

Kenmure Roads and Traffic Safety (KSC-01)

The motor vehicle laws of the State of North Carolina shall apply as rules and regulations with respect to roads and drivers within Kenmure. Under these laws all drivers in Kenmure [residents, visitors, contractors, and Kenmure Enterprises, Inc. (KEI) employees] are to be licensed, all vehicles operated in Kenmure are to be licensed, and all vehicles must have at least state-required minimum levels of insurance.

Only golf carts and golf course maintenance vehicles operated on the golf course and related facilities are exempt from State motor vehicle regulations. However, the operators of golf carts and golf course maintenance vehicles must possess a valid driver's license. Such vehicles must give right of way to other regulated motorized vehicles operating on Kenmure roadways.

Moving Vehicles

Speed. The maximum speed limit on the roads within Kenmure is twenty-five (25) miles per hour or such lower speed when indicated by appropriate markers or as may be required for prudent driving, such as during adverse weather conditions.

Repairs. All vehicles shall slow in any area where construction, general maintenance, or utility personnel are working. Signals from flagmen must be obeyed at all times.

Side of the road. All vehicles shall be operated on the right-hand side of the roads within Kenmure. Crossing of centerline is prohibited except when turning.

Passing vehicles. Passing another moving vehicle in Kenmure is prohibited. Automobile drivers should take care when overtaking a golf cart on a Kenmure road. Whenever it is safe to do so, golf cart drivers are asked to pull off onto the shoulder and stop to let automobiles pass.

Violations. Any vehicle being operated in violation of any law or regulation is considered to be operating in a reckless manner and its driver may be subject to enforcement action. If deemed to be a very serious violation, a fine or access restriction may be administered immediately. Proper documentation of offenses is required in all instances, and fines to be imposed must be consistent with the KPOA Declarations, By-laws, Rules and Regulations.

Damage responsibility. Drivers (residents, contractors, KEI staff, or visitors) are responsible for any damage done by their vehicles to roads, shoulders, signs, mailboxes, or resident's property.

Parking

Parking is not permitted on the roadways within Kenmure. Construction activity may not block the roadways.

Jobsite parking. Contractors and subcontractors should park on the jobsite and not on the road or road shoulder. The Kenmure Road Maintenance Committee shall approve which side of the road shoulder may be used for overflow parking if it becomes necessary. Parking is not allowed on both shoulders of the road. Violations may be subject to enforcement action.

Activities blocking the road. If the loading/unloading or parking of trucks and trailers necessitates a blockage or partial blockage of a Kenmure roadway, the contractor, owner or resident will be required to have persons (flagmen) in the roadway at a reasonable distance in front of and to the rear of the blockage to direct traffic during the entire time of the blockage. The driver should also place cones and warning signs an appropriate distance in front and behind the blockage to warn oncoming vehicles. Failure to do so can result in fines and/or restrictions on future work in Kenmure.

Motorcycles and ATV's

Motorcycles shall be licensed and equipped with the most recently approved noise control devices. Kenmure residents and visitors must have a permit and must operate according to the KPOA Motorcycle Rules below.

Motorcycle Use/Permit

This application form is required and states the rules for the use of motorcycles within Kenmure. It must be signed and approved prior to the operation of the vehicle in Kenmure. This application form is available in the KPOA Office at 10 Kenmure Drive and at the Gatehouse.

Conditions governing motorcycle use

- The motorcycle is registered and licensed.
- The motorcycle may be operated only on designated roads between the gate and the applicant's home (or the residence being visited) and Kenmure facilities such as the golf course, tennis courts and fitness center. Use beyond these points is prohibited.
- The operator will make utmost effort to operate the motorcycle in a quiet manner.
- The applicant must obtain a Visitor's Pass (or a bar code sticker by residents) to facilitate entry at the gate.
- Any visitor arriving on a motorcycle, after obtaining his/her pass, must travel to his/her final Kenmure destination directly and the visitor must conform to traffic and other rules and regulations in effect.

This permit may be revoked at any time if any of the conditions above are violated or if the motorcycle is operated in an unsafe manner or in violation of any of the covenants, rules and regulations in Kenmure.

_____ Date _____
Applicant Signature

_____ Date _____
Site Supervisor Approval

Copies of this permit shall be distributed to the motorcycle driver (to be retained and available if requested by KSC), Kenmure Gatehouse and the KPOA office.

All terrain vehicles (ATV's), Segway-type vehicles, motorized dirt bikes, mopeds, and small foot/motor propelled scooters are prohibited from use on Kenmure roads.

Bicycles shall be equipped with lights and the most recently approved safety devices; they may be operated only on the roads and driveways in such manner as not to obstruct traffic.

*Adopted by the KPOA Board of Directors on June 16, 2004
Revised and Approved by the KPOA Board of Directors – November 21, 2008
Authority: Declaration paragraph 3D*

Heavy Vehicles

Guards at the Gatehouse will determine when vehicle loads are potentially damaging to the roads or to the safety of others on the roads, such as when roads are icy or snow covered or when the vehicle load is deemed unsafe for some roads. Trucks or trailers may then be required to break down the cargo into smaller trucks if possible, to use restricted routes deemed suitable, or to wait until road conditions improve. Special restrictions governing the use of roads may be imposed when trucks are transporting large, heavy objects. Moving Van Rules (KSC-02) may also be applied.

Assumption of Risk

All persons using the roads in Kenmure do so at their own risk and are subject to the published rules and regulations and penalties levied for any violations. KPOA will not be responsible for delays, breakdowns, damage to personal property, personal injury, or death occurring on said roads. It should be clearly understood that the roads within Kenmure are private roads, owned and controlled by KPOA as common areas, and as such are not necessarily built, nor maintained, to State public road standards.

Reporting Accidents and Violations

In the event of a vehicle accident, persons involved should notify Gatehouse Security immediately. Driving under the influence of alcohol or other drugs that impair the ability to control a vehicle in a safe manner will result in an unsafe driving incident report being filed. Law enforcement may be called if circumstances require. If persons observe unsafe driving behavior, they are asked to contact the Gatehouse and report the incident, including: date, time, place, vehicle description, description of the driver (to the extent possible), license tag number, and description of the unsafe driving observed. The guards will log all such reports, and incident reports will be prepared for those incidents.

Enforcement

Where warranted, the on-call KSC member or the KSC Chairman will be consulted regarding violations. KSC will review incident reports on a regular basis to determine if and what action is required.

Adopted by the KPOA Board of Directors – December 15, 2003

Revisions with KPOA Board Approval on April 18, 2005 and November 7, 2005

Revised and Approved by the KPOA Board of Directors – November 21, 2008

Revised and Approved by the KPOA Board of Directors – October 16, 2009

Authority: Kenmure Declaration, paragraphs 18, 19, 20