



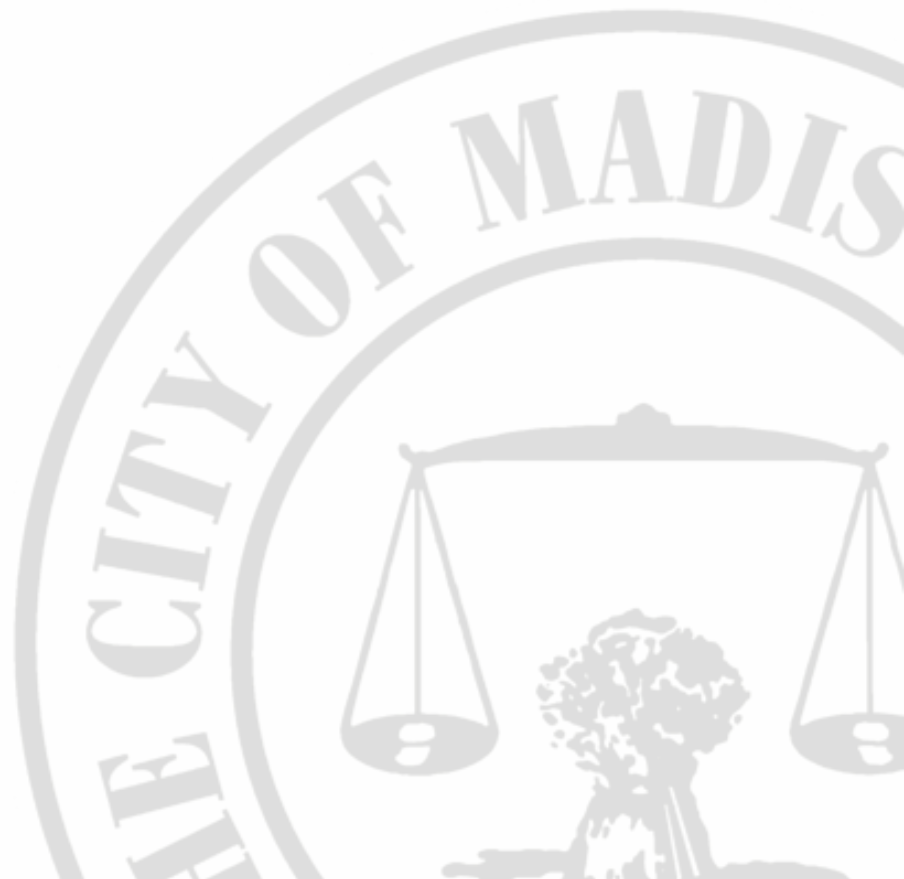
City Council Agenda

MEETING DATE: Tuesday, April 22, 2025, at 5:30 PM

MEETING PLACE: City Hall, 101 W. Main Street, Madison, IN 47250

- A. Lord's Prayer/Pledge of Allegiance
- B. Calling of roll & notice of absentees
- C. Reading, approving, correcting, or disposing of minutes from prior meeting
- D. Presentation of petitions, memorials, remonstrance's, introduction of motions and guests
 - Proclamation for National Travel and Tourism Week May 4-10, 2025
 - Swearing In of new MPD Officers:
 - Charles Alton, Coley Arvin, Jeremiah Douglas, Nathen Hobbs
- E. Resolution or Bills
 - Resolution 2025-5C: Supporting 2025 Flood Recovery Efforts
(Provides free removal of solid waste and debris for those impacted by the flood.)
 - Resolution 2025-6C: Park NRO Balance Correction
(Transfers amounts between positive/negative park funds.)
- F. Reports, recommendations, other business from standing/select committees of the city council
- G. Reports of city officials
 - Economic Development Associate Director: Emily McKinney: Riverfront Liquor License Renewals
 - Red on Main
 - Rivertown Grill
 - Ohio Theatre
 - Red Bicycle Hall
- H. Bills on second reading
 - Ordinance 2025-5: Repeal & Replace Section 70.04 Code Regarding Golf Cart Regulations:
Sponsor: Schafer: Tabled 4/8/25.
(Updates ordinance to add clarity to definitions and where golf carts, LSV's and ORV's are allowed. A replacement ordinance has been included to reflect proposed amendments as recommended by Special Projects Committee.)
- I. Miscellaneous
- J. Public comments (per sign-up sheet)
- K. Mayor's comments
- L. Next Council Meeting: Tuesday May 6, 2024, at 5:30 PM @ City Hall Council Chambers
- M. Motion to adjourn.

City of Madison acknowledges its responsibility to comply with the Americans with Disabilities Act of 1990. To assist individuals with disabilities who require special services (i.e. sign interpretative services, alternative audio/visual devices, etc.) for participation in or access to County sponsored public programs, services and/or meetings, the City requests that individuals make requests for these services forty-eight (48) hours ahead of the scheduled program, service and/or meeting. To plan, contact ADA Coordinator at 812-265-8300.





MADISON *Indiana*

Common Council Minutes

MEETING DATE: Tuesday, April 8, 2025, at 5:30 PM

MEETING PLACE: City Hall, 101 W. Main Street, Madison, IN 47250

The Common Council of the City of Madison, Indiana, met in regular session at 5:30 P.M. at City Hall, 101 W. Main Street, Madison, IN 47250.

Mayor Bob Courtney opened the meeting with the Lord's Prayer, followed by the Pledge of Allegiance to the Flag.

Present: Thevenow, Krebs, Dattilo, Storm, Wilber, and Bartlett were present. Schafer attended the meeting via Microsoft Teams conference call (7-0).

Minutes: Bartlett moved to approve the March 18, 2025, regular meeting minutes, seconded by Thevenow. All in favor, motion carried (7-0).

Presentation of petitions, memorials, remonstrances, introduction of motion & guests: None.

Resolutions or bills: Resolution 2025-3C: Supporting Targeted Property Tax Relief (Sp. C. Krebs): *In response to SB1 proposing major property tax reform that will harm municipalities.* The proposed resolution expresses the City of Madison's opposition to state legislation that would significantly reduce municipal property tax and business personal property tax revenues, citing a projected \$4.5 million loss over three years. The resolution highlights the essential role property taxes play in funding critical services and urges the Indiana General Assembly to reject any tax changes without a full, equitable replacement funding source. It supports targeted tax relief for vulnerable populations while advocating for the financial stability of municipalities. **Motion:** Bartlett moved to approve Resolution 2025-3C, seconded by Krebs. **Roll Call Vote:** Thevenow – Y, Krebs – Y, Dattilo – Y, Schafer – Y, Storm – Y, Bartlett – Y, Wilber – Y. All in favor, resolution passes (7-0).

Resolution 2025-4C: Rename Madison Municipal Airport to Regional Airport (Sp. J. Bartlett): *Recognizes airport's expansion and expanded role for our regional aviation needs.* The proposed resolution authorizes the official name change of Madison Municipal Airport to Madison Regional Airport, reflecting its expanded role in regional economic development and aviation services. It also directs the Airport Manager to coordinate with relevant agencies and update all materials to reflect the new name. **Motion:** Krebs moved to approve Resolution 2025-4C, seconded by Thevenow. **Roll Call Vote:** Thevenow – Y, Krebs – Y, Dattilo – Y, Schafer – Y, Storm – Y, Bartlett – Y, Wilber – Y. All in favor, resolution passes (7-0).

Reports, recommendations, and other business from standing/select committees of City Council: None.

Report of city officials: Director of Streets, Facilities, & Solid Waste – Chris Hale: The TSO recently underwent its semiannual inspection, which resulted in no major findings. However, there was a noted opportunity for improvement in documentation procedures for backup workers. This aspect is already being addressed as part of an ongoing process update. Chad, the IDEM Inspector, expressed his appreciation for the quality of the facility and offered to bring colleagues from the main Indianapolis office to tour the TSO, highlighting it as one of the better facilities he inspects. The compost yard inspection took place at the end of 2024, with no issues reported. Plans for remodeling and upgrades to the TSO, in collaboration with JTL, have been finalized. Improvements will include structural enhancements, new fencing, concrete work, and paving. Advertisements for project bids will be published

soon. The switch to tipper trucks has had a clear positive impact on safety, with no Workers' Compensation claims related to trash pickup reported since their implementation. The river is cresting after recent flooding caused by the weather. Vaughn Drive and the side streets were barricaded off as a safety precaution. The emergency declaration was declared early so affected residents would have time to evacuate. The city is now preparing for flood clean-up once the water recedes next week.

Mayor – Bob Courtney: Recommendation to HDBR: Chris Cody: Mayor Courtney nominated Chris Cody for the Historic District Board of Review vacant seat. **Motion:** Bartlett moved to approve the Mayor's HDBR vacant seat nomination, seconded by Thevenow. All in favor, motion carried (7-0).

Bills on second reading: Resolutions or bills: Ordinance 2025-4: Vacant and Abandoned Structures: *Establishes a registration and maintenance standard for vacant and abandoned structures.* **Motion:** Thevenow moved that on page 7, section G, the word "non-masonry" be included at the beginning of the sentence "Exterior surfaces shall be protected from the elements and decay by painting or other protective covering or treatment," and remove the sentence, "Peeling, flaking, fading, and chipped paint shall be eliminated and surfaces repainted," seconded by Storm.

Both Councilman Schafer and Mayor Courtney recommended not including the non-masonry language mentioned in the proposed amendment. Mayor Courtney also recommended leaving the last sentence in section G as is, but add, "Unpainted masonry elements may remain unpainted unless they are deteriorated or no longer weatherproofing," and leave the sentence "Peeling, flaking, fading, and chipped paint shall be eliminated and surfaces repainted unless it is waived by the hearing authority."

Motion: Thevenow moved to amend his amendment that on page 7, section G, the word "non-masonry" be included at the beginning of the sentence "Exterior surfaces shall be protected from the elements and decay by painting or other protective covering or treatment," and leave the sentence but change it to read, "Peeling, flaking, fading, and chipped paint shall be eliminated and surfaces repainted except in the case of historic masonry materials," seconded by Schafer.

Mayor Courtney recommended that the council deny the amendment. Councilwoman Dattilo shared her concern that the amendment may encourage further deferment. Councilman Wilber noted that it raises several questions regarding the distinction between masonry and non-masonry structures, and he expressed concern that it could create confusion for both the council and the individuals it would impact.

Thevenow withdrew the amendment.

Motion: Thevenow moved that on page 7, section G, the word "non-masonry" be included at the beginning of the sentence "Exterior surfaces shall be protected from the elements and decay by painting or other protective covering or treatment," seconded by Storm. **Roll Call Vote:** Thevenow – Y, Krebs – N, Dattilo – N, Schafer – Y, Storm – N, Bartlett – N, Wilber – N. Majority opposed, amendment fails (2-5).

Debbie Beemon, of Walnut Street, expressed her view that the paint amendments are a minor concern and urged the council to move the ordinance forward to address the dilapidated structures in the area. Bryan Shaw, the City Building Inspector, informed the council that owners of affected brick structures would not be directed on specific actions by the city. Instead, they would present their own plans to the city. Champ Clausen, 722 West Third Street, expressed his opinion that it would not be fair if there were to be an exclusion in the ordinance for masonry housing. Champ would like to see the council vote in the affirmative for Ordinance 2025-4. Mike Pittman, 420 Elm Street, presented a photo to the council of the home he lives in currently. Mike agreed with Champ Clausen that masonry homes cannot be excluded, and it is a maintenance issue, not a brick issue.

Motion: Thevenow moved that page 9, section 7, a quarterly report shall also be presented to the council, and add a sentence where appropriate that "all notices be sent to property owners under this ordinance shall be mailed by certified mail," seconded by Bartlett.

Thevenow withdrew his motion after Councilwoman Krebs suggested he split the motion into two motions, otherwise, she would vote no.

Motion: Thevenow moved that page 9, section 7, a quarterly report shall also be presented to the council, seconded by Krebs. **Roll Call Vote:** Thevenow – Y, Krebs – Y, Dattilo – Y, Schafer – Y, Storm – Y, Bartlett – Y, Wilber – Y. All in favor, motion passes (7-0).

Motion: Thevenow moved to add a sentence on page 5, where appropriate, that “all notices be sent to property owners under this ordinance shall be mailed by certified mail.” Motion dies for lack of a second.

Chris Cody, Chair of the Madison Main Street Program's Small Business Support Committee, who frequently hears concerns from Main Street business owners about vacant and abandoned buildings, praised the Mayor and City Council for taking meaningful steps to address the issue with this ordinance.

Bills on second reading: Resolutions or bills: Ordinance 2025-4: Vacant and Abandoned Structures: *Establishes a registration and maintenance standard for vacant and abandoned structures.* **Roll Call Vote:** Thevenow – N, Krebs – Y, Dattilo – Y, Schafer – Y, Storm – Y, Bartlett – Y, Wilber – Y. Majority rules, ordinance passes (6-1).

Ordinance 2025-5: Repeal and Replace Section 70.04 Code Regarding Golf Cart Regulations: *Updates ordinance to clarify definitions and where golf carts, LSVs, and ORVs are allowed.* **Motion:** Krebs moved to table the ordinance, seconded by Wilber. **Roll Call Vote:** Thevenow – N, Krebs – Y, Dattilo – Y, Schafer – Y, Storm – Y, Bartlett – Y, Wilber – Y. Majority rules, motion passes (6-1).

Karen Skillman, 1505 Michigan Road, requested that the council share with the public what the proposed amendments are. The council shared the proposed amendments.

Miscellaneous: None.

Public comment (per sign-up sheet): Sandy Palmer, 105 East Third Street, thanked the council for the discussion over the ordinances tonight. Brenda Bentz, 2970 N 533 W, had questions and concerns regarding solar, previously postponed applications, and the 2-mile buffer zone.

Mayor's comments: Thank you to everyone who has been out responding to the last five days of severe weather. Disaster assessments and recovery modes will take place soon.

The next regular meeting will be Tuesday, April 22, 2025, @ 5:30 pm.

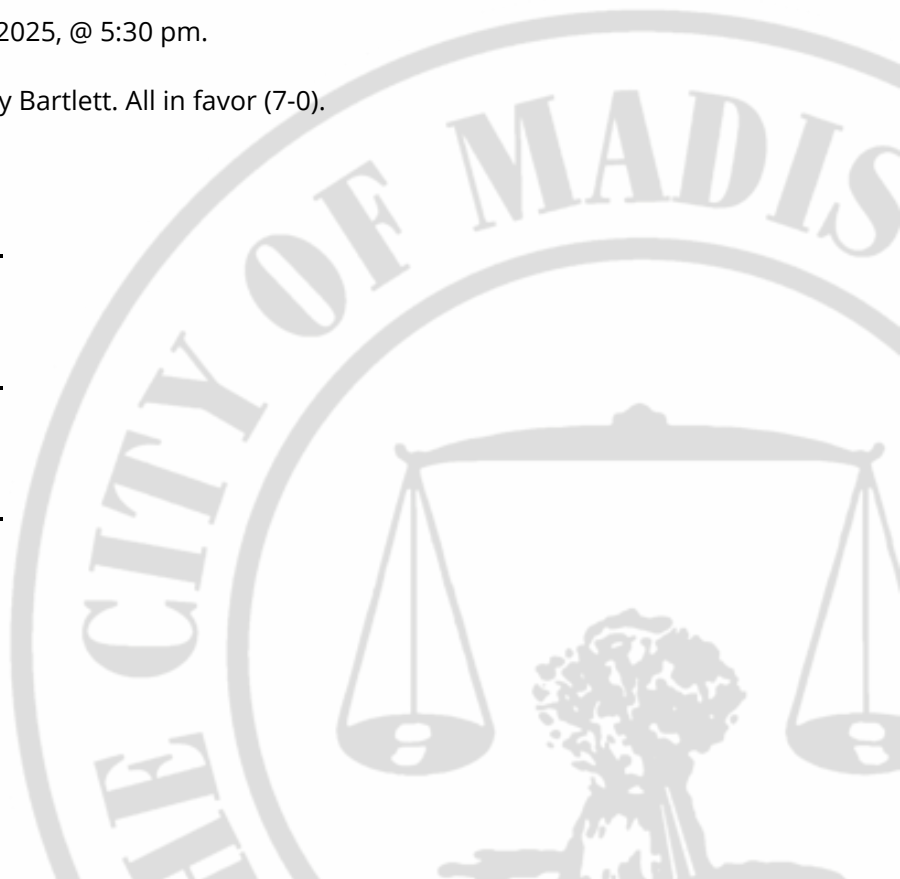
Adjourn: Thevenow moved to adjourn, seconded by Bartlett. All in favor (7-0).

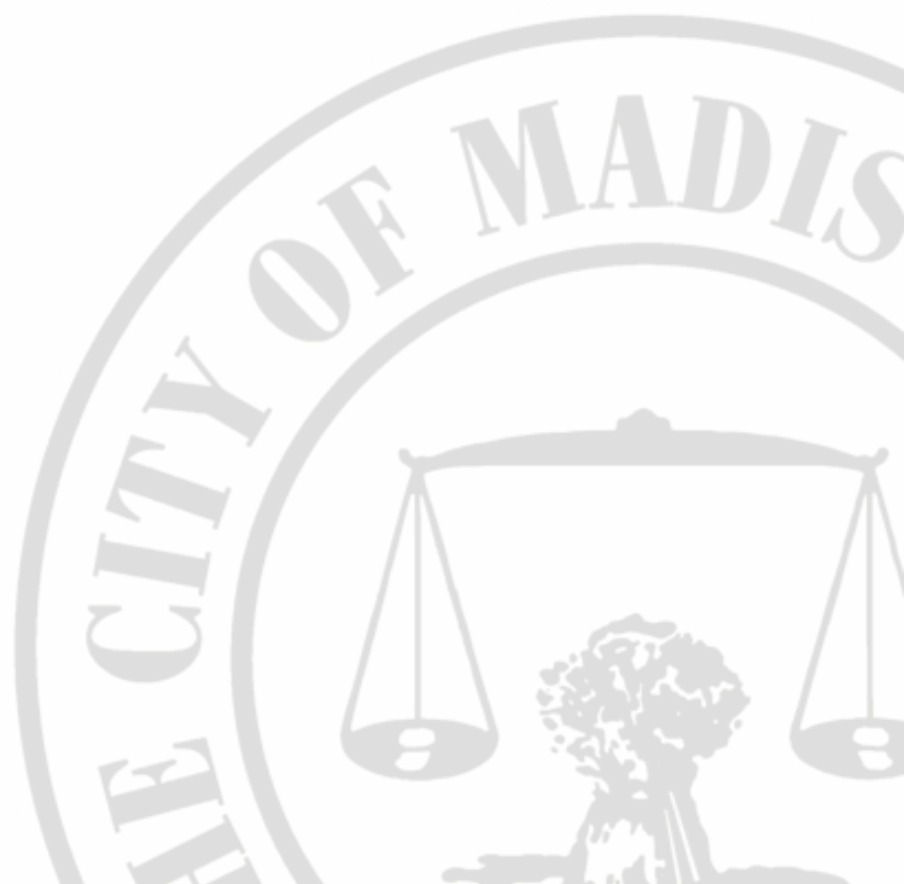
Attested:

Mayor

President Pro Tempore

Shirley Rynearson, Clerk-Treasurer







National Travel and Tourism Week 2025 Proclamation

WHEREAS the travel industry is essential to the success of every industry and will continue to be a critical part of Madison & Jefferson County, Indiana's economy, development, and workforce.

WHEREAS travel is an economic powerhouse for every state and destination across the country, with an economic output of \$2.9 trillion, supporting 15 million American jobs. One in every 11 U.S. jobs depend on travel, making it a critical driver of our economy and a force for connection and opportunity.

WHEREAS travel spending supports our clean, safe, and beautiful communities of Madison and Jefferson County by generating \$6.9 million in state and local taxes to support essential services, such as education, emergency response, public safety and more.

WHEREAS travel enables success for all industries—including manufacturing, agriculture, defense, healthcare and more—by driving sales growth, innovation, education, and operations that power our economy, our nation, and Jefferson County.

WHEREAS 46 cents of every tourism dollar spent in Jefferson County stays local.

WHEREAS tourism supports more than 691 jobs with over \$16.3 million in total wages in Jefferson County.

WHEREAS tourism brings over 300,000 unique visitors that make over 1.8 million total visits per year to enjoy Madison's architecture, natural beauty, exciting festivals, unique shopping and dining, and unmatched hospitality.

WHEREAS overnight trips to the community have increased 22% since 2019, resulting in over 170,000 visits supporting lodging, restaurant, retail, and service industry businesses.

WHEREAS America's travel industry cannot be globally competitive without maximizing growth in leisure, business, and international inbound travelers; increasing travel to and within the United States drives our economy to a more prosperous future and connects America.

WHEREAS travel is an essential industry, and we must continue to communicate that growing travel leads to economic growth, benefits businesses, fosters mutual understanding, and connects the nation.

Therefore, I, *Mayor Bob G. Courtney*, do hereby proclaim May 4-10, 2025 as National Travel and Tourism Week in Madison & Jefferson County, Indiana, and urge our citizens to join me in recognizing the essential role this industry plays in Madison, Jefferson County, and Indiana.

Bob G. Courtney

Mayor of Madison, Indiana

RESOLUTION NO. 2025-5C

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MADISON, INDIANA, SUPPORTING 2025 FLOOD RECOVERY EFFORTS

WHEREAS, the City of Madison recognizes that beginning Friday, April 4, 2025, the City of Madison, Indiana had a significant rain event and severe flooding of along the Ohio River that negatively impacted certain properties in the City of Madison; and

WHEREAS, the City of Madison Mayor and Common Council continues to support flood recovery efforts by those negatively impacted; and

WHEREAS, the City of Madison Mayor and Common Council desires to support the flood recovery with the following measures:

- Solid waste and debris removal related to the flood will be free of charge to those in the affected area along the Ohio River within the City of Madison. This includes fees at the Transfer Station.
- All those who reside and/or operate a business in the affected area will not be charged a building permit fee but are still required to obtain one, if required.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MADISON, INDIANA, that:

Section 1. The Common Council hereby adopts the above listed efforts to support flood recovery in the City of Madison, Indiana.

Section 2. This resolution shall take effect April 22, 2025. All provisions shall be made effective retroactively to April 11, 2025.

The foregoing ordinance was adopted by the Common Council, City of Madison, Indiana at a regular meeting held on the 22nd day of April 2025.

PRESENTED BY:

Councilman

Bob G. Courtney, Mayor

(SEAL)

ATTEST:

Shirley Ryneerson, Clerk-Treasurer

Resolution # 2025-6C

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MADISON, INDIANA

TRANSFERRING CERTAIN APPROPRIATIONS AND REVENUE BETWEEN DIFFERENT FUNDS.

WHEREAS, per IC 6-1.1-18-6 a transfer of money from one budget classification to another; a transfer is necessary to clear out negative balances from the fiscal year 2024. This transfer does not increase the 2024 Budget nor the 2025 budget.

NOW, Therefore, be it resolved BY the Common Council of the City of Madison, Indiana that the following certain funds are transferred:

From Appropriation Name:	Appropriation #:	To Revenue Name:	Revenue #:	Amount:
Crystal Beach Grant Match	2258-110-600	Park NRO Other Revenue	2211-975	\$85,000.79
From Appropriation Name:	Appropriation #:	To Revenue Name:	Revenue #:	Amount:
Park & Rec General Fund	2204-020-600	Park NRO Other Revenue	2211-975	\$36,451.83
TOTAL OF TRANSFERS				\$121,452.62

The above entries will resolve the 2024-year end negative balance of **\$121,452.62**, in the **Park NRO Fund #2211** while not increasing any appropriations for the 2024 Budget or the 2025 Budget.

The foregoing Resolution was passed and adopted by the Common Council, City of Madison, Indiana
On the 22nd day of April, 2025.

PRESENTED BY:

Councilman

Bob G. Courtney, Mayor

(SEAL)

ATTEST:

Shirley Rynearson, Clerk-Treasurer

[Pre-1975 Property Tax Recodification Citation: 6-1-1-24 part.]

Formerly: Acts 1975, P.L.47, SEC.1. As amended by Acts 1981, P.L.46, SEC.2; P.L.69-1983, SEC.5; P.L.57-1991, SEC.1; P.L.17-1995, SEC.4; P.L.90-2002, SEC.161; P.L.137-2012, SEC.29; P.L.184-2015, SEC.9; P.L.184-2016, SEC.13; P.L.252-2019, SEC.3; P.L.257-2019, SEC.49; P.L.156-2020, SEC.19; P.L.159-2020, SEC.27; P.L.38-2021, SEC.30; P.L.156-2024, SEC.14.

IC 6-1.1-18-6 Transfer of money from one budget classification to another

Sec. 6. (a) The proper officers of a political subdivision may transfer money from one major budget classification to another within a department or office if:

- (1) they determine that the transfer is necessary;
- (2) the transfer does not require the expenditure of more money than the total amount set out in the budget as finally determined under this article; and
- (3) the transfer is made at a regular public meeting and by proper ordinance or resolution.

(b) A transfer may be made under this section without notice and without the approval of the department of local government finance.

[Pre-1975 Property Tax Recodification Citation: 6-1-1-24 part.]

Formerly: Acts 1975, P.L.47, SEC.1. As amended by P.L.57-1991, SEC.2; P.L.90-2002, SEC.162; P.L.173-2003, SEC.7 and P.L.256-2003, SEC.16.



MADISON

Indiana

Riverfront Liquor License Renewal Application

Obtaining a Liquor License within the Downtown Madison Riverfront Redevelopment District

Please turn in completed Renewal Application including \$1,000
Renewal Fee to: The Economic Development Department
City Hall, 101 West Main Street

Information Type: (Check All That Apply)

- ☒ Applicant
- ☒ Property Owner
- ☐ Tenant

Application Type: (Check the one that you previously checked on the initial application)

- ☒ Restaurant
- ☐ Cultural Experience Venue

Primary Owner Contact and Proof of Ownership (Please Attach)
(State of Indiana – Secretary of State Request)

Name: Lori / John Heitz (RPD Properties)

Address: 902 Michigan Rd

Phone No.: (812) 701-6017 Fax No.: _____

E-mail Address: redpeppercater@gmail.com

Business Classification (S Corp, LLC, Etc.): (Please Attach Proof)

S

Other Owners/Percentages (If applicable)

John Heitz

50%

Lori Heitz

50%

Economic Development Office

FOR OFFICE USE ONLY

3/24/25

Date Received

Reviewed by

Date of Review

Council Approved

Condition of Eligibility Letter
Sent Date

Notes:

Phone (812) 274-0461
FAX (812) 265-3349
101 West Main

Business/Property Information:

Business Name: Red on Main

Address: 122 East Main St

Property Parcel ID Number: 391302214-068-000-007 (Can be found online or through the planning office)

Beer Wine & Liquor-River & Lake License Number: RK3935825

Madison Riverfront District Liquor License Permit Renewal Checklist:

1. Updated business statement for the coming year and how the business will continue to contribute to the cultural fabric and quality of life of Madison and the tourism industry (hours of operation, menus, improvements, etc.) **(Please Attach)**

- a. Number of jobs and nature of jobs added to the community in the past year

See attached

- b. Demonstrated efforts of collaboration in the market and support of the broader Riverfront District

See attached

2. A one-year (calendar year from renewal) Point of Sale Report of the business that shows revenue from food and alcohol sales separately **(Please Attach)**

3. Dates of operation for the past year

~~3/1/24~~ 3/1/24 - 3/1/25

CONDITION OF ELIGIBILITY

All Madison Riverfront District Renewal Permit applications will be under review by the Economic Development Department, the Mayor, and City Council of the City of Madison.

If the renewal application is approved the Mayor will give the applicant a signed letter to that effect.

The applicant is responsible for contacting the City Planner, City Building Inspector and/or the City Zoning Board, to mutually identify any information, that is not applicable, needed for following City Ordinances and Permit Process. The applicant is required to provide any other information requested by the City of Madison, and the Economic Development Department, to demonstrate compliance, with the requirements of the Riverfront District Permit.


Restaurants receiving one, two, or three-way licenses, within the District, will be required to sell a minimum of \$200,000 in gross food sales, for the first two years, and \$275,000 for the third year and beyond. The restaurant must be open a minimum of 240 days per year.

Cultural experience venues receiving one, two or three-way licenses within the District will be required to have a minimum performance capacity of 125 people and must adhere to the state minimum of food requirement under, 905 IAC 1-20-1, under the authority of IC 7.1-3-20-9.

As part of the yearly license renewal, applicants will have to demonstrate that these requirements have been met at the location for which the license has been granted, in addition to the requirements of the City of Madison application process.

Permits are not transferable, not portable within or without the district and any renewals are subject to compliance, with the terms of these local rules, and any agreement negotiated with the City of Madison. The permits shall not be pledged as collateral, or subject to any lien, judgment, property settlement agreement, or third-party claim.


The information included, in and with, this application, is completely true and correct to the best of my knowledge and belief.



(Applicant's Signature)

3/22/25
(Date)

Property Owner's Signature (the "owner" does not include tenants or contract buyers): I authorize the filing of this renewal application and will allow the City to enter this property for purpose of analyzing this request.



(Owner's Signature)

3/22/25
(Date)



(Owner's Signature)

3/22/25
(Date)

4. Proof of insurance. **(Please Attach)**
 - a. Business Liability
5. Submit a copy of existing State Lakefront Liquor License **(Please Attach)**
6. Submit one hard copy including a \$1,000 renewal application fee

BUSINESS INFORMATION
DIEGO MORALES
INDIANA SECRETARY OF STATE
03/21/2025 08:15 PM

Business Details

Business Name: **THE RED PEPPER, INC.** Business ID: **2001042400817**
Entity Type: **Domestic For-Profit Corporation** Business Status: **Active**
Creation Date: **04/24/2001** Inactive Date:
Principal Office Address: **902 WEST MAIN ST, MADISON, IN, 47250, USA** Expiration Date: **Perpetual**
Jurisdiction of Formation: **Indiana** Business Entity Report Due Date: **04/30/2027**
Years Due:

Governing Person Information

Title	Name	Address
President	JOHN HEITZ	902 WEST MAIN ST, MADISON, IN, 47250, USA
Secretary	LORI S HEITZ	902 WEST MAIN ST, MADISON, IN, 47250, USA
CEO	John andrew heitz	902 West Main St, Madison, IN, 47250, USA

Incorporators Information

Name	Title	Address
LORI HEITZ	Incorporator	902 WEST MAIN ST, MADISON, IN, 47250, USA
JOHN HEITZ	Incorporator	902 WEST MAIN ST, MADISON, IN, 47250, USA

Registered Agent Information

Type: **Individual**
Name: **JOHN HEITZ**
Address: **902 WEST MAIN ST, MADISON, IN, 47250, USA**

Red on Main renewal

1. We have full dinner menu with chef inspired specials daily.
2. We have 10 waitstaff/bartenders and 8 kitchen employees
3. The owners are in the restaurant daily and work closely with all employees
4. We have added on to the entire back of the restaurant and made another dining room. No plans for renovations, but will be adding kitchen equipment.
5. We put over \$350, 000 in the renovation of the building
6. We provide lunch and dinner experience in Madison.
7. We have relocated a chef from La Grange , KY to Madison, IN
8. We advertise and work closely with Madison Main Street, Madison Visitors center and the Chamber to promote our restaurant.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

3/27/2025

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
Gardner Insurance Agency, Inc.
606 E Main St.
PO Box 65
Madison IN 47250

CONTACT NAME: Catrina Bell

PHONE
(A/C, No, Ext): 812-265-6166

FAX
(A/C, No): 812-265-6344

E-MAIL
ADDRESS: cb@gardnerinsurance.net

INSURER(S) AFFORDING COVERAGE

NAIC #

License#: 1177650

REDPEPP-01

INSURED
RED PEPPER INC
DBA RED ON MAIN RPD PROPERTIES LLC
902 MICHIGAN RD
MADISON IN 47250

INSURER A: PROPERTY OWNERS INSURANCE COMPANY

INSURER B:

INSURER C:

INSURER D:

INSURER E:

INSURER F:

COVERAGES

CERTIFICATE NUMBER: 1152641663

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:			09313478	8/30/2024	8/30/2025	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB EXCESS LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below Y/N <input type="checkbox"/> N/A						PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
A	Liquor Liability			09313478	8/30/2024	8/30/2025	Each Common Cause Aggregate Limit \$1,000,000 \$1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER

CANCELLATION

City of Madison
101 W Main St
Madison IN 47250

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Catrina Bell

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Alcohol and Tobacco Commission

302 West Washington Street, Room E114
Indianapolis, Indiana 46204
(317) 232-2430

SUPPLEMENTAL LICENSES AND RESTRICTIONS

BEER WINE & LIQUOR - RIVER & LAKE PERMIT

NO CARRYOUT

PERMIT NUMBER	COUNTY	ISSUE DATE	EXPIRE DATE
RR3935825	Jefferson	11/19/2024	11/07/2025

THE RED PEPPER, INC
d/b/a RED-ON MAIN
122 EAST MAIN ST
MADISON IN 47250

JOHN HEITZ, PRES. LORI HEITZ, SECY.

The above named permittee is hereby authorized to sell as a Beer Wine & Liquor - River & Lake at and in the above designated premises in accordance with, and subject to, Title 7.1 of the Indiana Code and all acts supplemental or amendatory thereto and the rules, regulations, and orders of the Alcohol and Tobacco Commission. This permit is subject to revocation and/or suspension by the Commission at any time.

Jessica Allen, Chair
Alcohol and Tobacco Commission



MADISON

Indiana

Riverfront Liquor License Renewal Application

Obtaining a Liquor License within the Downtown Madison Riverfront Redevelopment District

**Please turn in completed Renewal Application including \$1,000
Renewal Fee to: The Economic Development Department
City Hall, 101 West Main Street**

Information Type: (Check All That Apply)

- ☒ Applicant
- ☒ Property Owner
- ☒ Tenant

Application Type: (Check the one that you previously checked on the initial application)

- ☒ Restaurant
- ☐ Cultural Experience Venue

Primary Owner Contact and Proof of Ownership (Please Attach)
(State of Indiana – Secretary of State Request)

Name: Joseph Breeck

Address: PO Box 11661 Madison, IN 47250

Phone No.: 812-599-8774 Fax No.: _____

E-mail Address: bargeman@seidata.com

Business Classification (S Corp, LLC, Etc.): (Please Attach Proof)

S Corp

Other Owners/Percentages (If applicable)

_____ %

_____ %

FOR OFFICE USE ONLY

3/31/25

Date Received

Reviewed by

Date of Review

Council Approved

Condition of Eligibility Letter
Sent Date

Notes:

Economic Development Office

Phone (812) 274-0461
FAX (812) 265-3349
101 West Main

Business/Property Information:

Business Name: Rivertown Grill, Inc

Address: 321 Jefferson St, Madison, WI 53701

Property Parcel ID Number: 39-13-02-214-094-000-007 (Can be found online or through the planning office)

Beer Wine & Liquor-River & Lake License Number: RR3937535

Madison Riverfront District Liquor License Permit Renewal Checklist:

1. Updated business statement for the coming year and how the business will continue to contribute to the cultural fabric and quality of life of Madison and the tourism industry (hours of operation, menus, improvements, etc.) **(Please Attach)**

- a. Number of jobs and nature of jobs added to the community in the past year

14 with plans to add 3 more positions

Bartenders, Servers, Cooks, dishwashers, Shift lead + Managers.

- b. Demonstrated efforts of collaboration in the market and support of the broader Riverfront District

We use local vendors as available, local advertising companies, and do our best to participate in the local events. Some of our vendors + advertisers are located in the Riverfront district.

2. A one-year (calendar year from renewal) Point of Sale Report of the business that shows revenue from food and alcohol sales separately **(Please Attach)**

3. Dates of operation for the past year

1/24 - 12/24 closed Monday + Tuesday

4. Proof of insurance. **(Please Attach)**
 - a. Business Liability
5. Submit a copy of existing State Lakefront Liquor License **(Please Attach)**
6. Submit one hard copy including a \$1,000 renewal application fee

CONDITION OF ELIGIBILITY

All Madison Riverfront District Renewal Permit applications will be under review by the Economic Development Department, the Mayor, and City Council of the City of Madison.

If the renewal application is approved the Mayor will give the applicant a signed letter to that effect.

The applicant is responsible for contacting the City Planner, City Building Inspector and/or the City Zoning Board, to mutually identify any information, that is not applicable, needed for following City Ordinances and Permit Process. The applicant is required to provide any other information requested by the City of Madison, and the Economic Development Department, to demonstrate compliance, with the requirements of the Riverfront District Permit.


Restaurants receiving one, two, or three-way licenses, within the District, will be required to sell a minimum of \$200,000 in gross food sales, for the first two years, and \$275,000 for the third year and beyond. The restaurant must be open a minimum of 240 days per year.

Cultural experience venues receiving one, two or three-way licenses within the District will be required to have a minimum performance capacity of 125 people and must adhere to the state minimum of food requirement under, 905 IAC 1-20-1, under the authority of IC 7.1-3-20-9.

As part of the yearly license renewal, applicants will have to demonstrate that these requirements have been met at the location for which the license has been granted, in addition to the requirements of the City of Madison application process.

Permits are not transferable, not portable within or without the district and any renewals are subject to compliance, with the terms of these local rules, and any agreement negotiated with the City of Madison. The permits shall not be pledged as collateral, or subject to any lien, judgment, property settlement agreement, or third-party claim.

The information included, in and with, this application, is completely true and correct to the best of my knowledge and belief.



(Applicant's Signature)

3/30/25

(Date)

Property Owner's Signature (the "owner" does not include tenants or contract buyers): I authorize the filing of this renewal application and will allow the City to enter this property for purpose of analyzing this request.



(Owner's Signature)

3/30/25

(Date)

(Owner's Signature)

(Date)

BUSINESS INFORMATION
DIEGO MORALES
INDIANA SECRETARY OF STATE
03/31/2025 05:32 AM

Business Details

Business Name: **RIVERTOWN GRILL, INC.** Business ID: **202001231369571**
Entity Type: **Domestic For-Profit Corporation** Business Status: **Active**
Creation Date: **01/23/2020** Inactive Date:
Principal Office Address: **321 Jefferson St, Madison, IN, 47250, USA** Expiration Date: **Perpetual**
Jurisdiction of Formation: **Indiana** Business Entity Report Due Date: **01/31/2026**
Years Due:

Governing Person Information

Title	Name	Address
President	Joseph Breeck	502 Miles Ridge Rd, Madison, IN, 47250, USA

Incorporators Information

Name	Title	Address
Joseph Breeck	Incorporator	502 Miles Ridge Rd, Madison, IN, 47250, USA

Registered Agent Information

Type: **Individual**
Name: **Joseph Breeck**
Address: **502 Miles Ridge Rd, Madison, IN, 47250, USA**



RIVEGRI-01

AHIGHAM

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

3/31/2025

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Friendship Insurance 5908 East Main St. Friendship, IN 47021	CONTACT NAME: Becky Turner		
	PHONE (A/C, No, Ext): (812) 667-5101	FAX (A/C, No): (812) 667-3602	
	E-MAIL ADDRESS: bturner@friendshipins.com		
INSURED Rivertown Grill, Inc. PO Box 1161 Madison, IN 47250	INSURER(S) AFFORDING COVERAGE		NAIC #
	INSURER A : Motorists Insurance Group		13331
	INSURER B : Travelers Property And Casualty		27998
	INSURER C :		
	INSURER D :		
	INSURER E :		
	INSURER F :		

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	COMMERCIAL GENERAL LIABILITY			5000104867	2/22/2025	2/22/2026	EACH OCCURRENCE \$ 1,000,000
	<input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR						DAMAGE TO RENTED PREMISES (Ea occurrence) \$
							MED EXP (Any one person) \$ 10,000
							PERSONAL & ADV INJURY \$
							GENERAL AGGREGATE \$ 2,000,000
							PRODUCTS - COMP/OP AGG \$ 2,000,000
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident) \$
	<input type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS						BODILY INJURY (Per person) \$
	<input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY						BODILY INJURY (Per accident) \$
							PROPERTY DAMAGE (Per accident) \$
	UMBRELLA LIAB						EACH OCCURRENCE \$
	EXCESS LIAB						AGGREGATE \$
	DED						
	RETENTION \$						
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			6JUB6R21435624	3/12/2025	3/12/2026	PER STATUTE OTH-ER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	Y/N					E.L. EACH ACCIDENT \$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below		N/A				E.L. DISEASE - EA EMPLOYEE \$ 1,000,000
							E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER

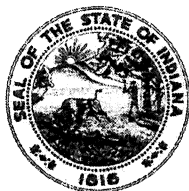
CANCELLATION

The Economic Development Department City Hall
101 West Main Street
Madison, IN 47250

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Becky A. Turner



Alcohol and Tobacco Commission
302 West Washington Street, Room E114
Indianapolis, IN 46204
(317) 232-2430

SUPPLEMENTAL LICENSES AND RESTRICTIONS

BEER WINE & LIQUOR - RIVER & LAKE PERMIT
No Carryout

Permit Number	County	Issue Date	Expire Date
RR3937535	Jefferson	07/07/2021	07/07/2025

Rivertown Grill, Inc.
d/b/a Rivertown Grill
321 Jefferson Street
Madison IN 47250

Joseph Eugene Breeck, Pres.

The above named permittee is hereby authorized to sell as a Beer Wine & Liquor - River & Lake at and in the above designated premises in accordance with, and subject to, Title 7.1 of the Indiana Code and all acts supplemental or amendatory thereto and the rules, regulations, and orders of the Alcohol and Tobacco Commission. This permit is subject to revocation and/or suspension by the Commission at any time.

Jessica Allen, Chair
Alcohol and Tobacco Commission



MADISON
Indiana

***Riverfront Liquor License
Renewal Application***

Obtaining a Liquor License within the Downtown Madison Riverfront Redevelopment District

**Please turn in completed Renewal Application including \$1,000
Renewal Fee to: The Economic Development Department
City Hall, 101 West Main Street**

Information Type: (Check All That Apply)

- ☒ Applicant
- ☒ Property Owner
- ☐ Tenant

Application Type: (Check the one that you previously checked on the initial application)

- ☐ Restaurant
- ☒ Cultural Experience Venue

Primary Owner Contact and Proof of Ownership (Please Attach)
(State of Indiana – Secretary of State Request)

Name: Friends of the Ohio Theatre, Inc.

Address: PO Box 42 - Madison, IN 47250

Phone No.: 812-624-1938 Fax No.: _____

E-mail Address: friendsoftheohiotheatre@gmail.com

Business Classification (S Corp, LLC, Etc.): (Please Attach Proof)
Non-profit

Other Owners/Percentages (If applicable)

_____%
_____%

Economic Development Office

FOR OFFICE USE ONLY

4/4/25

Date Received

Reviewed by

Date of Review

Council Approved

Condition of Eligibility Letter
Sent Date

Notes:

Phone (812) 274-0461
FAX (812) 265-3349
101 West Main

Business/Property Information:

Business Name: Ohio Theatre

Address: 105 E. Main St. - Madison, IN 47250

Property Parcel ID Number: 39-13-02-214-044.000-007 (Can be found online or through the planning office)

Beer Wine & Liquor-River & Lake License Number: _____

Madison Riverfront District Liquor License Permit Renewal Checklist:

1. Updated business statement for the coming year and how the business will continue to contribute to the cultural fabric and quality of life of Madison and the tourism industry (hours of operation, menus, improvements, etc.) **(Please Attach)**

a. Number of jobs and nature of jobs added to the community in the past year

0 - we are still completely run by volunteers. We are open periodically

throughout the year and hope to hire a program coordinator, before summer.

b. Demonstrated efforts of collaboration in the market and support of the broader Riverfront District

We work with nearby businesses and food trucks to help increase their

revenue before, during and after our events. We have partnered with groups

such as the MAAA, Girls Inc., Madison Main Street Program, Red Bicycle

Hall and more to offer programming. We provided popcorn during MSP's

Music in the Park at Bicentennial Park.

2. A one-year (calendar year from renewal) Point of Sale Report of the business that shows revenue from food and alcohol sales separately **(Please Attach)**

3. Dates of operation for the past year

January - April 2024, closed for marquee repairs and reopened in June of 2024. We have operated since then.

CONDITION OF ELIGIBILITY

All Madison Riverfront District Renewal Permit applications will be under review by the Economic Development Department, the Mayor, and City Council of the City of Madison.

If the renewal application is approved the Mayor will give the applicant a signed letter to that effect.

The applicant is responsible for contacting the City Planner, City Building Inspector and/or the City Zoning Board, to mutually identify any information, that is not applicable, needed for following City Ordinances and Permit Process. The applicant is required to provide any other information requested by the City of Madison, and the Economic Development Department, to demonstrate compliance, with the requirements of the Riverfront District Permit.

Restaurants receiving one, two, or three-way licenses, within the District, will be required to sell a minimum of \$200,000 in gross food sales, for the first two years, and \$275,000 for the third year and beyond. The restaurant must be open a minimum of 240 days per year.

Cultural experience venues receiving one, two or three-way licenses within the District will be required to have a minimum performance capacity of 125 people and must adhere to the state minimum of food requirement under, 905 IAC 1-20-1, under the authority of IC 7.1-3-20-9.

As part of the yearly license renewal, applicants will have to demonstrate that these requirements have been met at the location for which the license has been granted, in addition to the requirements of the City of Madison application process.

Permits are not transferable, not portable within or without the district and any renewals are subject to compliance, with the terms of these local rules, and any agreement negotiated with the City of Madison. The permits shall not be pledged as collateral, or subject to any lien, judgment, property settlement agreement, or third-party claim.

The information included, in and with, this application, is completely true and correct to the best of my knowledge and belief.

Elizabeth Auxier

Digitally signed by Elizabeth Auxier
Date: 2025.04.04 12:24:18 -04'00'

(Applicant's Signature)

4-4-25

(Date)

Property Owner's Signature (the "owner" does not include tenants or contract buyers): I authorize the filing of this renewal application and will allow the City to enter this property for purpose of analyzing this request.

Elizabeth Auxier

Digitally signed by Elizabeth Auxier
Date: 2024.03.26 16:06:30 -04'00'

(Owner's Signature)

4-4-25

(Date)

(Owner's Signature)

(Date)

4. Proof of insurance. **(Please Attach)**
 - a. Business Liability
5. Submit a copy of existing State Lakefront Liquor License **(Please Attach)**
6. Submit one hard copy including a \$1,000 renewal application fee

APPROVED AND FILED
DIEGO MORALES
INDIANA SECRETARY OF STATE
04/11/2024 08:18 AM

BUSINESS ENTITY REPORT

NAME AND PRINCIPAL OFFICE ADDRESS

BUSINESS ID	2016022900954
BUSINESS TYPE	Domestic Nonprofit Corporation
BUSINESS NAME	FRIENDS OF THE OHIO THEATRE, INC.
ENTITY CREATION DATE	03/01/2016
JURISDICTION OF FORMATION	Indiana
PRINCIPAL OFFICE ADDRESS	P.O. Box 42, MADISON, IN, 47250, USA

YEARS FILED

YEARS	2024/2025
--------------	-----------

EFFECTIVE DATE

EFFECTIVE DATE	04/11/2024
EFFECTIVE TIME	8:18 AM

REGISTERED OFFICE AND ADDRESS

REGISTERED AGENT TYPE	Individual
NAME	ELIZABETH AUXIER
ADDRESS	135 1/2 E. MAIN STREET, MADISON, IN, 47250, USA

GOVERNING PERSON INFORMATION

TITLE	President
NAME	Elizabeth Auxier
ADDRESS	P.O. Box 42, Madison, IN, 47250, USA

APPROVED AND FILED
DIEGO MORALES
INDIANA SECRETARY OF STATE
04/11/2024 08:18 AM

SIGNATURE

IN WITNESS WHEREOF, THE UNDERSIGNED HEREBY VERIFIES, SUBJECT TO THE PENALTIES OF PERJURY, THAT THE STATEMENTS CONTAINED HEREIN ARE TRUE, THIS DAY **April 11, 2024**.

THE UNDERSIGNED ACKNOWLEDGES THAT A PERSON COMMITS A CLASS A MISDEMEANOR BY SIGNING A DOCUMENT THAT THE PERSON KNOWS IS FALSE IN A MATERIAL RESPECT WITH THE INTENT THAT THE DOCUMENT BE DELIVERED TO THE SECRETARY OF STATE FOR FILING.

SIGNATURE

Elizabeth Auxier

TITLE

President

Business ID : 2016022900954

Filing No. : 10294780

INSURANCE COMPANY
6101 ANACAPRI BLVD., LANSING, MI 48917-3999

AGENCY RIVER VALLEY INSURANCE GROUP INC
02-0937-00 MKT TERR 117 812-265-2655

INSURED FRIENDS OF THE OHIO THEATRE INC

ADDRESS PO BOX 7

MADISON IN 47250-0007

TAILORED PROTECTION POLICY DECLARATIONS

Renewal Effective 03-01-2025

POLICY NUMBER 164602-09647206-25

Company Use 09-46-IN-1603

Company
Bill

Policy Term

12:01 a.m. 12:01 a.m.
03-01-2025 to 03-01-2026

In consideration of payment of the premium shown below, this policy is renewed. Please attach this Declarations and attachments to your policy. If you have any questions, please consult with your agent.

SOME OR ALL OF THE LOCATIONS ON THIS POLICY CONTAIN A SEPARATE DEDUCTIBLE FOR EARTHQUAKE WHICH MAY RESULT IN HIGH OUT-OF-POCKET EXPENSES TO YOU.

55039 (11-87)

COMMON POLICY INFORMATION

Business Description: Theatre

Entity: Corporation

Program: Restaurant

Discount Applies For Affiliation With: Madison Area Chamber Of Commerce

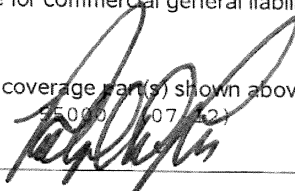
THIS POLICY CONSISTS OF THE FOLLOWING COVERAGE PART(S):	PREMIUM
COMMERCIAL PROPERTY COVERAGE	\$21,022.00
COMMERCIAL GENERAL LIABILITY COVERAGE	\$421.00
MINIMUM PREMIUM ADJUSTMENT (GL)	\$285.00
TOTAL	\$21,728.00
PAID IN FULL DISCOUNT	\$2,136.00
TOTAL POLICY PREMIUM IF PAID IN FULL	\$19,592.00

THIS PREMIUM MAY BE SUBJECT TO ADJUSTMENT.

The Paid in Full Discount does not apply to fixed fees, statutory charges or minimum premiums.

Premium shown above for commercial general liability coverage is an advanced premium deposit and may be subject to audit.

Forms that apply to all coverage part(s) shown above (except garage liability, dealer's blanket, commercial automobile, if applicable):
IL0017 (11-85) 5000 (07-22) 59390 (11-20)

Countersigned By: 





MADISON

Indiana

Riverfront Liquor License Renewal Application

Obtaining a Liquor License within the Downtown Madison Riverfront Redevelopment District

Please turn in completed Renewal Application including \$1,000
Renewal Fee to: The Economic Development Department
City Hall, 101 West Main Street

Information Type: (Check All That Apply)

- ☒ Applicant
☒ Property Owner
☐ Tenant

Application Type: (Check the one that you previously checked on the initial application)

- ☐ Restaurant
☒ Cultural Experience Venue

Primary Owner Contact and Proof of Ownership (Please Attach)
(State of Indiana – Secretary of State Request)

Name: Kevin Watking

Address: 222 W. Second St. Madison

Phone No.: 812 701 1811 Fax No.: _____

E-mail Address: petsdoc@msn.com

Business Classification (S Corp, LLC, Etc.): (Please Attach Proof)
LLC

Other Owners/Percentages (If applicable)

Charlie Rohlfing 16.6%

John Rogers 16.6%

Keith Acree 11

Economic Development Office Jimmy Davis 1 11

Tony Novello 11

FOR OFFICE USE ONLY

3/26/25
Date Received

Reviewed by _____

Date of Review _____

Council Approved _____

Condition of Eligibility Letter
Sent Date _____

Notes:

Phone (812) 274-0461
FAX (812) 265-3349
101 West Main

Business/Property Information:

Business Name: 125 East Main, LLC, dba Red Bicycle Hall

Address: 125 E. Main, Madison IN 47250

Property Parcel ID Number: 39-13-02-214-053-000-007 (Can be found online or through the planning office)

Beer Wine & Liquor-River & Lake License Number: ~~RR~~ RR3940031

Madison Riverfront District Liquor License Permit Renewal Checklist:

1. Updated business statement for the coming year and how the business will continue to contribute to the cultural fabric and quality of life of Madison and the tourism industry (hours of operation, menus, improvements, etc.) **(Please Attach)**

- a. Number of jobs and nature of jobs added to the community in the past year

(see attached bus. stmt.)

- b. Demonstrated efforts of collaboration in the market and support of the broader Riverfront District

(see attached bus. stmt.)

2. A one-year (calendar year from renewal) Point of Sale Report of the business that shows revenue from food and alcohol sales separately **(Please Attach)**

3. Dates of operation for the past year

Jan. 1, 2024 - Dec. 31, 2024 - continuous.

4. Proof of insurance. **(Please Attach)**
 - a. Business Liability
5. Submit a copy of existing State Lakefront Liquor License **(Please Attach)**
6. Submit one hard copy including a \$1,000 renewal application fee

CONDITION OF ELIGIBILITY

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Cultural experience venues receiving one, two or three-way licenses within the District will be required to have a minimum performance capacity of 125 people and must adhere to the state minimum of food requirement under, 905 IAC 1-20-1, under the authority of IC 7.1-3-20-9.

As part of the yearly license renewal, applicants will have to demonstrate that these requirements have been met at the location for which the license has been granted, in addition to the requirements of the City of Madison application process.

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The information included, in and with, this application, is completely true and correct to the best of my knowledge and belief.



(Applicant's Signature)



(Date)

Property Owner's Signature (the "owner" does not include tenants or contract buyers): I authorize the filing of this renewal application and will allow the City to enter this property for purpose of analyzing this request.




(Owner's Signature)



(Date)



(Owner's Signature)



(Date)

BUSINESS INFORMATION
DIEGO MORALES
INDIANA SECRETARY OF STATE
03/21/2025 11:10 AM

Business Details

Business Name: **125 E. MAIN, LLC** Business ID: **2013080800175**
Entity Type: **Domestic Limited Liability Company** Business Status: **Active**
Creation Date: **08/08/2013** Inactive Date:
Principal Office Address: **125 EAST MAIN ST, MADISON, IN,
47250, USA** Expiration Date: **Perpetual**
Jurisdiction of Formation: **Indiana** Business Entity Report Due
Date: **08/31/2025**
Years Due:

Governing Person Information

Title	Name	Address
Treasurer	Charles Rohlfing	125 East Main St, Madison, IN, 47250, USA
President	Kevin Watkins	125 East Main St, Madison, IN, 47250, USA

Registered Agent Information

Type: **Individual**
Name: **KEVIN WATKINS**
Address: **125 E. MAIN STREET, MADISON, IN, 47250, USA**

Red Bicycle Hall Business Statement

Employment: The business employs a bartender and an event manager. In addition, for larger events, part time bartenders are often brought in to help.

Support of the Riverfront District: Local musician Jimmy Davis perhaps said it best, “Red Bicycle Hall is an essential and irreplaceable part of the Madison music scene. No matter what, we cannot let it disappear.” In fact, Jimmy believed this so strongly that he invested his own money and bought into the partnership in 2024, joining the other 5 long-time partners.

Red Bicycle Hall maintains a commitment to supporting and booking original, varied musical styles that are not provided anywhere else in Madison. It is imperative that Indiana’s Music City have at least one venue where the quality of the music is the driving force. This isn’t a particularly profitable philosophy, but it is essential to the credibility and genuine character of our musical identity.

That being said, Red Bicycle Hall does collaborate closely with the other music venues in town, often adjusting our booking dates or show times to eliminate overlap. We believe Madison’s best chance of success as a true music town lies in ALL venues prospering and sustaining.



Alcohol and Tobacco Commission

302 West Washington Street, Room E114
Indianapolis, Indiana 46204
(317) 232-2430

SUPPLEMENTAL LICENSES AND RESTRICTIONS
Approved Limited Separation

BEER WINE & LIQUOR - RIVER & LAKE PERMIT

PERMIT NUMBER	COUNTY	ISSUE DATE	EXPIRE DATE
RR3940031	Jefferson	7/17/2024	07/31/2025

125 E. MAIN, LLC
d/b/a RED BICYCLE HALL
125 E. MAIN STREET
MADISON IN 47250

KEVIN WATKINS, PRES.

The above named permittee is hereby authorized to sell as a Beer Wine & Liquor - River & Lake at and in the above designated premises in accordance with, and subject to, Title 7.1 of the Indiana Code and all acts supplemental or amendatory thereto and the rules, regulations, and orders of the Alcohol and Tobacco Commission. This permit is subject to revocation and/or suspension by the Commission at any time.

Jessica Allen, Chair
Alcohol and Tobacco Commission

INSURANCE COMPANY
6101 ANACAPRI BLVD., LANSING, MI 48917-3999

AGENCY GARDNER INSURANCE AGENCY INC
02-0166-00 DP MKT TERR 117 812-265-6166

INSURED 125 E MAIN LLC
C/O KEVIN WATKINS

ADDRESS 125 E MAIN ST
MADISON IN 47250-3459

TAILORED PROTECTION POLICY DECLARATIONS

Renewal Effective 06-10-2024

POLICY NUMBER 144602-09897975-24

Company Use 09-46-IN-1308

Company
Bill

Policy Term

12:01 a.m. to 12:01 a.m.
06-10-2024 to 06-10-2025

In consideration of payment of the premium shown below, this policy is renewed. Please attach this Declarations and attachments to your policy. If you have any questions, please consult with your agent.

55039 (11-87)

COMMON POLICY INFORMATION

Business Description: Retail

Entity: Limited Liab Corp

Program: Apartment

Discount Applies For Affiliation With: Madison Area Chamber Of Commerce

THIS POLICY CONSISTS OF THE FOLLOWING COVERAGE PART(S):	PREMIUM
COMMERCIAL PROPERTY COVERAGE	\$3,120.00
COMMERCIAL GENERAL LIABILITY COVERAGE	\$1,108.00
MINIMUM PREMIUM ADJUSTMENT (GL)	\$205.00
LIQUOR LIABILITY COVERAGE (REFER TO COVERAGE PART)	(INCLUDED)
TOTAL	\$4,433.00
PAID IN FULL DISCOUNT	\$368.00
TOTAL POLICY PREMIUM IF PAID IN FULL	\$4,065.00
THIS PREMIUM MAY BE SUBJECT TO ADJUSTMENT.	
The Paid in Full Discount does not apply to fixed fees, statutory charges or minimum premiums.	

Premium shown above for commercial general liability coverage is an advanced premium deposit and may be subject to audit.

Forms that apply to all coverage part(s) shown above (except garage liability, dealer's blanket, commercial automobile, if applicable):

IL0017 (11-85) 55000 (07-12) 59390 (11-20)

Countersigned By: COMPANY ISSUED

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF MADISON, INDIANA TO REPEAL AND REPLACE SECTION 70.04 OF THE CITY OF MADISON CODE (CHAPTER 70, SECTION 70.04)

WHEREAS, IC 9-21-1-3/3.3 gives local governments the authority to regulate the operation of low-speed vehicles (LSVs), golf carts, and off-road vehicles (ORVs) on local roadways.

WHEREAS, on August 18, 2009, the Common Council of the City of Madison passed an Ordinance that allowed the use of golf carts on city streets.

WHEREAS, on August 6, 2020, the Board of Commissioners of Jefferson County, Indiana passed a county-wide ordinance permitting golf carts on county owned roadways.

WHEREAS, on May 4, 2021, the Common Council of the City of Madison passed an Ordinance that expanded access for use of golf carts on city streets.

WHEREAS, the use of golf carts for transportation around the City is important to the quality of life of many of the citizens of Madison along with its many visitors.

WHEREAS, the current ordinance governing the use of golf carts and related vehicles in the City of Madison is outdated, lacking in clarity, not clearly aligned with state and federal regulations, and in need of updates and clarifications.

WHEREAS, the Mayor and the Common Council deem it appropriate to repeal and replace section 70.04 of the City of Madison City code, with the following revised regulations, regarding the use of golf carts and related vehicles, to ensure the safety of all road users, and to reinforce the quality-of-life benefits to the users of said vehicles.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Madison, Indiana, that Chapter 70, Section 70.04 be repealed and replaced to reflect attached Exhibit A.

The foregoing Ordinance was passed and adopted by the Common Council, City of Madison, Indiana at a regular meeting held on the ___ day of _____ 2025.

PRESENTED BY:

Council Member

Bob G. Courtney, Mayor

(SEAL)

ATTEST:

Shirley Rynearson, Clerk-Treasurer

EXHIBIT A

§ 70.04 GOLF CARTS, LOW SPEED VEHICLES, AND OFF-ROAD VEHICLES.

The operation of a golf cart, low speed vehicle, or off-road vehicle within the City of Madison is strictly prohibited unless the golf cart, low speed vehicle, or off-road vehicle is operated and equipped in full compliance with this section.

(A) Definitions:

"GOLF CART." A four (4) wheeled vehicle with a maximum speed of twenty (20) miles per hour (mph), and as such, not regulated as a motor vehicle by the National Highway Traffic Safety Association (NHTSA), originally designed to transport one (1) or more individuals for the purpose of playing the game of golf or with a design that is based upon and evolved from said design. Additionally, any vehicle that is in accordance with the IC 9-13-2-69.7 definition of a 'golf cart' or the IC 14-19-1-0.5 definition of a 'motorized cart' or other current state or federal definitions of a similar vehicle may be considered a 'golf cart' for the purposes of this chapter.

"LOW SPEED VEHICLE (LSV)." A four (4) wheeled motor vehicle with a maximum speed between twenty (20) and twenty-five (25) miles per hour (mph) meeting the requirements of IC 9-13-2-94.5 and 49 CFR 571.500 (FMVSS 500) or the current relevant state/federal regulations. LSVs may also commonly be referred to as Neighborhood Electric Vehicles (NEVs), modified speed golf carts, or 'street legal' golf carts as long as they meet the requirements of the aforementioned state/federal regulations.

"OFF-ROAD VEHICLE (ORV)." A motor driven vehicle capable of cross-country travel meeting the definitions of IC 14-8-2-185-b-4 for an all-terrain vehicle (ATV) or IC 14-8-2-184-b-5 for a recreational off-highway vehicle (ROV). This definition excludes other vehicle types defined by IC 14-8-2-185 as referenced by IC 9-13-2-117.3 or current relevant state law. ROVs as defined by this chapter may also commonly be referred to as Utility Terrain Vehicles (UTVs), side-by-sides, or Multipurpose Off-Highway Utility Vehicles (MOHUVs), among other designations. See also 16 CFR 1420.2(a), ANSI/SVIA 1 – 2023, ANSI/ROHVA 1-2023, and/or ANSI/OPEI B71.9-2022 or the current relevant revisions of the aforementioned regulations and industry standards.

(B) ORVs may only be operated on the city streets of the City of Madison with special approval of the Board of Public Works if the corresponding approval/use is deemed to be beneficial to the City. Such approval may be granted for individuals, companies, organizations, special events, etc. with a scope and/or duration as defined per the full discretion of the Board; such approval may equally be revoked by the Board for any reason. The Board may choose to waive or amend the registration and insurance requirements of this chapter as it deems appropriate for such approvals; **this authority of the Board shall extend to special approvals for golf carts and LSVs as well.**

(C) Golf carts, LSVs, and ORVs shall not be operated on Michigan Hill Road between Milton Street and Autumnwood Lane.

(D) Golf carts, LSVs, and ORVs may not be operated on State Roads 56, 62, or 7, U.S. Highway 421, Main Street in downtown Madison running from Jefferson Street to Cragmont St, Clifty Hollow Rd, or any federal highway at any time. Golf carts, LSVs, and ORVs may:

- (1) Cross Clifty Drive at the intersections of Wilson Avenue, Harry Nichols Drive, Cragmont Street, Demaree Drive (Franks Drive - North/East), and Ivy Tech Drive,
- (2) Cross Main Street only at intersections controlled by automatic stop lights,
- (3) Cross Highway 421 at a right angle at the intersection of Walnut Street and Aulenbach Avenue and at the intersection of 3rd Street (one-way),
- (4) And cross Highway 7 at a right angle at the intersection of Orchard Street and Green Road.

(E) LSVs purchased and titled with the state by their current owner prior to March 18th, 2025 may register with the City as prescribed in paragraph (P) below and shall then be permitted to drive on Main Street. Proof of purchase/title date shall be provided at the time of registration.

(F) Operators of golf carts, LSVs, and ORVs shall at all times yield the right-of-way to faster moving traffic and may not impede the regular flow of traffic.

(G) Golf carts and ORVs shall not be operated on streets and highways of the City of Madison, Indiana during one-half hour after sunset to one-half hour before sunrise unless the golf cart is equipped with one or more operating headlights (one or more on the center line and/or equally disposed on each side of the front of the golf cart) and two operating tail lights with brake lights (one on each side of the rear of the golf cart) which are visible from a distance of 500 feet. Headlights shall be aimable and/or have a low beam mode to allow for minimizing glare for other road users and shall be maintained and operated in such a manner.

(H) Operators of golf carts or ORVs not equipped with operating front and rear turn signals, shall give a continuous hand signal for a minimum of 100 feet or 5 seconds of their intention to turn off of the street they are traveling.

(I) LSVs shall be equipped with, in good working order, all required safety equipment per IC 9-13-2-94.5 and 49 CFR 571.500 (FMVSS 500) or current relevant state/federal regulations including, but not limited to, headlamps, tail lamps, stop lamps, and front and rear turn signals.

(J) Golf carts shall be identified as slow moving vehicles by a state approved triangular slow moving vehicle sign positioned a minimum of three feet and a maximum of five feet above the road surface, as near as practicable to the center of the golf cart, and clearly visible from the rear, in accordance with IC 9-21-9-2 or current applicable state law, at all times while being operated on city streets.

- (1). The aforementioned slow moving vehicle signs shall comply with the standards and recommendations of the American Society of Agricultural Engineers (ASME), the American National Standards Institute (ANSI), and the Society of Automotive Engineers (SAE) in accordance with IC 9-21-9-5.

(K) Golf carts, LSVs, and ORVs shall not be operated on city sidewalks or city walking paths, including but not limited to, Heritage Trail. except for:

(1). Hatcher Hill

(L) The number of occupants in a golf cart, LSV, or ORV shall be limited to the number of persons for whom factory seating is installed and provided on the golf cart.

(M) The operator and all occupants shall be seated in the golf cart, LSV, or ORV and no part of the body of the operator or occupant shall extend outside the perimeter of the golf cart, LSV, or ORV while the golf cart is in motion.

(N) Only persons over 16 years of age and holding a driver's license may operate a golf cart, LSV, or ORV.

(O) The operator of the golf cart, LSV, or ORV shall comply with all traffic rules and regulations adopted by the State of Indiana and the City of Madison which govern the operation of motor vehicles.

(P) All golf carts and ORVs operated on the city streets of the City of Madison shall be registered with the City of Madison and bear a registration sticker. The City shall collect a fee for said registration, which shall be set from time to time by the Board of Public Works and Safety. The City of Madison will provide a copy of the relevant rules and regulations to the owner(s) at the time the annual permit is issued. Golf carts registered with Jefferson County, Indiana and bearing the proper registration sticker shall be permitted to operate on the City streets of the City of Madison.

(Q) LSVs must be registered with the state Bureau of Motor Vehicles per IC 9-18.1-5-2 or current relevant state law. In the event that state law no longer requires registration of LSVs, they will be subject to the registration requirements of paragraph (P).

(R) ORVs purchased on or after January 1, 2010 must be registered with the state Bureau of Motor Vehicles per IC 9-18.1-14-1 or current relevant state law.

(S) The financial ability of the operator or owner notwithstanding, the operator of a golf cart must show proof of financial responsibility when operating a golf cart, LSV, or ORV.

(T) Liability insurance coverage for a golf cart, LSV, or ORV operated on city streets of the City of Madison shall be in an amount not less than the minimum required by Indiana law for motor vehicles operated on public highways in the State of Indiana.

(U) The authority to determine whether a vehicle meets the definition of a golf cart, LSV, or ORV under paragraph (A) of this section shall be at the discretion of the Mayor or his/her designee. This decision may be appealed to the Board of Public Works for final determination except as otherwise determined by state or federal regulation.

(V) Whoever shall violate any provision of this chapter for which another penalty is not provided by state law shall be fined as provided in § 70.99.

(Ord. 2009-10, passed 8-18-09; Am. Ord. 2020-8, passed 6-16-20; Am. Ord. 2021-4, passed 5-4-21) Penalty, see § 70.99

§ 70.04 GOLF CARTS, LOW SPEED VEHICLES, AND OFF-ROAD VEHICLES.

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(A)

Definitions:

“GOLF CART.” A four (4) wheeled vehicle with a maximum speed of twenty (20) miles per hour (mph), and as such, not regulated as a motor vehicle by the National Highway Traffic Safety Association (NHTSA), originally designed to transport one (1) or more individuals for the purpose of playing the game of golf or with a design that is based upon and evolved from said design. Additionally, any vehicle that is in accordance with the IC 9-13-2-69.7 definition of a ‘golf cart’ or the IC 14-19-1-0.5 definition of a ‘motorized cart’ or other current state or federal definitions of a similar vehicle may be considered a ‘golf cart’ for the purposes of this chapter.

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“OFF-ROAD VEHICLE (ORV).” A motor driven vehicle capable of cross-country travel meeting the definitions of IC 14-8-2-185-b-4 for an all-terrain vehicle (ATV) or IC 14-8-2-184-b-5 for a recreational off-highway vehicle (ROV). This definition excludes other vehicle types defined by IC 14-8-2-185 as referenced by IC 9-13-2-117.3 or current relevant state law. ROVs as defined by this chapter may also commonly be referred to as Utility Terrain Vehicles (UTVs), side-by-sides, or Multipurpose Off-Highway Utility Vehicles (MOHUVs), among other designations. See also 16 CFR 1420.2(a), ANSI/SVIA 1 – 2023, ANSI/ROHVA 1-2023, and/or ANSI/OPEI B71.9-2022 or the current relevant revisions of the aforementioned regulations and industry standards.

(BS) ORVs may only be operated on the city streets of the City of Madison with special approval of the Board of Public Works if the corresponding approval/use is deemed to be beneficial to the City. Such approval may be granted for individuals, companies, organizations, special events, etc. with a scope and/or duration as defined per the full discretion of the Board; such approval may equally be revoked by the Board for any reason. The Board may choose to waive or amend the registration and insurance requirements of this chapter as it deems appropriate for such approvals; this authority of the Board shall extend to special approvals for golf carts and LSVs as well.

(CB) Golf carts, LSVs, and ORVs shall not be operated on Michigan Hill Road between Milton Street and Autumnwood Lane.

(DE) Golf carts, LSVs, and ORVs may not be operated on State Roads 56, 62, or 7, U.S. Highway 421, Main Street in downtown Madison running from Jefferson Street to Cragmont St, Clifty Hollow Rd, or any federal highway at any time. Golf carts, LSVs, and ORVs may:

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- (2) Cross Main Street only at intersections controlled by automatic stop lights,
- (3) Cross Highway 421 at a right angle at the intersection of Walnut Street and Aulenbach Avenue and at the intersection of 3rd Street (one-way),
- ~~(4)~~ And cross Highway 7 at a right angle at the intersection of Orchard Street and Green Road.
- (4) —

(E) LSVs purchased and titled with the state by their current owner prior to March 18th, 2025 may register with the City as prescribed in paragraph (P) below and shall then be permitted to drive on Main Street. Proof of purchase/title date shall be provided at the time of registration.

(FD) Operators of golf carts, LSVs, and ORVs shall at all times yield the right-of-way to faster moving traffic and may not impede the regular flow of traffic.

(GE) Golf carts and ORVs shall not be operated on streets and highways of the City of Madison, Indiana during one-half hour after sunset to one-half hour before sunrise unless the golf cart is equipped with one or more operating headlights (one or more on the center line and/or equally disposed on each side of the front of the golf cart) and two operating tail lights with brake lights (one on each side of the rear of the golf cart) which are visible from a distance of 500 feet. Headlights shall be aimable and/or have a low beam mode to allow for minimizing glare for other road users and shall be maintained and operated in such a manner.

(HF) Operators of golf carts or ORVs not equipped with operating front and rear turn signals, shall give a continuous hand signal for a minimum of 100 feet or 5 seconds of their intention to turn off of the street they are traveling.

(IG) LSVs shall be equipped with, in good working order, all required safety equipment per IC 9-13-2-94.5 and 49 CFR 571.500 (FMVSS 500) or current relevant state/federal regulations including, but not limited to, headlamps, tail lamps, stop lamps, and front and rear turn signals.

(JH) Golf carts shall be identified as slow moving vehicles by a state approved triangular slow moving vehicle sign positioned a minimum of three feet and a maximum of five feet above the road surface, as near as practicable to the center of the golf cart, and clearly visible from the rear, in accordance with IC 9-21-9-2 or current applicable state law, at all times while being operated on city streets.

- (1). The aforementioned slow moving vehicle signs shall comply with the standards and recommendations of the American Society of Agricultural Engineers (ASME), the American National Standards Institute (ANSI), and the Society of Automotive Engineers (SAE) in accordance with IC 9-21-9-5.

(KI) Golf carts, LSVs, and ORVs shall not be operated on city sidewalks or city walking paths, including but not limited to, Heritage Trail. except for:

- (1). Hatcher Hill

(LJ) The number of occupants in a golf cart, LSV, or ORV shall be limited to the number of persons for whom factory seating is installed and provided on the golf cart.

(MK) The operator and all occupants shall be seated in the golf cart, LSV, or ORV and no part of the body of the operator or occupant shall extend outside the perimeter of the golf cart, LSV, or ORV while the golf cart is in motion.

(NL) Only persons over 16 years of age and holding a driver's license may operate a golf cart, LSV, or ORV.

(OM) The operator of the golf cart, LSV, or ORV shall comply with all traffic rules and regulations adopted by the State of Indiana and the City of Madison which govern the operation of motor vehicles.

(PN) All golf carts and ORVs operated on the city streets of the City of Madison shall be registered with the City of Madison and bear a registration sticker. The City shall collect a fee for said registration, which shall be set from time to time by the Board of Public Works and Safety. The City of Madison will provide a copy of the relevant rules and regulations to the owner(s) at the time the annual permit is issued. Golf carts registered with Jefferson County, Indiana and bearing the proper registration sticker shall be permitted to operate on the City streets of the City of Madison.

(QQ) LSVs must be registered with the state Bureau of Motor Vehicles per IC 9-18.1-5-2 or current relevant state law. In the event that state law no longer requires registration of LSVs, they will be subject to the registration requirements of paragraph (PM).

(RP) ORVs purchased on or after January 1, 2010 must be registered with the state Bureau of Motor Vehicles per IC 9-18.1-14-1 or current relevant state law.

(SQ) The financial ability of the operator or owner notwithstanding, the operator of a golf cart must show proof of financial responsibility when operating a golf cart, LSV, or ORV.

(TR) Liability insurance coverage for a golf cart, LSV, or ORV operated on city streets of the City of Madison shall be in an amount not less than the minimum required by Indiana law for motor vehicles operated on public highways in the State of Indiana.

~~(S) ORVs may only be operated on the city streets of the City of Madison with special approval of the Board of Public Works if the corresponding approval/use is deemed to be beneficial to the City. Such approval may be granted for individuals, companies, organizations, special events, etc. with a scope and/or duration as defined per the full~~

~~discretion of the Board; such approval may equally be revoked by the Board for any reason. The Board may choose to waive or amend the registration and insurance requirements of this chapter as it deems appropriate for such approvals.~~

(UT) The authority to determine whether a vehicle meets the definition of a golf cart, LSV, or ORV under paragraph (A) of this section shall be at the discretion of the Mayor or his/her designee. This decision may be appealed to the Board of Public Works for final determination except as otherwise determined by state or federal regulation.

(VU) Whoever shall violate any provision of this chapter for which another penalty is not provided by state law shall be fined as provided in [§ 70.99](#).

(Ord. 2009-10, passed 8-18-09; Am. Ord. 2020-8, passed 6-16-20; Am. Ord. 2021-4, passed 5-4-21) Penalty, see [§ 70.99](#)

Ordinance 2025-5 Amendments

Motion 1:

Re-number paragraph S (allowance for special approval of ORVs by BPW) to paragraph B and re-number all following paragraphs appropriately.

Motion 2:

Amend paragraph C to remove references to LSVs as shown to defer to state statute restrictions for LSVs.

(C) Golf carts, ~~LSVs~~, and ORVs may not be operated on State Roads 56, 62, or 7, U.S. Highway 421, Main Street in downtown Madison running from Jefferson Street to Cragmont St, Clifty Hollow Rd, or any federal highway at any time. Golf carts, ~~LSVs~~, and ORVs may: ...

Motion 2a:

*only if Motion 2 passes in order to maintain logical consistency

Delete all Main Street prohibitions from paragraph C.

(C) Golf carts, ~~LSVs~~, and ORVs may not be operated on State Roads 56, 62, or 7, U.S. Highway 421, ~~Main Street in downtown Madison running from Jefferson Street to Cragmont St~~, Clifty Hollow Rd, or any federal highway at any time. Golf carts, ~~LSVs~~, and ORVs may:

...

~~(2) Cross Main Street only at intersections controlled by automatic stop lights,~~

Motion 3:

*N/A if 2a passes

Amend paragraph C to delete section 2.

~~(2) Cross Main Street only at intersections controlled by automatic stop lights,~~

Motion 4:

Amend paragraph S (B if motion 1 passes) to add authority for BPW to waive golf cart requirements with special approval (e.g., for events) as well.

(S) ORVs may only be operated on the city streets of the City of Madison with special approval of the Board of Public Works if the corresponding approval/use is deemed to be beneficial to the City. Such approval may be granted for individuals, companies, organizations, special events, etc. with a scope and/or duration as defined per the full discretion of the Board; such approval may equally be revoked by the Board for any reason. The Board may choose to waive or amend the registration and insurance requirements of this chapter as it deems appropriate for such approvals; this authority of the Board shall extend to special approvals for golf carts as well.

Motion 5:

Add paragraph between T and U to allow Mayor or designee to allow for reciprocal recognition of county golf cart registration and re-number paragraph U to V.

U) The Mayor or designee shall have the authority to approve reciprocal recognition of Jefferson County golf cart registration if a corresponding reciprocal recognition is approved by County authorities.

(V) Whoever ...

Proposed amendments to Ordinance 2025-5 presented by P Thevenow

Amendment 1

70.04 Section C change wording to state "Main Street in downtown Madison running from Jefferson Street to the top of Hanover Hill where the road reconnects with State Road 56"

Amendment 2

70.04 Section Q to include wording from current section O "Written proof of financial responsibility must be available either on the golf cart, LSV, or ORV or carried by the operator at all times.

Amendment 3

70.04 Section S remove "and insurance" from last sentence "The Board may choose to waive or amend the registration and insurance requirements of this chapter as it deems appropriate for such approvals"

Amendment 4

70.04 Section S add sentence "ORVs shall not be operated on the city streets of the City of Madison at any other time."

ORDINANCE NO. 2025-5

Sponsor: Josh Schafer

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF MADISON, INDIANA TO REPEAL AND REPLACE SECTION 70.04 OF THE CITY OF MADISON CODE (CHAPTER 70, SECTION 70.04)

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WHEREAS, the use of golf carts for transportation around the City is important to the quality of life of many of the citizens of Madison along with its many visitors.

WHEREAS, the current ordinance governing the use of golf carts and related vehicles in the City of Madison is outdated, lacking in clarity, not clearly aligned with state and federal regulations, and in need of updates and clarifications.

WHEREAS, the Mayor and the Common Council deem it appropriate to repeal and replace section 70.04 of the City of Madison City code, with the following revised regulations, regarding the use of golf carts and related vehicles, to ensure the safety of all road users, and to reinforce the quality-of-life benefits to the users of said vehicles.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Madison, Indiana, that Chapter 70, Section 70.04 be repealed and replaced to reflect attached Exhibit A.

The foregoing Ordinance was passed and adopted by the Common Council, City of Madison, Indiana at a regular meeting held on the ___ day of _____ 2025.

PRESENTED BY:

Council Member

Bob G. Courtney, Mayor

(SEAL)

ATTEST:

Shirley Rynearson, Clerk-Treasurer

EXHIBIT A

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on each side of the rear of the golf cart) which are visible from a distance of 500 feet. Headlights shall be aimable and/or have a low beam mode to allow for minimizing glare for other road users and shall be maintained and operated in such a manner.

(F) Operators of golf carts or ORVs not equipped with operating front and rear turn signals, shall give a continuous hand signal for a minimum of 100 feet or 5 seconds of their intention to turn off of the street they are traveling.

(G) LSVs shall be equipped with, in good working order, all required safety equipment per IC 9-13-2-94.5 and 49 CFR 571.500 (FMVSS 500) or current relevant state/federal regulations including, but not limited to, headlamps, tail lamps, stop lamps, and front and rear turn signals.

(H) Golf carts shall be identified as slow moving vehicles by a state approved triangular slow moving vehicle sign positioned a minimum of three feet and a maximum of five feet above the road surface, as near as practicable to the center of the golf cart, and clearly visible from the rear, in accordance with IC 9-21-9-2 or current applicable state law, at all times while being operated on city streets.

(1). The aforementioned slow moving vehicle signs shall comply with the standards and recommendations of the American Society of Agricultural Engineers (ASME), the American National Standards Institute (ANSI), and the Society of Automotive Engineers (SAE) in accordance with IC 9-21-9-5.

(I) Golf carts, LSVs, and ORVs shall not be operated on city sidewalks or city walking paths, including but not limited to, Heritage Trail. except for:

(1). Hatcher Hill

(J) The number of occupants in a golf cart, LSV, or ORV shall be limited to the number of persons for whom factory seating is installed and provided on the golf cart.

(K) The operator and all occupants shall be seated in the golf cart, LSV, or ORV and no part of the body of the operator or occupant shall extend outside the perimeter of the golf cart, LSV, or ORV while the golf cart is in motion.

(L) Only persons over 16 years of age and holding a driver's license may operate a golf cart, LSV, or ORV.

(M) The operator of the golf cart, LSV, or ORV shall comply with all traffic rules and regulations adopted by the State of Indiana and the City of Madison which govern the operation of motor vehicles.

(N) All golf carts and ORVs operated on the city streets of the City of Madison shall be registered with the City of Madison and bear a registration sticker. The city shall collect a fee for said registration, which shall be set from time to time by the Board of Public Works and Safety. The City of Madison will provide a copy of the relevant rules and regulations to the owner(s) at the time the annual permit is issued.

(O) LSVs must be registered with the state Bureau of Motor Vehicles per IC 9-18.1-5-2 or current relevant state law. In the event that state law no longer requires registration of LSVs, they will be subject to the registration requirements of paragraph (M).

(P) ORVs purchased on or after January 1, 2010 must be registered with the state Bureau of Motor Vehicles per IC 9-18.1-14-1 or current relevant state law. (Q) The financial ability of the operator or owner notwithstanding, the operator of a golf cart must show proof of financial responsibility when operating a golf cart, LSV, or ORV.

(R) Liability insurance coverage for a golf cart, LSV, or ORV operated on city streets of the City of Madison shall be in an amount not less than the minimum required by Indiana law for motor vehicles operated on public highways in the State of Indiana.

(S) ORVs may only be operated on the city streets of the City of Madison with special approval of the Board of Public Works if the corresponding approval/use is deemed to be beneficial to the City. Such approval may be granted for individuals, companies, organizations, special events, etc. with a scope and/or duration as defined per the full discretion of the Board; such approval may equally be revoked by the Board for any reason. The Board may choose to waive or amend the registration and insurance requirements of this chapter as it deems appropriate for such approvals.

(T) The authority to determine whether a vehicle meets the definition of a golf cart, LSV, or ORV under paragraph (A) of this section shall be at the discretion of the Mayor or his/her designee. This decision may be appealed to the Board of Public Works for final determination except as otherwise determined by state or federal regulation.

(U) Whoever shall violate any provision of this chapter for which another penalty is not provided by state law shall be fined as provided in § 70.99.

(Ord. 2009-10, passed 8-18-09; Am. Ord. 2020-8, passed 6-16-20; Am. Ord. 2021-4, passed 5-4-21)
Penalty, see § 70.99

§ 70.04 GOLF CARTS, LOW SPEED VEHICLES, AND OFF-ROAD VEHICLES.

The operation of a golf cart, low speed vehicle, or off-road vehicle within the City of Madison is strictly prohibited unless the golf cart, low speed vehicle, or off-road vehicle is operated and equipped in full compliance with this section. ~~Golf carts may be operated on city streets except as restricted below.~~

- (A) ~~A golf cart shall not cross Clifty Drive at any point.~~

Definitions:

"GOLF CART." A four (4) wheeled vehicle with a maximum speed of twenty (20) miles per hour (mph), and as such, not regulated as a motor vehicle by the National Highway Traffic Safety Association (NHTSA), originally designed to transport one (1) or more individuals for the purpose of playing the game of golf or with a design that is based upon and evolved from said design. Additionally, any vehicle that is in accordance with the IC 9-13-2-69.7 definition of a 'golf cart' or the IC 14-19-1-0.5 definition of a 'motorized cart' or other current state or federal definitions of a similar vehicle may be considered a 'golf cart' for the purposes of this chapter.

"LOW SPEED VEHICLE (LSV)." A four (4) wheeled motor vehicle with a maximum speed between twenty (20) and twenty-five (25) miles per hour (mph) meeting the requirements of IC 9-13-2-94.5 and 49 CFR 571.500 (FMVSS 500) or the current relevant state/federal regulations. LSVs may also commonly be referred to as Neighborhood Electric Vehicles (NEVs), modified speed golf carts, or 'street legal' golf carts as long as they meet the requirements of the aforementioned state/federal regulations.

"OFF-ROAD VEHICLE (ORV)." A motor driven vehicle capable of cross country travel meeting the definitions of IC 14-8-2-185-b-4 for an all-terrain vehicle (ATV) or IC 14-8-2-184-b-5 for a recreational off-highway vehicle (ROV). This definition excludes other vehicle types defined by IC 14-8-2-185 as referenced by IC 9-13-2-117.3 or current relevant state law. ROVs as defined by this chapter may also commonly be referred to as Utility Terrain Vehicles (UTVs), side-by-sides, or Multipurpose Off-Highway Utility Vehicles (MOHUVs), among other designations. See also 16 CFR 1420.2(a), ANSI/SVIA 1 – 2023, ANSI/ROHVA 1-2023, and/or ANSI/OPEI B71.9-2022 or the current relevant revisions of the aforementioned regulations and industry standards.

- (B) Golf carts, LSVs, and ORVs shall not be operated on Michigan Hill Road between Milton Street and Autumnwood Lane.

~~Per IC 9-21-5-8.5, LSVs may not be operated on Michigan Road between Autumnwood Lane and Clifty Drive due to the speed limit of forty (40) miles per hour (mph). If IC 9-21-5-8.5 is repealed or changed to allow LSVs to operate on roads with speed limits above thirty-five (35) miles per hour (mph) or if the speed limit of Michigan Road in the aforementioned portion is changed to thirty-five (35) miles per hour (mph) or lower, LSVs may operate on the aforementioned portion.~~

(C) Golf carts, LSVs, and ORVs may not be operated on State Roads 56, 62, or 7, U.S. Highway 421, Main Street in downtown Madison running from ~~the intersection of Jefferson Street to the top of Hanover Hill where the road reconnects with State Road 56~~ Cragmont St, Clifty Hollow Rd, or any federal highway at any time. Golf carts, LSVs, and ORVs may:

- (1) Golf carts may c~~ross~~ Clifty Drive at the intersections of Wilson Avenue, ~~Harry Nichols Drive, and Cragmont Street,~~ Michigan Road, Demaree Drive (Franks Drive - North/East), and Ivy Tech Drive.
- (2) Golf carts may c~~ross~~ Main Street only at intersections controlled by automatic stop lights. Additionally,
- (3) golf carts may c~~ross~~ Highway 421 at a right angle at the intersection of Walnut Street and Aulenbach Avenue and at the intersection of 3rd Street (one-way).
- (4) And cross Highway 7 at a right angle at the intersection of Orchard Street and Green Road.

(D) Operators of golf carts, LSVs, and ORVs shall at all times yield the right-of-way to faster moving traffic, and may not impede the regular flow of traffic.

(E) Golf carts and ORVs shall not be operated on streets and highways of the City of Madison, Indiana during one-half hour after sunset to one-half hour before sunrise unless the golf cart is equipped with one or more ~~two~~-operating headlights (one or more on the center line and/or one equally disposed on each side of the front of the golf cart) and two operating tail lights with brake lights (one on each side of the rear of the golf cart) which are visible from a distance of 500 feet. Headlights shall be aimable and/or have a low beam mode to allow for minimizing glare for other road users and shall be maintained and operated in such a manner.

(F) Operators of golf carts or ORVs not equipped with operating front and rear turn signals, shall give a continuous hand signal for a minimum of 2100 feet or 5 seconds of their intention to turn off of the street they are traveling.

(G) LSVs shall be equipped with, in good working order, all required safety equipment per IC 9-13-2-94.5 and 49 CFR 571.500 (FMVSS 500) or current relevant state/federal regulations including, but not limited to, headlamps, tail lamps, stop lamps, and front and rear turn signals.

(H) Golf carts shall be identified as slow moving vehicles by a state approved triangular slow moving vehicle sign with the top of the sign positioned a minimum of five three feet and a maximum of six five feet above the road surface, as near as practicable to the center of the golf cart, and clearly visible from the rear, in accordance with IC 9-21-9-2 or current applicable state law, at all times while being operated on city streets.

- (1). The aforementioned slow moving vehicle signs shall comply with the standards and recommendations of the American Society of Agricultural Engineers (ASAE), the American National Standards Institute (ANSI), and the Society of Automotive Engineers (SAE) in accordance with IC 9-21-9-5.

(H) Golf carts, LSVs, and ORVs shall not be operated on city sidewalks or city walking paths, including but not limited to, Heritage Trail. except for:

(1). Hatcher Hill

(U) The number of occupants in a golf cart, LSV, or ORV shall be limited to the number of persons for whom factory seating is installed and provided on the golf cart.

(K) The operator and all occupants shall be seated in the golf cart, LSV, or ORV and no part of the body of the operator or occupant shall extend outside the perimeter of the golf cart, LSV, or ORV while the golf cart is in motion.

(LK) Only persons over 16 years of age and holding a driver's license may operate a golf cart, LSV, or ORV.

(ML) The operator of the golf cart, LSV, or ORV shall comply with all traffic rules and regulations adopted by the State of Indiana and the City of Madison which govern the operation of motor vehicles.

~~(NM) Beginning January 1, 2010, a~~ All golf carts and ORVs operated on the city streets of the City of Madison shall be registered with the City of Madison and bear a registration sticker. The city shall collect a fee for said registration, which shall be set from time to time by the Board of Public Works and Safety. The City of Madison will provide a copy of the relevant golf cart rules and regulations to the golf cart owner(s) at the time the annual permit is issued.

(ON) LSVs must be registered with the state Bureau of Motor Vehicles per IC 9-18.1-5-2 or current relevant state law. In the event that state law no longer requires registration of LSVs, they will be subject to the registration requirements of paragraph (M).

(PO) ORVs purchased on or after January 1, 2010 must be registered with the state Bureau of Motor Vehicles per IC 9-18.1-14-1 or current relevant state law. In the event that state law no longer requires registration of ORVs, they will be subject to the registration requirements of paragraph (M). ORVs purchased before January 1, 2010 and not subject to registration under IC 9-18.1-14-1 or other relevant state law shall be subject to the registration requirements of paragraph (M).

(QPN) The financial ability of the operator or owner notwithstanding, the operator of a golf cart must show proof of financial responsibility when operating a golf cart, LSV, or ORV.

~~(QO) Written proof of financial responsibility must be available either on the golf cart, LSV, or ORV or carried by the operator at all times.~~

(RP) Liability insurance coverage ~~on for~~ a golf cart, LSV, or ORV ~~operated on city streets of the City of Madison~~ shall be in an amount not less than the minimum required by Indiana law for motor vehicles operated on public highways in the State of Indiana.

(S) ORVs may only be operated on the city streets of the City of Madison with special approval of the Board of Public Works if the corresponding approval/use is deemed to be beneficial to the City. Such approval may be granted for individuals, companies, organizations, special events, etc. with a scope and/or duration as defined per the full discretion of the Board; such approval may equally be revoked by the Board for any reason. The Board may choose to waive or amend the registration and insurance requirements of this chapter as it deems appropriate for such approvals.

(ST) The authority to determine whether a vehicle meets the definition of a golf cart, LSV, or ORV under paragraph (A) of this section shall be at the discretion of the Mayor or his/her designee. This decision may be appealed to the Board of Public Works for final determination except as otherwise determined by state or federal regulation.

(U) Whoever shall violate any provision of this chapter for which another penalty is not provided by state law shall be fined as provided in § 70.99.

(Ord. 2009-10, passed 8-18-09; Am. Ord. 2020-8, passed 6-16-20; Am. Ord. 2021-4, passed 5-4-21) Penalty, see § [70.99](#)

References:

Federal Regs:

S571.3 Definitions

Low-speed vehicle (LSV) means a motor vehicle,

- (1) That is 4-wheeled,
- (2) Whose speed attainable in 1.6 km (1 mile) is more than 32 kilometers per hour (20 miles per hour) and not more than 40 kilometers per hour (25 miles per hour) on a paved level surface, and
- (3) Whose GVWR is less than 1,361 kilograms (3,000 pounds).

Indiana Code:

IC 9-13-2-73"Highway or street"

Sec. 73. "Highway" or "street" means the entire width between the boundary lines of every publicly maintained way when any part of the way is open to the use of the public for purposes of vehicular travel in Indiana. The term includes an alley in a city or town.

[Pre-1991 Recodification Citations: 9-1-1-2(q); 9-3-1-1 part; 9-4-1-14 part; 9-4-8-4 part.]

As added by P.L.2-1991, SEC.1. Amended by P.L.198-2016, SEC.116.

IC 9-25-2-4"Public highway"

Sec. 4. "Public highway" means a street, an alley, a road, a highway, or a thoroughfare in Indiana, including a privately owned business parking lot and drive, that is used by the public or open to use by the public.
[Pre-1991 Recodification Citation: 9-2-1-15.]

As added by P.L.2-1991, SEC.13.

IC 9-13-2-69.7 "Golf cart"

Sec. 69.7. "Golf cart" means a four (4) wheeled motor vehicle originally and specifically designed and intended to transport one (1) or more individuals and golf clubs for the purpose of playing the game of golf on a golf course.

As added by P.L.150-2009, SEC.2.

IC 9-13-2-94.5 "Low speed vehicle"

Sec. 94.5. "Low speed vehicle" means a four (4) wheeled electrically powered motor vehicle:

- (1) with a maximum design speed of not more than twenty-five (25) miles per hour;
- (2) with operational and equipment specifications described in 49 CFR 571.500;
- (3) that is equipped with:
 - (A) headlamps;
 - (B) front and rear turn signal lamps, tail lamps, and stop lamps;
 - (C) reflex reflectors;
 - (D) exterior or interior mirrors;
 - (E) brakes as specified in [IC 9-19-3-1](#);
 - (F) a windshield;
 - (G) a vehicle identification number; and
 - (H) a safety belt installed at each designated seating position; and
- (4) that has not been privately assembled as described in [IC 9-17-4-1](#).

The term does not include a golf cart or an off-road vehicle.

As added by P.L.21-2003, SEC.1. Amended by P.L.9-2007, SEC.1; P.L.150-2009, SEC.3; P.L.262-2013, SEC.10; P.L.178-2019, SEC.35.

IC 9-13-2-117.3 "Off-road vehicle"

Sec. 117.3. "Off-road vehicle" has the meaning set forth in [IC 14-8-2-185](#).

As added by P.L.219-2005, SEC.2. Amended by P.L.1-2007, SEC.81.

IC 9-18.1-3-6 Vehicles bureau may not register

Sec. 6. The bureau may not register the following vehicles:

- (1) A vehicle that:
 - (A) is subject under rules adopted under air pollution control laws (as defined in [IC 13-11-2-6](#)) to:
 - (i) inspection of vehicle air pollution control equipment; and
 - (ii) testing of emission characteristics; and
 - (B) has not been:
 - (i) inspected; and
 - (ii) certified by an inspection station under [IC 13-17-5-5.1\(b\)](#) that the air pollution equipment is not in a tampered condition and the vehicle meets air emission control standards.
- (2) A motor vehicle that does not comply with applicable motor vehicle equipment requirements under [IC 9-19](#).
- (3) A motor vehicle that does not comply with applicable operational and equipment specifications described in 49 CFR 571.
- (4) A private bus that is designed or used to transport more than fifteen (15) passengers, including the driver, that does not have an unexpired certificate indicating compliance with an inspection program established under [IC 9-19-22-3](#).

(5) A school bus or special purpose bus that does not have an unexpired certificate of inspection under [IC 20-27-7-3](#).

(6) A farm wagon.

(7) A farm tractor.

(8) A golf cart.

(9) An implement of agriculture designed to be operated primarily in a farm field or on farm premises.

[Pre-2016 Revision Citations: 9-18-1-1(a), 9-18-2-12, subdivision (4) formerly 9-18-2-8(g), subdivision (5) formerly 9-18-2-8.5.]

As added by P.L. 198-2016, SEC. 326. Amended by P.L. 164-2018, SEC. 1.

IC 9-19-1-1 Application of article generally

Sec. 1. (a) Except as provided in subsection (b) and as otherwise provided in this chapter, this article does not apply to the following with respect to equipment on vehicles:

(1) Implements of agriculture designed to be operated primarily in a farm field or on farm premises.

(2) Road machinery.

(3) Road rollers.

(4) Farm tractors.

(5) Vehicle chassis that:

(A) are a part of a vehicle manufacturer's work in process; and

(B) are driven under this subdivision only for a distance of less than one (1) mile.

(6) Golf carts and off-road vehicles when operated in accordance with an ordinance adopted under [IC 9-21-1-3\(a\)\(14\)](#) or [IC 9-21-1-3.3\(a\)](#).

(b) A farm type dry or liquid fertilizer tank trailer or spreader that is drawn or towed on a highway by a motor vehicle other than a farm tractor at a speed greater than thirty (30) miles per hour is considered a trailer for equipment requirement purposes and all equipment requirements concerning trailers apply.

[Pre-1991 Recodification Citations: 9-8-6-2(c), 9-8-6-2(d).]

As added by P.L. 2-1991, SEC. 7. Amended by P.L. 98-1991, SEC. 1; P.L. 210-2005, SEC. 27; P.L. 150-2009, SEC. 7; P.L. 182-2009(ss), SEC. 289; P.L. 259-2013, SEC. 14.

IC 9-21-1-3 Powers of local authorities; effective date of ordinances

Sec. 3. (a) A local authority, with respect to private roads and highways under the authority's jurisdiction, in accordance with sections 2 and 3.3(a) of this chapter, and within the reasonable exercise of the police power, may do the following:

(1) Regulate the standing or parking of vehicles and electric foot scooters.

(2) Regulate traffic by means of police officers or traffic control signals.

(3) Regulate or prohibit processions or assemblages on the highways.

(4) Designate a highway as a one-way highway and require that all vehicles operated on the highway be moved in one (1) specific direction.

(5) Regulate the speed of vehicles in public parks.

(6) Designate a highway as a through highway and require that all vehicles stop before entering or crossing the highway.

(7) Designate an intersection as a stop intersection and require all vehicles to stop at one (1) or more entrances to the intersection.

(8) Restrict the use of highways as authorized in [IC 9-21-4-7](#).

(9) Regulate the operation of bicycles and electric foot scooters and require the registration and licensing of bicycles and electric foot scooters, including the requirement of a registration fee.

(10) Regulate or prohibit the turning of vehicles at intersections.

(11) Alter the prima facie speed limits authorized under [IC 9-21-5](#).

(12) Adopt other traffic regulations specifically authorized by this article.

(13) Adopt traffic regulations governing traffic control on public school grounds when requested by the governing body of the school corporations.

(14) Regulate or prohibit the operation of low speed vehicles, golf carts, or off-road vehicles on highways in accordance with section 3.3(a) of this chapter.

(b) An ordinance or regulation adopted under subsection (a)(4), (a)(5), (a)(6), (a)(7), (a)(8), (a)(10), (a)(11), (a)(12), (a)(13), or (a)(14), is effective when signs giving notice of the local traffic regulations are posted upon or at the entrances to the highway or part of the highway that is affected.

[Pre-1991 Recodification Citation: 9-4-1-28(a), (c).]

As added by P.L.2-1991, SEC.9. Amended by P.L.128-2002, SEC.2; P.L.21-2003, SEC.6; P.L.150-2009, SEC.11; P.L.182-2009(ss), SEC.291; P.L.259-2013, SEC.15; P.L.142-2019, SEC.4.

IC 9-21-1-3.3 Ordinances regarding use of golf carts on highway

Sec. 3.3. (a) A city, county, or town may adopt by ordinance traffic regulations concerning the use of golf carts or off-road vehicles, or both on a highway under the jurisdiction of the city, county, or town. An ordinance adopted under this subsection may not:

(1) conflict with or duplicate another state law; or

(2) conflict with a driver's licensing requirement of another provision of the Indiana Code.

(b) A fine assessed for a violation of a traffic ordinance adopted by a city, county, or town under this section shall be deposited into the general fund of the city, county, or town.

(c) Notwithstanding subsection (a), an ordinance adopted by a county under this section:

(1) may allow an operator of a golf cart or off-road vehicle to cross a highway in the state highway system, at right angles, in order to travel from one (1) highway under the jurisdiction of the county to another highway under the jurisdiction of the county when the operation can be done safely; and

(2) must set a limit as to the number of passengers (other than the operator) that may be permitted on a golf cart or off-road vehicle.

(d) A violation of an ordinance adopted under this section that is committed on a state highway by the operator of a golf cart or off-road vehicle is considered to be an ordinance violation.

As added by P.L.150-2009, SEC.12. Amended by P.L.182-2009(ss), SEC.292; P.L.60-2012, SEC.1; P.L.259-2013, SEC.16.

IC 9-21-8-57 Operation of golf cart on highway

Sec. 57. A golf cart or off-road vehicle may not be operated on a highway except in accordance with:

(1) an ordinance adopted under [IC 9-21-1-3](#)(a)(14) and [IC 9-21-1-3.3](#)(a) authorizing the operation of a golf cart or an off-road vehicle on the highway; or

(2) [IC 14-16-1-20](#) authorizing an off-road vehicle to operate on a highway.

As added by P.L.182-2009(ss), SEC.293. Amended by P.L.259-2013, SEC.17.

IC 9-21-9-0.5 Applicability

Sec. 0.5. (a) This chapter does not apply to the following:

(1) An electric personal assistive mobility device.

(2) A low speed vehicle.

(3) Except as provided in subsection (b), a golf cart or off-road vehicle.

(4) A motor driven cycle.

(5) An electric foot scooter.

(b) An ordinance adopted in accordance with [IC 9-21-1-3](#)(a)(14) or [IC 9-21-1-3.3](#)(a) may require a golf cart or off-road vehicle to display a slow moving vehicle emblem in accordance with section 3 of this chapter or a red or amber flashing lamp in accordance with section 4 of this chapter. A fine assessed for a violation of an ordinance under this section shall be deposited in the general fund of the city, county, or town.

As added by P.L.143-2002, SEC.7. Amended by P.L.21-2003, SEC.9; P.L.150-2009, SEC.14; P.L.60-2012, SEC.2; P.L.259-2013, SEC.18; P.L.221-2014, SEC.43; P.L.142-2019, SEC.6.

IC 9-21-9-2 Slow moving vehicle emblem; display

Sec. 2. Whenever a vehicle is moved, operated, or driven on a highway that is open for vehicular travel, the vehicle shall display a triangular slow moving vehicle emblem mounted as near as is practicable to the center of

mass and at an approximate height of not less than three (3) and not more than five (5) feet from level ground or pavement surface. The emblem shall be mounted so as to be entirely visible from the rear, day or night. The emblem and the emblem's position of mounting on the vehicle must meet the specifications established by rules adopted by the Indiana criminal justice institute.

[Pre-1991 Recodification Citation: 9-8-10-2]

As added by P.L.2-1991, SEC.9. Amended by P.L.39-1993, SEC.6.

IC 9-21-9-3Slow moving vehicle emblem; restrictions on use

Sec. 3. The use of the slow moving vehicle emblem described in section 2 of this chapter is restricted to the slow moving vehicles described in section 1 of this chapter. The use of the emblem on any other type of vehicle or stationary object on or along a highway is prohibited.

[Pre-1991 Recodification Citation: 9-8-10-3]

As added by P.L.2-1991, SEC.9.

IC 9-21-9-5Design, materials, and mounting of emblems; adoption of rules; considerations

Sec. 5. (a) The Indiana criminal justice institute shall adopt rules under [IC 4-22-2](#) establishing standards and specifications for the design, materials, and mounting of a standard slow moving vehicle emblem for the uniform identification of slow moving vehicles.

(b) In adopting rules under subsection (a), the Indiana criminal justice institute shall substantially adhere to the current recommendations of the American Society of Agricultural Engineers, the American National Standards Institute, and the Society of Automotive Engineers so that the slow moving vehicle emblem may be more universally recognizable and of adequate quality.

(c) The Indiana criminal justice institute shall adopt revisions to the standards and specifications adopted as required under subsection (a) as amendments are made to the recommendations of the American Society of Agricultural Engineers, the American National Standards Institute, and the Society of Automotive Engineers regarding the slow moving vehicle emblem.

[Pre-1991 Recodification Citation: 9-8-10-5]

As added by P.L.2-1991, SEC.9. Amended by P.L.39-1993, SEC.7; P.L.148-2005, SEC.4.

IC 14-8-2-5.7"All-terrain vehicle"

Sec. 5.7. "All-terrain vehicle", for purposes of [IC 14-8-2-185](#), means a motorized, off-highway vehicle that:

- (1) is fifty-five (55) inches or less in width when measured from outside of tire rim to outside of tire rim;
- (2) has a dry weight of one thousand five hundred (1,500) pounds or less;
- (3) is designed for travel on at least three (3) nonhighway or off-highway tires; and
- (4) is designed for recreational use by one (1) or more individuals.

The term includes parts, equipment, or attachments sold with the vehicle.

As added by P.L.86-2010, SEC.2. Amended by P.L.219-2014, SEC.5; P.L.164-2020, SEC.43.

IC 14-8-2-185"Off-road vehicle"

Sec. 185. (a) "Off-road vehicle", for purposes of [IC 14-16-1](#) and [IC 14-19-1-0.5](#), means a motor driven vehicle capable of cross-country travel:

- (1) without benefit of a road; and
- (2) on or immediately over land, water, snow, ice, marsh, swampland, or other natural terrain.

(b) The term includes the following:

- (1) A multiwheel drive or low pressure tire vehicle.
- (2) An amphibious machine.
- (3) A ground effect air cushion vehicle.
- (4) An all-terrain vehicle (as defined in section 5.7 of this chapter).
- (5) A recreational off-highway vehicle (as defined in section 233.5 of this chapter).
- (6) Other means of transportation deriving motive power from a source other than muscle or wind.

(c) The term does not include the following:

- (1) A farm vehicle being used for farming, including, but not limited to, a farm wagon (as defined in [IC 9-13-2-60\(2\)](#)).
- (2) A vehicle used for military or law enforcement purposes.
- (3) A construction, mining, or other industrial related vehicle used in performance of the vehicle's common function, including, but not limited to, a farm wagon (as defined in [IC 9-13-2-60\(2\)](#)).
- (4) A snowmobile (as defined by section 261 of this chapter).
- (5) A registered aircraft.
- (6) Any other vehicle properly registered by the bureau of motor vehicles.
- (7) Any watercraft that is registered under Indiana statutes.
- (8) A golf cart vehicle.
- (9) An electric bicycle (as defined in [IC 9-13-2-49.2](#)).

[Pre-1995 Recodification Citation: 14-1-3-1(f).]

As added by P.L.1-1995, SEC.1, Amended by P.L.225-2005, SEC.6; P.L.150-2009, SEC.21; P.L.86-2010, SEC.3; P.L.256-2017, SEC.183; P.L.206-2019, SEC.12.

IC 14-8-2-233.5 "Recreational off-highway vehicle"

Sec. 233.5. "Recreational off-highway vehicle", for purposes of [IC 14-8-2-185](#), means a motorized, off-highway vehicle that:

- (1) is eighty (80) inches or less in width when measured from outside of tire rim to outside of tire rim;
- (2) has a dry weight of two thousand five hundred (2,500) pounds or less;
- (3) is designed for travel on at least four (4) nonhighway or off-highway tires; and
- (4) is designed for recreational use by one (1) or more individuals.

As added by P.L.86-2010, SEC.4. Amended by P.L.219-2014, SEC.13; P.L.164-2020, SEC.44.

IC 14-19-1-0.5 "Motorized cart"

Sec. 0.5. (a) "Motorized cart" means a conveyance that is:

- (1) motor driven, either by gas or electricity;
- (2) used to carry passengers or equipment; and
- (3) smaller than the types of motor vehicles required to be registered by the bureau of motor vehicles such as a:
 - (A) passenger motor vehicle (as defined in [IC 9-13-2-123](#));
 - (B) recreational vehicle (as defined in [IC 9-13-2-150](#)); or
 - (C) truck (as defined in [IC 9-13-2-188](#)).

A motorized cart may be characterized as a golf cart, utility cart, or similar form of motor vehicle.

(b) The term does not include:

- (1) an electric personal assistive mobility device (as defined in [IC 9-13-2-49.3](#));
- (2) a motorcycle (as defined in [IC 9-13-2-108](#));
- (3) a motor driven cycle (as defined in [IC 9-13-2-104.1](#));
- (4) an off-road vehicle; or
- (5) an electric foot scooter (as defined in [IC 9-13-2-49.4](#)).

As added by P.L.225-2005, SEC.14. Amended by P.L.221-2014, SEC.86; P.L.142-2019, SEC.10.