

TITLE VII: TRAFFIC CODE

Chapter

70. VEHICLE REGULATIONS

71. RECREATIONAL VEHICLES

CHAPTER 70: VEHICLE REGULATIONS

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GENERAL PROVISIONS

§ 70.01 TRUCK TRAFFIC.

(A) It shall be unlawful to drive a tractor-trailer truck in either direction on the following streets, it being the intent of this division (A) to close said public streets to through truck traffic. All tractor-trailers proceeding to the truck shop at 285 Carlie Street shall enter and exit by Jaycee Hut Road.

<i>Street</i>	<i>From</i>	<i>To</i>
Carlie Street	Sunset Street	285 Carlie Street
Sunset Street	South Kendall Street	End of Sunset Street
Welch Street	South Kendall Street	Sunset Street

(B) Trucks with over eight wheels shall be limited to one-directional traffic on Cohen Street. Their entry onto Cohen Street shall be from Bennett Street and their exit from Cohen Street shall be onto Anson Avenue.

(Ord. 115, passed 11-6-2006; Ord. 116, passed 5-7-2007) Penalty, see § 70.99

§ 70.02 ENGINE BRAKING PROHIBITED.

(A) *Definition.* For the purpose of this chapter, the following definition shall apply unless the context clearly indicates or requires a different meaning.

UNMUFFLED ENGINE COMPRESSION BRAKE. A motor vehicle brake which is activated or worked by the compression of the engine of a motor vehicle, and which is not effectively muffled to prevent excessive noise.

(B) *Prohibition.*

(1) No person shall use an engine braking system within the corporate limits of the town which is in any way activated or operated by the compression of the engine of any such motor vehicle or any such unit or part thereof, except in cases of emergency or necessary for the protection of persons and/or property.

(2) The town will identify the areas that engine braking is prohibited and signs shall be conspicuously posted in such areas stating "No engine braking" or its equivalent.

(Ord. 148-A, passed 4-21-2014) Penalty, see § 70.99

§ 70.03 TRACTORS.

It shall be unlawful for any person or persons to drive tractors or any kind of machines on the pavement or to move or cause to be moved, any building or object that will damage the streets or sidewalks in the town.

(Ord. 23, passed - -) Penalty, see § 70.99

§ 70.04 RIDING OR SWINGING ON OUTSIDE OF CAR.

It shall be unlawful for any person or persons to ride or swing on the outside of a car or wagon, while moving, nor shall it be lawful for same to be permitted.

(Ord. 24, passed - -) Penalty, see § 70.99

§ 70.05 FAILING TO STOP AT STOP SIGN.

It shall be unlawful for any person to fail to stop at any stop sign erected by the town.
(Ord. 32, passed - -) Penalty, see § 70.99

PARKING

§ 70.15 STOPPING IN THE STREET.

It shall be unlawful for the driver of any vehicle to stop the vehicle in or on any street in the town limits, except for the purpose of parking in a properly marked parking space, unless the stop is made necessary by the approach of fire apparatus, by the stopping of a public conveyance, by the reason of traffic signals, in the exercise of the rights of turning at an intersection or upon entering an intersection, by the passing of another vehicle, by the passing of a funeral procession, for a pedestrian, by reason of any emergency, or by order of a police officer.
(Ord. 119, passed 6-4-2007) Penalty, see § 70.99

§ 70.16 WHERE PROHIBITED.

No person shall stop, stand, or park a vehicle or motorcycle, except when necessary to avoid conflict with other traffic, or in compliance with law, the direction of a law enforcement officer, or traffic-controlled device, in any of the following places:

- (A) On any area designated as a fire access;
- (B) On a sidewalk;
- (C) In front of or within a public or private road, driveway, alleyway, fire lane, or loading zone;
- (D) Within an intersection;
- (E) Within ten feet of a fire hydrant;
- (F) On a crosswalk;

(G) Within 15 feet of the rear corner of the curbs at an intersection, except where otherwise designated;

(H) Within 15 feet upon the approach to a traffic signal or stop sign located at the side of a roadway;

(I) On the roadway side of any vehicle stopped or parked at the edge of a curb or street;

(J) Upon any bridge;

(K) At any place where official signs, white and yellow painted curbs, or other road painting or markings so prohibit; or

(L) In any other place or manner which obstructs vehicular or pedestrian traffic along a public or private way.

(Ord. 147, passed 9-3-2013) Penalty, see § 70.99

§ 70.17 OBSTRUCTION OF FREE PASSAGE.

(A) No person shall stop, stand, park, or leave a vehicle or motorcycle on any street in such a manner or under such condition so as to obstruct the free passage of other vehicles or motorcycles in either direction, or so as to leave available less than 15 feet of the width of the roadway for free movement of vehicular traffic, unless specifically permitted by a law enforcement officer.

(B) A person is guilty of obstruction of public ways if he or she unreasonably obstructs the free passage of foot or vehicular traffic on any public ways and refuses to cease or remove the obstruction upon a lawful order to do so given to him or her by a law enforcement officer.

(C) As used in this section, *PUBLIC WAY* means any public highway or sidewalk, private way laid out under authority of statute, way dedicated to public use, way upon which the public has a right of access or has access as invitees or licensees, or way under the control of Park Commissioners or a body having like powers.

(Ord. 147, passed 9-3-2013) Penalty, see § 70.99

§ 70.18 REVERSE DIRECTION PARKING.

No person shall allow or permit any vehicle or motorcycle to stand or park on any street facing oncoming traffic.

(Ord. 147, passed 9-3-2013) Penalty, see § 70.99

§ 70.99 PENALTY.

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99 of this code of ordinances.

(B) Violation of § 70.01 shall constitute a misdemeanor punishable by a fine of up to \$50 and imprisonment of up to 30 days.

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(C) Violation of § 70.02 shall constitute a traffic infraction and shall be punished by a penalty of \$50 per violation.

(D) Violation of § 70.15 shall constitute a misdemeanor punishable by a fine of up to \$50 and imprisonment of up to 30 days.

(E) Violation of §§ 70.16 to 70.18 shall constitute a traffic infraction and shall be punished by a penalty of \$50 per violation.

(Ord. 115, passed 11-6-2006; Ord. 119, passed 6-4-2007; Ord. 147, passed 9-3-2013; Ord. 148-A, passed 9-3-2013)

CHAPTER 71: RECREATIONAL VEHICLES

Section

General Provisions

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GENERAL PROVISIONS

§ 71.01 BICYCLES, SKATEBOARDS, AND THE LIKE.

(A) It shall be unlawful for any person to ride a bicycle, skates, skateboards or any other device mounted on wheels used to transport a person from one place to another on the sidewalks in the Business District of the town.

(B) Division (A), which pertains to the riding of bicycles, skates, skateboards, or any other device mounted on wheels used to transport a person from one place to another on the sidewalks in the Business District, is hereby amended to include the riding of a horse or any livestock domesticated or otherwise and all-terrain vehicles (ATVs). Furthermore, division (A) above shall be amended to include all sidewalks within the town limits of the town, not just sidewalks in the Business District.

(1) This will ensure the safety of the citizens in the town limits from being injured in the event that one of the above listed items would come into contact with them.

(2) The public health and quality of urban attractiveness would be protected for the town. (Ord. 11, passed - - ; Ord. 72, passed 4-6-1992; Ord. passed 1-7-2002)

GOLF CARTS

§ 71.15 PURPOSE, DISCLAIMER AND ASSUMPTION OF RISK.

(A) The purpose of this subchapter is to provide a means of travel that is convenient, cost-effective and energy efficient. In order to promote the safety of drivers, passengers and the general public in the Town of Norwood, regulations pertaining to the operation of golf carts must comply with applicable state laws and Town of Norwood regulations pertaining to the operation of traditional motor vehicles, and must also comply with the specific provisions included in this subchapter.

(B) Golf carts are not designed for nor manufactured to be used on public streets and the Town of Norwood neither advocates nor endorses the golf cart as a safe means of travel on public streets. The Town of Norwood is no way liable for accidents, injuries or deaths involving or resulting from the operation of a golf cart.

(C) Any person who owns, operates or rides a golf cart on a public street within the Town of Norwood and does so at his or her own risk and peril. Owners/operators assume all liability resulting from the operation of a golf cart. (Ord. 151, passed 4-7-2014; Ord. 174, passed 5-3-2021)

§ 71.16 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

DRIVER'S LICENSE. A valid license issued to operate a motor vehicle issued by North Carolina or any other state, as long as driving privileges are not suspended/revoked by the State of North Carolina.

FINANCIAL RESPONSIBILITY. Liability insurance coverage on a golf cart in an amount not less than required by North Carolina law for motor vehicles operated on a public highway in the State of North Carolina.

GOLF CART. A vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of 20 mph.

GOLF CART OPERATOR. The individual in physical control of a golf cart that is moving or has its key inserted and in the "on" position.
(Ord. 151, passed 4-7-2014; Ord. 174, passed 5-3-2021)

§ 71.17 RULES AND REGULATIONS.

(A) Golf carts may be operated on the public streets and property owned and/or leased by the Town of Norwood only in accordance with the provisions of this subchapter. However, it shall be unlawful to operate any golf cart that is not properly registered with and permitted by the Town of Norwood or to operate any golf cart at any place or in any manner not authorized here within.

(B) Golf carts are not permitted to drive on Main Street/U.S. Hwy 52. This road may only be crossed at a proper intersection.

(C) Golf carts can be operated from 7 a.m. to 11 p.m. on all public streets that are posted at 35 mph or lower. The golf cart must be equipped with two headlights on the front and two taillights on the rear which are visible from a distance of 250 feet.

(D) Personal golf carts should not be operated on the sidewalk, with the exception of Town of Norwood personnel, other governmental agencies and/or public service agencies on official business.

(E) Golf carts do not qualify as electric personal mobility devices to assist the handicapped and/or elderly and must be properly registered and permitted.
(Ord. 151, passed 4-7-2014; Ord. 174, passed 5-3-2021) Penalty, see § 71.99

§ 71.18 PUBLIC SAFETY REQUIREMENTS.

(A) The owner must be at least 18 years of age and possess a valid driver's license.

(B) The owner must possess and maintain liability insurance not less than the minimum limits required by the North Carolina state law for motor vehicles operated on public streets.

(C) Golf carts must stay to the far right of the traveled portion of the road and yield the right-of-way to overtaking vehicles. Carts must follow traffic patterns.

(D) The number of occupants must not exceed the amount of seating pre-installed. The operator and all occupants shall remain seated and all extremities remain inside the golf cart at all times while in motion.

(E) All applicable state laws, rules and regulations shall be adhered to, including the possession and use of alcoholic beverages.

(Ord. 174, passed 5-3-2021)

§ 71.19 GOLF CART REQUIREMENTS.

(A) In order to register a golf cart and secure an annual permit, a golf cart must have the following safety features installed:

(1) Two operating front headlights, visible from a distance of at least 250 feet;

(2) Two operating tail lights, with brake lights and turn signals visible from a distance of at least 250 feet;

(3) A rear-view mirror;

(4) At least one reflector per side;

(5) A parking-brake;

(6) A windshield; and

(7) Must be limited to three rows seating.

(B) Prior to the issuance of an initial permit or annual renewal, the Town of Norwood Police Department shall inspect the golf cart for compliance with the requirements of this subchapter. No golf cart shall be registered and permitted unless it is in compliance with all requirements of this section.

(Ord. 174, passed 5-3-2021)

§ 71.20 PERMIT AND FEES.

(A) Prior to the issuance of an initial permit or annual renewal, the owner shall sign an acknowledgment as part of the application for permit that he/she has read and understands all the provisions in this subchapter.

(B) A waiver of liability must be signed releasing the Town of Norwood and its employees and affiliates from any and all liability that may arise as a result of operating a cart inside the Town of Norwood. A current waiver must be on file and renewed annually.

(C) Permit and annual renewal fees can be found on the Town of Norwood's schedule of fees.

(D) Any and all paperwork regarding insurance, registration forms and the waiver of liability will be held and maintained by Norwood Town Hall.

(E) Permit sticker must be located on the driver-side rear of the golf cart.
(Ord. 151, passed 4-7-2014; Ord. 174, passed 5-3-2021) Penalty, see § 71.99

§ 71.21 STANDARDS OF OPERATION AND REVOCATION.

(A) No all-terrain vehicles, four-wheel utility vehicles, go-karts, other similar utility vehicles which are not manufactured for operation on a golf course, and/or golf carts which have been modified so as to no longer meet the definition of a golf cart may be registered as a golf cart under this subchapter. No such vehicles shall be operated on public streets in the Town of Norwood unless such vehicles are registered and permitted under the motor vehicle laws of the State of North Carolina,

(B) Golf carts are subject to the same parking regulations as traditional motor vehicles, and may only be parked in the same manner and in the same places designated for parking of traditional motor vehicles.

(C) Golf carts may park in handicapped parking spaces if the driver has a valid handicapped placard or sticker and the same is clearly posted or displayed in the golf cart.

(D) Golf carts may not be used for the purpose of towing another cart, trailer or vehicle of any kind. This includes a person on roller skates, skateboard, bicycle, and the like.

(E) The Town of Norwood may refuse to register and issue a permit for the operation of a golf cart, or may immediately revoke a previously issued permit.
(Ord. 174, passed 5-3-2021)

§ 71.22 REASONS FOR REVOCATION.

(A) The owner of a golf cart is operating a golf cart under the influence of an impairing substance. Denial/revocation will be effective for one year unless the charge is dismissed or the owner/operator is acquitted. The permit will be immediately reinstated as long as conditions have been met.

(B) If the owner/operator has had three or more violations of this subchapter and/or violation of state law within a three year time period, said revocation and/or denial shall be effective for one year.

(C) All revocation periods shall be effective from the date of the notification of revocation letter, provided that the revoked registration plate is surrendered to the Norwood Police Department within 14 days of the date of notification. If the revoked registration plate is not surrendered within 14 days, then the revocations shall be effective for one year once the plate is surrendered, or seized by, the Norwood Police Department.

(Ord. 174, passed 5-3-2021)

§ 71.99 PENALTY.

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99 of this code of ordinances.

(B) (1) Any act constituting a violation of §§ 71.15 et seq. or a failure to comply with any of their requirements shall subject the offender, upon conviction, guilty of a misdemeanor and/or subject to a fine not to exceed \$50. Each day that any of the provisions of §§ 71.15 et seq. are violated shall constitute a separate offense.

(2) It is the policy of the Norwood Police Department to issue a uniform citation or an ordinance violation against any person the officer has probable cause to believe has violated §§ 71.15 et seq., whether the offending person is a juvenile or any other person.

(Ord. 151, passed 4-7-2014; Ord. 174, passed 5-3-2021)