

**AGENDA
CITY OF LENOIR
COMMITTEE OF THE WHOLE
801 WEST AVENUE
TUESDAY, FEBRUARY 26, 2019
8:30 A.M.**

I. CALL TO ORDER

II. CITIZEN COMMENT

III. COMMITTEE ITEMS

A. Public Utilities/Public Works

B. Update; Public Works Director Jared Wright

1. Update; Downtown Two-Way Traffic Study

IV. Community Development

A. Lenoir Tourism Development Authority: The Lenoir Tourism Development Authority met on Tuesday, February 14. Kaylynn Horn, Economic Development Director, will present a report of current activities.

B. Lenoir Business Advisory Board: The Lenoir Business Advisory Board met on Thursday, February 14. Minutes of the January 10 meeting were submitted as information. Kaylynn Horn, Economic Development Director, will present a report of current activities.

1. Discussion; Event Cost – Economic Development Director Horn

C. Planning Board: The Planning Board will meet on Monday, February 25. Planning Director Jenny Wheelock will present a report of current projects.

1. Update; EPA Stormwater Audit – Planning Director Wheelock

D. Parks & Recreation Advisory Board: The Parks & Recreation Advisory Board met on Monday, February 18 at 6:00 p.m. Kenny Story, Recreation Director, will present a report of current activities.

C. FINANCE & ADMINISTRATION

A. Financial Summary – Finance Director Donna Bean

B. Reclassifications

C. New Job Descriptions

D. Update; Public Communications – Public Information Officer Joshua Harris

VI. PUBLIC SAFETY

A. Update; Police Department –Chief Brent Phelps

1. Discussion; Golf Cart Ordinance – Chief Phelps

B. Update; Fire Department –Chief Ken Hair

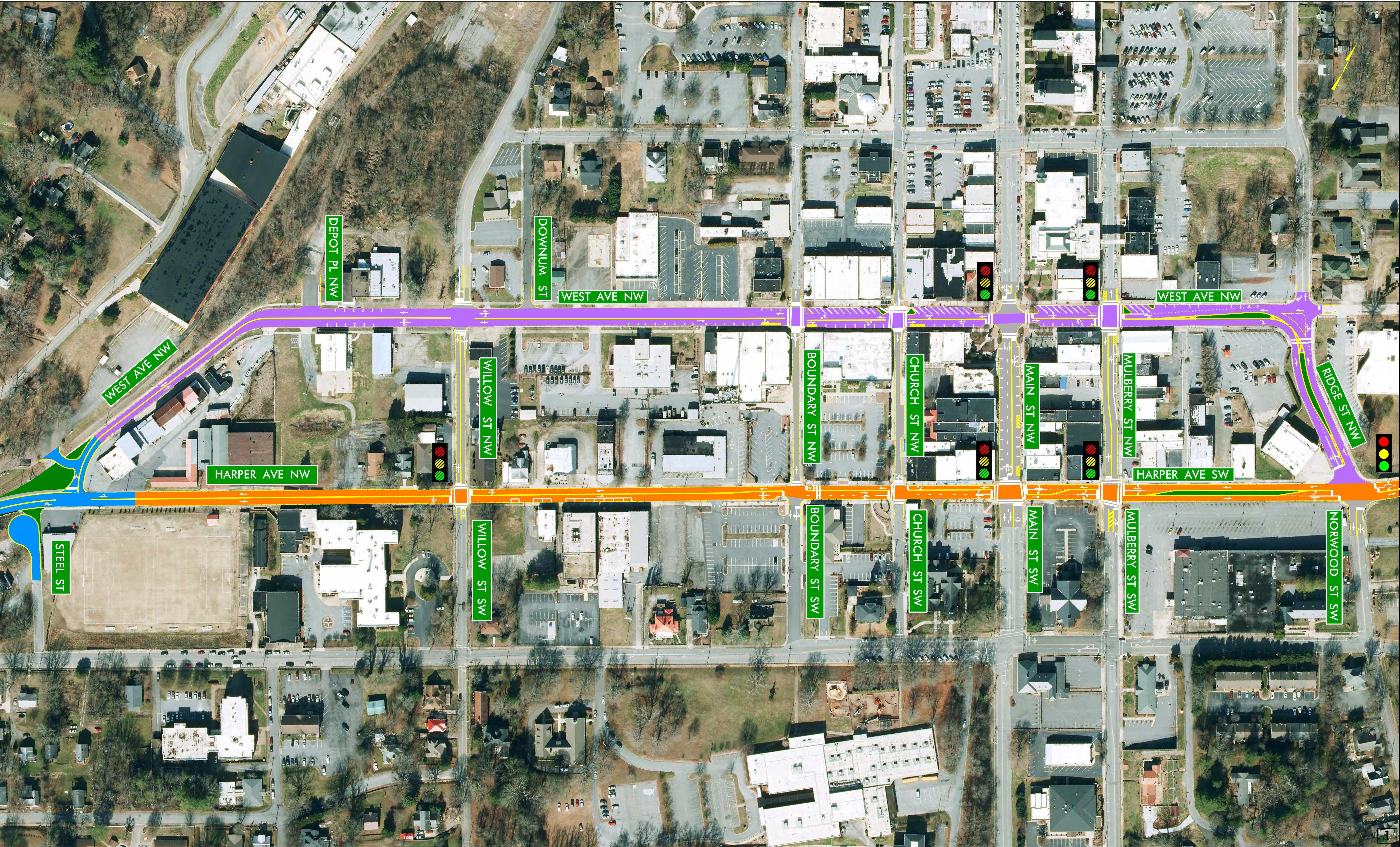
1. Update; Lenoir Fire Station No. 3

2. Annual Report

VII. OTHER

A. March Calendar

VIII. ADJOURN



LEGEND

PHASE 1
PHASE 2
PHASE 3

LEGEND

MODIFY EXISTING SIGNAL
PROPOSED SIGNAL

RAMEY KEMP ASSOCIATES
TRANSPORTATION ENGINEERS

1000 Parkside Place
Durham, NC 27705
P: 919.472.2115
F: 919.472.2116
www.rameykemp.com

Harper West/ West Ave
Two-Way Conversion
Lenoir, North Carolina

SCALE
1" = 100'

SWG: jay_gilchrist112121.dwg
DATE: 2/12/19

Lenoir Business Advisory Board Meeting
Meeting Minutes
01/10/2019

Meeting Attendance

Board Members PRESENT	Board Members ABSENT	Ex-Officio Members PRESENT	Ex-Officio Members ABSENT
Mark Transou	Tim Biddix	Joe Gibbons	Ike Perkins
Sean Williams	Grey Scheer	Scott Hildebran	Crissy Thomas
John Moore			
Glenda Wilson			
Kimmie Rogers			
Dana Clark			
Patrick Longano			
Therese Almquist			
Byron Grayson			

Staff Members PRESENT
Kaylynn Horn
Kyle Case, Joshua Harris

Mark Transou established a quorum and called the meeting to order.

Approval of Minutes

Upon a motion from Dana Clark, seconded by Sean Williams the November 08, 2018 minutes were unanimously approved.

Report from Grants Committee

Dana Clark reported the committee had no new business. A few applications have been distributed but none have been returned yet.

Main Street Committee Update

Glenda Wilson and Kyle Case reported on fall events including:

- 11/15 Light Up Lenoir - rescheduled due to rain, good turnout
- 11/15 Caldwell Heritage Museum Ginger Bread House Competition, good start for future growth
- 11/16 Downtown Lenoir Christmas Tree Festival, good event with solid turnout, new inclusion of Christmas tree theme, 17ft tree on square
- 11/30 Lenoir Christmas Parade, fewer floats than previous years but great turnout, perfect weather
- 12/2 Holiday Cruise-In, moved inside due to rain, toy drive went well inside
- 12/8 Breakfast with Santa, went well
- 12/8 Holiday Movie Night, rescheduled due to weather, very low turnout

Kaylynn Horn and Kyle Case report on upcoming events including:

- 3/12-14 NC Main Street Conference in Salisbury this year, all LBAB members invited to join
- 4/6 Cruise-In, first of the year
- 4/13 NC Gravity Games, new items including balloon launch, new date
- 4/20 Bootlegger 100, dirt bike race draws riders from all over the South

LBAB HAT

Scott Hildebran reports that the County EDC has commissioned a housing study that is to be released in February. The purpose of the study is to encourage and actively recruit developers to the area for multi-family and single-family dwellings.

OTHER BUSINESS

Mark Transou introduces Joshua Harris, PIO for the City of Lenoir. Joshua Harris reports on news stories taking place including:

- Spectrum News is doing an "Our Town" segment on Lenoir with Mayor Gibbons
- Rescued dog story on LPD and City Facebook pages
- City sign donated to West Caldwell Warriors
- Joshua describes his duties involving city communications

Mark Transou offers thanks to the Public Works Dept for their hard work during the winter storms and throughout the year with events support and more. Dana Clark makes a motion to officially commend the Public Works Dept for a job well done. Patrick Longano seconds the motion.

Meeting adjourned

7:05 pm



Recreation Administrative Offices (828)757-2165 - Fax (828)758-1315

Martin Luther King Center (828)757-2170

Lenoir Aquatic & Fitness Center (828)757-2196

Mulberry Recreation Center (828)757-2165

www.cityoflenoir.com/parks

Recreation Advisory Board Meeting

Minutes

Monday, February 18, 2019

The Recreation Advisory Board met at the Optimist Park Clubhouse at 6:00pm.

Members present for this meeting were: Schonna Banner, Scott Barnett, Rick Pierce, Erik Rabinowitz and James Robertson.

City staff members present were: Scott Hildebran, Kenny Story and Maria Swanson.

Absences included: Michael Dineen Darrell Lipford, , and Crissy Thomas, Ex-Officio.

Members were welcomed by Scott Barnett. Schonna Banner was welcomed at a new board member.

Minutes from the October 19 were reviewed. Motion made to approve minutes made by Pierce, seconded by Robinson.

Motion carried.

Director's Report

- Update on JE Broyhill Park: Phase one is 98% complete. Still waiting on weather related delays to complete some grading and seed work. The basketball court is open and being used on a regular basis, as are the shelters. The bathrooms are completed but still locked and winterized. They should be opened up by first week in March. The brick sign has been cleaned with plans to plant new shrubs and place rock or mulch around it. There is still one more sign to put up facing Finley. Phase two is the Storm Water Management Grant. Designs are in progress with a possible rain garden at the bottom. Our goal is to still keep the park as open as possible
- Youth Basketball has finishing up their season. We had 21 teams this year. All- star games will be starting soon. Our 7-8 yr olds will be playing at Newton Parks and Rec, 9-10 yr old will be at Shelby and we are hosting the 12U games.
- Wrestling season ended in January. We had 27 wrestlers, ages 5-13 this year. We participated in a new league (I-77/I-40 League). We hosted a tournament in January with 200 wrestler in attendance.
- Baseball/Softball and soccer registration are taking place now thru March 8th. Opening day for baseball/softball will be May 4th.
- Martin Luther King Jr. Center: Halloween Carnival for ages 12 and younger was held on October 31st from 5:30-8pm. The Black History Month celebrations included a Jazz show on Saturday, Feb 2nd, Movie night, Feb, 9th, a blood drive on Feb 12th and the quiz bowl/essay contest will be on Feb 21st. There has been good turnout for all events.
- Aquatic Center: The Meleah Mikeal 5k/10k/Half marathon was held on November 3rd. We offered Dollar Days for Recreational swim in the month of January. There was great turnout for this with 314 swimmers for Sundays in January. Dollar Days will be offered again during the month of March.
- Optimist Park: There has been an issue with the floodway/floodplain. We have been working with McGill for plans to be approved and signed off (No Rise Certification) so we can install lighting. This should be done in the next few weeks. Once approval is made, installation should take approximately 6-8 weeks. We are still working on getting bids for the playground, restrooms and parking lot. Most of this work will be done in-house. All work will need to be completed by October 2019.

- Lenoir Christmas Parade was held Friday, November 30th at 6pm in downtown Lenoir. The new lineup area for participants seemed to work better to decrease congestion in the lineup area.
- We are looking into another PARTFF grant for lighting at Mack Cook Stadium and renovations to the Lenoir High School Gym and Auditorium.
- Greenway expansion is on-going, with the next area of concentration being North Main Street towards Google. The Harper Ave sidewalk project is also moving along. There are also plans to pave the cut through from Wilson Park to the Greenway.

New Business

Rick Pierce mentioned the baseball/softball registration ads on the radio with Joshua Harris were great, however he feels that soccer should be added to make them more inclusive.

James Robertson had heard some positive comments during the Meleah Mikeal Half marathon from several participants.

Kenny Story mentioned the possibility of adding several more emergency phone locations along the greenway. One location in particular was the Soccer Complex as cell service in that area is not very reliable at times.

Michael Dineen and James Robertson will be up for re-election to the Rec Advisory Board at the City council meeting on February 19th.

Eric Rabonwitz mentioned that the greenway signage is not very clear. He would like to see an interactive online map and/or better signage along the trails.

Old Business

No Old business was discussed.

There being no further business to discuss, the meeting was adjourned at 7:00pm

The next advisory board meeting will be held on Monday, March 18, 2019

Minutes submitted by: Maria Swanson



**City of Lenoir
Financial Summary
As of January 31, 2019**



General Fund					
	2018-2019 Budget	1/31/2019	% of Budget	Change from Previous Year	1/31/2018
Total Revenue	\$ 17,090,331.00	\$ 12,394,307.92	73%	\$ (516,440.18)	\$ 12,910,748.10
Expenditures	\$ 17,090,331.00	\$ 9,693,844.44	57%	\$ 211,647.61	\$ 9,482,196.83
Over/Under	\$ -	\$ 2,700,463.48		\$ (728,087.79)	\$ 3,428,551.27

Downtown District					
	2018-2019 Budget	1/31/2019	% of Budget	Change from Previous Year	1/31/2018
Revenues	\$ 183,736.00	\$ 6,238.36	3%	\$ 4,734.66	\$ 1,503.70
Expenditures	\$ 183,736.00	\$ 103,662.55	56%	\$ (10,576.60)	\$ 114,239.15
Over/Under	\$ -	\$ (97,424.19)		\$ 15,311.26	\$ (112,735.45)

Water/Sewer Fund					
	2018-2019 Budget	1/31/2019	% of Budget	Change from Previous Year	1/31/2018
Revenues	\$ 8,890,000.00	\$ 5,420,956.92	61%	\$ (160,570.71)	\$ 5,581,527.63
Expenditures	\$ 8,890,000.00	\$ 3,773,864.95	42%	\$ 228,541.15	\$ 3,545,323.80
Over/Under	\$ -	\$ 1,647,091.97		\$ (389,111.86)	\$ 2,036,203.83

Tax Collections					
		Collections As Of 1/31/19***	Percentage of Change	Change from Previous Year	Collections As Of 1/31/18
Ad Valorem Tax Collection - % of Budget		1.08%			103%
Sales Tax (January Deposits with adjustment for HB97)		\$ 2,010,088.39	6.62%	\$ 124,806.15	\$ 1,885,282.24
Sales Tax (January Deposits without adjustment for HB97)		\$ 1,890,537.61	6.65%	\$ 117,939.78	\$ 1,772,597.83
Sales Tax adjustment for HB97					
	2018-2019 Budget	Collections As Of 1/31/19***	Percentage Collected YTD		
Sales Tax adjustment for HB97	\$ 218,000.00	\$ 119,550.78	54.84%		

***6 months collections

HUMAN RESOURCES SECRETARY

General Statement of Duties

Performs responsible administrative and human resources support work for the human resources programs and activities for employees of the City.

Distinguishing Features of the Class

An employee in this class is responsible for supporting the Human Resources function in a variety of administrative activities. Work involves providing administrative support duties with programming and processing various benefits, wellness activities, insurance programs, employee records, hiring processes, and other related activities. Judgment, attention to detail and accuracy are required in the completion and processing of forms and for maintaining confidential and accurate records. Tact and courtesy are needed in working with the general public, with job applicants, and with employees and supervisors throughout the City. Work is performed under regular supervision and is evaluated through review of completed assignments, reports, performance appraisals, and through observation and feedback.

Duties and Responsibilities

Essential Duties and Tasks

- Assists with performing reference checks for the hiring process; assists employment advertisements.
- Assists with benefits administration; assists with coordination of open enrollment sessions and prepares and processes various insurance enrollment and claim forms; assists with processing retirement enrollment and related forms; provides a variety of official information to employees and the public related to employment and insurance information; assists employees with problem-solving on benefits issues; provides secretarial support for COBRA benefits for exiting employees.
- Provides support with the administration of personnel policies; provides information on City policies related to personnel and other issues; participates in conducting new employee orientation and provides support for new employee enrollment and exiting employee disenrollment for various benefits and insurance programs;
- Maintains employee actions and up-to-date data bases; completes and processes a variety of forms for new hires, changes and exiting employees; maintains up-to-date personnel files.
- Performs a variety of administrative and administrative support duties including composition, and production of a variety of documents, correspondence, memoranda, forms, etc.; reads and routes incoming mail.
- Receives and screens visitors and telephone calls; answers and handles many of the standardized questions and inquiries; explains personnel policies and procedures; refers more complex or policy issues to higher authority.
- Types memoranda, reports, bulletins, schedules, manuals, letter and forms for the human resources staff; uses software programs; maintains departmental files.

- Assists with maintaining up to date information on City website.

Additional Job Duties

- Fills in for absent co-workers.
- Performs related duties as required.
- Helps with the maintenance of the City Council Minute books
- Files Accounts Payable Checks
- Serves as back-up for the city phone system.
- Serves as back-up for Payroll
- Tracks outgoing mail.
- Other duties as assigned.

Recruitment and Selection Guidelines

- Considerable knowledge of City Personnel policies and procedures.
- Considerable knowledge of personnel records and filing systems and the confidentiality required in maintaining human resources records.
- Considerable knowledge of the application of information technology and office technology to human resource administration and maintenance of documents.
- Knowledge of basic math for payroll and benefits calculations.
- Knowledge of City government including the Council-Manager form of government.
- Some knowledge of the laws and regulations related to human resources and personnel actions and decisions.
- Some knowledge of basic accounting practices.
- Skill in the operation of personal computers at a moderate speed with accuracy. Ability to administer personnel policies, procedures and fringe benefits programs.
- Ability to maintain complex files and records relating to various City functions. Ability to communicate effectively in oral and written forms.
- Ability to establish and maintain effective working relationships with elected officials, City management, department heads, City employees and the general public.
- Ability to use confidentiality, tact and courtesy in dealing with City employees and the general public.
- Ability to meet deadlines.
- Accuracy in the performance of duties.

Physical Requirements

- Must be able to perform the basic life operational skills of stooping, kneeling, reaching, walking, lifting, fingering, talking, hearing, and repetitive motions.
- Must be able to perform sedentary work, exerting up to 10 pounds of force occasionally, and/or a negligible amount of force frequently and constantly to move objects.

- Must possess the visual acuity to prepare and analyze data and figures, operate a computer terminal and type, proofing human resources pay and employee actions, and extensive reading.

Desirable Education and Experience

Graduation from high school supplemented by some experience in a human resources or clerical duties, preferably in a public organization or an equivalent combination of education and experience. Prefer graduation from a two-year community college or business school with an associate degree in human resources or business and experience in human resources; or an equivalent combination of education and experience.

CUSTOMER SERVICE CLERK

General Statement of Duties

Performs responsible cashiering and revenue collection duties and provides customer assistance establishing accounts and responding to account inquiries and other questions by phone or in person.

Distinguishing Features of the Class

An employee in this class performs a variety of cashiering, cash receipting and data entry tasks in revenue collections for the City. Collections duties include accepting payments for City taxes, water and sewer accounts, privilege licenses, and departmental deposits; providing receipts; posting transactions to appropriate accounts and balancing the cash drawers daily. Work also includes providing extensive customer assistance including answering questions about a variety of accounts, partial and full payments; assisting customers with service applications and deposits; directing customers to appropriate City personnel by phone and /or in person and preparing work orders for field personnel. Courtesy and tact are required in extensive customer contact by telephone and walk-in. The work also requires a working knowledge of the organization and skill in explaining collection policies and procedures. The work is supervised by a department head and is evaluated based on observation, conferences, accuracy and timeliness of work performed and customer feedback.

Duties and Responsibilities

Essential Duties and Tasks

- Receives payments from customers for City property taxes, water and sewer services, privilege licenses, departmental deposits, garbage cans, retiree insurance payments, etc.; provides receipts to customers for payments; scans or enters payments; posts payments to the appropriate accounts.
- Provides customer service; answers inquiries in person and by phone about due dates, accounts, bills, payments, etc.; explains policies and procedures and actions being taken; researches accounts and manually calculates amounts owed for various accounts; refers difficult situations to others for resolution.
- Assists customers to establish accounts; researches address to identify previous balance owed; assists customers to complete application if necessary; accepts and posts deposits.
- Prepares work orders for field personnel to service utility accounts including turn on service, meter re-reads and terminating service.
- Receives departmental cash receipts; counts funds and balances to deposit slip; codes and posts to appropriate accounts.
- Processes improper payments, partial payments, and full payments in accordance with established processes and procedures.
- Answers phone call and routes calls to the appropriate department.
- Reconciles daily cash receipts with data entry and balances cash drawers daily and prepares deposits; runs daily reports.

Additional Job Duties

- Type letters and other documents as necessitated by assignment.
- Performs related duties as assigned.

Recruitment and Selection Guidelines

Knowledge, Skills, and Abilities

- Considerable knowledge of the City's collection policies, practices and procedures.
- Working knowledge of modern office procedures and related office information technology equipment, software, and peripherals used in a collections office.
- Working knowledge of the interrelationships of the City's collections, billing, reporting and accounting processes.
- Skill in operating computer and a 10-key calculator as needed in the performance of duties.
- Skill in effectively communicating collections policies and procedures.
- Ability to learn and perform each step in the collections process required by job assignments.
- Ability to work accurately with money, checks, data and figures and accurately perform standard mathematical calculations.
- Ability to prepare and maintain collections and related records.
- Ability to accurately prepare and maintain records, files and reports in proper order for processing and easy retrieval.
- Ability to communicate effectively in oral and written forms and to deal with the public in a tactful and courteous manner, some of whom may be difficult, upset or angry.
- Ability to develop and maintain effective working relationships with supervisors, employees and the general public.
- Willingness to work with and train new employees, if requested.

Physical Requirements

- Must be able to physically perform the basic life operational functions of crouching, reaching standing, fingering, grasping, talking, hearing, and repetitive motions.
- Must be able to perform sedentary work exerting up to 10 pounds of force occasionally and/or a negligible amount of force frequently or constantly to lift, carry, push, pull, or otherwise move objects.
- Must possess the visual acuity to work with data and figures, count and inspect monies, checks and other instruments and to operate a computer terminal and calculator.

Desirable Education and Experience

Graduation from high school supplemented by some experience in a cashiering or accounting clerical position, preferably in a public organization or an equivalent combination of education and experience.

January 2019 Communications Report

By Joshua Harris, Public Information Officer

Feb. 1, 2019

LENOIR
North Carolina



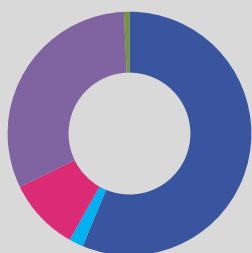
CONTENT CREATION

News Releases	Photos	Videos	Radio Spots	Social Posts	City Alerts	Q&A	eSign
7	40	7	2	228	7	16	8

PUBLIC ENGAGEMENT

New Followers

686



Facebook Twitter Instagram
eNews City Alerts

Social Reach

124,330

Facebook 114,815
Twitter 8,388

Video Views

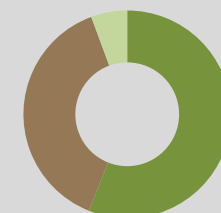
6,325

Facebook 6,318
YouTube 7

Website Views

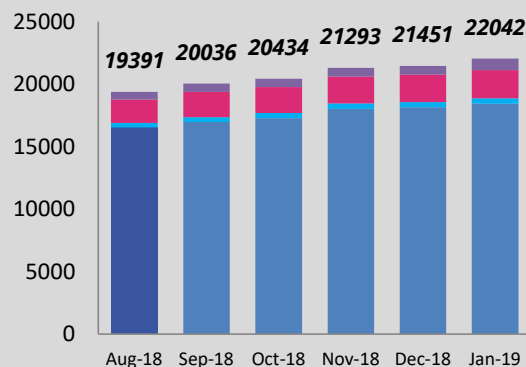
34,365

Top Pages
1 payonline
2 jobs
3 police
4 waterservice
5 lafc
6 parksrecreation
7 contactus

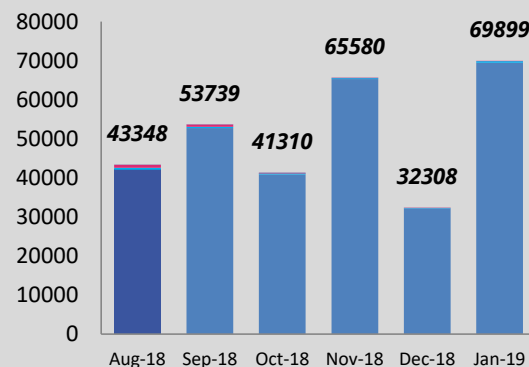


Mobile
Desktop
Tablet

Total Followers

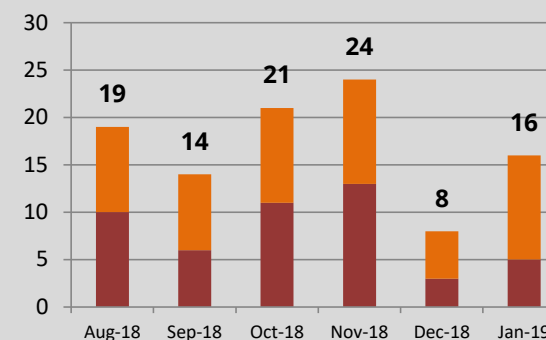


Social Engagement



Media Coverage **16**

Papers 5 **Web 11**





Top Facebook

Reach: The number of people who saw the post on their feed

Engagements: Reactions, comments, shares, photo/video views, and clicks

Total Facebook Followers

18,529

Lenoir Police Department •
Published by CI Div [?] · January 8 at 12:46 PM · 🌐

The Lenoir Police Department is seeking the public's assistance to identify a person of interest regarding Larceny of a Dog, as well as to locate the dog. If you recognize this person or have information regarding the dog's location, please contact us in any of the following ways:

1. Anonymous tip at Crime Stoppers: 828-758-8300.
2. Call the investigator: 828-757-4436.
3. Message on Facebook.

Watch Again

Share

Send as Message

kyle Rob Rebekkah Phillip Angie More

43,034 People Reached **19,635** Engagements [Boost Post](#)

👍👎🗣️ Marcus Rudisill, Tonnie Miller and 115 others 78 Comments 850 Shares

👍 Like 🗣️ Comment ➦ Share 📷

City of Lenoir, NC Government •
Published by Joshua Harris [?] · January 9 at 9:23 AM · 🌐

Thank you to the men and women of the City of Lenoir Police Department who serve every day to meet the needs of our city in the areas of public safety, community well-being and law enforcement.
#NationalLawEnforcementAppreciationDay

13,885 People Reached **6,346** Engagements [Boost Post](#)

👍👎🗣️ 533 41 Comments 103 Shares

City of Lenoir Fire Department •
Published by City of Lenoir Fire Dept [?] · January 14 at 3:10 AM · 🌐

UPDATE: Virginia St. Fire is under control and ALL crews are safe and back in service with the exception of a couple crews that will be monitoring several hot spots.
LFD is appreciative of everyone that assisted and prayed for our crews!!

STRUCTURE FIRE

9,332 People Reached **2,108** Engagements [Boost Post](#)

👍👎🗣️ 279 17 Comments 64 Shares

	Paid	Organic
Reach		43,034
Engagements		19,635
Comments		78
Shares		850

	Paid	Organic
Reach		13,885
Engagements		6,346
Comments		41
Shares		103

	Paid	Organic
Reach		9,332
Engagements		2,108
Comments		17
Shares		64



Top Tweets

Impressions: Times people saw this Tweet on Twitter

Engagements: Times people interacted with this Tweet

Total Twitter Followers

434



City of Lenoir, NC @CityofLenoir

Councilwoman Crissy Thomas and Public Works Director Jared Wright presented championship signs to the West Caldwell High School Lady Warriors Friday night, Jan. 4, 2019, at West Caldwell. The sign honors the Lady Warriors' 1985 and 1986 State Championships. pic.twitter.com/F2kdY42TQL



Reach a bigger audience

Impressions	1,122
Total engagements	96
Media engagements	80
Link clicks	9
Retweets	3
Likes	3
Detail expands	1

City of Lenoir, NC @CityofLenoir

The @uscensusbureau is hiring workers for the 2020 Census. Apply online at <https://2020census.gov/jobs> .



Reach a bigger audience

Get more engagements by promoting this Tweet!

Impressions	846
Total engagements	6
Likes	2
Link clicks	2
Profile clicks	2

Downtown Lenoir, NC @DowntownLenoir

A surprise snow fall this afternoon! Is it snowing where you are?

❄️👤 @DowntownLenoir

[https://www.instagram.com/p/Bsv0g0iHkD7/?](https://www.instagram.com/p/Bsv0g0iHkD7/?utm_source=ig_twitter_share&igshid=bx9ire90yb7n)

[utm_source=ig_twitter_share&igshid=bx9ire90yb7n ...](https://www.instagram.com/p/Bsv0g0iHkD7/?utm_source=ig_twitter_share&igshid=bx9ire90yb7n)



Reach a bigger audience

Impressions	307
Total engagements	7
Likes	4
Link clicks	2
Retweets	1

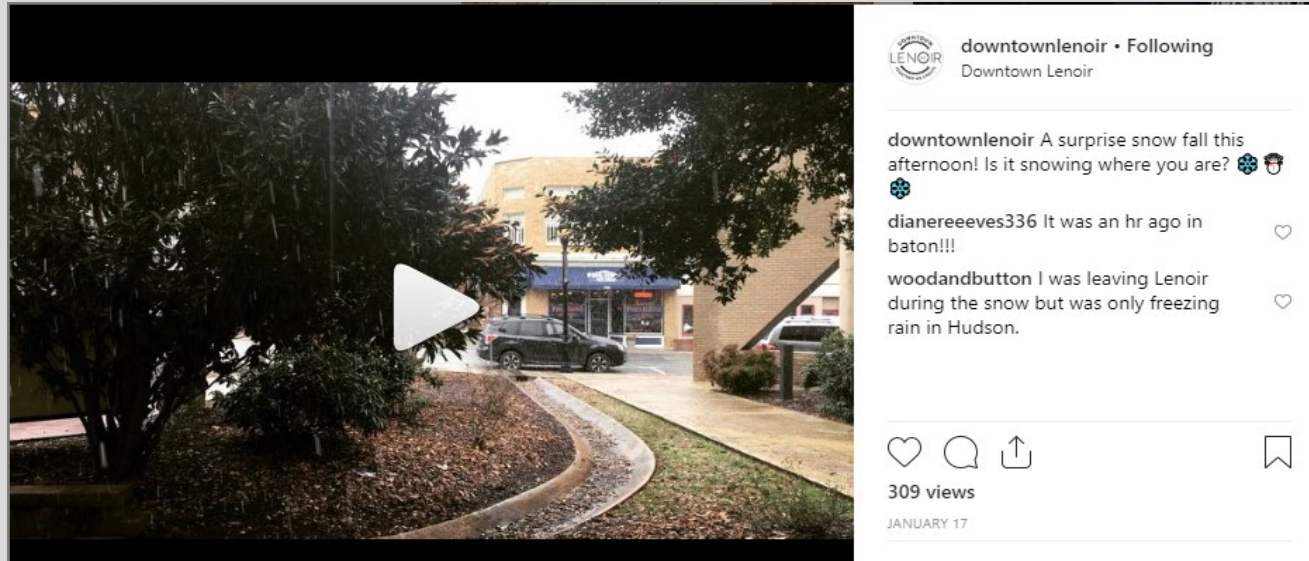


Top Instagram

Likes: The number of people who liked the post on their feed

Total Instagram Followers

2,259



Likes	-
Comments	2
Views	309

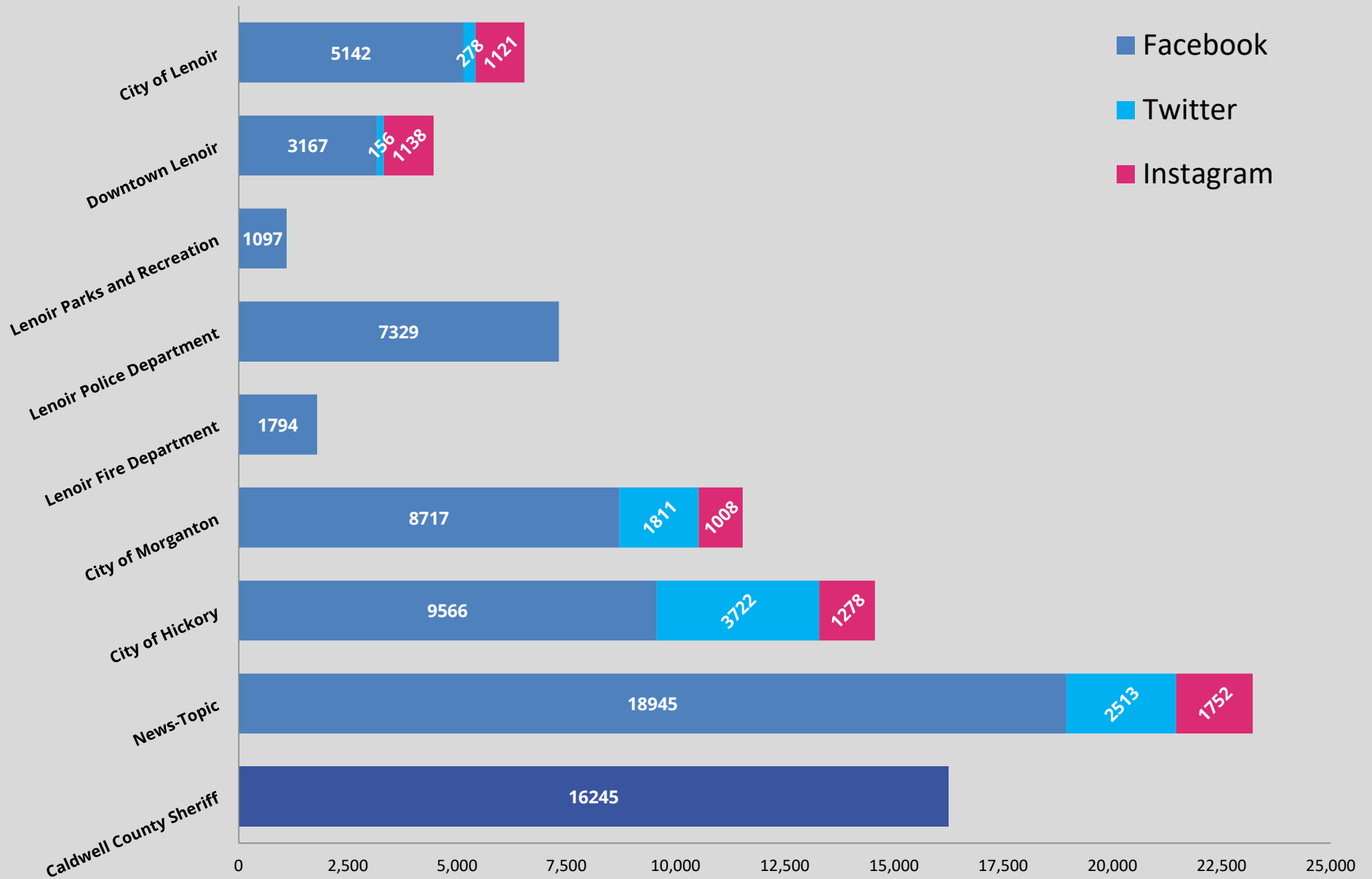


Likes	105
Comments	5
Views	-



Social Comparison

The chart below compares Lenoir's social accounts with surrounding organizations.





Questions from the public

16

I'm reaching out to better understand how you are providing public access to meetings. And if AVCA would be a good fit.

I was wondering if the leprechaun run will take place this year and the half marathon in November. If so, how much? Thanks!

Do you offer water aerobics in the evenings? There are 5 of us so far interested.

I am writing to ask if you have any Cancer Centers in your town?

Thank you for your service . And keeping us safe . Always in my prayers.

I represent a band and am interested in booking for "Friday after 5" this year. Who do I contact?

I was just emailing to check in on my application and seeing if anything is available

I'm trying to get some more information on an open position within the police department. I'm an out of state officer and looking to relocate.

I am requesting information about trash pickup services. Can I sign up to receive them? How much does it cost? If you could get back to me, I would appreciate it.

What's the number to the Martin Luther King Jr. Center

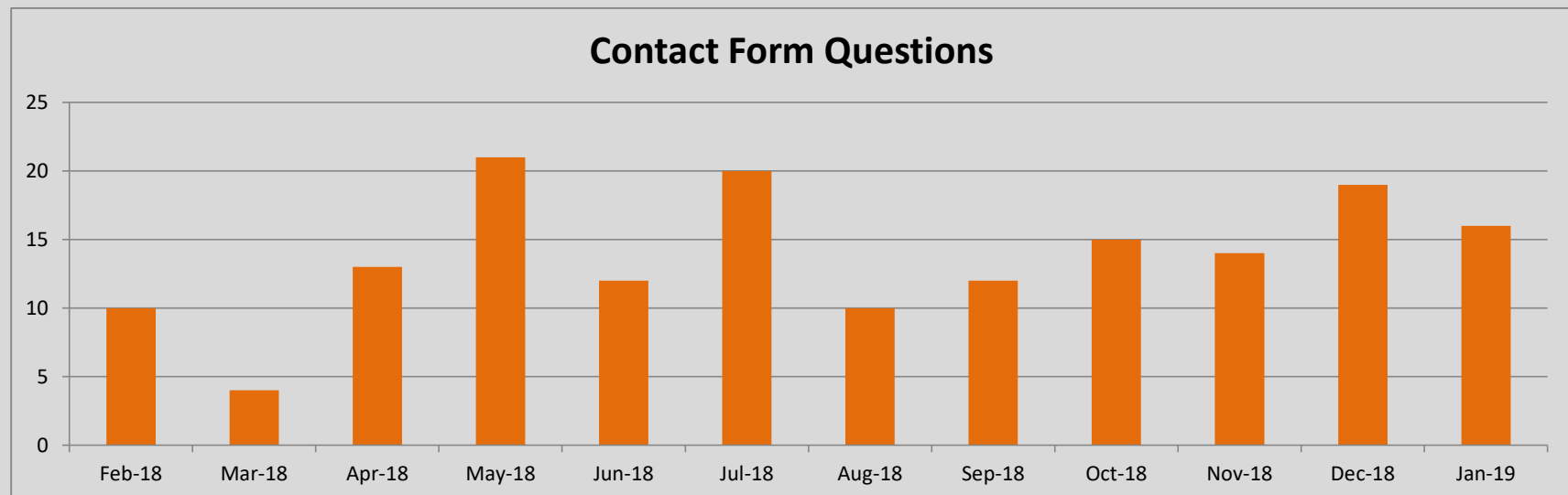
Sister had USPS forward her mail. Now my mail is being forwarded. Please update address.

I'm trying to find out if a place is condemned. It's in the county.

Does your town have a bunch of vacant furniture manufacturing buildings with furniture making equipment still in place?

Where is the recycling center?

Can I birth certificate be mailed to me ?





Brent Phelps
Chief

CITY OF LENOIR POLICE

1035 West Avenue NW
Lenoir, NC 28645
828-757-2100



Scott Hildebran
City Manager

Items to consider for Golf Cart Ordinance

§ 160A-300.6. Regulation of golf carts on streets, roads, and highways.

(a) Notwithstanding the provisions of G.S. 20-50 and G.S. 20-54, a city may, by ordinance, regulate the operation of golf carts, as defined in G.S. 20-4.01(12b), 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.

(b) By ordinance, a city may require the registration of golf carts, charge a fee for the registration, specify who is authorized to operate golf carts, and specify the required equipment, load limits, and the hours and methods of operation of golf carts. No person less than 16 years of age may operate a golf cart on a public street, road, or highway. (2009-459, s. 3.)

Guidance for Golf Carts

Golf Cart Guidance:

- A model ordinance was established to create uniformity within Municipalities and Counties throughout the State for the use of golf carts on public streets. A city is not required to implement this model ordinance verbatim.
- The municipality or county is only required to follow the statutes "§ 153A-245, "§ 160A-300.6. The statute allows a municipality/county to regulate golf carts on any street with a speed limit 35 mph or less and the operator must be 16 or older.
- The municipality has the legal authority to establish speed limits on municipal streets. General Statute § 20-141 establishes a 35 mph speed limit within the corporate limits. It requires that on state maintained roadways within a municipality that both the Municipality and the State have concurring ordinance to establish a speed limit higher or lower than 35mph.
- If a municipality repeals a concurring ordinance, then by statute § 20-141 it reverts to 35mph. As indicated in § 20-141, if the Department determines on the basis of an engineering and traffic investigation that a higher maximum speed is reasonable and safe under the conditions found to exist upon any part of a highway designated as part of the Interstate Highway System or any part of a controlled-access highway (either inside or outside the corporate limits of a municipality) the Department of Transportation shall determine and declare a reasonable and safe speed limit.

Previous rulings have indicated that control of access includes partial and or full.

- Effective December 1, 2009, the speed limit on all state roads that are annexed within the corporate limits will remain at the posted speed limit of the roadway prior to when the road was annexed until both the Municipality and State have concurring ordinances.
- The General Statutes do not require that a municipality complete an engineering and traffic study to modify the speed limits; the Town may use whatever reason they deem appropriate. However, on state maintained roads, the statutes require an engineering and traffic study as the basis of the Department's decision to raise or lower the speed limit from the statutory speed limit. The Department has taken the position that the desire to operate golf carts on a roadway is not engineering justification to lowering the speed limit on a state maintained roadway.
- If a municipality/county allows the use of golf carts on public streets, as indicated in the General Statutes, the Department of Transportation will not install signing indicating the presence of golf carts.

Golf Cars of Hickory estimated an approximate cost of \$3,000 to convert regular golf cart to Low Speed Vehicle. They do this for individuals on a consistent basis. Individuals would still have to pay normal NCDMV registration cost and yearly renewal fees.

Pros:

- Reduction of motor vehicular traffic congestion
- Establishment of a golf cart transportation plan will serve to expand mobility to those persons not operating motor vehicles.
- Golf carts can be an effective way to travel short distances inside a city

Cons:

- Safety on city streets with faster moving vehicles
- Safety concerns for citizens if involved in a crash with a passenger motor vehicle
- Additional responsibilities for staff, specifically police personnel
- Potential parking issues in downtown area depending on use of carts

As stated at the last Committee of the Whole, I'm not for or against this ordinance. I believe in certain areas of the city golf carts; with the proper city ordinance in place, could operate in a safe manner. However, I do have concerns about the safety issues in different areas of the city. I could not find anyone that has had specific serious concerns locally from the towns nearby which have similar ordinances. Due to the original intended use for golf carts; if it is involved with a motor vehicle in a crash incident, I feel there is a significant opportunity for serious injury to the operator or passengers of the golf cart.

As you can see with the potential rough draft map, submitted parts of the city would be sectioned off from the rest of the city. Not all citizens would be able to travel with their carts from their residences to the same areas.

What are the requirements for manufacturers?

Title 49 U.S.C. 30111 authorizes NHTSA to issue safety standards for new motor vehicles and new motor vehicle equipment. All motor vehicles and items of motor vehicle equipment manufactured or imported for sale in the United States must comply with all applicable FMVSS. Certain motor vehicles must also comply with regulations at 49 CFR Parts 541, Theft Prevention and 581, Bumper Standard.

565.4 General requirements

Each vehicle manufactured in one stage shall have a VIN that is assigned by the manufacturer. Each vehicle manufactured in more than one stage shall have a VIN assigned by the incomplete vehicle manufacturer. Each VIN shall consist of seventeen (17) characters which conforms to U.S. standards.

567.1 Purpose

The purpose of this part is to specify the content and location of, and other requirements for, the certification label or tag to be affixed to motor vehicles

567.4 Requirements for manufacturers of motor vehicles

Each manufacturer of motor vehicles shall affix to each vehicle a label, of the type and in the manner described below, containing the statements specified in paragraph(g) of this section.

The label shall, unless riveted, be permanently affixed in such a manner that it cannot be removed without destroying or defacing it. The location of the label shall be such that it is easily readable without moving any part of the vehicle except an outer door

The lettering on the label shall be of a color that contrasts with the background of the label.

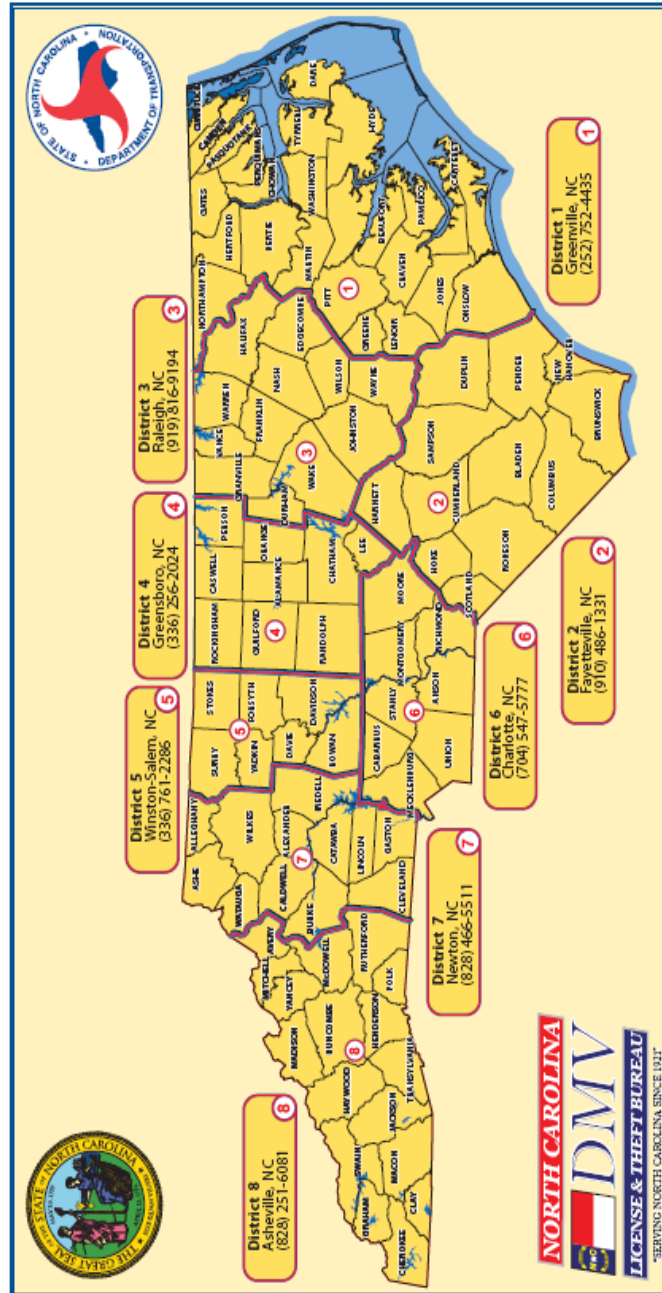
The label shall contain the following statement in the English language "This vehicle conforms to all applicable Federal motor vehicle safety standards in effect on the date of manufacture shown above.



* Note: This is a brief overview of the manufacturer requirements.

Additional guidance

For additional guidance and information, please contact our local NCDMV License and Theft Bureau Office. You may determine which office is closest to you by accessing the DMV Website and selecting "Office Locations". We have 8 district offices across the state. They are listed below.



What do I have?

Golf cart



Low speed vehicle



What is the difference?



www.ncdot.org/dmv

Can I register my Golf Cart?

No. N.C. General Statutes Chapter 20-54 (8) states that the Division shall refuse registration or issuance of a certificate of title or any transfer of registration if the vehicle is a golf cart or utility vehicle. A Golf Cart is defined in N.C. General Statutes Chapter 20-4.01 (12a) which states that a golf cart is 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 miles per hour.

What is a Low Speed vehicle (LSV)?

N.C. General Statutes Chapter 20-4.01 (27) h. states that a low speed vehicle is a four-wheeled electric vehicle whose top speed is greater than 20 miles per hour but less than 25 miles per hour.

How much does it cost to license my LSV?

N.C. General Statutes Chapter 20-87 states that the fee for a low speed vehicle is the same as the fee for private passenger vehicles of not more than 15 passengers.

Can I retrofit my golf cart to meet LSV requirements?

No. This can only be accomplished through a manufacturer that has been licensed by the National Highway Traffic Safety Administration (NHTSA) to build LSV. You can locate a licensed manufacturer through the NHTSA Website

Are there any exceptions to where I can operate my golf cart?

Yes. Some municipalities have been authorized by the General Assembly to regulate the operation of golf carts and all terrain vehicles. You will need to contact your local government in your area to determine if they have been authorized. If authorized, what criteria is stipulated. This does not mean that N.C. D.M.V. can license or title your golf cart.

Where can I operate my LSV and what equipment is required?



N.C General Statutes Chapter 20-121.1 stipulates the operation of a low speed vehicle on certain roadways as well as required equipment.

The operation of a low speed vehicle is authorized with the following restrictions:

- (1) A low-speed vehicle may be operated only on streets and highways where the posted speed limit is 35 miles per hour or less. This does not prohibit a low speed vehicle from crossing a road or street at an intersection where the road or street being crossed has a posted speed limit of more than 35 miles per hour.
- (2) A low-speed vehicle shall be equipped with headlamps, stop lamps, turn signal lamps, tail lamps, reflex reflectors, parking brakes, rearview mirrors, windshields, windshield wipers, speedometer, seat belts, and a vehicle identification number.
- (3) A low-speed vehicle shall be registered and insured in accordance with G.S. 20-50 and G.S. 20-309.
- (4) The Department of Transportation may prohibit the operation of low speed vehicles on any road or highway if it determines that the prohibition is necessary in the interest of safety.
- (5) Low-speed vehicles must comply with the safety standards in 49 C.F.R. § 571.500.

For more information

National Highway Traffic Safety Administration

www.nhtsa.gov

What exactly is 49 CFR 571.500?

It is Section 49 of the Code of Federal Regulations, Part 571.500 which specifies what equipment must be present and what the braking and crash test requirements are for LSV.

Standard No. 500; Low speed vehicles.

Scope

This standard specifies requirements for low-speed vehicles.

Purpose

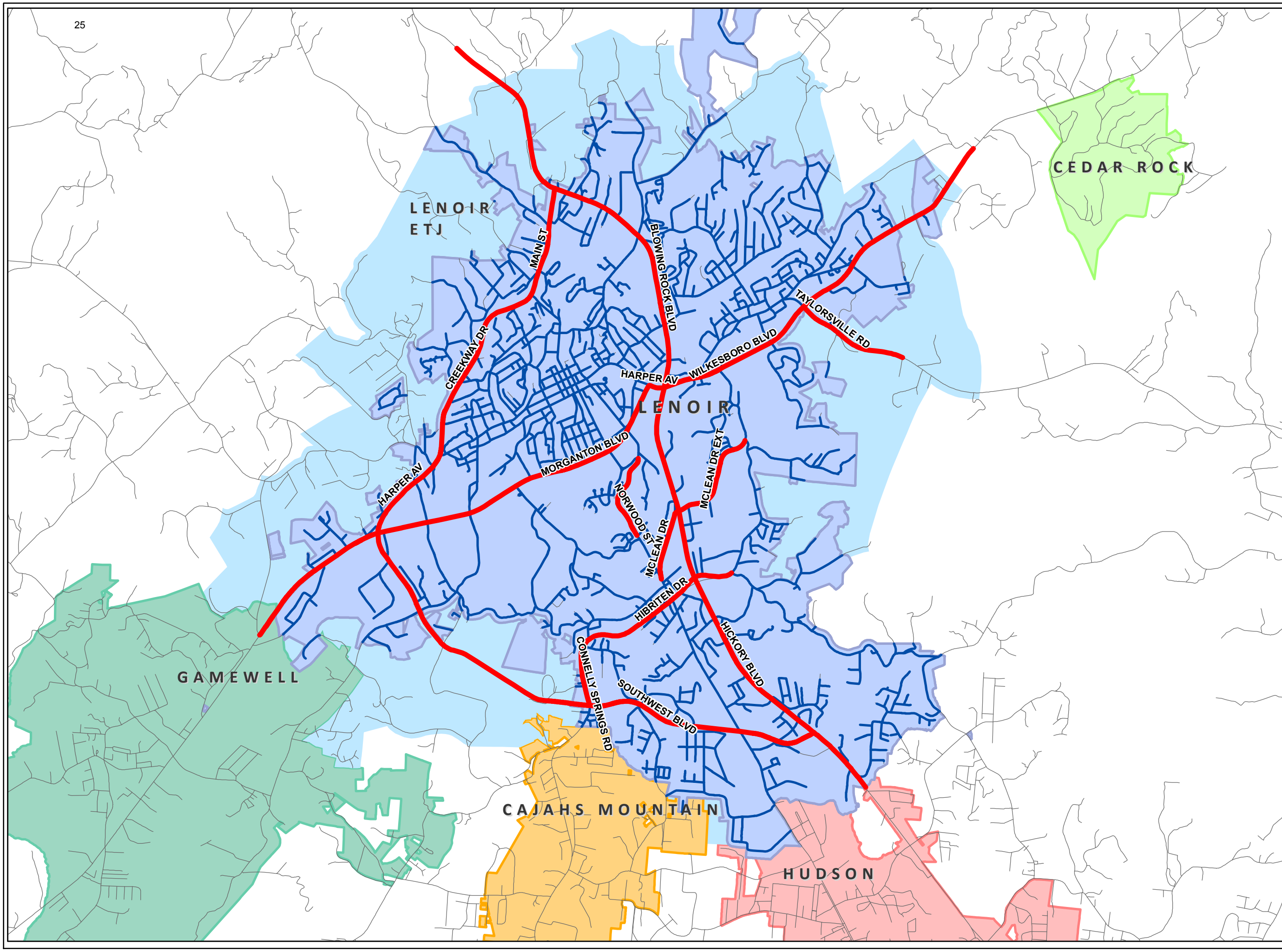
The purpose of this standard is to ensure that low-speed vehicles operated on the public streets, roads, and highways are equipped with the minimum motor vehicle equipment appropriate for motor vehicle safety.

Applicability

This standard applies to low-speed vehicles.

Requirements

- (a) When tested in accordance with test conditions the maximum speed attainable in by each low speed vehicle shall not more than 40 kilometers per hour (25 miles per hour).
- (b) Each low-speed vehicle shall be equipped with:
 - (1) Headlamps
 - (2) Front and rear turn signal lamps
 - (3) Tail lamps
 - (4) Stop lamps
 - (5) Reflex reflectors: one red on each side as far to the rear as practicable, and one red on the rear,
 - (6) An exterior mirror mounted on the driver's side of the vehicle and either an exterior mirror mounted on the passenger's side of the vehicle or an interior mirror,
 - (7) A parking brake,
 - (8) A windshield of AS-1 or AS-5 composition, that conforms to the American National Standard Institute's "Safety Code for Safety Glazing Materials for Glazing Motor Vehicles Operating on Land Highways.
 - (9) A VIN that conforms to the requirements of part 565 Vehicle Identification Number
 - (10) A Type 1 or Type 2 seat belt assembly conforming to Federal Motor Vehicle Safety Standard No. 209, Seat belt assemblies, installed at each designated seating position.



Golf Cart Accessibility
Lenoir, NC

Legend

- Golf Carts Prohibited
- Lenoir Roads
- City Limits

Streets highlighted in red are not to be used for golf cart access. Lenoir roads within the city limits may be used for golf cart access.

N

0 0.5 1 Miles

1 inch = 4,000 feet

AN ORDINANCE PERMITTING AND REGULATING
THE OPERATION OF GOLF CARTS ON PUBLIC STREETS
WITHIN THE CITY OF MORGANTON, NORTH CAROLINA

WHEREAS, there is public interest in having a means of local travel that is cost effective and energy efficient as an alternative to the use of motor vehicles; and

WHEREAS, N.C.G.S. 160A-300.6 now authorizes a city, by ordinance, to regulate the operation of golf carts on any public street, road or highway where the speed limit is 35 mph or less within its municipal limits or on property owned or leased by the City; and

WHEREAS, the City Council has determined that the safe, proper operation of golf carts on streets, roads and highways within the City is in the public interest and, if properly regulated, will promote the public health, safety and welfare.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the City Council of the City of Morganton, North Carolina, as follows:

1. Chapter 1 entitled "General Traffic Regulations" of Part 7 of the Charter and Code of Ordinances is amended by adding a new article to be titled and to read:

Article W. Golf Carts

Sec. 7-1291. Purpose and Definitions.

(a) Purpose. The purpose of this article is to provide a means of travel that is not only convenient and safe, but conserves resources and protects the environment. Golf carts, if properly used, are an effective way to travel for short distances within the City. However, to insure the public safety and welfare, the operation of golf carts must not only comply with normal regulations regarding vehicles, but should comply with special safety regulations intended to protect the operator and passengers in a vehicle that is primarily designed for operation on a golf course or recreational purposes. This article establishes the basic, minimum standards of care to be used by the operators of golf carts on public roads, streets and highways. Likewise, the public safety requires that golf

carts, used as a means of transportation, must also meet certain minimum safety standards that can only be assured through a system of registration and inspection. The registration and inspection of golf carts is required in order to protect the public health, safety and welfare.

(b) Definitions. For purposes of this article, those definitions set out in N.C.G.S. 20-4.01 shall also apply throughout this article.

A "golf cart" is defined as a vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding 20 miles per hour. The definition is republished here for convenience only and the definition set out in N.C.G.S. 20-4.01 (12), as amended from time to time, is controlling for all purposes.

Sec. 7-1292. Operation of Golf Carts Allowed; Exceptions.

(a) Allowed. The operation of golf carts on the public streets, roads and highways within the City and on property owned or leased by the City in compliance with the provisions of this article shall be permitted; however, it shall be unlawful to operate any golf cart that is not properly registered with the City or to operate any golf cart at any place or in any manner not authorized herein.

(b) Exceptions. The operation of golf carts is not subject to the provisions of this article under the following circumstances:

(i) the operation of golf carts at golf courses, private clubs or on private property, with the consent of the owner, or

(ii) the operation of golf carts within gated or limited access communities unless the streets of the community are dedicated for public use and maintained by the City, or

(iii) the use of a golf cart in connection with a parade, a festival or other special event provided the consent of the sponsor is obtained and provided such vehicle is only used during such event.

(iv) the use of golf carts by the Department of Public Safety on official police business or the use of golf carts by City personnel for official business on City owned property and City leased property, including cemeteries, parks and greenways.

Sec. 7-1293. License Required. No person who is less than 16 years of age or who does not have a valid driver's license issued under or granted by the laws of North Carolina or some other state, may operate a golf cart on any public street, road or highway within the City or on any property owned or leased by the City. For purposes of this section, a learner's permit shall not be considered as a valid driver's license nor shall any license that has been revoked, temporary or otherwise, or suspended for any reason, be considered as a valid driver's license, during the period of suspension or revocation.

Sec. 7-1294. Registration.

(a) Required. No golf cart may be operated on any public street, road or highway within the City or on property owned or leased by the City unless the golf cart has first been registered with the Morganton Department of Public Safety as required herein. The registration shall be renewed thereafter in accordance with the provisions of this section. To evidence the registration, the owner shall be issued an biennial permit which shall be displayed in a prominent, visible place on the rear fender of the golf cart or at such other place as may be approved by the Department of Public Safety. The permit may contain a registration number assigned for the particular golf cart and may contain an expiration date.

(b) Registration Fee. A registration fee in the amount of \$25.00, or such other amount as may be established and published in the Schedule of Fees and Charges adopted by the City Council from time to time, as amended, shall be paid to the City at the

time the application for registration is filed with the Department of Public Safety or for any renewal of the application.

(c) Application. The application for registration shall be made to the Director of Public Safety, or to some other person designated by him, on forms provided by the City. The application may, among other things, require the owner's name, street address, mailing address, a phone number, the make, model and identification or serial number of the golf cart, proof of insurance and such other information as may be reasonably required as well as a release or disclaimer of liability by the City for accidents involving the registered golf cart.

(d) Procedures. The Director of Public Safety may establish written procedures, consistent with this article, setting out the process and the procedure, including the form of the application, the check list for items to be inspected and the type of sticker, plate or tag evidencing the issuance of the registration permit.

(e) Inspection. Prior to issuing the initial registration permit or any renewal thereof, the golf cart shall either be inspected or in place of inspection, the Department of Public Safety may require photographs submitted of the golf cart, to determine that:

(i) the golf cart is equipped with a rear vision mirror and at least two (2) red rear reflectors at least 3 inches in height and width, and

(ii) the golf cart is equipped with a reflective "slow moving sign" or "flag" on the rear of the cart, and

(iii) the brakes provided by the manufacturer of the golf cart are in proper working order, and

(iv) the golf cart has all of the standard safety features provided by the manufacturer and has not been modified to exceed a speed of 20 miles per hour nor otherwise modified in any way that creates a hazard, and

(v) the golf cart is equipped with all mechanical systems and safety equipment required by this article.

(f) Denial and Revocation. The initial registration of a golf cart may be denied or subsequently revoked by the Director of Public Safety if it is determined that:

(i) the application contains any material misrepresentation, or

(ii) financial responsibility requirements of the State of North Carolina (liability insurance) has not been met, or

(iii) the golf cart is not in compliance with the requirements set out above, or

(iv) the golf cart has been altered or customized and no longer meets the definition of a golf cart, or

(v) equipment supplied by the manufacturer, especially safety equipment, has been removed from the golf cart or the vehicle identification or serial number removed, or

(vi) other good cause shown including repeated violations of this article.

(g) Financial Responsibility. The owner of a golf cart required to be registered with the City for use on the public streets and highways of the City shall maintain in full force and effect and continuously throughout any period of registration, the financial responsibility in the minimum amounts and in the manner defined and described in Article 9A, Chapter 20 of the General Statutes of North Carolina, as amended, or any other law of the State of North Carolina requiring financial responsibility for the registration and/or operation of a motor vehicle.

(h) Disqualified Vehicles. ATV's, 4-wheel utility vehicles and other similar utility vehicles which are not manufactured for operation on a golf course and golf carts which have been modified so that it no longer meets the definition of a golf cart, may not be registered as a golf cart nor shall such vehicles be operated on the public roads, streets and highways within the City unless such vehicles are otherwise registered with and allowed under the motor vehicle laws of the State of North Carolina.

Sec. 7-1295. Manner of Operation. Golf carts shall not be operated on the public streets, roads and highways of the City, except in full compliance with the provisions of this section.

(a) Hours of Operation. Golf carts may be driven on approved public roads, streets and highways from sunrise until sunset, except that golf carts equipped with at least one operating headlight, having at least a 55 watt halogen, or equal, bulb on the front of the golf cart, and two (2) operating tail lights on either side of the rear of the golf cart, all of which are visible for a distance of not less than 250 feet, may be operated from one half hour before sunrise until one half hour after sunset.

Golf carts may not be operated when fog, smog, smoke or other conditions reduce visibility so that the golf cart is not visible for a distance of 250 feet.

(b) Streets. Golf carts may not be operated on any of the following streets or sections of any street except for the sole purpose of crossing such street either at a signalized intersection or at a perpendicular crossing at a through intersection:

(i) any street where the posted speed limit is more than 35 miles per hour, or

(ii) Kirksey Drive, or

(iii) Fleming Drive, or

(iv) Sanford Drive, or

- (v) Independence Boulevard, or
- (vi) Jamestown Road, or
- (vii) East Union Street (Highway 70)
east of its intersection with Fleming Drive, or
- (viii) North Green Street (Highway 181)
north or northwest of its intersection with
Sanford Drive, or
- (ix) North Carolina Highway 126, or
- (x) West Union Street west of its intersection
with Sanford Drive, or
- (xi) South Sterling Street (Highway 18)
south of its intersection of Fleming Drive, or
- (xii) Burkemont Avenue south of its
intersection with Fleming Drive.

Golf carts shall not be operated in any manner, for any purpose,
on Interstate 40.

(c) Motor Vehicle Laws. All laws regarding the use of motor vehicles in the State of North Carolina and all ordinances regarding the use of motor vehicles in the City, not inconsistent therewith, shall be observed, except that no golf cart may be operated at a speed in excess of 20 miles per hour.

(d) Right-of-Way. The operator of a golf cart shall yield the right-of-way to overtaking motor vehicles.

(e) City Property and Sidewalks. Golf carts shall not be operated on any sidewalk, pedestrian walkway, jogging path, greenway, park, trail except for official police business or by City personnel while on City business.

Notwithstanding anything herein to the contrary, golf carts shall not be operated on property owned or leased by the City except with the express written consent of the City Manager and/or the Director of Public Safety and upon the terms and conditions as may be set forth in such written permission.

(f) Golf Cart Capacity. The seating capacity (normally no more than four (4) passengers) shall not be exceeded nor shall the operator or any passenger be permitted to stand while the golf cart is in operation.

(g) Commercial Purposes. Golf carts may not be used as a taxicab or bus or for the commercial carrying of passengers or the hauling of freight.

(h) Parking. Golf carts may only be parked in the same manner and at the same places designated for the parking of motor vehicles. The stopping, standing or parking of golf carts in areas where parking is not allowed or in any place that impedes the flow of traffic, pedestrian walkways or a passageway is prohibited.

(i) Towing. Golf carts may not be used for the purpose of towing another cart, trailer or vehicle of any kind including a person on roller skates, skateboard or bicycle.

(j) Cemeteries. Golf carts shall not be operated on any roadway or vehicle path within the cemeteries within the City except for official use by City personnel.

Sec. 7-1296. Disclaimer and Liability.

(a) Disclaimer. Golf carts are not designed for nor manufactured to be used on public streets and the City neither advocates nor endorses the golf cart as a safe means of travel on public streets, roads and highways. The City in no way shall be liable for accidents, injuries or death involving the operation of a golf cart.

(b) Assumption of Risk. Any person who owns,

operates or rides upon a golf cart on a public street, road or highway within the City does so at his or her own risk and peril and assumes all liability resulting from the operation of the golf cart.

Sec. 7-1297. Violation. If any person shall violate this Article, he shall be guilty of a Class 3 Misdemeanor and shall be fined not more than \$100 or such other amount as shall be set forth in the Schedule of Fees and Charges adopted by the City Council from time to time, except that the owner or operator of a golf cart who shall violate a provision regulating the parking of vehicles shall be subject to a civil penalty in the amount set forth in the Schedule of Fees and Charges adopted by the City Council from time to time, including the imposition of larger civil penalties for multiple or repeat offenses within a specified period of time as provided in Section 7-1014(b). The civil penalty shall be assessed and collected as provided in Section 7-1014 of this Code.

2. It is the intention of the City Council and its is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances for the City of Morganton and to accomplish such intention, sections of this Ordinance may be renumbered, captions added, sections retitled, section references corrected and repealed provisions deleted.

Adopted and made effective on this the _____ day of _____, 2009.

Mayor

Attest:

Clerk

NORTH CAROLINA

CERTIFICATION

BURKE COUNTY

I hereby certify that the foregoing is a true and accurate copy of an Ordinance adopted by the City Council of the City of Morganton at a duly convened and held Council meeting on September 14, 2009, at 6:00 p.m. in the Council Chambers in the City Hall of the City of Morganton.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official corporate seal of the City to be affixed, this the 16th, day of September, 2009.

CITY OF MORGANTON

(SEAL)

By: _____
Assistant City Clerk

* * *

NORTH CAROLINA

ACKNOWLEDGEMENT

BURKE COUNTY

I, _____, being a Notary Public of Burke County, North Carolina, do hereby certify that Carolyn E. Richardson, Notary Public and Assistant City Clerk for the City of Morganton appeared before me this day and acknowledged the due execution of the foregoing instrument.

IN WITNESS WHEREOF, I hereunto set my hand and notarial seal this the _____ day of _____, 2009.

Notary Public

My Commission Expires: _____

ORDINANCE # 31-2012

AN ORDINANCE TO AMEND THE MAIDEN CODE OF ORDINANCES
CHAPTER 20 TO ESTABLISH A GOLF CART ORDINANCE

WHEREAS, it is the desire of the Council of the Town of Maiden to continually update and revise the Maiden Code of Ordinances in accordance with the needs of the citizens of the Town of Maiden; and

WHEREAS, in order to protect the citizens of the Town and their properties; and

WHEREAS, the Town of Maiden has initiated text amendments to the Maiden Code of Ordinances:

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MAIDEN, NC:

The Town Council shall cause the Maiden Code of Ordinance to be amended to reflect the following text changes to Chapter 20, Article XIII.

Create Article XIII, Chapter 20-1300 through 20-1305 by adding the following:

Sec. 20-1300. Scope

The establishment of a golf cart ordinance is necessary to address the interests of public safety. Golf Carts, are not designed or manufactured to be used on public streets, roads and highways, hereinafter "road(s)," and the Town of Maiden in no way advocates or endorses their operation on roads. The Town of Maiden, by regulating such operations is merely trying to address obvious safety issues, and adoption of this Ordinance is not to be relied upon as a determination that operation on roads is safe or advisable if done in accordance with this Ordinance. All persons who operate or ride upon carts on roads do so at their own risk and peril and must be observant of an attentive to the safety of themselves and others, including their passengers, other motorists, bicyclists, and pedestrians. The Town of Maiden has no liability under any theory of liability for permitting carts to be operated on roads under special legislation granted by the North Carolina State Legislature G.S. 160A-300.6. Any person who operates a cart must procure and maintain liability insurance sufficient to cover the risks involved in using a cart on public roads within the Town of Maiden.

- (A) Purpose: The purpose of this ordinance shall be to establish a Golf Cart Ordinance within the Town of Maiden to promote the health, safety and welfare of **persons operating** cart(s) within the Town of Maiden and to protect the safety of their passengers and other users of roads.
- (B) Definitions: For the purpose of this section, the following words and phrases shall have the following meanings.

1. 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. G.S. 20-4.01(12a)
2. Driver's License: A valid license issued to operate a motor vehicle issued by North Carolina or any other state.
3. Operator: Only persons over 16 years of age and holding a valid driver's license may operate a golf cart on roads.
4. Golf Cart License: A sticker or tag provided by the Town that must be visibly displayed on the golf cart. Each golf cart will have its own license.
5. 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 public highways in the State of North Carolina.

Sec. 20-1301. Rules and Regulations

This ordinance is to establish guidance in the interest of public safety. Golf carts hereinafter:

1. Golf carts shall not be operated on or alongside a public road or street with a posted speed limit greater than 35 miles per hour or higher.
2. Golf carts may cross a road with a posted speed limit greater than 35 mph. However, once this segment of road has been transverse, the golf cart is still required to travel only on or along a roadway with a speed limit of 35 mph or less.
3. Any person who operates a golf cart must be responsible for all liability associated with operation of the golf cart and must have liability insurance coverage which will cover the use of a golf cart in an amount not less than required by North Carolina law for motor vehicles operated on public highways in the State of North Carolina.
4. Any person who operates a golf cart must be at least sixteen (16) years of age or older. No person may operate a golf cart unless that person is licensed to drive upon the public streets, roads and highways of North Carolina and then, only in accordance with such valid driver's license issue to them by the State. Golf cart operators must carry their driver's license on their person at all times while operating a golf cart on public roads.
5. Any person who operates a golf cart on public streets and roads must adhere to all applicable State and local laws, regulations and ordinances, including but not limited to those banning the possession and use of alcoholic beverages, and all other illegal drugs. In addition, no golf cart containing any open container of alcohol shall be operated on public roads.

6. The operator of the golf cart shall comply with all traffic rules and regulations adopted by the State of North Carolina and the Town of Maiden which governs the operation of motor vehicles.
7. Golf Carts are allowed to park in handicapped parking spaces if the drivers or at least one passenger has a valid handicap-parking sticker displayed on the golf cart.
8. An operator may not allow the number of people in the golf cart at any one time to exceed the maximum capacity specified by the manufacturer. The operator shall not allow passengers to ride on any part of a golf cart not designed to carry passengers, such as the part of the golf cart designed to carry golf bags.
9. In no instance shall a golf cart be operated at a speed greater than 20 miles per hour. No golf cart may be operated at a speed greater than reasonable and prudent for the existing conditions.
10. Golf Carts must be operated at the right edge of the roadway and must yield to all vehicular and pedestrian traffic.
11. Golf Carts may only be operated between sunrise and sunset.
12. If a Golf Cart is not equipped with brake lights or turn signals, the operator must use standard hand signals to signal stopping and turning.

Sec. 20-1302. Golf Cart Operation

Golf Carts may not be operated within the Town of Maiden in the following manner or areas:

1. On public sidewalks, trails and greenways.
2. Along utility right of ways including but not limited to water/sewer right of ways, electric right of ways, and storm water right of ways.
3. No standing on Golf Carts.
4. Golf Carts shall not be operated on or across any public or private properties without the expressed written permission of the property owner.
5. Riders may not be transported in a negligent manner.
6. No Golf Cart shall operate on any street, roadway, or other public vehicle area that is closed due to special events, parades, or construction. The Chief of Police, or his designee, may prohibit the operation of golf carts on any street or road if the Chief determines that the prohibition is necessary in the interest of safety. The exception will be the July 4th parade.

Sec. 20-1303. Registration and Inspection

Registration, Inspection and Fee Prior to usage

1. All golf cart operators must complete a golf cart registration application and submit to the Town of Maiden Police Department for approval. Before driving on public roads, the operator of the golf cart must have a valid registration issued.
2. Each owner must have proof of ownership, and liability insurance, and completed a Waiver of Liability, releasing the Town of Maiden from liability that may arise as a result of operation of a golf cart inside the Town of Maiden. These documents must be in the golf cart at all times while in operation on public roads.
3. All golf cart operators must present a valid driver's license while operating a golf cart on public roads.
4. The registration sticker shall be valid for no more than one year, from January 1st to December 31st of each year, and must be visible on a golf cart operated on a public road.
5. Lost or Stolen stickers are the responsibility of the owner and must be replaced before the golf cart is operated on a public road.
6. The Maiden Police Chief retains the right to refuse to issue and/or revoke any permit sticker from any cart at any time for any reason he/she feels is appropriate to ensure the safety and well being of the citizens of the Town of Maiden.
7. All golf carts must meet the requirements or minimum standards of safety equipment as set forth in this ordinance. The cart must be inspected and approved by the Chief of Police or his designee prior to usage.

Sec. 20-1304. Technical Specification

Golf Carts operated in the Town of Maiden shall conform with the following technical specifications in order to receive and maintain a valid license.

1. Shall have a standard low speed traffic triangle or pennant displayed prominently on the rear of the vehicle.
 - A. Low speed caution triangle with a minimum size of 12 inches or greater on all three sides and shall be made of reflective material. Triangle shall be mounted on the rear of the vehicle and permanently installed.
2. One operational rearview mirror.
3. Shall have at least two (2) red rear reflectors measuring a total of six square inches of reflective area each. A reflective rear light kit will suffice.

Sec. 20-1305. Enforcement and Penalty

Any act constituting a violation of this ordinance or failure to comply with any of its requirements shall subject the offenders to a civil penalty of fifty dollars (\$50.00), plus the court costs and attorney fees incurred by the Town. Notwithstanding the foregoing, persons who, while driving golf carts on public streets within the Town of Maiden, 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.

- (A) Operating a golf cart under the influence of an impairing substance (i.e., alcohol or drugs) on a public road or highway is not a violation of this Ordinance, but a violation of state law, and is punishable as provided therein.
- (B) If the offender(s) fail to pay the penalty within ten (10) days of receiving a final written notice of violation, the penalty may be recovered by the Town in a civil action in the nature of a debt. Repeat offenders may have the privileges granted by this ordinance revoked by the Chief of Police.

This ordinance shall become effective on September 1, 2012

Adopted this the 20th day of August, 2012.



Robert L. Smyre, Mayor

ATTEST:



Wendy Vanover, Clerk

Sec. 15-121. - Definitions.

The following words and phrases when used in this article shall have the definitions respectively ascribed to them in this section. Whenever any words or phrases used in this chapter are not defined but are defined in the North Carolina General Statutes, Chapter 20 and amendments thereto, such definitions shall apply.

Controlled operating environment means:

- (1) That territory under the jurisdiction of a local government designated by it for GCV use, including the privately owned land of any owner that consents to the local government's jurisdiction to regulate the operation of GCVs on private property; and
- (2) Areas in which the posted speed for the road surface on which the GCVs operate does not exceed thirty-five (35) miles per hour.

Driver (G.S. 20-4.01). The operator of a vehicle, as defined in subdivision (25). The terms "driver" and "operator" and their cognates are synonymous.

Golf cart (G.S. 20-4.01). 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 twenty (20) miles per hour.

Golf car based product vehicle or *GCV*. A self-propelled vehicle with a minimum of four (4) wheels, capable of a maximum level ground speed of less than twenty (20) miles per hour (30 km/h), maximum rated payload capacity of one thousand two hundred (1,200) pounds (545 kg), maximum gross vehicle weight (GVW) of two thousand five hundred (2,500) pounds (1,135 kg), capable of transporting not more than six (6) persons and which complies with the safety operations standards established in this Act. A GCV chassis and drive mechanisms conform to the GCV profile. Where applicable, battery electric GCVs will be recognized as "electric vehicles" or "zero emission vehicles" and hybrid GCVs will be recognized as "alternative fueled vehicles." For the purpose of this article, golf carts and utility vehicles are considered a GCV.

GCV Path [Class I]. A completely separated right-of-way for the exclusive use of GCVs, pedestrians and bicycles with cross flow minimized.

GCV Lane [Class II]. A striped lane for one-way GCVs and bicycles on a public road with a posted speed limit not to exceed thirty-five (35) miles per hour.

GCV Route [Class III]. A shared lane with motor vehicle traffic and clearly marked with GCV route signs.

Highway (G.S. 20-4.01). The entire width between property or right-of-way lines of every way or place of whatever nature, when any part thereof is open to the use of the public as a matter of right for the purposes of vehicular traffic. The terms "highway" and "street" and their cognates are synonymous.

Insurance (G.S. 20-309(b)). Financial responsibility shall be a liability insurance policy or financial security deposit or by qualification as a self-insurer, as these terms are defined and described in Article 9A, Chapter 20 of the General Statutes of North Carolina, as amended.

Operator (G.S. 20-4.01). A person in actual physical control of a vehicle which is in motion or which has the engine running. The terms "operator" and "driver" and their cognates are synonymous.

Utility vehicle (G.S. 20-4.01). Vehicle designed and manufactured for general maintenance, security, recreational, and landscaping purposes, but does not include vehicles designed and used primarily for the transportation of persons or property on a street or highway.

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Vehicle (G.S. 20-4.01). Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, excepting devices moved by human power or used exclusively upon fixed rails or tracks; provided, that for the purposes of this chapter bicycles shall be deemed vehicles and every rider of a bicycle upon a highway shall be subject to the provisions of this chapter applicable to the driver of a vehicle except those which by their nature can have no application. This term shall not include a device which is designed for and intended to be used as a means of transportation for a person with a mobility impairment, or who uses the device for including on sidewalks, and is limited by design to fifteen (15) miles per hour when the device is being operated by a person with a mobility impairment, or who uses the device for mobility enhancement. This term shall not include an electric personal assistive mobility device as defined in G.S. 20-4.01(7a).

(Ord. No. 12-08, § 1, 3-3-08)

Sec. 15-122. - Operation of GCVs on public streets not otherwise designated for such operation.

It shall be unlawful for any person to operate a GCV on or over any public road in the City of Conover, except as provided in this article.

(Ord. No. 12-08, § 1, 3-3-08)

Sec. 15-123. - Designation of public streets of the City of Conover for GCV operation.

- (a) This chapter is adopted to address the interest of public safety under the provisions of House Bill 254, Session Law 2007-259 which provides the City of Conover authority to regulate the use of golf carts and utility vehicles in the city. The city council may authorize by ordinance, the operation of GCVs on designated public streets within the City of Conover after:

- (1) Considering the speed, volume, and character of motor vehicle traffic using public streets; and
- (2) Determining that GCV operation on particular streets is compatible with state and local transportation plans and consistent with the pedestrian policy.
- (3) A golf cart may be operated on all public streets in the City of Conover with a posted speed limit of thirty-five (35) miles per hour or less, with the exception of the entire length of 4th St SW, 10th St NW, 7th St PI SW, Emmanuel Church Rd, 1st St E, 1st St W, 1st Ave N and 1st Ave S, and Herman Sipe Road.
- (4) A golf cart may cross, at a perpendicular angle (ninety (90) degrees), all public street intersections in the City of Conover with a posted speed limit of forty-five (45) miles per hour or less with the exception of:
 - i. All intersections on Conover Blvd From Conover Blvd W at Fairway Dr SW to Conover Blvd E at 4th St SE.
 - ii. All intersections from the intersection of 1st Ave S/N, 1st St E/W, 2nd Ave NE (known as the Five Points intersection) to 5th Ave NE/SE.

No public road of the City of Conover shall be designated for use by GCVs if GCV operation will impede the safe and efficient flow of motor vehicle traffic, or if the road's posted speed limit is greater than thirty-five (35) miles per hour.

- (b) Maps that clearly indicate locations of controlled operating environments should be posted on the City of Conover website www.conovernc.gov and be distributed or made available in printed form to all known users. Maps shall be available at City Hall, Police Department, Public Works and Planning Department.

(Ord. No. 12-08, § 1, 3-3-08; Ord. No. 46-16, § 2, 12-5-16)

Sec. 15-124. - Limitations and safety criteria.

GCV operation on designated public streets of the City of Conover shall be in accordance with the following limitations:

- (1) The owner must be at least sixteen (16) years old and possess a valid driver's license.
- (2) No person shall operate a GCV on a public road of the City of Conover unless that road is approved for GCV operation.
- (3) GCVs may only be driven on streets designated on a map maintained by the City of Conover. The map shall also be posted on the City of Conover website, distributed to GCV registrants and made available in print form, to all known users. The city council will periodically review the map.
- (4) A GVC may cross a road at an intersection that has a posted speed limit of forty-five (45) miles per hour or less unless the specified intersection or road has been listed as non-crossable within this article.
- (5) The maximum occupancy of a GCV traveling on streets will be one (1) person per designated seat. No occupants of a golf cart shall stand at any time while the golf cart is in motion.
- (6) GCVs must be operated in accordance with all applicable state and local laws and ordinances, including all laws, regulations and ordinances pertaining to the possession and use of alcoholic beverages.
- (7) No person may operate a GCV 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. An operator of GCV must be at least sixteen (16) years of age, with the exception that operators under the age of sixteen (16) years may operate GCV if they possess a valid learner's permit issued by the state of North Carolina and are accompanied by a licensed driver as required by state law.
- (8) GCV must be operated at the extreme right of the roadway and must yield to all vehicular and pedestrian traffic.
- (9) GCV may operate in bicycle lanes provided they do not impede bicycle traffic.
- (10) GCV must follow all parking regulations of standard motor vehicles and may only be parked in spaces designated for standard motor vehicles.
- (11) Parking a GCV in a handicapped parking space is permitted only if a legally obtained handicapped placard or sticker is displayed on the GCV.
- (12) GCV are prohibited from operating, parking or stopping on sidewalks or public pathways.
- (13) GCV may not tow additional GCVs, carts or persons on wheeled personal mobile devices.
- (14) GCV shall not be operated during inclement weather or when visibility is impaired by weather, smoke, fog or other conditions.
- (15) GCV operators shall maintain their GCVs in a safe condition and ensure that an unobstructed view to the rear is maintained at all times the GCV is in operation on public streets.
- (16) GCVs operating on designated public streets of the City of Conover pursuant to this article shall be insured as required by G.S. 20-309.
- (17) In order to register a golf cart and secure an annual permit, a golf cart must have the following safety features installed:
 - a. Two (2) operating front headlights, visible from a distance of at least two hundred fifty (250) feet,
 - b. Two (2) operating tail lights, with brake lights, visible from a distance of at least two hundred fifty (250) feet,
 - c. A rear vision mirror,
 - d. At least one (1) reflector per side,

- e. A parking brake,
 - f. A windshield, and
 - g. Must be limited to a maximum of three (3) rows of seats.
- (18) Prior to the issuance of an initial permit or annual renewal, the City of Conover shall inspect the golf cart for compliance with the requirements of this article. No golf cart shall be registered and permitted unless it is in compliance with all requirements.
- (19) Prior to the issuance of an initial permit or annual renewal, the owner shall sign an acknowledgment that he/she has read and understands the provisions of this article. All-terrain vehicles, 4-wheel utility vehicles, go-karts, and other similar utility vehicles which are not manufactured for operation on a golf course, and/or a golf cart which has been modified so that it no longer meets the definition of a golf cart may not be registered as a golf cart under this article nor shall such vehicles be operated on public streets within the City of Conover, unless such vehicles are registered and permitted under the motor vehicle laws of the state.

(Ord. No. 12-08, § 1, 3-3-08; Ord. No. 46-16, § 2, 12-5-16)

Sec. 15-125. - Reserved.

Editor's note— Ord. No. 46-16, § 2, adopted Dec. 5, 2016, repealed § 15-125, which pertained to application process and derived from Ord. No. 12-08, § 1, adopted March 3, 2008.

Sec. 15-126. - Registration process.

- (a) *Registration.* An initial GCV registration fee and an annual GVC renewal fee will be charged by the City of Conover as referenced in the City of Conover's Schedule of Fees to cover the costs of implementing and maintaining this article. GCV owners must complete the registration form provided for the foregoing purpose and provide proof of insurance. The registered owner shall confirm the GCV has all safety equipment required by subsections 15-124(17), (18) and (19) of this article.
- (b) *[Proof of compliance.]* The City of Conover will issue visible proof of compliance, (certification sticker), that must be attached to the driver's side of the GCV. The completed forms will be maintained by the City of Conover. Registration shall be denied to vehicles capable of seating more than six (6) persons.
- (c) *[Additional provisions.]* No registration is required for GCV which are not operated on designated streets.
- (d) *Insurance.* A GCV must be insured as required by G.S. 20-309 and the operator must carry proof of insurance when operating the GCV.

(Ord. No. 12-08, § 1, 3-3-08; Ord. No. 46-16, § 2, 12-5-16)

Sec. 15-127. - Enforcement of GCV transportation plan; sanctions.

The Conover City Council finds and determines that it shall provide law enforcement for the GCV transportation plan and enforce the rules and regulations of the City of Conover Code and the North Carolina General Statutes.

Any act constituting a violation of this article or a failure to comply with any of its requirements shall subject the offender to a civil penalty of one hundred dollars (\$100.00), plus the court costs and attorneys' fees incurred by the City of Conover. If the offender fails to pay the penalty within ten (10) days of receiving final written notice of a violation, the penalty may be recovered by the City of Conover in a civil action in the nature of a debt. Repeat offenders may have the privileges granted by this article revoked.

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The City of Conover may refuse to register and issue a permit for the operation of a golf cart, or may immediately revoke a previously issued permit, if the registered golf cart and/or the owner of the golf cart is involved in three (3) or more violations of this article and/or violations of state law within a three-year time period. Said revocation and/or denial of a permit shall be effective for one (1) year.

The City of Conover may refuse to register and issue a permit for the operation of a golf cart, or may immediately revoke a previously issued permit, if the registered golf cart and/or the owner of the golf cart is charged with operating a golf cart under the influence of an impairing substance, aiding and abetting the operation of the golf cart under the influence of an impairing substance, or operating a golf cart in a careless and reckless manner. Said revocation and/or denial of a permit shall be effective for one (1) year, unless the charge is dismissed or the owner and/or operator is acquitted, in which event the permit shall either be immediately reinstated or the application for the permit shall be approved if the conditions of the ordinance have been met.

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 police department within fourteen (14) days of the date of notification. If the revoked registration plate is not surrendered within fourteen (14) days, then the revocation shall be effective, however the one (1) year period shall not begin until the date the plate is surrendered to, or seized by, the police department.

(Ord. No. 12-08, § 1, 3-3-08; Ord. No. 46-16, § 2, 12-5-16)

Sec. 15-128. - Exceptions.

The limitations set forth in subsections 15-124(1) and (2) shall not apply to GCVs being operated as follows:

- (1) To cross a road from one (1) portion of a golf course to another portion thereof or to another adjacent golf course and the speed limit on the road is no more than thirty-five (35) miles per hour; or to cross a road at an intersection where the road has a posted speed limit of not more than thirty-five (35) miles per hour.
- (2) To the extent necessary for City of Conover employees and City of Conover contractors to fulfill a governmental purpose, or as otherwise authorized by the City of Conover City Manager or his designee, provided the GCV is not operated on a public road of the City of Conover with a posted speed limit over thirty-five (35) miles per hour;
- (3) As necessary by employees of public or private institutions of higher education if operating on streets within the property limits of such institutions, provided the GCV is being operated on streets with speed limits of thirty-five (35) miles per hour or less.
- (4) The GCV is being operated upon a street pursuant to a City of Conover Parade/Street Closing permit. GCVs shall be listed in the description of vehicles section of the application.

Pursuant to G.S. 20-171.23, motorized all-terrain vehicles (ATV) of law enforcement officers, fire, rescue and emergency medical technicians are permitted on public highways where the speed limit is thirty-five (35) miles per hour or less. Motorized all-terrain vehicles of law enforcement officers and fire, rescue, and emergency medical services permitted on certain highways.

(Ord. No. 12-08, § 1, 3-3-08)

Secs. 15-129—15-135. - Reserved.

Ordinance 2016-22

Chapter 54 – Motor Vehicles and Traffic: Article VIII – Golf Carts

ARTICLE VIII. - GOLF CARTS

Sec. 54-270. - Purpose, disclaimer, and assumption of risk.

- (a) The purpose of this article 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 City of Newton, the operation of golf carts must comply with applicable state laws and City of Newton regulations pertaining to the operation of traditional motor vehicles, and must also comply with the specific provisions included in this article.
- (b) Golf carts are not designed for nor manufactured to be used on public streets and the City of Newton neither advocates nor endorses the golf cart as a safe means of travel on public streets. The City of Newton shall in no way be liable for accidents, injuries, or deaths involving or resulting from the operation of a golf cart.
- (c) Any person who owns, operates, or rides on a golf cart on a public street within the City of Newton does so at his or her own risk and peril and assumes all liability resulting from the operation of the golf cart.
- (d) Notwithstanding the provisions of G.S. 20-50 and G.S. 20-54, a city may, by ordinance, regulate the operation of golf carts, as defined in G.S. 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.
- (e) By ordinance, a city may require the registration of golf carts, charge a fee for the registration, specify who is authorized to operate golf carts, and specify the required equipment, load limits, and the hours and methods of operation of golf carts. No person less than 16 years of age may operate a golf cart on a public street, road, or highway."

(NCGS § 160A-300.6)

Sec. 54-271. - Golf cart, golf cart operator defined.

- (a) A golf cart is 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 twenty (20) mph. A golf cart operator refers to the individual driving or in physical control of a golf cart that is moving or has its key inserted and in the on position.
- (b) "Conventional golf cart" means either a fleet golf cart or a personal golf cart.

- (c) "Fleet golf cart" means a golf cart used solely to carry one or more people and golf equipment to play golf. These are sold to golf courses.
- (d) "Personal golf cart" means a golf cart used to carry one or more people and may carry golf equipment to play golf. These are sold to individual people who may use them to travel on public roads to and from golf courses and to play golf, to travel on public roads on purposes unrelated to golf, or for all of these purposes.

(49 CFR Part 571)

Sec. 54-272. - Operation of golf carts permitted.

- (a) The operation of golf carts on public streets with a posted speed limit of thirty-five (35) mph or less within the City of Newton and on property owned or leased by the City of Newton in compliance with the provisions of this article shall be permitted. However, it shall be unlawful to operate any golf cart that is not properly registered with and permitted by the City of Newton or to operate any golf cart at any place or in any manner not authorized herein.
- (b) The operation of golf carts in the following circumstances is exempt, and is not subject to the provisions of this article:
 - (1) The operation of golf carts on private property, with the consent of the owner,
 - (2) The operation of golf carts on private streets,
 - (3) The use of a golf cart in connection with a parade, a festival, or other special event provided the consent of the sponsor is obtained, the police department is notified, and provided the golf cart is only used during such event, and
 - (4) The use of golf carts by City of Newton personnel, other governmental agencies, and/or public service agencies on official business.

Sec. 54-273. - Golf carts do not qualify as electric personal mobility devices.

- (a) Golf carts do not qualify as electric personal mobility devices designed to assist handicapped or elderly individuals. All golf carts operated in the City of Newton on public streets must be properly registered with and permitted by the City of Newton.

Sec. 54-274. - Fee.

- (a) There shall be paid at the time of filing for golf cart registration a fee of \$50.00.
- (b) There shall be paid annually at the time of inspection and registration renewal a fee of \$20.00

Sec. 54-275. - Registration and permit requirements.

- (a) No golf cart may be operated on any public street within the City of Newton or on any property owned or leased by the City of Newton unless the golf cart has first been registered with the City of Newton and permitted as required herein. The registration and permit shall be renewed annually thereafter in accordance with the provisions of this article.

- (b) The owner shall complete an application provided by the City of Newton and the golf cart shall be inspected by the City of Newton Police Department for compliance with the provisions of this article prior to the issuance of an annual permit for the golf cart. To evidence the registration, the owner shall be issued a unique license plate and annual registration decal which shall be displayed on the rear of the golf cart. The city council may establish, and amend from time to time, an annual registration fee for golf carts.
- (c) In order to register a golf cart and secure an annual permit, the owner and golf cart must meet the following basic requirements:
 - (1) The owner must be at least eighteen (18) years old and possess a valid driver's license,
 - (2) The owner must possess and maintain liability insurance in an amount not less than required by state law for traditional motor vehicles operated on public streets in the state,
 - (3) The golf cart must not have been modified to exceed a speed of twenty (20) mph, and
 - (4) The golf cart must have an identifiable identification number.
- (d) In order to register a golf cart and secure an annual permit, a golf cart must have the following safety features installed:
 - (1) Two (2) operating front headlights, visible from a distance of at least two hundred fifty (250) feet,
 - (2) Two (2) operating tail lights, with brake lights, visible from a distance of at least two hundred fifty (250) feet,
 - (3) A rear vision mirror,
 - (4) At least one (1) reflector per side,
 - (5) A parking brake,
 - (6) A windshield, and
 - (7) Must be limited to a maximum of three (3) rows of seats.
- (e) Prior to the issuance of an initial permit or annual renewal, the City of Newton Police Department shall inspect the golf cart for compliance with the requirements of this article. No golf cart shall be registered and permitted unless it is in compliance with all requirements.
- (f) Prior to the issuance of an initial permit or annual renewal, the owner shall sign an acknowledgment that he/she has read and understands the provisions of this article.
- (g) All-terrain vehicles, 4-wheel utility vehicles, go-karts, and other similar utility vehicles which are not manufactured for operation on a golf course, and/or a golf cart which has been modified so

that it no longer meets the definition of a golf cart may not be registered as a golf cart under this article nor shall such vehicles be operated on public streets within the City of Newton, unless such vehicles are registered and permitted under the motor vehicle laws of the state.

Sec. 54-276. - Standards of operation.

- (a) It is unlawful to operate a golf cart on a public street within the City of Newton unless the following requirements are met:
 - (1) A golf cart must display a valid City of Newton issued golf cart license plate and annual registration decal.
 - (2) A golf cart may be operated on all public streets in the City of Newton, with the exception of the entire length of US 321, US 70, NC 10 and NC 16. Golf carts shall be allowed to operate on those portions of NC 10 and NC 16 that are posted at a speed limit of 35 mph or lower. Golf carts are permitted to cross directly in a straight line from one side of US 321 and to the other side.
 - (3) No person may operate a golf cart unless that person is at least eighteen (18) years of age and is licensed to drive upon the streets, roads, and highways of the state and then, only in accordance with such driver's license. An operator of a golf cart must be a licensed driver as required by the laws of their home state. The operator must have the valid driver license in his/her possession while operating the golf cart. The operator must be a resident, property owner, authorized guest, or tenant of property with a physical address in the City of Newton.
 - (4) The driver and passengers must be properly seated while the golf cart is in motion, and may not be transported in a negligent manner. The seating capacity shall not be exceeded.
 - (5) 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.
 - (6) No golf cart may be operated in a careless or reckless manner.
 - (7) Golf carts must be operated in accordance with all applicable state and local traffic laws and ordinances, including all laws, regulations and ordinances pertaining to the possession and consumption of alcoholic beverages.
 - (8) 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 the parking of traditional motor vehicles.
 - (9) Golf carts are permitted to park in specially designated "golf-cart-only" parking spaces as may be provided by the City of Newton in various locations.
 - (10) Golf carts may only 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.

(11) Golf carts may not be operated on any sidewalk or bicycle path, except for golf carts operated by governmental or public service agencies for official purposes.

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

(13) The possession of open containers of alcohol and/or consumption of alcohol by the driver and/or passengers of a golf cart is prohibited.

(14) The operator of a golf cart shall yield the right-of-way to traditional motor vehicles.

Sec. 54-277. - Penalties and remedies.

- (a) Any person violating the motor vehicle laws of the state, which shall also apply to golf carts registered under this article, shall be subject to the penalties prescribed in state law for said violation.
- (b) Any person who knowingly allows an underage driver to operate a golf cart shall be charged and subject to the penalties prescribed in state law for contributing to the delinquency of a minor.
- (c) Any person violating the provisions of this article or failing to comply with any of its requirements shall be required to pay a civil violation in the amount of fifty dollars (\$50.00).
- (d) Any person violating the City of Newton's parking ordinances shall be subject to the penalties outlined for parking violations in this chapter.
- (e) Operating a golf cart under the influence of an impairing substance (i.e., alcohol or drugs) on a public street is a violation of state law, and is punishable as provided therein.

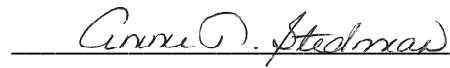
The City of Newton may refuse to register and issue a permit for the operation of a golf cart, or may immediately revoke a previously issued permit, if the registered golf cart and/or the owner of the golf cart is involved in three (3) or more violations of this article and/or violations of state law within a three-year time period. Said revocation and/or denial of a permit shall be effective for one (1) year.

The City of Newton may refuse to register and issue a permit for the operation of a golf cart, or may immediately revoke a previously issued permit, if the registered golf cart and/or the owner of the golf cart is charged with operating a golf cart under the influence of an impairing substance, aiding and abetting the operation of the golf cart under the influence of an impairing substance, or operating a golf cart in a careless and reckless manner. Said revocation and/or denial of a permit shall be effective for one (1) year, unless the charge is dismissed or the owner and/or operator is acquitted, in which event the permit shall either be immediately reinstated or the application for the permit shall be approved if the conditions of the ordinance have been met.

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 police department within fourteen (14) days of the date of notification. If the revoked registration plate is not surrendered within fourteen (14) days, then the revocation shall be effective, however the one (1) year period shall not begin until the date the plate is surrendered to, or seized by, the police department.

(Reference § 20-138.1. Impaired driving. § 20-4.01. Definitions.)

Adopted this 6th day of September, 2016



Anne P. Stedman, Mayor



Amy S. Falowski, City Clerk



2018 Annual Report

Lenoir Fire Department



**141 Years of Service
1877-2018**

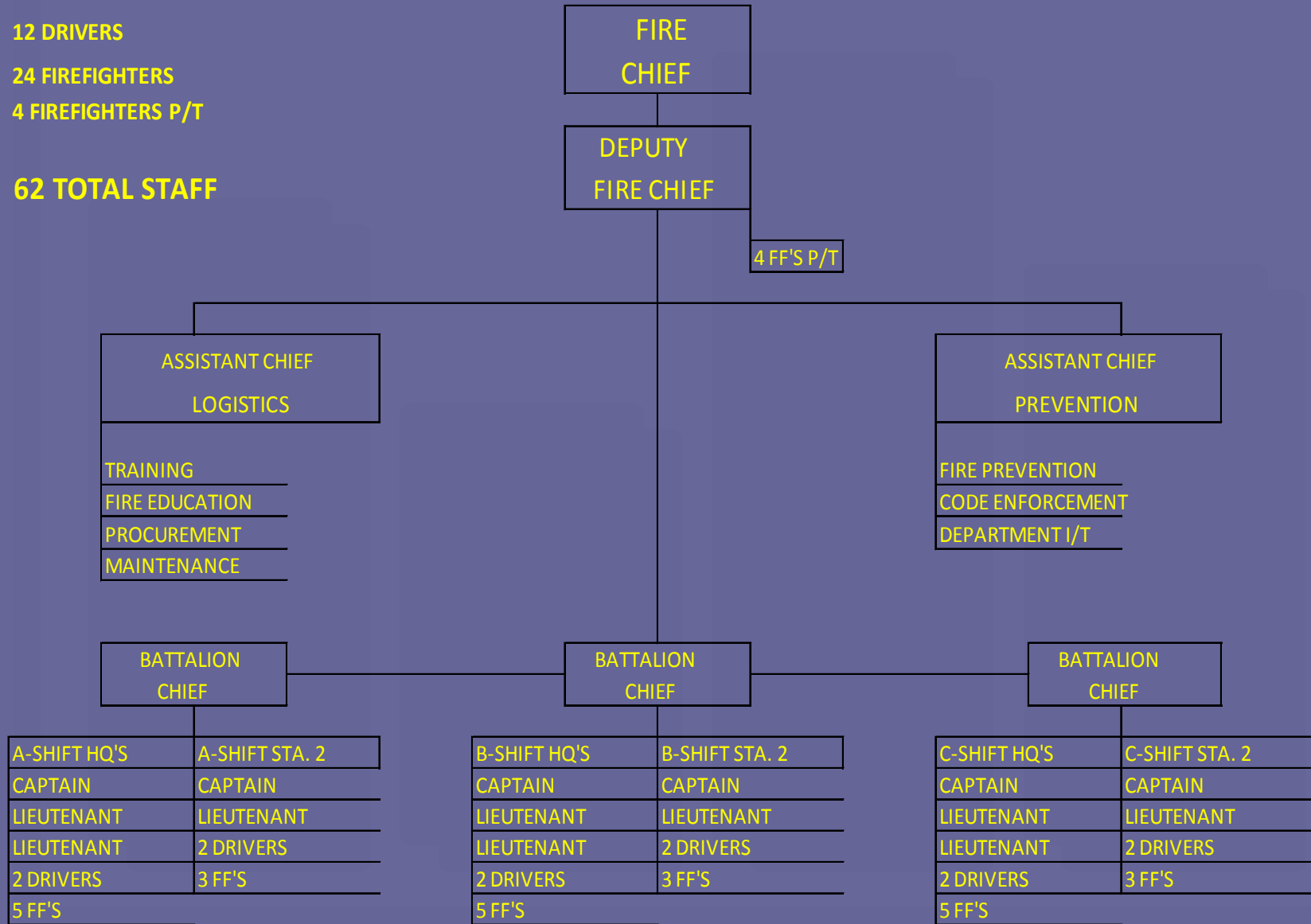
22 OFFICERS

12 DRIVERS

24 FIREFIGHTERS

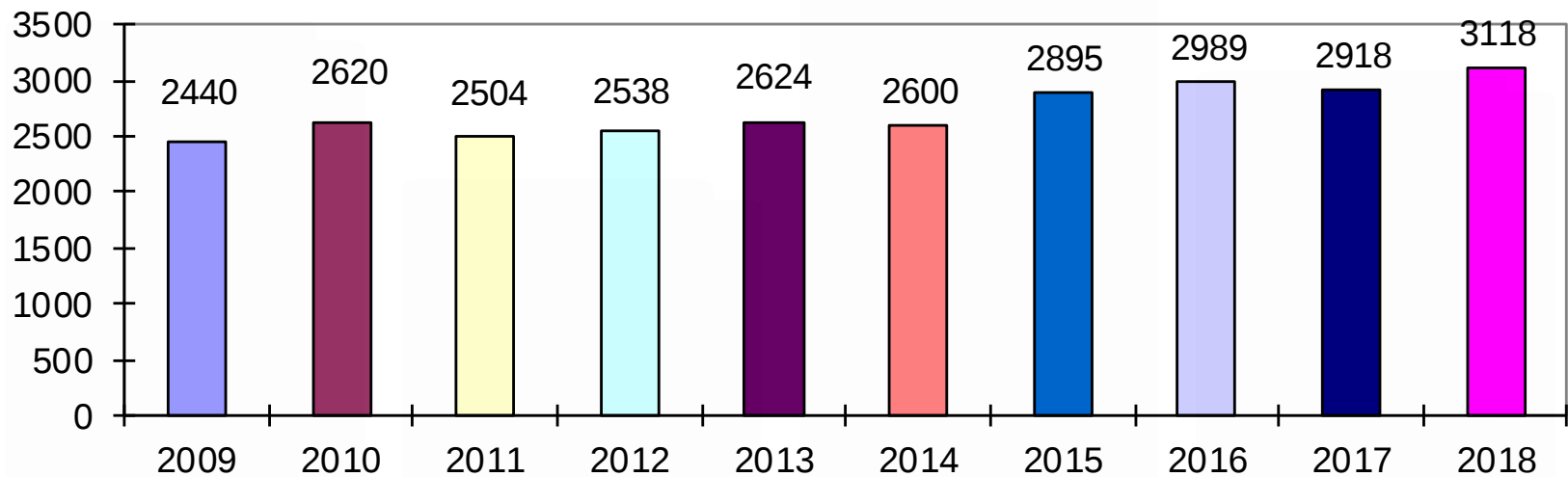
4 FIREFIGHTERS P/T

62 TOTAL STAFF



LENOIR FIRE DEPARTMENT
2018 ANNUAL REPORT
Incident Reports

TEN YEAR COMPARISON OF INCIDENT CALLS

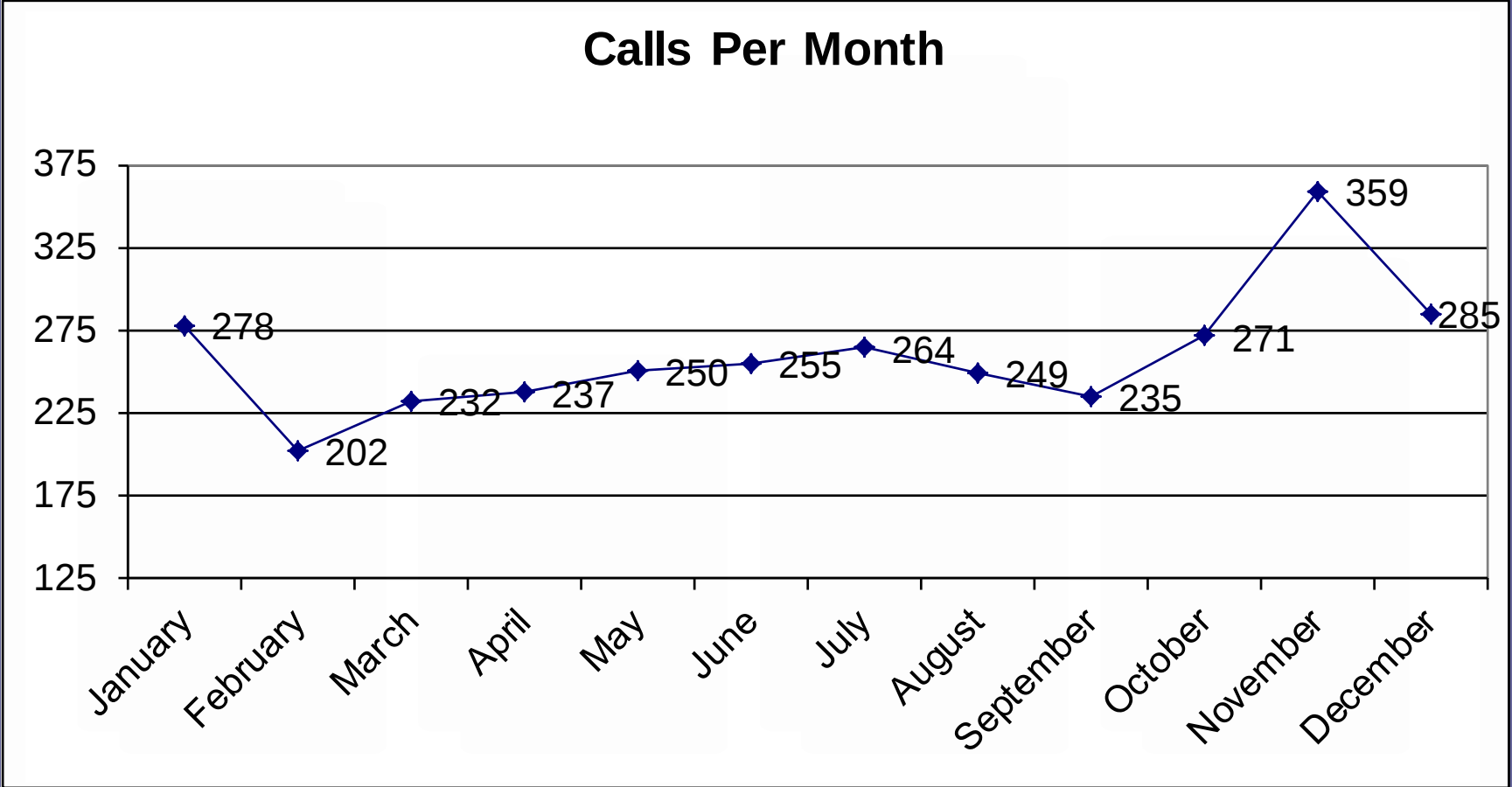


55

LENOIR FIRE DEPARTMENT

2018 ANNUAL REPORT

Calls per month



LENOIR FIRE DEPARTMENT

2018 ANNUAL REPORT

Suppression Report

<u>Fires</u>	2018	2017
Building fires	25	35
Vehicle fires	14	15
Brush or grass fires	45	17
Trash or dumpster fires	8	8
Other fires	11	29
Total Fire calls	103	104
<u>False Alarms</u>		
Alarm system sounded, no fire	83	56
Smoke detector activation due to malfunction	138	129
Sprinkler activation due to malfunction	47	34
False alarm, other & Bomb Threats	122	103
Total suppression calls	390	322

Average Response Time for 2018 Calls – 3:52 Minutes

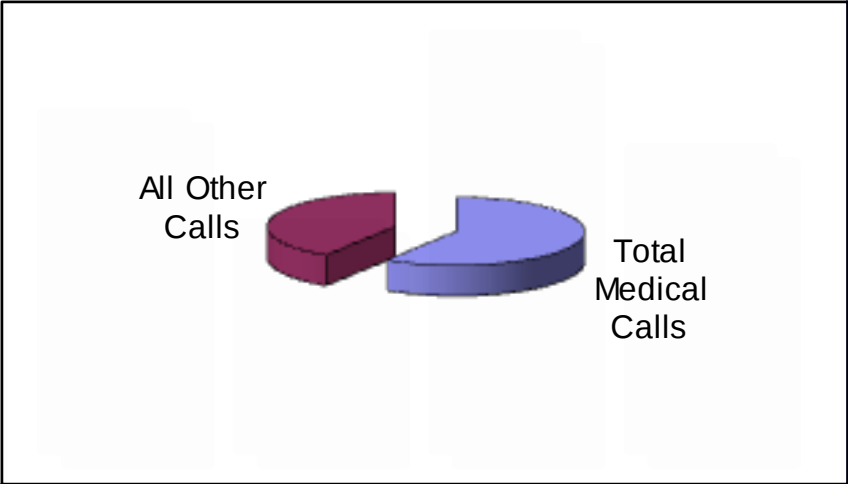
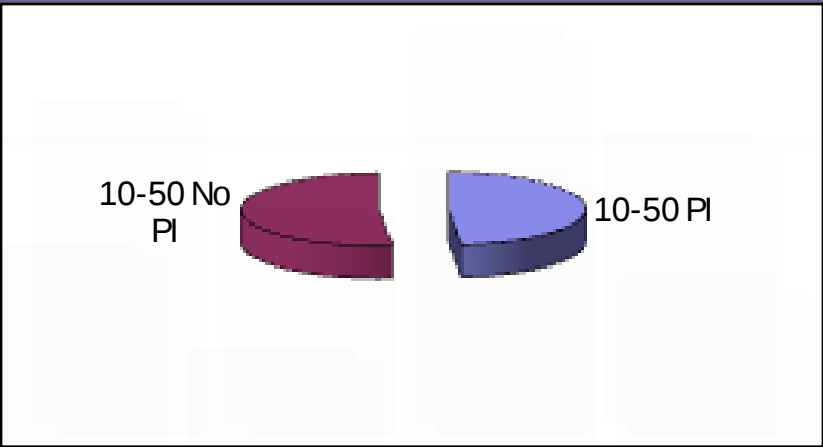
***After we have been dispatched**

57

LENOIR FIRE DEPARTMENT

2018 ANNUAL REPORT

EMS Calls	2018	2017
Medical calls	1,617	1,561
10-50 Personal Injury	109	114
10-50 No Personal Injury	116	104
Total Medical Calls	1,842	1,779



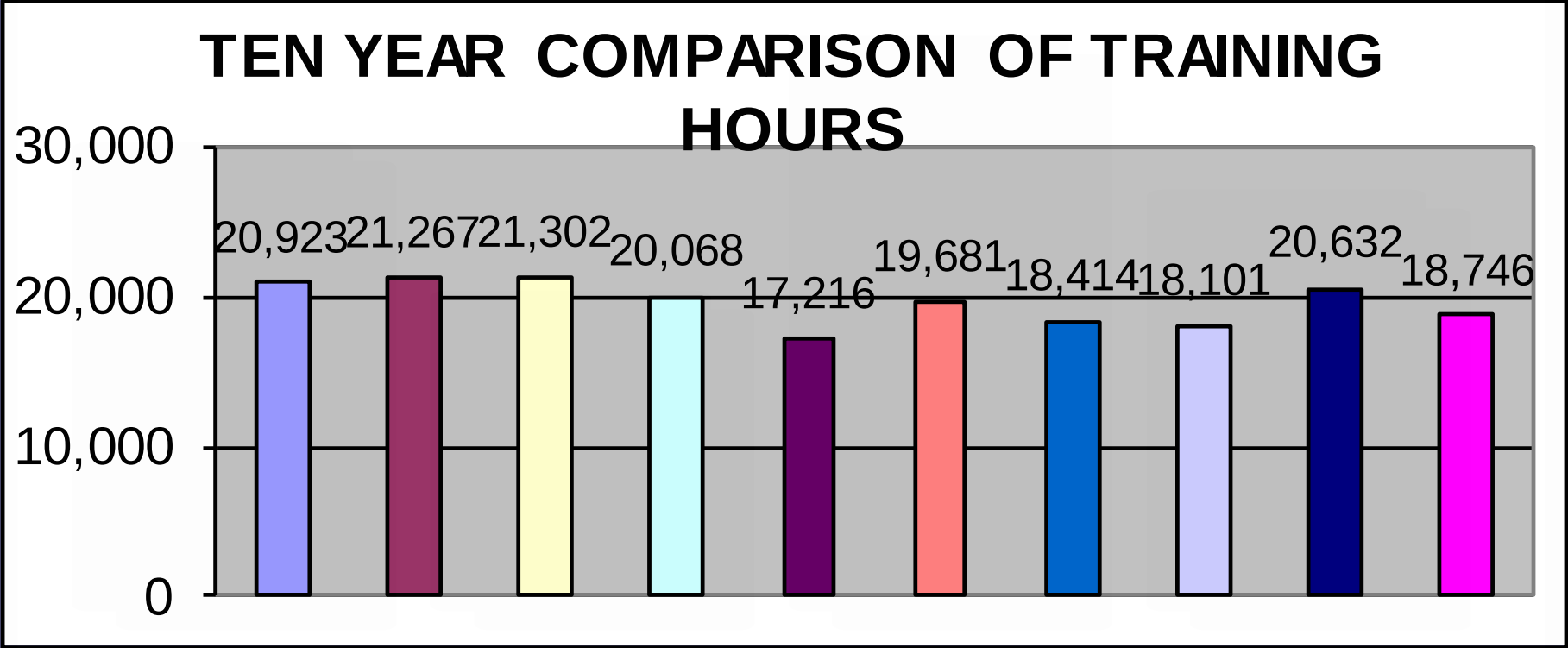
LENOIR FIRE DEPARTMENT
2018 ANNUAL REPORT
Miscellaneous Call Report

	<u>2018</u>	<u>2017</u>
Hazardous Condition/Materials Spills or Leaks	77	95
Public Service Calls	496	351
Severe Weather	0	1
Rescue Calls	110	145
Cover Assignment/Stand-by	100	121
Total Miscellaneous Calls	783	713

59

LENOIR FIRE DEPARTMENT
2018 ANNUAL REPORT

Training	Hours
Total Training In-House	10,823
Total Training Taken Away From Lenoir Fire Department	7,923
Total Training for 2018	18,746



LENOIR FIRE DEPARTMENT

2018 ANNUAL REPORT

Training, Special Classes Firefighters Attended

- National Fire Academy: Six firefighters attended this school
- Breathing Equipment School (Spring): Two firefighters attended this school
- F.D.I.C.: Eight firefighters attended this conference
- Mid-winter Fire Chief's Conference: Five firefighters attended this conference
- Breathing Equipment School (Fall): Two firefighters attended this school
- NCSFA Conference: Five firefighters attended this conference
- NC Fire Prevention School: One firefighter attended this school
- High Angle Rescue Schools (Spring): Two firefighters attended this school
- High Angle Rescue School (Fall): Two firefighters attended this school
- NC/SC IAAI Conference: Four firefighters attended this school
- UTV (ATV): All 62 firefighters attended this in-house training
- Burke, McDowell, Wilkes, and Cleveland County Schools: Twenty two firefighters attended these regional county schools

LENOIR FIRE DEPARTMENT

2018 ANNUAL REPORT

Fire Prevention and Inspections

Inspections

Occupancy group-A (*Assembly*)

A-1 Assembly with fix setting for Performing arts or motion pictures.	5
A-2 Assembly uses intended for food and drink consumption.	49
A-3 Assembly uses intended for worship.	15
A-4 Assembly uses skating rinks and pools.	1
A-5 Ballfields/Stadium/Bleacher Seating	3

Occupancy Group B (*Business*)

B	66
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Occupancy Group E (*Educational*)

E	39
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Occupancy Group F (*Factory/Industrial*)

F-1 Factory Industrial with moderate-Hazard Occupancy	30
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Occupancy Group H

H-3 Hazardous	2
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Occupancy Group I (*Institutional*)

I-1 Building with more than 16 people on a 24 hours basis with disabilities .	3
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LENOIR FIRE DEPARTMENT

2018 ANNUAL REPORT

Fire Prevention and Inspections

Occupancy Group I (*Institutional*)

I-2	Structures used for medical, nursing or custodial care on a 24 hour basis	17
I-3	Building and structures which are inhabited by 5 or more under restraints.	1

Occupancy Group M (Mercantile) 41

Occupancy Group R (Residential)

R-1	Boarding house or Hotels	14
R-2	Apartment houses	7
R-3	Other Residential	11
R-4	Assisted Living Facilities	5

Occupancy Group U (Tents) 3

Total Inspections 312

63

LENOIR FIRE DEPARTMENT
2018 ANNUAL REPORT
Fire Prevention and Education

Classes/Presentation	44
Schools	
Number in attendance	990
Day Care	
Number in attendance	683
Senior Center	
Number in attendance	5
Church, Public Housing, etc...	
Number in attendance	499
Smoke Detectors Issued	107
CO Detectors Issued	1

LENOIR FIRE DEPARTMENT**2018 ANNUAL REPORT****Fire Loss vs. Save Report**

- Total estimated value of property and contents for 2017 pre-fire responses:
\$16,063,800 (**total value**)
- In 2016, Lenoir Fire Department responded to 104 fires. Of these 104 fires, we had 35 structure fires and 15 vehicle fires, an estimated total monetary fire loss of property and contents equaled to:
\$691,300 (**fire loss**)
- However of these same 104 fires, we were able to show that we potentially saved, of the same property and contents, an estimated monetary total equaled to:
\$15,372,500 (**saved**)

65 NC FIRE INSURANCE RATING

- In the state of North Carolina there are 1,500 rated fire districts. 365 of these are rated as municipal fire districts. The City of Lenoir is rated as a **Class 3** fire district. The classification scale rates 1 to be the best protected and 9S to be the worst protected. Including all 1,500 fire districts, only 34 cities have a better fire rating than the City of Lenoir.
- What does this mean to our citizens in dollars and cents? If you live in Caldwell County, outside the City of Lenoir in a 9S fire district, and live in a \$100,000.00 home, you will pay approximately \$565.00 a year for homeowners insurance. If you live in the City of Lenoir which has a **Class 3** fire insurance rating and live in a \$100,000.00 home, you will pay approximately \$401.00 a year for home owners insurance. This translates into a savings of approximately \$164.00 each year. If you live in a \$200,000.00 home in the City of Lenoir you will pay approximately \$669.00 a year for home owners insurance, saving approximately \$251.00 each year.

March 2019

Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4	5 4-5:30 p.m. Reception Ed Blair & T. J. Rohr (City/Cnty Chambers) 6:00 p.m. City Council	6 9:00 a.m. Staff Mtg.	7	8	9
10 Daylight Savings Time Begins	11 11:45 a.m. City/County Services Committee	12 8:00 a.m. EDC	13 NLC Conference (Begins through 3-16)	14 4:00 p.m. Lenoir Tourism Dev. Auth. 6:00 Lenoir Business Advisory Board	15	16 9:00 a.m. Leaprechaun Leap 5K & 10K (Lenoir Soccer Complex)
17	18 6:00 p.m. Parks & Recreation Adv. Brd. (Mulberry Recreation Center)	19 6:00 p.m. City Council	20 9:00 a.m. Staff Mtg.	21	22	23
24	25 5:30 p.m. Planning Board	26 8:30 a.m. Committee of the Whole 6:00 p.m. Employee Awards (Civic Ctr.)	27 Noon - Foothills Regional Airport Authhority	28	29	30
31		Notes for April The NC Gravity Games presented by Google will be held on Saturday, April 13 from 9:30 a.m. - 3:00 p.m. City offices will be closed on Friday, April 19 in observance of Good Friday.				