

**LAKE LINGANORE ASSOCIATION, INC.**  
**PRIVATE GOLF CART RULES & REGULATIONS**  
(Adopted by the Board of Directors December 9th, 2013)

**WHEREAS**, Article IV, Section 3 of the Declaration of Conditions, Covenants, Restrictions, Easements and Charges (“Declaration”) governing the Lake Linganore Association, Inc. (“Association”) anticipates that the Association may adopt and publish Rules and Regulations and Article IV, Section 11(d) of the Bylaws for the Association, as amended, provides that the Board of Directors has both the power and duty to establish and adopt rules, regulations and guidelines governing Owners, Members, tenants and guests as to the use of common areas, common facilities, amenities and the private roads of the Association;

**WHEREAS**, the Board of Directors has adopted Rules and Regulations governing the use of common areas, common facilities, amenities and the private roads of the Association, which Rules and Regulations were last revised in July 2012, and are further amended by the Board of Directors simultaneously herewith (“Rules and Regulations”);

**WHEREAS**, the Board of Directors finds it necessary in establish adopt additional rules with regard to the use of golf carts in the Development; and

**WHEREAS**, the Board of Directors intends for these Private Golf Cart Rules and Regulations (“Golf Cart Rules”) to be an addendum to the Rules and Regulations.

**NOW, THEREFORE, BE IT RESOLVED THAT:** The Board of Directors hereby adopts these Private Golf Cart Rules and Regulations. In addition to the Rules and Regulations, these Golf Cart Rules shall govern the use of golf carts in the Common Properties effective from the date hereof.

To operate a golf cart on the Common Properties, Owners, Members, tenants and guests shall comply with the following provisions:

Only Golf Carts that are equipped with turf tires will be allowed to be used within the community.

Different Types of off-highway and recreational vehicles are distinguished below and ONLY those defined as a Golf Cart are allowed to be operated and permitted in the community.

**ALLOWED:**

**Golf Cart:** a motor vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of 20 miles per hour, weighs less than 900 pounds, and is less than 50 inches wide. Other indicators of a golf cart are, but not limited to: factory installed turf tires, gas or electric powered.

**NOT ALLOWED:**

**All-terrain vehicle (ATV) / Utility Terrain Vehicles (UTV)** is defined as, but not limited to, any motorized off-highway or all-terrain vehicle 50 inches or less in width, weighing less than 1,200 pounds, designed to travel on three or more tires with a seat designed to be straddled and handlebars for steering control, intended for use by a single operator with no passenger. There are also two-rider ATVs, which are ATVs that are specifically designed by the manufacturer for a single operator and one passenger.

**Utility Terrain Vehicles (UTV) / Recreational off-highway vehicle (ROV)** is defined as, but not limited to, any motorized recreational off-highway vehicle 60 inches or less in width, having a dry weight of 1,500 pounds or less, designed to travel on four or more non-highway tires, and, unlike an ATV, having non-straddle seating and a steering wheel. Motorized go-karts also fall into this category.

## **Section I. Golf Cart Permit**

1. Private golf carts are allowed on the Common Properties only if the owner first obtains an annual permit from the Association ("Golf Cart Permit") and the golf cart and its use and operation comply with these Golf Cart Rules at all times. To apply for a Golf Cart Permit, a Member in Good Standing shall submit the following documents to the Lake Linganore Business Office during regular business hours:
  - a. Completed application on the form provided by the Association, which shall include, but not be limited to the make, model and color of the golf cart
  - b. Executed release of liability form. Operation of a golf cart is at the risk of the operator. Cart operators shall be held fully responsible for any and all damages that are caused by the use or misuse of the golf cart by the Occupant or their guests, and the Occupant or guest shall reimburse Lake Linganore Association, Inc. for any and all damages the Common Properties may sustain by reason of use or misuse. As a condition to the issuance of Golf Cart Permit, the owner of the golf cart will be required to sign a release of liability in the form required by the Association.
  - c. Proof of liability insurance covering operation of the golf cart with policy limits in such amounts as may be acceptable to the Association (currently, \$100,000/\$300,000).
  - d. Payment of Golf Cart Permit fee (annual fee of \$50, which may be adjusted from time to time by the Board of Directors)
2. Upon receipt of the materials set forth above, the Association, through its manager, shall review the materials to determine whether they comply with these Golf Cart Rules. Within fifteen (15) days following receipt of materials (a) through (d) above, the manager shall contact the applicant to inform him/her that the application and supporting materials have been approved or to inform the applicant of the reasons for disapproval. If the application is approved, the Association shall issue to the applicant a permit authorizing use of the golf cart in accordance with these Golf Cart Rules ("Golf Cart Permit") as well as an identification number and decals for the golf cart. The applicant shall affix the identification number and decals to the front left side, front right side, the front center, and the back center of the golf cart and ensure that they are visible at all times. Golf Cart Permits must be renewed annually, according to the Association's billing cycle, currently due March 31st.
3. In order to renew the Golf Cart Permit, the applicant shall submit items (a) through (d) to the Association at least fifteen (15) days prior to the expiration date of the existing Golf Cart Permit. A separate Golf Cart Permit is required for each golf cart operated on the Common Properties.

## **Section II. Use of Golf Carts**

1. Golf Cart Permits may be issued only to Members in Good Standing who comply with the requirements of Section I of these Golf Cart Rules. Golf Cart Permits are nontransferable and non-assignable personal privilege valid only to the Member in Good Standing for the golf cart specified in the application.
2. Golf carts operated on the Common Properties shall at all times display the identification number and decals described in Section I(2) of these Golf Cart Rules.
3. Golf carts may only be operated from sunrise (but no earlier than 7am) to sunset. Any golf cart that is equipped with operational headlights & tail lights may also be operated on the Common Properties from sunset until 10:00pm.
4. Within the Common Properties, all carts must stay on the designated golf cart paths where existing, and other areas designated for golf carts. Due to Frederick County laws, LLA cannot condone operating golf carts on any roadways within the Association.
5. Overnight parking in front yards or on the streets within the Association is prohibited.
6. Each operator of a golf cart must be at least sixteen (16) years of age and have obtained a valid automobile driver's license from his or her state of residence. In addition, while operating a golf cart on the Common Properties, the operator shall carry and produce upon request proof of membership in accordance with Section

11(b) of the Rules and Regulations.

7. Golf carts are not permitted on the sandy portions of the beaches.
8. Parking and operating a golf cart at the Coldstream Office Amenities is only allowed in the general paved parking area and are not allowed on the grass areas at any time.

### Section III – Safety Rules and Enforcement

1. Cart operators must obey all posted signs and must yield the right of way to pedestrians and cyclists.
2. Members in Good Standing with Golf Cart Permits shall ensure that their private golf carts are restricted to drivers who will operate the cart in a safe, prudent manner and in accordance with all governmental regulations, the Rules and Regulations and these Golf Cart Rules.
3. All privately owned golf carts must be in good working condition; include a rearview mirror and a reflector warning device in both the front and rear of the golf cart.
4. Lake Linganore Association, Inc., or any of its directors, officers, members, partners, employees, agents or representatives shall not be responsible or liable in any way to anyone in connection with the existence, operation or use on the Common Properties of any privately owned golf cart. None of the publication or enforcement of these Golf Cart Rules or any inspection or permitting of any golf cart for operation and use on the Common Properties shall be deemed or construed to create any warranty, representation or certification that the golf cart is free of any defect, that it is safe or suitable for operation or use on the Common Properties or that it complies with any applicable law or code.
5. The driver and all passengers must remain seated at all times while the golf cart is in motion. All cargo must be securely fastened.
6. No open alcoholic beverages are permitted in a moving golf cart.
7. In addition to any other remedies the Association may have, including, but not limited to, the imposition of fines, any violation of these Golf Cart Rules may result in the revocation of the Golf Cart Permit and the right to obtain the same.
8. All golf carts must stop for LLA Public Safety & Association Personnel, when requested, at all common amenity areas.
9. By applying for a Golf Cart Permit, the applicant acknowledges and agrees that the Association may impose fines for violations of these Golf Cart Rules. By obtaining a Golf Cart Permit, the applicant acknowledges that he or she has been made aware of these Golf Cart Rules and that without further warning the applicant may be subject to the following fines for violation of the same. The current fine structure is as follows and is subject to modification by the Board of Directors:

Operations of a golf cart by anyone under 16 years of age.....	\$50 first offense
Operating with open alcoholic beverages.....	\$50 first offense
Operating golf cart in a reckless manner.....	\$50 first offense
All other violations.....	\$25 first offense
All golf cart violations within any 1 year period.....	Fines will be doubled for each subsequent violation

To the extent of any inconsistency between these Golf Cart Rules and the Rules and Regulations, these Golf Cart Rules shall govern.

Any capitalized terms used but not defined in these Golf Cart Rules shall have the meanings ascribed to them in the Bylaws of the Association.