

**BOROUGH OF JESSUP**

**LACKAWANNA COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 3 of 2025**

**AN ORDINANCE OF THE BOROUGH OF JESSUP, LACKAWANNA COUNTY, PENNSYLVANIA, ADDRESSING THE USE MOTORIZED CARTS/GOLF CARTS**

The Borough of Jessup hereby enacts and ordains the following:

**ARTICLE I Purpose and Intent**

The purpose of this Ordinance is to protect, maintain, and enhance health, safety and general welfare of present and future citizens of the Borough of Jessup.

It has come to the attention of Council that the use of motorized carts on Borough streets creates a potential traffic hazard for other vehicular traffic as well as a danger to the occupants of motorized carts. Therefore, the intent of this Ordinance is to regulate the use of motorized carts within the Borough.

**ARTICLE II Definitions**

**Motorized Carts (Electric and/or Gasoline).** Powered pleasure carts, commonly known as golf carts. A self-propelled motor vehicle designed and manufactured for the transportation of persons or equipment for sporting, maintenance or recreational purposes. These carts have no less than three (3) wheels and cannot be operated typically more than twenty (20) miles per hour.

**ARTICLE III Operations and Limitations**

Motorized Carts may be operated within the Borough limits by :

1. Those persons who are 16 years of age or older and have a valid motor vehicle driver's license.
2. All operators of Motorized Carts shall abide by all traffic regulations applicable to vehicular traffic.
3. Motorized Carts shall not be operated on sidewalks or in Borough parks other than in parking areas.
4. Motorized Carts shall be operated during daylight hours only.
5. Motorized Carts may not traverse streets and highways under the jurisdiction of the Pennsylvania Department of Transportation. Motorized Carts may cross these streets to access other streets at street intersections only.
6. Before any Motorized Cart may be operated within the Borough limits, the cart must be registered with the Borough of Jessup Police Department. A person desiring to register a Motorized Cart shall schedule an appointment and bring documentation setting forth a description of the cart to the Borough of Jessup Police Department and complete an application for registration of

said cart. There shall be a \$ 20.00 fee for such registration to cover the administrative costs. The registration shall be effective until such time as the cart is sold. New owners must register a cart within ten (10) business days of the change of ownership. Registration information shall be carried by the person operating the Motorized Cart.

#### **ARTICLE IV Liability Insurance Coverage**

Each person operating a Motorized Cart is liable for his or her own actions. Liability insurance coverage varies and each person operating a Motorized Cart should verify his or her coverage.

#### **ARTICLE V Exceptions**

Nothing in this Ordinance shall apply to:

1. Any self-propelled, two-wheeled vehicle; or
2. Motorized Carts operated by the Borough of Jessup; Hose Company No. 1; and/or Jessup Hose Company No. 2 and Ambulance Association.

#### **ARTICLE VI Enforcement**

The Borough of Jessup, or any entity acting on behalf of the Borough shall be charged with enforcement of this Ordinance.

#### **ARTICLE VII Violations and Penalties**

Any person violating any provision of this Ordinance shall be punished by a fine for the first offense of not less than twenty-five dollars (\$ 25.00). For the second offense, fifty dollars (\$ 50.00). If a third offense is committed within one (1) year of conviction of a second offense, the minimum fine shall be one hundred dollars (\$ 100.00) and the owner's registration shall be revoked. An owner whose registration is revoked may re-register within one (1) year of the date of last offense.

#### **ARTICLE VIII Severability**

The provisions of this Ordinance shall be severable and if any of the provisions or other parts shall be held to be unconstitutional, illegal, unenforceable or otherwise invalid, such shall not affect the validity and enforceability of the remaining provisions and other parts of this Ordinance.

#### **ARTICLE IX Savings Clause**

The provisions of this Ordinance, or any other Ordinance or regulation in force prior to the enactment of this Ordinance, are intended as a continuation of those existing Ordinances and regulations and not as new enactments. The provisions of this Ordinance shall not affect any act

done or liability incurred, not shall they affect any suit of prosecution pending or to be instituted to enforce any existing or repealed Ordinance, regulations or parts thereof.

**ARTICLE X Inconsistent Ordinances Repealed**

All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency. In the event that any provision, section, sentence, clause of part of this Ordinance shall be held to be invalid, such invalidity shall not effect of impair any remaining provision, section, sentence, clause or part of this Ordinance. It is the intent of this Borough that such remainder shall be and shall remain in full force and effect.

**ARTICLE XI Effective Date**

This Ordinance shall be effective thirty (30) days from the date of passage.

ENACTED AND ORDAINED this 6<sup>th</sup> day of August, 2025.

Borough Council:

By: Roberta Galati  
Roberta Galati,  
Council President

Attest:

Coleen Watt  
Coleen Watt, Borough Secretary

Joseph J. Buckshon  
Joseph Buckshon,  
Mayor

**CERTIFICATE**

I, the undersigned, Secretary of the Borough of Jessup, Lackawanna County, Pennsylvania (the "Borough") certify that: the foregoing is a true and correct copy of an Ordinance that was duly enacted by the Borough Council of the Borough, in accordance with law, at a meeting duly held on August 16, 2025, at which meeting a quorum was present; this Ordinance has been certified and recorded by me, as Secretary of the Borough, in the book provided for the purpose of such recording; this Ordinance, upon enactment, was assigned Ordinance No. ~~3-2025~~; presently, the total number of members of the Borough Council of the Borough is 7; the vote of the members of the Borough Council of the Borough, upon enactment of this Ordinance, the yeas and nays having been called, was duly recorded by me as Secretary as follows:

Roberta Galati, President	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Jerry Crinella, Vice President	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Gregg Betti	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Joseph Melado	Yea <input type="checkbox"/>	Nay <input type="checkbox"/>
Thomas Fiorelli	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Curt Camoni	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Jeffrey Castellani	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

This Ordinance has been advertised as required by law, in a proper newspaper of general circulation in the Borough; and this Ordinance has not been amended, altered, or repealed as of the date of this Certificate.

I further certify that the Borough Council of the Borough met the advance notice and public comment requirements of the Sunshine Act, 65 Pa. C.S. Ch. 7, by advertising the time and place of the meeting, by posting prominently a notice of the meeting at the principal office of the Borough or at the public building in which the meeting was held, and by providing a reasonable opportunity for public comment at such meeting, all in accordance with such Act.

IN WITNESS WHEREOF, I set my hand and official seal of the Borough, this 16<sup>th</sup> day of August, 2025.

Blennewatt  
Secretary

(SEAL)