

Ordinance #22-8

2022 Ordinance Book, Page 28

**ORDINANCE AMENDING ARTICLE XI OF CHAPTER 78 OF THE CITY
CODE REGULATING THE OPERATION OF GOLF CARTS FOR HIRE**

BE IT ORDAINED, by the Mayor and Winston-Salem City Council as follows:

Section 1. Article XI of Chapter 78 is hereby amended to read as follows:

ARTICLE XI. GOLF CARTS FOR HIRE

Sec. 78-311. Operation of golf carts on city streets—Purpose—Applicability of article II regarding certificate of public convenience and necessity.

(a) *Purpose.* The purpose of this article is to: (i) establish a golf cart ordinance which permits the use of golf carts on certain city streets as vehicles for hire only and to limit the use of golf carts to the central business district ("CBD") as defined by City Code 86-2 and the central industrial district as defined by legacy; and (ii) to promote the health, safety and welfare of passengers riding in and persons operating a golf cart(s) as a vehicle for hire. ~~Except as provided herein, golf carts are prohibited on city streets unless the exemption in section 78-321 applies.~~

(b) *Procedures.* Before any person shall operate a golf cart pursuant to this article, the person shall apply ("applicant") for a certificate of public convenience and necessity according to the procedures and rules for taxicabs and limousines as set out in article II of this chapter. Unless otherwise provided, the applicant shall be subject to: (i) all provisions in article II of this chapter regarding the granting, denial, expiration, renewal, suspension and revocation of certificates of public convenience and necessity; and (ii) sections 78-82, 78-143, 78-172, 78-173, 78-174, 78-175, 74-186 and 78-208. The insurance requirements of this article shall apply rather than the provisions set forth 78-3. Where there is a conflict, the provisions of article XI shall control.

(c) *Criminal background check.* The provisions in article VI requiring a driver's permit and the provisions related thereto shall not apply. However, as part of the application and renewal process, the golf cart owner shall provide to the taxi inspector with each application and renewal thereof a state-wide criminal record check for each driver. Said criminal record check must be updated annually and maintained on file by the golf cart owner. The same prohibited conduct set forth in Article II applies except the review period is five years preceding the application for a certificate of public convenience and necessity or renewal thereof.

~~Sec. 78-321. Exemptions.~~

~~The general prohibition against golf carts on city streets shall not apply to golf carts of the local golf courses when the golf carts are driven directly across the street from the golf course to access another part of the golf course.~~

Secs. 78-322~~1~~—78-330. Reserved.

Section 2. This ordinance shall become effective upon adoption.