

Olde Beau Resort & Golf Club

REGULATIONS REGARDING THE USE OF PRIVATE GOLF CARTS

WHEREAS, the Olde Beau Owners Association, Inc., a North Carolina non-profit corporation (“Association”) and the Olde Beau Resort & Golf Club Limited Partnership, a North Carolina limited partnership (“Club”) have determined that they will allow the use of privately owned golf carts in and about the Olde Beau Resort & Golf Club community under and subject to the terms, conditions, rules and regulations set out herein, which may be amended from time to time; and

WHEREAS, the operation of golf carts on the streets and other common areas within Olde Beau is a privilege and not a right and could present serious safety hazards, not only to operators of the golf carts, but also to passengers, pedestrians, guests and other vehicles and drivers using the streets and common areas; and

WHEREAS, operation of golf carts on grassed and landscaped areas causes damage to those area, and the Club and Association have responsibility for maintenance of landscaping and common areas; and

WHEREAS, the Club and the Association believe it is in the best interests of the community to establish and enforce rules regarding the operation of private golf carts within the community as set forth herein;

NOW, THEREFORE, the Club and Board of Directors of the Association set forth the following regulations related to use of private golf carts within Olde Beau:

1. No individual may operate a private golf cart within the gates of the Olde Beau community unless the individual is in possession of a valid state drivers’ license.
2. No private golf cart may be operated within the community unless a license for such use has been issued by the Club and the Association.
3. The make and model of all private golf carts must be approved by the Club and the Association, but such approval shall not be unreasonably withheld. The granting of a license for a particular private golf cart shall be deemed approval of the make and model of the golf cart.
4. Private golf carts may be electrical or gas powered, and must meet the following minimum requirements:
 - (a) Have low pressure, wide tires of standard height;
 - (b) Be designed to exceed not more than 20 mph;
 - (c) Be designed to transport no more than 6 individuals (2 per seat) and 2 golf bags;
 - (d) Have seatbelts on any second or third row seat;
 - (e) Be equipped with headlights, taillights, fog lights and mirrors; and
 - (f) Have a hard plastic or fiberglass top (no canvas).

Olde Beau Resort & Golf Club

The Club and the Association reserve the right to requires that all private golf carts meet additional safety specifications as determined by the Club and Association.

5. No stickers or decals may be displayed on the golf cart, unless approved in writing by the Club and the Association. The Club and the Association reserve the right to prohibit any stickers or decals which are felt to be derogatory or offensive, which will be judged in the sole discretion of the Club and the Association.

6. Private golf carts must be kept neat and clean so that their general appearance is in keeping with the quality of the Club and community and up to standards as determined by the Club and Association. Private golf carts must also be kept in good repair and proper operating condition, all of which shall be the sole responsibility and be done at the sole expense of Owner.

8. Privately owned golf carts may be operated by the Owner and the Owner's spouse or child and accompanied guests, provided any operator has in his or her possession a valid state drivers' license. Renters are not permitted to drive the Owner's golf cart within the community unless accompanied by the Owner.

9. Operation of private golf carts is subject to the following rules:

- a) No one may stand while a golf cart is in operation.
- b) Golf carts may not be operated by anyone under the influence of drugs or alcohol.
- c) Golf carts must be operated only on the streets and in parking lots, and drivers must conform to traffic signs and all North Carolina traffic regulations.
- d) All golf carts must be parked in designated golf cart parking areas which are to be defined by the Club and/or the OBOA.
- e) Under no circumstances is a private golf cart allowed on golf cart paths or the golf course.
- f) During winter months golf carts may be operated with enclosures as long as the normal visibility of the driver is not impaired.
- g) Golf carts may not be operated on snow or ice.
- h) Owners of golf carts are responsible for any and all damages that may be caused to or by their golf cart.
- i) In the event any privately owned carts shall become inoperable while on the roads at Olde Beau, the cart must be removed by Owner within two (2) hours. In the event Owner does not remove said cart within said two (2) hour period, the Club or OBOA shall tow such cart to a parking lot at Owner's expense. The Club/OBOA shall not be responsible for removing the cart nor cart repairs.
- j) Owners must park golf carts in an enclosed area after dark so as the cart is not visible from the street or golf course. In no instance should golf carts be parked in front yards, on any grass, or in any place that would hinder parking or movement of automobiles or trucks anywhere within the community, etc.

Olde Beau Resort & Golf Club

k) Owners are encouraged to remove keys from carts when they are parked.

10. Owners are responsible for informing their family members and guests of this policy and remain responsible for the violations of their family members and guests.

11. In the event Owner fails to abide by and comply with the rules and regulations herein contained, or as may be amended from time to time, the Club or OBOA may, in its sole discretion, upon written notice to the member: (i) suspend the Owner's private cart usage for a period of time, and (ii) upon repeated infractions, terminate this agreement and Owner forfeits any fees paid.

11. The Club or the Association may at any time, without cause, terminate all usage of privately owned carts by giving Owner(s) not less than (30) days written notice prior to date of termination.