

TOWN OF BERMUDA RUN

AN ORDINANCE TO REGULATE THE OPERATIONS OF GOLF CARTS WITHIN THE CORPORATE LIMITS ON TOWN STREETS AND ROADS AS AUTHORIZED PURSUANT TO NORTH CAROLINA GENERAL STATUTE 160A-300.6

WHEREAS, pursuant to North Carolina General Statute 160A-300.6, the Town of Bermuda Run is authorized, by ordinance, to regulate the operations of golf carts as defined in North Carolina General Statute 20-4.01(12a), on any public street, road, or highway where the speed limit is 35 miles per hour or less within its municipal limits or on any property owned or leased by the city; and

WHEREAS, the Town Council of the Town of Bermuda Run has taken into full consideration the recommendation of Town Staff and Legal Counsel to regulate the operation of golf carts within the corporate limits on town streets and roads; and

WHEREAS, the Town Council has concluded and hereby declares that it is in the public interest to regulate the operations of golf carts;

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Bermuda Run that;

It is unlawful to operate a golf cart on a public street or road within the Town of Bermuda Run unless the following requirements are met:

1. The golf cart may only be operated on streets and roads that meet the requirements below:
 - (a) Golf carts may not be operated on or alongside a public road or street with a posted speed limit greater than thirty-five (35) miles per hour.
 - (b) Golf carts may not operate on or alongside US HWY 158 within the corporate limits, or on or alongside NC HWY 801 within the corporate limits, or on or alongside Yadkin Valley Road within the corporate limits, or on or alongside Interstate 40 within the corporate limits. Golf carts may only cross these roads and highways at signalized or dedicated clearly marked intersections in the corporate limits.
 - (c) Streets and Roads Approved for Use. Golf carts authorized for use under the provisions of this subsection may be operated in the Town of Bermuda Run on public streets and roads only within the corporate limits of the Town of Bermuda Run.
 - (d) During an emergency situation or at a special event, any police officer supervising or controlling traffic may direct that golf carts be operated on or upon other locations.

2. No person may operate a golf cart unless that person is licensed to drive upon the streets and highways of North Carolina and then, only in accordance with such driver's license. Golf cart operators must carry their driver's license on their person at all times while operating a golf cart on public streets and roads in the corporate limits.

3. Only the number of people the golf cart is designed to seat may ride on a golf cart. Specifically, passengers shall not be carried on the part of a golf cart designed to carry golf bags.

4. No golf cart may be operated at a speed greater than reasonable and prudent for the existing conditions, and in no instance at a speed greater than twenty (20) miles per hour, or the posted speed limit, whichever is less.

5. No golf cart may be operated in a careless or reckless manner.

6. Golf carts must be operated to the extreme right of the roadway and must yield to all vehicular and pedestrian traffic.

7. Golf carts may be operated only during daylight hours, with the exception of golf carts meeting the requirements set forth below that may be operated at night:

Two (2) lighted lamps, one (1) on each side of the front of the golf cart, visible under normal atmospheric conditions from a distance of at least three hundred (300) feet in front of such golf cart, and two red lamps on the rear, one on each side, exhibiting a red light visible under like conditions from a distance of at least two hundred (200) feet to the rear of the golf cart.


8. Golf carts must be operated on Town Streets and roads in accordance with all the applicable state and local laws and ordinances, including all laws, regulations and ordinances pertaining to the possession and use of alcoholic beverages.

9. Golf carts must have the basic equipment supplied by the manufacturer, including a vehicle identification or serial number. Rear view or side view mirrors are required. Lights are required if the vehicle is to be operated at any time other than daylight hours, as provided in Section (7).


10. Golf carts may only be operated on Town streets and roads in the corporate limits when the purpose for such travel is for transport to and from a destination, play on a golf course in the corporate limits, or licensed drivers employed by the golf course.

11. Enforcement. Violation of the provisions of this ordinance shall constitute an infraction, the maximum penalty for which shall be fifty (\$50.00) dollars. Notwithstanding the foregoing, persons who, while driving golf carts on public streets within the Town, violate the "Rules of the Road" applicable to motor vehicles generally (as set forth in Part 10 of the N.C.G.S. Chapter 20), shall be subject to the same penalties applicable to the operators of such other motor vehicles.

ADOPTED this, the 9th day of August, 2011.

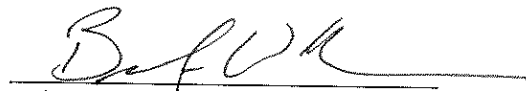

John H. Ferguson, Mayor

ATTEST:



Lee Rollins, Town Clerk

APPROVED AS TO FORM:



Brian F. Williams, Town Attorney