

ORDINANCE NO. 2008-3

AN ORDINANCE REGULATING THE USE OF NEIGHBORHOOD ELECTRIC VEHICLES IN THE VILLAGE OF POTTER, CALUMET COUNTY WISCONSIN

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

05 Wis. Act 329, s. 1 – Section 1.349.26 of the statutes is created to read:

05 Wis. Act 329, s. 1 – continued

349.26 Authority to allow the operation of neighborhood electric vehicles. (1) In this section, “neighborhood electric vehicle” 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. “Neighborhood electric vehicle” does not include a golf cart.

05 Wis. Act 329, s. 1 – continued

(2) The governing body of any Village, town, or city may by ordinance allow the use of a neighborhood electric vehicle on a roadway that has a speed limit of 35 miles per hour or less and over which the governing body has jurisdiction. A Village, town, or city that passes an ordinance under this section shall enter into an agreement with, or obtain the consent of, each governing body that shares jurisdiction over a roadway within the city, town, or village, to permit neighborhood electric vehicles to use or cross the roadway. An ordinance passed under this section may contain a provision for the city, town, or village to license neighborhood electric vehicles that are used within the city, town, or village limits.

2007-1b The Village of Potter will allow the use of a “neighborhood electric vehicle” within the Village limits of Potter under the following conditions only.

- (a) On a street which has a speed limit of 35 miles per hour or less. (Ref. by State Statute)
- (b) Vehicles that have not been modified from the original manufacturer’s condition
- (c) Vehicles are being operated by a licensed driver capable of properly controlling the vehicle and not simply under adult supervision.
- (d) Modifications to vehicles:

The only modifications allowed to any “neighborhood electric vehicle’ may be the replacement of (OEM) original manufacturer parts or the equivalent. However, the attachment of lights for night time use will be allowed.

“Neighborhood electric vehicle” 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 49 CFR 571.3 (b) and 571.500

(e) Neighborhood Electric vehicles are motor vehicles designed to operate on a street. They have all equipment necessary to be classified as a motor vehicle and as such may only be operated by license drivers under all conditions and requirements of standard motor vehicles. Exception: Neighborhood electric vehicles are not designed to operate upon an open highway where speeds are in excess of 35 MPH.

- (1) **Registration – These vehicles must be registered with the DOT per Wis. State statue 341.25(1)(b) and the Village of Potter must have an ordinance in place to operate them in the Village of Potter.**

