



**POPLAR GROVE
OWNERS ASSOCIATION**

**A RESOLUTION OF THE BOARD OF GOVERNORS
ESTABLISHING RULES & REGULATIONS FOR THE USE OF GOLF CARTS**

WHEREAS, the Association Board of Governors is authorized to adopt rules and regulations governing the use of private roadways within the development and types of vehicles permitted on the properties pursuant to Article III, Sections 3.11 (e) and 3.11 (f), of the Declaration of Covenants, Restrictions, and Limitations and Provisions for Membership in the Poplar Grove Property Owners Association; and

WHEREAS, it is the intent of the Board to establish reasonable rules for the use of golf carts on roadways, paths, and common areas in Poplar Grove in order to promote safety and community harmony;

NOW, THEREFORE, BE IT RESOLVED the Board of Governors has adopted, and by these presents does hereby adopt, the Golf Cart Policy set forth below.

GOLF CART POLICY

While the Association does not advocate or endorse the operation of golf carts within the community, the use of golf carts on private roadways and common areas is permitted in accordance with this policy. Compliance with this policy does not guarantee compliance with local, state, or federal laws. Everyone who operates or rides in golf carts within Poplar Grove does so at their own risk. The Association assumes no liability for permitting carts to be operated within the community.

1. Within 30 days from this policy date, or, within 30 days after acquisition of a golf cart, members must register each existing or newly acquired golf cart by executing this form.
2. Only property owners are permitted to operate golf carts on streets, paths, and common areas in Poplar Grove.
3. The operator of a golf cart must be at least 16 years of age and have a current valid vehicle driver's license which can be made immediately available during operation.
4. The operator of a golf cart shall obey all motor vehicle laws and ordinances applicable to operation of a motor vehicle on roadways and streets of the County of Charleston, and shall not operate the golf cart in a criminally negligent or reckless manner.
5. Golf carts shall not be driven or parked on any of the following areas:
 - a. Walking paths and sidewalks.
 - b. Turf landscape areas, including those adjacent to outdoor sport courts and lakes
 - c. Wetland areas.
6. No golf carts may be stored or left overnight on any roadway or common area. Unauthorized and improperly parked carts shall be subject to towing at the owners' expense.
7. Pedestrians and bicyclists shall at all times be given due consideration and reasonable right of way.
8. Golf carts shall be driven on the far right side of the road, allowing licensed motor vehicles the ability to pass safely on the left.
9. The number of passengers in a golf cart shall not exceed the golf cart's seating capacity.
10. At a minimum, golf carts must be equipped with efficient brakes, reliable steering apparatus, safe tires, a rearview mirror, red reflector warning devices in both front and rear, and any other safety equipment which may be required by South Carolina law.
11. Operation is limited to daylight hours unless the golf cart is equipped with working headlights, brake lights, turn signals, and a windshield.
12. Golf cart owners must maintain the minimum current liability insurance required by the State of South Carolina on the golf cart at all times. It is the owner-insured's obligation to confirm that the insurance policy contains coverage for a "motor vehicle" that includes in that definition, a

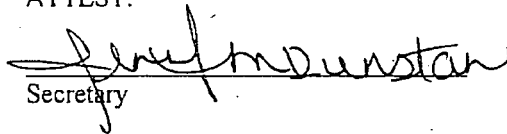
"motorized golf cart for sports or recreational use" with coverage for bodily injury arising out of its use whether operated or rented or loaned to, and by, the insured (or words to that effect)

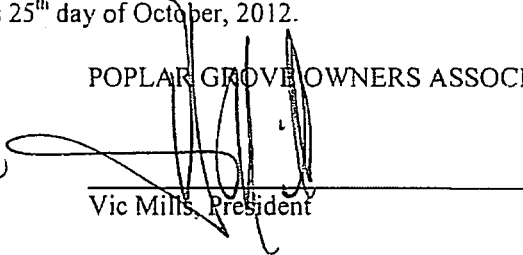
- 13. The golf cart owner will be solely responsible and liable for the operation of the golf cart by a resident, family member, or guest, and for all acts arising out of the ownership and operation of the golf cart. The property owner shall reimburse the Association for any and all damages, including legal fees, the Association may sustain from misuse of a golf cart owned by a resident or guest of his or her lot
- 14. By signing this APPLICATION TO REGISTER GOLF CART, the golf cart owner agrees to indemnify and to hold harmless the Poplar Grove Owners Association, its directors, officers, members, successors and assigns against any and all demands, claims, liability, loss or damage arising from the operation of the golf cart, whether such demands, claims, liability, loss or damage are past, present or future and whether presently known or unknown, whether arising in contract or in tort, under state or federal laws or regulations, or under any other law or regulation of any nature or kind of any jurisdiction.
- 15. Safety is our number one concern. It is the obligation of residents to report violations, including a description of the incident, the location and approximate time, and the identity, if known, of those involved.
- 16. Any member who is found to be in violation of this policy at the discretion of the Board or managing agent shall be subject to a fine of \$100 for the first offense. Subsequent offense(s) may result in a fine of \$250 and revocation of the registration to operate a golf cart in the community. Any threat to safety may result in immediate legal action.
- 17. Supplement to Law. The provisions of this Resolution shall be in addition to and in supplement of the terms and provisions of the Declaration and South Carolina law.
- 18. Amendment. This policy may be amended from time to time by the Board.

ADOPTED by the Board of Governors this 25th day of October, 2012.

POPLAR GROVE OWNERS ASSOCIATION, INC.

ATTEST:


Secretary


Vic Mills, President

APPLICATION TO REGISTER GOLF CART

_____ I agree to maintain current liability insurance at all times with coverage for bodily injury arising out of use of a "motorized" golf cart for sports or recreational use.

_____ I agree to indemnify and to hold harmless the Poplar Grove Owners Association, its directors, officers, members, successors and assigns against any and all demands, claims, liability, loss or damage arising from the operation of the golf cart, whether such demands, claims, liability, loss or damage are past, present or future and whether presently known or unknown, whether arising in contract or in tort, under state or federal laws or regulations, or under any other law or regulation of any nature or kind of any jurisdiction.

Signature of Owner

Date

Print Name

Phone Number

Property Address or Lot Number

Make/Manufacturer of Golf Cart

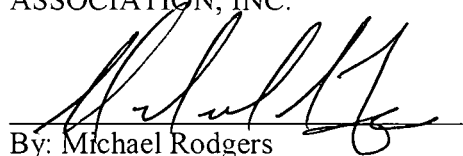
Model _____

Year _____

Color _____

I certify that the foregoing A Resolution of the Board of Governors Establishing Rules & Regulations for the Use of Golf Carts constitutes the original A Resolution of the Board of Governors Establishing Rules & Regulations for the Use of Golf Carts of Poplar Grove Owners Association, Inc., as duly adopted by the Board of Governors, and have executed the A Resolution of the Board of Governors Establishing Rules & Regulations for the Use of Golf Carts this 28th day of December, 2018.

POPLAR GROVE OWNERS
ASSOCIATION, INC.

A handwritten signature in black ink, appearing to read "Michael Rodgers", is written over a horizontal line.

By: Michael Rodgers

Its: President

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Filed By:

TECKLENBURG & JENKINS, LLC
 P. O. BOX 20667
 CHARLESTON SC 29413

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