what an NEV is so a change is suggested that would address this as well as include a sentence indicating that golf carts do not fall under a NEV definition.

The current ordinance has a paragraph that states NEV's are not allowed to operate on LeBrun Road until the City of De Pere adopts an ordinance for use of NEV's, which it has done. It is suggested the ordinance be updated to reflect this by removing the paragraph.

Village Board is asked to amend the ordinance allowing for changes to the NEV ordinance.

3.23 NEIGHBORHOOD ELECTRIC VEHICLES

~~1. Neighborhood electric vehicles. — (a) for the purposes of this ordinance, a neighborhood electric vehicle shall be defined as provided in Section 349.26, Wis. Stats. Notwithstanding anything to the contrary, a neighborhood electric vehicle may be operated upon the local roads of the Village of Allouez as provided by state law, as it may be amended, and the requirements of this section.~~

1. Neighborhood electric vehicle (NEV) means a self-propelled motor vehicle that has successfully completed the neighborhood electric vehicle America test program conducted by the Federal Department of Energy, and that conforms to the definition and requirements for low-speed vehicles as adopted in the federal motor vehicle safety standards for low-speed vehicles under 49 CFR 571.3(b) and 571.500 and which is authorized under Wis. Stats § 349.26. as amended time to time.

(a) Shall be four-wheeled and have a speed range of at least 20 miles per hour and not more than 35 miles per hour on a paved surface. NEV does not include an electric golf cart.

~~(a)~~(b) Neighborhood electric vehicles shall only be operated on public roads within the Village of Allouez by persons holding a valid operator's license issued by the Wisconsin Department of Transportation or similar agency of any other State of the United States of America.

~~(b)~~(c) Neighborhood electric vehicles shall only be operated on public roads within the Village of Allouez by persons who have obtained a current and valid permit on a form provided by the village from the Village of Allouez Directed Enforcement Officer II. The fee for the permit shall be \$50.00.

~~(c) Neighborhood electric vehicles shall not operate on any portion of LeBrun Road unless and until such time as the City of DePere adopts an ordinance authorizing the use of neighborhood electric vehicles or otherwise consents to their use on roads within its jurisdiction.~~

(d) Every operator of a neighborhood electric vehicle shall maintain financial responsibility on such low speed vehicle if the low speed vehicle is to be operated upon the roadways of this village in the form and amounts required by Wisconsin law for motor vehicles.

(e) Every person operating a neighborhood electric vehicle shall be granted the rights and shall be subject to all duties, fines and penalties applicable to the driver of a motor vehicle except as to the special regulations in this section and except as to those provisions which by their nature can have no application.

(f) The operator of a neighborhood electric vehicle shall observe and be subject to all traffic laws and local ordinances regarding the rules of the road.

(g) No person shall operate a neighborhood electric vehicle: (1) in any careless way as to endanger the person or property of another; or (2) while under the influence of alcohol or any controlled substance.

(h) Neighborhood electric vehicles shall not be operated on sidewalks, bike paths, or pedestrian walkways.

(i) Neighborhood electric vehicles shall not be parked on any sidewalk, bike path, or pedestrian walkway.

(j) Neighborhood electric vehicles shall abide by all Village of Allouez parking ordinances.