# Rules and Guidelines for use of Golf Carts in The Waters at Lake Anna (TWALA) Community

## April 3, 2023

The following Rules and Guidelines are promulgated by the TWALA Board of Directors pursuant to the authority granted to the Board by Section 8 of the Covenants and to the results of the January 2017 survey with the majority of votes in support of TWALA becoming a Golf Cart friendly community.

1. "Golf Cart" for purposes of the TWALA community means a self-propelled vehicle that is designated to transport persons playing golf and their equipment on a golf course.

2. TWALA Homeowners' Association ("TWALA HOA") by submission of a request to the Louisa Board of Supervisors to become a Golf Cart friendly community has agreed that signs alerting motorist that Golf Carts may be in operation shall be erected in the TWALA community. Further TWALA HOA shall be responsible for the installation and continuing maintenance of any signs pertaining to the operation of Golf Carts. If signage is not in place at all times, Golf Cart usage shall be illegal and must immediately cease until the signage is repaired or replaced. TWALA residents that use their Golf Carts on the TWALA community public roadways should report any damaged signage to the TWALA Office Manager.

3. Golf Carts 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 illegal drugs and prescriptions. Golf Carts operators MUST obey the posted speed limit of **25 MPH** on all TWALA community public roadways. Please keep our owners, children, renters and guests safe and observe the speed limit at all times.

4. Before driving a Golf Cart on the public roadways in the TWALA community, TWALA lot owner/s and family members, renters and guests MUST read the "Rules and Guidelines for use of Golf Carts in The Waters at Lake Anna (TWALA) Community". This document can be found on the community web site https://thewaters2022.org by clicking "About" on the top menu bar then clicking "HOA Documents" or obtaining a copy from the TWALA Office Manager. The TWALA Lot owner/s are responsible for ensuring all licensed family members, guests and renters, if applicable, have read and understand these Golf Cart rules before driving a Golf Cart on the public roadways in the TWALA community.

5. All Golf Carts driven on the public roadways in the TWALA community MUST be registered with TWALA HOA. A registration sticker will be provided by TWALA HOA after reading and signing these "Rules and Guidelines for use of Golf Carts in The Waters at Lake Anna (TWALA) community" and providing verification of insurance on the Golf Cart. The registration sticker MUST be displayed at all times. The fee for the registration sticker is $5.00.

6. It is illegal to operate a Golf Cart without a valid driver's license.

7. All Golf Carts operated on the roadways within the TWALA community SHALL display a slow-moving vehicle emblem in conformance with the VA Code of Ordinances 46.2-1081 Note: The complete referenced statute can be found at the end of this document.

8. Golf Carts may be operated upon the TWALA public roadways ONLY between sunrise and sunset, unless your Golf Cart is equipped with such lights as are required in VA Code of Ordinances 46.2-1010 for different classes of vehicles. Note: The complete referenced statute can be found at the end of this document.

9. Golf Carts operating on designated TWALA public roadways SHALL be covered under an insurance policy. Such insurance policy SHALL meet the minimum liability amounts contained in VA Code of Ordinances 46.2-472 and provide coverage during the operation of the Golf Cart on the public roadways in the TWALA community. Insurance coverage on the Golf Cart SHALL be maintained at all times. A copy of the Golf Cart insurance coverage SHALL be maintained in the Golf Cart at all times the Golf Cart is in operation on a TWALA public roadway or a TWALA Common Area. Note: The complete referenced statute can be found at the end of this document.

10. Only the number of people the Golf Cart is designated to seat may ride in a Golf Cart. Additionally, passengers SHALL not be carried on the part of a Golf Cart designated to carry golf clubs or other cargo.

11. Golf Carts MUST be operated to the extreme right of the designated public roadways in the TWALA community and MUST yield to all other vehicular and pedestrian traffic.

12. Golf Carts should not be operated during inclement weather or when visibility is impaired by weather, smoke, fog, or other conditions.

13. Due to the high volume of traffic, speed limit and lack of a traffic signal, Golf Carts are NOT permitted to cross Kentucky Springs Road (Route 652) and are NOT permitted on the Lake View Blvd entrance or exit roads.

14. Golf Carts are NOT permitted to operate on any of the grassy Common Areas within the TWALA community.

15. Golf Carts MUST follow the same parking rules as all other vehicles are permitted in the TWALA community.

16. The Louisa County Sheriff or designee may prohibit the operation of a Golf Cart on any designated TWALA public roadway the Sheriff determines that the prohibition is necessary in the interest of public safety.

17. The right to operate a Golf Cart in the TWALA community is a privilege that may be revoked by the TWALA HOA for non-compliance to these "Rules and Guidelines for use of a Golf Cart in The Waters at Lake Anna (TWALA) community".

18. Except as otherwise specifically provided, any person who violates any provision of the operation of a Golf Cart on designated public highways SHALL be guilty of a Louisa County traffic infraction punishable by a fine of not more than $250.00

19. All persons who operate or ride upon Golf Carts on the designated TWALA community public roadways and TWALA Common Areas shall do so at their own risk and peril, and must be observant of and attentive to the safety of themselves and others, including their passengers, other motorists, bicyclists, and pedestrians. The TWALA HOA and Louisa County shall have no liability under any theory of liability and assumes no such liability for permitting Golf Carts to be operated on designated public roadways or TWALA Common Areas of the TWALA community. Further the Golf Cart owner or operator shall release TWALA HOA from any liability resulting from their use of a Golf Cart in the TWALA community. By choosing to operate or ride a Golf Cart upon designated TWALA community public roadways and TWALA Common areas, the TWALA lot owner/s agree to indemnify and hold harmless the TWALA HOA for any and all potential liability stemming from any act or omission of the lot owner/s, family members, guests, or passengers while operating or riding in a Golf Cart in the TWALA community.

20. The Louisa County Board of Supervisors and the TWALA HOA may, at its sole discretion and upon recommendation of the Louisa County Sheriff, suspend the designation of any public roadway for Golf Cart use in the TWALA community at any time.

21. Please note that under current NHTSA interpretations and regulations so long as Golf Carts and other similar vehicles are incapable of exceeding 20 miles per hour, they are subject to only state and local requirements regarding safety equipment. However, if these vehicles are originally manufactured so that they can go faster than 20 miles per hour, they are treated as motor vehicles under Federal law {(Federal Motor Vehicle Standard No. 500 (49CFR/571.500)}. Note: The complete referenced statute can be found at the end of this document.

Insurance Coverage Verified: Y N (circle) Golf Cart Registration No._____ Lot No._____

Golf Cart Owner's Signature:_____ Date:_____

Printed Name:_____

TWALA Rep. Signature:_____ Date:_____

Printed Name:_____

## Referenced Statutes

### 1.) Paragraph 7 - § 46.2-1081. Slow-moving vehicle emblems.

A. Every farm tractor, self-propelled unit of farm equipment or implement of husbandry, and any other vehicle designed for operation at speeds not in excess of 25 miles per hour or normally operated at speeds not in excess of 25 miles per hour, shall display a triangular slow-moving vehicle emblem on the rear of the vehicle when traveling on a public highway at any time of the day or night.

B. Should a slow-moving vehicle tow a unit on a public highway, then the towing vehicle or the towed unit shall be equipped with the slow-moving vehicle emblem as follows:

1. If the towed unit or any load thereon obscures the slow-moving vehicle emblem on the towing vehicle, the towed unit shall be equipped with a slow-moving vehicle emblem, in which case the towing vehicle need not display such emblem.

2. If the slow-moving vehicle emblem on the towing vehicle is not obscured by the towed unit or any load thereon, then either or both such vehicles may be equipped with such emblem.

C. The standards and specifications for the slow-moving vehicle emblem and the position of mounting of the emblem shall conform to standards and specifications adopted by the American Society of Agricultural Engineers, the Society of Automotive Engineers, the American National Standards Institute, Inc., or the federal Department of Transportation.

D. The use of the slow-moving vehicle emblem shall be restricted to the uses specified in this title.

E. The provisions of this section shall not apply to bicycles, electric power-assisted bicycles, mopeds, or motorized skateboards or scooters. Display of a slow-moving vehicle emblem on a bicycle, electric power-assisted bicycle, moped, or motorized skateboard or scooter shall not be deemed a violation of this section.

### 2.) Paragraph 8 § 46.2-1010. Equipment required.

Every vehicle driven or moved on a highway within the Commonwealth shall at all times be equipped with such lights as are required in this chapter for different classes of vehicles. The lights shall at all times be capable of being lighted, except as otherwise provided. This section shall not apply, however, to any vehicle for transporting well-drilling machinery licensed under § 46.2-700 when operated only between the hours of sunrise and sunset.

**3.) Paragraph 9 § 46.2-472. Coverage of owner's policy.**

Every motor vehicle owner's policy shall:

1. Designate by explicit description or by appropriate reference, all motor vehicles with respect to which coverage is intended to be granted.

2. Insure as insured the person named and any other person using or responsible for the use of the motor vehicle or motor vehicles with the permission of the named insured.

3. Insure the insured or other person against loss from any liability imposed by law for damages, including damages for care and loss of services, because of bodily injury to or death of any person, and injury to or destruction of property caused by accident and arising out of the ownership, use, or operation of such motor vehicle or motor vehicles within the Commonwealth, any other state in the United States, or Canada, subject to a limit exclusive of interest and costs, with respect to each motor vehicle, of $25,000 because of bodily injury to or death of one person in any one accident and, subject to the limit for one person, to a limit of $50,000 because of bodily injury to or death of two or more persons in any one accident, and to a limit of $20,000 because of injury to or destruction of property of others in any one accident.

**4.) Paragraph 21 § 571.500** Standard No. 500, Low-speed vehicles.

S1. Scope. This standard specifies requirements for low-speed vehicles.

S2. 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.

S3. Applicability. This standard applies to low-speed vehicles.

S4. [Reserved.]

S5. Requirements.

(a) When tested in accordance with test conditions in S6 and test procedures in S7, the maximum speed attainable in 1.6 km (1 mile) 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 that conforms to the Federal motor vehicle safety standard on glazing materials (49 CFR 571.205).
(9) A VIN that conforms to the requirements of part 565 Vehicle Identification Number of this chapter, and
(10) A Type 1 or Type 2 seat belt assembly conforming to Sec. 571.209 of this part, Federal Motor Vehicle Safety Standard No. 209, Seat belt assemblies, installed at each designated seating position.
(11) Low-speed vehicles shall comply with the rear visibility requirements specified in paragraphs S6.2 of FMVSS No. 111. (12) An alert sound as required by § 571.141.

S6. General test conditions. Each vehicle must meet the performance limit specified in S5(a) under the following test conditions.

S6.1. Ambient conditions.

S6.1.1. Ambient temperature. The ambient temperature is any temperature between 0 °C (32 °F) and 40 °C (104 °F).
S6.1.2. Wind speed. The wind speed is not greater than 5 m/s (11.2 mph).

S6.2. Road test surface.

S6.2.1. Pavement friction. Unless otherwise specified, the road test surface produces a peak friction coefficient (PFC) of 0.9 when measured using a standard reference test tire that meets the specifications of American Society for Testing and Materials (ASTM) E1136, “Standard Specification for A Radial Standard Reference Test Tire,” in accordance with ASTM Method E 1337-90, “Standard Test Method for Determining Longitudinal Peak Braking Coefficient of Paved Surfaces Using a Standard Reference Test Tire,” at a speed of 64.4 km/h (40.0 mph), without water delivery (incorporated by reference; see 49 CFR 571.5).
S6.2.2. Gradient. The test surface has not more than a 1 percent gradient in the direction of testing and not more than a 2 percent gradient perpendicular to the direction of testing.
S6.2.3. Lane width. The lane width is not less than 3.5 m (11.5 ft).

S6.3. Vehicle conditions.

S6.3.1. The test weight for maximum speed is unloaded vehicle weight plus a mass of 78 kg (170 pounds), including driver and instrumentation.
S6.3.2. No adjustment, repair or replacement of any component is allowed after the start of the first performance test.
S6.3.3. Tire inflation pressure. Cold inflation pressure is not more than the maximum permissible pressure molded on the tire sidewall.

S6.3.4. Break-in. The vehicle completes the manufacturer's recommended break-in agenda as a minimum condition prior to beginning the performance tests.
S6.3.5. Vehicle openings. All vehicle openings (doors, windows, hood, trunk, convertible top, cargo doors, etc.) are closed except as required for instrumentation purposes.

S6.3.6. Battery powered vehicles. Prior to beginning the performance tests, propulsion batteries are at the state of charge recommended by the manufacturer or, if the manufacturer has made no recommendation, at a state of charge of not less than 95 percent. No further charging of any propulsion battery is permissible.

S7. Test procedure. Each vehicle must meet the performance limit specified in S5(a) under the following test procedure. The maximum speed performance is determined by measuring the maximum attainable vehicle speed at any point in a distance of 1.6 km (1.0 mile) from a standing start and repeated in the opposite direction within 30 minutes.