

Code of Ordinances, Town of Woodland, North Carolina

CHAPTER 70: TRAFFIC REGULATIONS

This section of the Code of Ordinances, Town of Woodland, is hereby amended on 3 May, 2012 to read as follows:

Section

- 70.01 General speed limit
- 70.02 Speed limits
- 70.03 Traffic and parking regulations
- 70.04 Parking prohibited in certain locations
- 70.05 Obedience to signs, markers, or devices
- 70.06 Signs as prerequisite to enforcement
- 70.07 Traffic-control signal legend
- 70.08 Flashing signals
- 70.09 Display of unauthorized signs
- 70.10 Interference with official traffic-control devices
- 70.11 Authority of Police and Fire Department officials
- 70.12 Obedience to Police and Fire Department officials
- 70.13 Authorized emergency vehicles
- 70.14 No truck traffic on certain streets
- 70.15 Cemetery closing ordinance
- 71.01 Hitch hiking ordinance
- 72.00 Golf cart ordinance

Statutory reference:

Regulation of traffic on streets and public ways, see G.S. 160A-300

§70.01 General Speed Limit.

As provided in G.S. 20-141(b)(1), no person may drive a vehicle on a street or in a public vehicular area in exceed of 35 miles per hour unless a different speed is established by this article.

§70.02 Speed Limits.

- (a) Whenever a speed limit has been established and appropriate traffic control devices have been installed in accordance with Subsection (b) of this section, no person may operate a vehicle on any street in excess of the posted speed.
- (b) The following speed limits shall be applicable to the following streets as indicated, and the administrator shall install appropriate traffic control devices clearly indicating the established speed.
 - (1) 25 miles per hour:
All local streets
 - (2) 30 miles per hour:
 - (3) 35 miles per hour:

West Main Street* from Mulberry Street west to the town limits

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East Main Street* from Carter Street east to the town limits.
Spruce Street* from Main Street south to the town limits.
Linden Street* from Main Street north to the town limits.

Penalty, see 10.99

§ 70.03 TRAFFIC AND PARKING REGULATIONS.

(A) Town traffic and parking regulations will be established by ordinance and the Board. When a new traffic or parking ordinance is adopted, the Chief of Police shall make certain that the appropriate sign, traffic-control signal, or other markings are made to give proper notice of the regulation.

(B) A list of all town traffic and parking regulations shall be maintained in the office of the Clerk. The current list of regulations is incorporated by reference into this chapter.

§ 70.04 Parking Prohibited in Certain Locations; No Traffic Control Devices Required.

(A) No person may park any vehicle or permit it to stand in any of the following locations:

- (1) As provided in G.S. 20-162, in front of a private driveway;
- (2) As provided in G.S. 20-162, within 15 feet of either direction of a fire hydrant (whether or not located in a public right of way) or the entrance to a fire or rescue station;
- (3) As provided in G.S. 20-162, within 15 feet of the intersection of curb lines, or if none, then within 15 feet of the intersection of property lines at an intersection of highways;
- (4) Within an intersection or on a marked crosswalk;
- (5) On a sidewalk or on the space between the sidewalk and the curb;
- (6) In any portion of a roadway intended to carry traffic at the time such vehicle is parked or left standing;
- (7) On the roadway side of any vehicle stopped, standing, or parked at the edge of a curb or street;
- (8) Alongside or opposite any street excavation or obstruction when such parking or standing would obstruct traffic;
- (9) In any alley or private road in such a manner or under such conditions as to leave available less than 10 feet of the width of the roadway for the free movement of vehicular travel or to block the driveway entrance to any abutting property; and
- (10) In any parking space clearly marked as reserved for the handicapped, whether on public or private property, unless the driver of or a passenger in such vehicle is handicapped.

Penalty, see 10.99

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§ 70.05 OBEDIENCE TO SIGNS, MARKERS, OR DEVICES.

Any person failing or refusing to comply with the directions indicated on any sign, marker, or device for the control of traffic or regulation of parking erected or placed in accordance with the provisions of this chapter, when so placed or erected, shall be guilty of a misdemeanor. This section shall not be construed to apply when the driver of a vehicle is otherwise directed by a police officer, or when an exception is granted to the driver of an authorized emergency vehicle under 70.10.
Penalty, see 10.99

§ 70.06 SIGNS AS PREREQUISITE TO ENFORCEMENT.

No provisions of this chapter for which signs are required shall be enforced against an alleged violator if, at the time and place of the alleged violation, an official sign is not in proper position and sufficiently legible to an ordinarily observant person.

§ 70.07 TRAFFIC-CONTROL SIGNAL LEGEND.

Whenever traffic is controlled by traffic-control signals exhibiting the words, "Go," "Caution," or "Stop," or exhibiting different colored lights successively one at a time, or with arrows, the following colors only shall be used and the terms and light shall indicate and apply to drivers of vehicles and pedestrians as follows:

(A) Green alone or "Go."

(1) Vehicular traffic facing the signal may proceed straight through or turn right or left unless a sign at the place prohibits either turn, but vehicular traffic, including vehicles turning right or left, shall yield the right-of-way to other vehicles and to pedestrians lawfully within the intersection or an adjacent crosswalk at the time the signal is exhibited.

(2) Pedestrians facing the signal may proceed across the roadway within any marked or unmarked crosswalk.

(B) Yellow alone or "Caution" when shown following the green or "Go" signal.

(1) Vehicular traffic facing the signal is thereby warned that the red or "Stop" signal will be exhibited immediately there after and the vehicular traffic shall not enter or be crossing the intersection when the red or "Stop" signal is exhibited.

(2) No pedestrian facing the signal shall enter the roadway until the green or "Go" is shown.

(C) Red alone or "Stop"

(1) Vehicular traffic facing the signal shall stop before entering the crosswalk on the near side of the intersection or, if none, then before entering the intersection and shall remain standing until green or "Go" is shown alone, however, if a sign is not erected prohibiting turns on red lights, the vehicles may turn right on red lights after coming to a complete stop.

(2) No pedestrian facing the signal shall enter the roadway unless the green or "Go" is shown alone or unless authorized to do so by a pedestrian "Walk" signal.

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(D) Red with green arrow.

(1) Vehicular traffic facing the signal may cautiously enter the intersection only to make the movement indicated by the arrow but shall yield the right-of-way to pedestrians lawfully within a crosswalk and to other traffic lawfully use the intersection.

(2) No pedestrian facing the signal shall enter the roadway until the green or "Go" is shown.

(E) In the event an official traffic-control signal is erected and maintained at a place other than an intersection, the provisions of this section shall be applicable, except as to those provisions which by their nature can have no application. Any stop required shall be made at a sign or marking on the pavement indicating where the stop shall be made, but in the absence of any sign or marking the stop shall be made at the signal.

Penalty, see 10.99

§ 70.08 FLASHING SIGNALS.

Whenever flashing red or yellow signals are used, they shall require obedience by vehicular traffic as follows:

(A) Flashing red (stop signal). When a red lens is illuminated by rapid intermittent flashes, drivers of vehicles shall come to a complete stop before entering the nearest crosswalk at an intersection or at a limit line when marked, and the right to proceed shall be subject to the rules applicable after making a stop at a stop sign. In no event shall the vehicle be driven into the crosswalk unless and until the entry can be made with safety to other persons and property at the place.

(B) Flashing yellow (caution signal). When a yellow lens is illuminated with rapid intermittent flashes, drivers or operators of vehicles may proceed through the intersection past the signal only with caution.

Penalty, see 10.99

§ 70.09 DISPLAY OF UNAUTHORIZED SIGNS.

(A) No person shall place, maintain, or display on or in view of any street or highway any unauthorized sign, signal, marking, or device which purports to be or is imitation of or resembles an official traffic-control device, sign, or signal, or which attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of any official traffic-control device, sign, or signal.

(B) No person shall place or maintain nor shall any public authority permit on any street or highway any traffic sign or signal bearing thereon any commercial advertising.

Penalty, see 10.99

§ 70.10 INTERFERENCE WITH OFFICIAL TRAFFIC-CONTROL DEVICES.

No person shall without lawful authority attempt to or in fact alter, deface, injure, knock down, or remove any official traffic control device, sign, or signal or any inscription, shield, or insignia thereon, or any other part thereof.

Penalty, see 10.99

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70.11 AUTHORITY OF POLICE AND FIRE DEPARTMENT OFFICIALS.

(A) It shall be the duty of the officers of the Police Department to enforce all street traffic laws and all of the state vehicle laws applicable to street traffic.

(B) Officers of the Police Department are authorized to direct all traffic by voice, hand, or signal in conformance with traffic laws, provided that, in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the Police Department may direct traffic as conditions may require notwithstanding the provisions of the traffic laws.

(C) Officers of the Fire Department, when at the scene of a fire, may direct or assist the police in directing traffic there at or in the immediate vicinity.

(D) Officers of the State Highway Patrol and the County Sheriff's Department are authorized to enforce all street traffic laws and all state vehicle laws within the town.

§ 70.12 OBEDIENCE TO POLICE AND FIRE DEPARTMENT OFFICIALS.

No person shall willfully fail or refuse to comply with any lawful order or direction of a police officer or Fire Department official.

Penalty, see 10.99

§ 70.13 AUTHORIZED EMERGENCY VEHICLES.

The provisions of this chapter regulating the operation, parking, and standing of vehicles shall apply to authorized emergency vehicles, as defined in this chapter, except as provided under state law.

Statutory reference:

Emergency vehicles, exceptions to right-of-way rules, see G.S. 20-156

§ 70.14 NO TRUCK TRAFFIC ON CERTAIN STREETS.

1 Trucks two tons or more, not taking on or discharging goods within town limits are barred from North and South Persimmon, Ashe, Olive, Hazel, Loblolly, Dogwood, Peachtree, Beech, Walnut, Appletree, Maple, Chestnut, Willow, Poplar Streets, Woodland Avenue, Pinetop Drive and Carter Street beyond warning sign, Sycamore Street except portion between Cedar and Main, Mulberry Street except portion between Cedar and Main, and Oak Street except that portion from Cottonwood to Spruce.

2. School buses are excluded from this ordinance.

3. Farm related, construction, forestry related and emergency vehicles are also excluded.

4. Signs to be posted to indicate above.

5. In effect on date signs posted.

Penalty, see 10.99

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§ 70.15 CEMETERY CLOSING ORDINANCE

Section 1. The Woodland Cemetery will be closed to through traffic from 8:30 P.M. until 8:00 A.M.
Penalty, see 10.99

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CHAPTER 71:HITCH HIKING ORDINANCE

§ 71.01 HITCH HIKING PROHIBITED

It shall be unlawful for any person to stand within the right-of-way of any of the following named streets for the purpose of soliciting a ride, employment, or business from the occupant of any vehicle:

- (a) Main Street from Chestnut Street to Linden Street.

Penalty, see 10.99

72.00 AN ORDINANCE PERMITTING AND REGULATING
THE OPERATION OF GOLF CARTS ON PUBLIC STREETS
WITHIN THE TOWN OF WOODLAND, 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 town, 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 town; and

WHEREAS, the Board of Commissioners has determined that the safe, proper operation of golf carts on streets, roads, and highways within the town 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 Board of Commissioners of the Town of Woodland, 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 R. Golf Carts

Sec. 7-1195. 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 town. However, to ensure 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 published 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. 7-1196. Operation of Golf Carts Allowed; Exceptions.

(a) **Allowed.** The operation of golf carts on the public streets, roads, and highways within the Town and on property owned or leased by the Town 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 Town 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 Town, 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 Woodland Police Department on official police business or the use of golf carts by Town personnel for official business on Town owned property and Town leased property, including cemeteries, parks, and greenways.

Sec. 7-1197. Driver's License Requirements.

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 Town or on any property owned or leased by the Town. 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. 7-1198. Registration Requirements and Fees.

(a) **Required.** No golf cart may be operated on any public street, road, or highway within the Town or on property owned or leased by the Town unless the golf cart has first been registered with the Woodland Police Department 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 a permit valid for two years, which shall be displayed in a

prominent, visible place on the left rear-most portion of the golf cart at all times. 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 \$50.00, or such other amount as may be established and published in the Schedule of Fees and Charges adopted by the Board of Commissioners from time to time, as amended, shall be paid to the Town at the time the application for registration is filed with the Woodland Police Department or for any renewal of the application.

(c) Application. The application for registration shall be made to the Police Chief, or to some other person designated by him, on forms provided by the Town. 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 Town for accidents involving the registered golf cart.

(d) Procedures. The Police Chief may establish written procedures, consistent with this article, setting out the process and the procedure, including the form of the application, the checklist for items to be inspected, and the type of form 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 Woodland Police Department 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 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 Police Chief 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, customized, or modified, 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 but not limited to repeated violations of this article.

(g) Financial Responsibility. The owner of a golf cart required to be registered with the Town for use on the public streets and highways of the Town 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 North Carolina General Statutes, 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. ATVs, 3 or 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 Town unless such vehicles are otherwise registered with and allowed under the motor vehicle laws of the State of North Carolina.

Sec. 7-1199. Manner of Operation. Golf carts shall not be operated on the public streets, roads, and highways of the Town, 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 equivalent, bulb on the front of the golf cart, one signal light, and one operating tail light on each 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 cross a public highway unless at a signalized intersection or at a perpendicular crossing at a through intersection. Golf carts may not be operated on any street where the posted speed limit is more than 35 miles per hour. Golf carts may not operate on NC highway 35 or 258 for more than 2 blocks at a time per one-way trip. Golf carts shall use available side streets or back streets primarily, when possible, for safety purposes.

(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 Town, 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) Town Property and Sidewalks. Golf carts shall not be operated on any sidewalk, pedestrian walkway, jogging path, greenway, park, and trail except for official police business or by Town personnel while on Town business. Notwithstanding anything herein to the contrary, golf carts shall not be operated on property owned or leased by the Town except with the express written consent of the Town Administrator and/or the Police Chief 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 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 commercially.

(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 is prohibited in areas where parking is not allowed, or in any place that impedes the flow of traffic, pedestrian walkways, or a passageway.

Sec. 7-1200. Disclaimer and Liability.

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

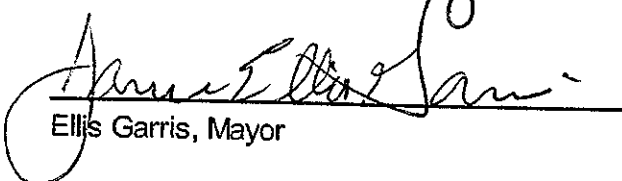
(b) Assumption of Risk. Any person, who owns, operates, or rides upon a golf cart on a public street, road, or highway within the Town does so at his or her own risk and peril and assumes all liability resulting from the operation of the golf cart.

Sec. 7-1201. 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 Board of Commissioners 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 Board of Commissioners from time to time.

2. It is the intention of the Board of Commissioners and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances for the Town of Woodland 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 3rd day of May, 2012.


Ellis Garris, Mayor

Attest: Kim Bryant

NORTH CAROLINA

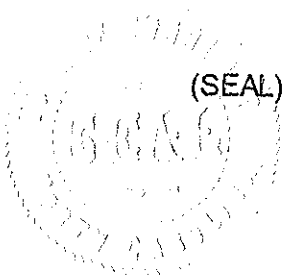
CERTIFICATION

Northampton County

I hereby certify that the foregoing is a true and accurate copy of an Ordinance adopted by the Board of Commissioners of the Town of Woodland at a duly convened and held Board of Commissioners meeting on the 3rd day of May, 2012, at 12:30 p.m. in the Commissioners Meeting Room in the Town Hall of the Town of Woodland.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official corporate seal of the Town to be affixed this the 3rd day of May, 2012.

TOWN OF WOODLAND



By: Kim Bryant
Town Clerk

NORTH CAROLINA

ACKNOWLEDGEMENT

NORTHAMPTON COUNTY

I, Beverly N. Joyner, ^{Hertford} being a Notary Public of Northampton County, North Carolina, do hereby certify that Kim Bryant, Town Clerk for the Town of Woodland, appeared before me this day and acknowledged the due execution of the foregoing instrument.

IN WITNESS WHEREOF, I hereunto set my hand and notary seal this the 3rd day of May, 2012.

Beverly N. Joyner
Notary Public
Commission Expires: 3/26/2016

