


**RESOLUTION
OF THE
BOARD OF DIRECTORS
OF
ANTHEM COUNTRY CLUB COMMUNITY ASSOCIATION, INC.**

**SUBJECT: Anthem Country Club Community Mini-Bike and Go-Ped
(Motorized Vehicles) Policy**

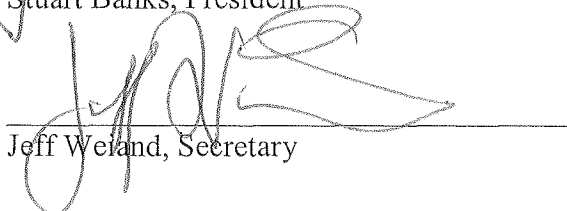
SUBMITTED BY: Anthem Country Club Policy Committee

RESOLVED, that the Board of Directors approves the attached Anthem Country Club Community Mini-Bike and Go Ped (Motorized Vehicle) Policy dated September 6, 2006.

The undersigned, by affixing their signatures hereto, do hereby consent to, authorize, and approve of the foregoing resolution in their capacity as the Directors of the Anthem Country Club Community Association, Inc., this 12th day of October, 2006.



Stuart Banks, President



Jeff Weland, Secretary

Anthem Country Club Community Association, Inc.

Mini-Bike and Go-Peds (Motorized Vehicles) POLICY

This policy guidance is designed to outline and provide information regarding the use of 50cc or under (Motorcycles/mini-bikes) or motorized skateboards in the Anthem Community (“Motorized Devices”). These policies are based on current Arizona State Law and have been adopted by the Boards for both Parkside and the Country Club. They have also been adopted as community regulations and approved by the Community Liaison Committee.

DEFINITIONS: Motorized Devices

- 28-101.28 **“Moped”** – Bicycle, that is equipped with a helper motor, maximum with piston displacement of 50 cubic centimeters or less, and overall speed of UNDER 25 mph. (Mini-bike, Motorized Bike and Go-Ped all fall under this definition).
- 28-101.29 **“Motor Driven Cycle”** – means motorcycle, including every motor scooter which produces “NOT MORE THAN 5 horse power.”
- “Go-Carts”** – Included in Motorized Devices definition.

Definitions taken from the State of Arizona web site:
(<http://www.azleg.state.az.us/ARS/28/title28.htm>)

Motorized Devices Anthem Community Policies/Regulations

The following is a list of regulations adopted by the Community of Anthem (Parkside and the Country Club) outlining the use of motorized Devices.

A. Prohibited Operations. No person shall operate a Motorized Device:

- (1) On any sidewalk in Parkside or the Anthem Country Club, except in crossing a sidewalk by the most direct route to gain access to a road, driveway, business, religious or community building.
- (2) In any Anthem Parking structure.
- (3) On any public property that has been posted as an area prohibiting Motorized Devices.
- (4) On any public property which is not held open to the public for vehicle use.
- (5) On any private property of another without the written permission of the owner, the person entitled to immediate possession of the property, or any authorized agent of either.
- (6) On the public right-of-way, including streets, roadways and alleyways, except during daylight hours and in no event after sunset. (ARS 28-933)
- (7) On a private right-of-way (Anthem Country Club), including streets, roadways and alleyways, except during daylight hours and in no event before 7:00 am or after 6:00 pm for gas powered devices, sunset for electric devices.
- (8) Who is under the age of eighteen on any public property or right-of-way, unless the person has in his or her possession proof of identification for the purpose of accident or notice of violation.

B. Operating Restrictions.

- (1) No person shall operate a Motorized Device in excess of the posted speed limit and in no event at a speed greater than twenty-five miles per hour.
- (2) The operator of a Motorized Device crossing a sidewalk or bicycle path or lane shall yield the right-of-way to all other users.
- (3) Motorized Devices may be operated on a path or lane designed as a bicycle path or lane, however, Motorized Devices operation shall yield at all times to other users.

- (4) No Motorized Device shall be used to carry passengers when it is in operation or in motion unless it was designed by the manufacturer to hold more than one person.
- (5) No person operating a Motorized Device shall attach themselves in any manner to any other vehicle or person.
- (6) No person shall operate a Motorized Device while carrying any package, bundle or article which prevents the operator from keep both hands on the steering mechanism at all times.
- (7) No person shall operate a Motorized Device that has been structurally or mechanically altered from the original manufacturer's design.
- (8) Motorized devices utilizing a crosswalk must yield to all other users.
- (9) No operator of a Motorized Device shall transport extra fuel in a separate container or alter the fuel reservoir from the original manufacturer's design.
- (10) Persons operating Motorized Devices on a roadway shall not ride more than two abreast.
- (11) The operator of a Motorized Device shall ride as close as practicable to the right-hand curb or edge of the roadway except when passing others, preparing for a left turn, or when reasonably necessary to avoid hazardous conditions.
- (12) All Motorized Devices operated in the Anthem Community must be registered and issued an Anthem Community sticker. This sticker will be placed on the Motorized Device so that it is clearly visible (e.g. on the handle bar). The sticker will be issued at the Community Center after a registration sheet is filled out containing contact and safety information. There will be no charge for this sticker.

C. Required Safety Equipment.

- (1) No person shall operate a motorized Device unless it is equipped with a brake that enables the operator to make a braked wheel skid on dry pavement.
- (2) Any person under the age of eighteen operating a Motorized Device on a roadway shall at all times wear a safely secured protective helmet. The helmet shall meet minimum standards of testing and safety inspection by the bicycle industry.
- (3) No Person shall operate a Motorized Device without wearing footwear. The footwear must have a sole and completely cover the fee and Toes.

D. Parental Responsibility.

No person shall, if a parent, guardian, or custodian of a child under eighteen years of age, authorize or knowingly permit their child to violate these regulations.

E. Violations

Violations of these regulations will result in issuance of a written warning or citation on the first offense to the individual or the parent if the violator is a minor. Subsequent offenses will result in a fine of \$25.00 per offense and/or a 30-day suspension of the operator's right to use the Motorized Device. Failure to pay fines could result in the placement of a lien on the violator's home or result in confiscation of the Motorized Device.