

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 320

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

Sponsors: Representatives Neumann, Moore (Primary Sponsors); Cleveland and Lewis.

Referred to: Local Government I, if favorable, Finance.

February 26, 2009

A BILL TO BE ENTITLED

AN ACT TO ALLOW ALL UNITS OF LOCAL GOVERNMENT TO REGULATE GOLF
CARTS.

The General Assembly of North Carolina enacts:

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 G.S. 160A-300.5(c) is repealed.

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

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

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 Section 6 of S.L. 2001-356 is repealed.

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

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

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

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



1 vehicles, and specify required equipment, load limits, and the hours and methods of operation
2 of the ~~golf carts and utility vehicles.~~"

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

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

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

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

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

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

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

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

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