

COUNTY COUNCIL OF BEAUFORT COUNTY  
ADMINISTRATION BUILDING  
BEAUFORT COUNTY GOVERNMENT ROBERT SMALLS COMPLEX  
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ASHLEY M. BENNETT  
CLERK TO COUNCIL

AGENDA  
PUBLIC FACILITIES COMMITTEE  
WORKSHOP

Tuesday, December 13, 2016  
9:00 a.m.

Executive Conference Room, Administration Building  
Beaufort County Government Robert Smalls Complex  
100 Ribaut Road, Beaufort

Committee Members:

Gerald Dawson, Chairman  
Roberts "Tabor" Vaux, Vice Chairman  
Cynthia Bensch  
Rick Caporale  
Steve Fobes  
Alice Howard  
William McBride

Staff Support:

Colin Kinton, Division Director  
Transportation Engineering  
Eric Larson, Division Director  
Environmental Engineering  
Robert McFee, Division Director  
Facilities and Construction Engineering

1. CALL TO ORDER – 9:00 a.m.
2. DISCUSSION OF A POTENTIAL ORDINANCE ALLOWING NIGHTTIME USE OF GOLF CARTS IN DESIGNATED PORTIONS OF THE COUNTY ([backup](#))
3. ADJOURNMENT

2016 Strategic Plan Committee Assignments

Solid Waste Curbside Pick Up / Recycling / Convenience Centers / Landfill  
Ditch Maintenance and Drainage Policy  
Detention Center Study  
Windmill Harbour Entrance Solution  
Bridge Replacement Plan (Hilton Head Island)  
Daufuskie Island Public Improvements  
County Facilities Condition Assessment Plan  
Sidewalks / Biking in Rural Areas Plan and Funding



**SECTION 56-2-105.** Golf cart permit and the operation of a golf cart.

(A) For the purposes of this section, "gated community" means any homeowners' community with at least one access controlled ingress and egress which includes the presence of a guard house, a mechanical barrier, or another method of controlled conveyance.

(B) An individual or business owner of a vehicle commonly known as a golf cart may obtain a permit decal and registration from the Department of Motor Vehicles upon presenting proof of ownership and liability insurance for the golf cart and upon payment of a five dollar fee.

(C) During daylight hours only:

(1) A permitted golf cart may be operated within four miles of the address on the registration certificate and only on a secondary highway or street for which the posted speed limit is thirty-five miles an hour or less.

(2) A permitted golf cart may be operated within four miles of a point of ingress and egress to a gated community and only on a secondary highway or street for which the posted speed limit is thirty-five miles an hour or less.

(3) Within four miles of the registration holder's address, and while traveling along a secondary highway or street for which the posted speed limit is thirty-five miles an hour or less, a permitted golf cart may cross a highway or street at an intersection where the highway has a posted speed limit of more than thirty-five miles an hour.

(4) A permitted golf cart may be operated along a secondary highway or street for which the posted speed limit is thirty-five miles an hour or less on an island not accessible by a bridge designed for use by automobiles.

(D) A person operating a permitted golf cart must be at least sixteen years of age and hold a valid driver's license. The operator of a permitted golf cart being operated on a highway or street must have in his possession:

- (1) the registration certificate issued by the department;
- (2) proof of liability insurance for the golf cart; and
- (3) his driver's license.

(E) A golf cart permit must be replaced with a new permit every five years, or at the time the permit holder changes his address.

(F)(1) A political subdivision may, on designated streets or roads within the political subdivision's jurisdiction, reduce the area in which a permitted golf cart may operate from four miles to no less than two miles.

(2) A political subdivision may, on primary highways, secondary highways, streets, or roads within the political subdivision's jurisdiction, create separate golf cart paths on the shoulder of its primary highways, secondary highways, streets and roads for the purpose of golf cart transportation, if:

(a) the political subdivision obtains the necessary approvals, if any, to create the golf cart paths; and

(b) the golf cart path is:

(i) separated from the traffic lanes by a hard concrete curb;

(ii) separated from the traffic lanes by parking spaces; or

(iii) separated from the traffic lanes by a distance of four feet or more.

(3) In a county with a population of no less than one hundred fifty thousand and no more than two hundred fifty thousand persons:

(a) if a municipality has jurisdiction over a barrier island, the municipality may enact an ordinance allowing for the operation of a golf cart at night on designated

portions of the barrier island within the municipality, provided the golf cart is equipped with working headlights and rear lights; or

(b) if a barrier island is not within the jurisdiction of a municipality, the county in which the barrier island is located may enact an ordinance allowing for the operation of a golf cart at night on designated portions of the county, provided the golf cart is equipped with working headlights and rear lights.

If a municipality or county enacts an ordinance allowing golf carts to operate at night on a barrier island, the requirements of subsection (C), other than operation in daylight hours only, shall still apply to all permitted golf carts.

(4) A political subdivision may not reduce or otherwise amend the other restrictions placed on the operation of a permitted golf cart contained in this section.

(G) The provisions of this section that restrict the use of a golf cart to certain streets, certain hours, and certain distances shall not apply to a golf cart used by a public safety agency in connection with the performance of its duties.

HISTORY: 2012 Act No. 177, Section 1, eff October 1, 2012; 2015 Act No. 86 (S.211), Section 1, eff June 8, 2015; 2016 Act No. 246 (H.5118), Section 1, eff June 6, 2016.

#### Editor's Note

2016 Act No. 246, Section 2, provides as follows:

"SECTION 2. Any municipal or county ordinance enacted pursuant to Section 56-2-105(F)(3) shall expire on January 1, 2021."

#### Effect of Amendment

2015 Act No. 86, Section 1, in (E), added the paragraph designators, added (2), and redesignated the former second sentence as (3).

2016 Act No. 246, Section 1, in (A), deleted the hyphen between "access" and "controlled"; added (C); inserted former (B)(1) through (B)(4) under (C); in (C)(1) through (C)(4), deleted "During daylight hours only," at the beginning; redesignated former (C) through (F) as (D) through (G); in (E), deleted designator (1), and deleted (2), relating to golf cart owners holding permits on or before October 1, 2012; added (F)(3), including (a), (b), and the undesignated paragraph following (b), relating to a county with a population of no less than one hundred fifty thousand and no more than two hundred fifty thousand persons; and redesignated former (E)(3) as (F)(4).