

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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SENATE BILL 563

Short Title: Regulation of Golf Carts by Local Governments. (Public)

Sponsors: Senators Davis; Goss, Hartsell, Jenkins, Jones, Malone, McKissick, Stein, Stevens, Swindell, and Weinstein.

Referred to: State and Local Government.

March 12, 2009

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW ALL UNITS OF LOCAL GOVERNMENT TO REGULATE GOLF
3 CARTS.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 160A-300.5(c) is repealed.

6 **SECTION 2.** Section 1(a) of S.L. 2001-132 reads as rewritten:

7 "**SECTION 1.(a)** ~~With the exception of any provisions prohibiting or regulating the~~
8 ~~operation of private golf carts, the~~The provisions of Chapter 20 of the General Statutes relating
9 to the use of the highways of the State and the operation of motor vehicles are applicable to the
10 streets, roadways, and alleys on the properties owned by or under the control of the West Side
11 Landowners Association, Inc., or the members of the West Side Landowners Association, Inc.
12 For purposes of this act, streets, roadways, and alleys in the Seven Lakes West Community
13 shall have the same meaning as highways and public vehicular areas pursuant to G.S. 20-4.01."

14 **SECTION 3.** Section 6 of S.L. 2001-356 is repealed.

15 **SECTION 4.** Section 3 of Chapter 33 of the 1995 Session Laws, as amended by
16 Section 2 of S.L. 2002-82, reads as rewritten:

17 "**Sec. 3.** This act shall not be construed as in any way interfering with the ownership and
18 control of the streets, roadways, and alleys of the Seven Lakes Landowners Association, Inc.,
19 or its members as is now vested by law in that association or its members. The speed limits
20 within the Seven Lakes Community shall be the same as those in effect at the time of
21 ratification of this act. Any proposed change in the speed limit shall be submitted to and
22 approved by the Moore County Board of Commissioners. Pursuant to G.S. 20-141, the Moore
23 County Board of Commissioners may authorize by ordinance higher or lower speeds.
24 ~~Notwithstanding the provisions of G.S. 20-50 and G.S. 20-54, the Moore County Board of~~
25 ~~Commissioners may, by ordinance, regulate the operation of electric golf carts on streets and~~
26 ~~roads within the confines of the Seven Lakes Community as recommended by the Directors of~~
27 ~~the Seven Lakes Landowners Association, Inc. By ordinance, the Moore County Board of~~
28 ~~Commissioners may require the registration of golf carts, specify the persons authorized to~~
29 ~~operate golf carts, and specify required equipment, load limits, and the hours and methods of~~
30 ~~operation of the golf carts."~~

31 **SECTION 5.** Section 1 of S.L. 2003-124, as amended by S.L. 2004-58, S.L.
32 2007-204, and S.L. 2007-259, reads as rewritten:

33 "**SECTION 1.** Notwithstanding the provisions of G.S. 20-50 and G.S. 20-54, the Towns of
34 Beech Mountain, North Topsail Beach, and Seven Devils, and the City of Conover may, by
35 ordinance, regulate the operation of ~~golf carts and~~ utility vehicles on any public street or road
36 within the City or Town. By ordinance, the City or Town may require the registration of ~~golf~~



1 ~~earts and~~ utility vehicles, specify the persons authorized to operate ~~golf carts and~~ utility
2 vehicles, and specify required equipment, load limits, and the hours and methods of operation
3 of the ~~golf carts and~~ utility vehicles."

4 **SECTION 6.** Section 1 of S.L. 2004-38 reads as rewritten:

5 "**SECTION 1.** ~~With the exception of any provisions prohibiting or regulating the operation~~
6 ~~of private golf carts, the~~The provisions of Chapter 20 of the General Statutes relating to the use
7 of the highways of the State and the operation of motor vehicles are applicable to the streets,
8 roadways, and alleys on the properties owned by or under the control of the Lake Toxaway
9 Property Owners' Association, Inc., or the members of the Lake Toxaway Property Owners'
10 Association, Inc. For purposes of this act, streets, roadways, and alleys in the Lake Toxaway
11 Community shall have the same meaning as highways and public vehicular areas pursuant to
12 G.S. 20-4.01."

13 **SECTION 7.** Section 1 of S.L. 2005-11, as amended by S.L. 2007-18, is repealed.

14 **SECTION 8.** Section 3 of S.L. 2005-11, as amended by S.L. 2006-149, S.L.
15 2006-152, and S.L. 2007-18, reads as rewritten:

16 "**SECTION 3.** ~~Section 1 of this act applies only to the Towns of Benson, Bladenboro,~~
17 ~~Chadbourn, Clarkton, Elizabethtown, Four Oaks, Rose Hill and Tabor City. Section 2 of~~
18 ~~this~~This act applies only to Moore County."

19 **SECTION 9.** S.L. 2005-58 is repealed.

20 **SECTION 10.** Section 9.4 of the Charter for the Town of Cary, as enacted by
21 Section 1 of S.L. 2005-117, is repealed.

22 **SECTION 11.** Section 5.2 of the Charter for the Town of Whispering Pines, as
23 enacted by S.L. 2008-105, is repealed.

24 **SECTION 12.** This act becomes effective October 1, 2009.