

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 296
Second Edition Engrossed 4/3/95
House Committee Substitute Favorable 6/18/96
Fourth Edition Engrossed 6/19/96

Short Title: Lake Royale Motor Vehicles Laws.

(Local)

Sponsors:

Referred to:

March 6, 1995

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE LAWS RELATING TO MOTOR VEHICLES
APPLY WITHIN THE LAKE ROYALE COMMUNITY IN FRANKLIN AND
NASH COUNTIES, SUBJECT TO A FINDING BY A MAJORITY OF THE
FREEHOLDERS IN THE LAKE ROYALE COMMUNITY.

The General Assembly of North Carolina enacts:

Section 1. The provisions of Chapter 20 of the General Statutes relating to the use of the highways of the State and the operation of motor vehicles are applicable to the streets, roadways, and alleys within the Lake Royale Community on the properties owned by or under the control of the Lake Royale Property Owners Association, Inc., or the members of the Lake Royale Property Owners Association, Inc. For purposes of this act, streets, roadways, and alleys in the Lake Royale Community shall have the same meaning as highways and public vehicular areas pursuant to G.S. 20-4.01. A violation of any of those laws is punishable as prescribed by those laws.

Sec. 2. This act is enforceable by any company policeman appointed under Chapter 74E of the General Statutes, certified by the North Carolina Criminal Justice

1 Education and Training Standards Commission, and employed by the Lake Royale
2 Property Owners Association, Inc.

3 Sec. 3. Pursuant to this act, golf carts, all terrain vehicles (ATVs), go-carts,
4 dirt bikes, and mopeds may be operated within the confines of the Lake Royale
5 Community, if:

6 (1) The vehicle displays a banner or pennant not less than 24 inches square
7 and which is attached to a support or antenna extending at least six feet
8 above the pavement;

9 (2) The vehicle is registered with the Lake Royale Property Owners
10 Association, Inc., and has affixed to it a current Lake Royale
11 registration sticker;

12 (3) The vehicle is not operated between dusk and sunrise; and

13 (4) The vehicle is operated only on streets, roadways, alleys, and designated
14 trails.

15 Sec. 4. This act shall not be construed as in any way interfering with the
16 ownership and control of the streets, roadways, and alleys of the Lake Royale Property
17 Owners Association, Inc., or its members as is now vested by law in that association or
18 its members. The speed limits within the Lake Royale Community shall be the same as
19 those in effect at the time of ratification of this act. Any proposed change in the speed
20 limit shall be submitted to and approved by the Board of Commissioners of Franklin or
21 Nash County, whichever has jurisdiction. Pursuant to G.S. 20-141, the Franklin and
22 Nash County Board of Commissioners may authorize by ordinance higher or lower
23 speeds.

24 Sec. 5. Sections 1 through 4 of this act shall apply only after submission to the
25 clerks of court of Nash and Franklin Counties of a petition signed by a majority of the
26 freeholders of the Lake Royale Community in favor of the application of Chapter 20 of
27 the General Statutes relating to the use of the highways of the State and the operation of
28 motor vehicles to the streets, roadways, and alleys within the Lake Royale Community on
29 the properties owned by or under the control of the Lake Royale Property Owners
30 Association, Inc., or the members of the Lake Royale Property Owners Association, Inc.,
31 and a finding by the clerks of court that application of Sections 1 through 4 of this act is
32 in the best interest of the public safety of the Lake Royale Community.

33 Sec. 6. This act applies only to the Lake Royale Community in Franklin and
34 Nash Counties.

35 Sec. 7. This act is effective upon ratification.