

**TOWN OF PITTSBORO**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PITTSBORO, INDIANA, REGULATING THE USE OF OFF ROAD VEHICLES ON STREETS WITHIN THE TOWN

**BE IT ORDAINED** by the Town of Pittsboro, Indiana, that:

**WHEREAS**, the Town Council of the Town of Pittsboro has jurisdiction on and over the designated streets, rights-of-way and easements granting rights-of-way within the Town; and

**WHEREAS**, consideration has been given to the use of off road vehicles on said streets and rights-of-way under certain conditions or restrictions.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PITTSBORO, HENDRICKS COUNTY, INDIANA:**

**DEFINITIONS**

1. As used in this section, **OFF ROAD VEHICLE** has the definition contained in IC 14-8-2-185. It means a motor driven vehicle capable of cross country travel:
  - a. Without benefit of a road or trail; and
  - b. On or immediately over land, water, snow, ice, marsh, swamp land or other natural terrain.
2. The term includes the following:
  - a. A multi-wheel drive or low pressure tire vehicle.
  - b. An amphibious machine.
  - c. A ground effect air cushion vehicle.
  - d. An all-terrain vehicle (as defined in IC 14-8-2-5.7).
  - e. A recreational off-highway vehicle (as defined in IC 14-8-2-223.5).
  - f. Other means of transportation deriving motive by a source other than muscle or wind.

3. The term does not include the following:

- a. Any vehicle including an off road vehicle being used for agricultural purposes.
- b. A vehicle being used for military or law enforcement purposes.
- c. A construction, mining or other industrial related vehicle used in the performance of the vehicle's common function.
- d. A snowmobile.
- e. A registered aircraft.
- f. Any other vehicle properly registered by the Bureau of Motor Vehicles.
- g. Any watercraft that is registered under Indiana statutes.
- h. A golf cart vehicle.
- i. Any vehicle including an off road vehicle that is being used by a person suffering from a handicap or disability, if the handicapped or disabled person is using the vehicle as a necessary means of transportation.

**BE IT THEREFORE ORDAINED** that an individual may operate an off road vehicle on a Town street or right-of-way if:


- a. The individual is at least eighteen (18) years old;
- b. The individual holds a valid driver's license and said driving privileges are not currently suspended by any State;
- c. The individual has proof of liability insurance in at least the minimum amount required by the State of Indiana;
- d. The off road vehicle is properly registered and displays any decals as required by Hendricks County Board of Commissioners Ordinance 2020-52 and state law; and
- e. The off road vehicle meets all equipment requirements under state law.
- f. In addition, an individual may operate an off road vehicle:

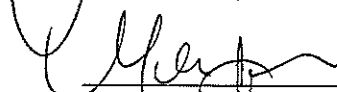
- (1) To cross a Town street or right-of-way at right angles for the purpose of getting from one area to another when the operation can be done safely.
  - (2) As authorized by a law enforcement officer on a Town street or right-of-way during emergencies.
  - (3) On a Town street or right-of-way for a special event if a pre-arranged schedule has been approved by the appropriate law enforcement agency.
- g. Any individual operating an off road vehicle on a Town street or right-of-way shall operate the vehicle at a reasonable and safe speed and obey all traffic rules of the State of Indiana, and the Town of Pittsboro.

**IT IS FURTHER ORDAINED** that this Ordinance shall become effective upon adoption.

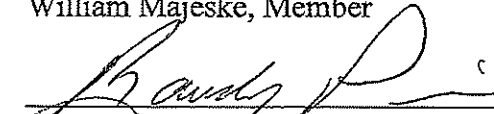
**SAID ORDINANCE IS HEREBY PASSED AND ADOPTED THIS** 20 Day of July, 2021, by the Town Council of the Town of Pittsboro, Indiana by a vote of 5 ayes and 0 nays.

**TOWN OF PITTSBORO TOWN COUNCIL**

  
Jarod Baker, President


  
Melodi Ingalls, Member

  
William Majeske, Member

  
Randy Price, Member

  
Jay Thompson, Member

**ATTESTED BY:**

  
Shari L. Ping, Clerk/Treasurer  
1651150