

## ORDINANCE NO. 1131

An Ordinance creating Section 8-49 to the City of Marshfield Wisconsin Municipal Code permitting and regulating operation of Neighborhood Electric Vehicles on city streets.

The Common Council of the City of Marshfield do hereby ordain as follows:

SECTION 1. Section 8-48 is hereby created to read as follows:

### **Sec. 8-48. Neighborhood Electric Vehicles**

1. "Neighborhood Electric Vehicles" (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 572.3(b) and 571.500. "NEV" does not include an electric golf cart.
2. NEV's shall be 4-wheeled and have a maximum speed range of at least 20 miles per hour and not more than 25 miles per hour on a paved surface and have a gross vehicle weight of less than 3,000 pounds.
3. Permitted Users. To use an NEV on City streets as set forth in (4) below, the individual must have a valid driver's license.
4. Permitted Use of NEV's on City Streets. A Permitted User may operate an NEV on the streets of the City of Marshfield having a posted speed limit of 35 miles per hour or less. Headlamps must be on during operation.
5. Operation of NEVs. The operation of NEV's shall in all respects comply with Section 8.01 – 8.110 of the City of Marshfield Municipal Code.
6. License. NEV's shall be licensed by the State of Wisconsin Department of Transportation and the license shall be issued to the owner of the vehicle.
7. Enforcement. Enforcement of this ordinance regulating the use of NEV's within the City shall be pursuant to Section 8-11 of the City of Marshfield Municipal Code.

SECTION 2. Savings Clause. If any provision of this Ordinance shall be less restrictive than applicable state statute or in conflict with such statutes, as they exist at passage hereof or as they may hereafter be amended, then, in such case, the state statute shall supersede the provision hereof to the extent applicable.

SECTION 3. Severability. If any provision of this Ordinance is found to be unconstitutional or otherwise contrary to law, then such provision shall be deemed void and severed from the Ordinance and the remainder of this Ordinance shall continue in full force and effect.

SECTION 4. This ordinance shall take effect and be in force from and after the day of its passage and publication as provided by law.

ADOPTED: \_\_\_\_\_

\_\_\_\_\_  
Chris L. Meyer, Mayor

APPROVED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

PUBLISHED: \_\_\_\_\_

Deb M. Hall, City Clerk