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# Water Valley Master Association

April 30, 2007

Dear Pelican Lakes Golf Cart Owners and Golf Members:

This letter is sent to all known golf cart owners and Pelican Lakes Golf and Country Club members. The Town of Windsor adopted Resolution #2005-97 on November 14, 2005, defining the use of Neighborhood Electric Vehicles in the golf course community located in that portion of the Town of Windsor known as Water Valley. Street-compliant electric golf carts are included in this category. Enclosed is a copy of that Resolution.

Recently, Chief John Michaels of the Windsor Police Department has provided a summary of the requirements, rules, and regulations as it pertains to the Model Traffic Code for Colorado. The Resolution also states that all neighborhood electric vehicles shall fully comply with the definition of such vehicles as is contained within the Model Traffic Code for Colorado and the applicable Colorado statutes. We are also enclosing a copy of the Summary prepared by Chief Michaels and his officers for your information.

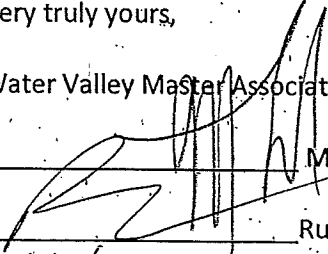
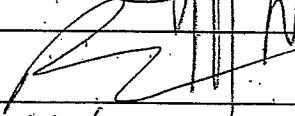
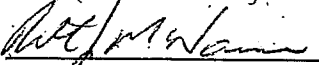
Although each owner of an electric vehicle is responsible and must adhere to the Model Traffic Code for Colorado, we are emphasizing two of the most often violated requirements, rules, and regulations for your information. However, we would encourage you to read and understand the two enclosures.

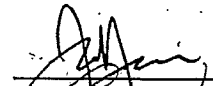
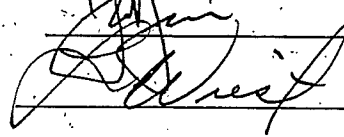
1. An electric vehicle operator must be at least 16 years of age and have a valid State of Colorado driver's license to operate the electric golf cart on public streets or roadways.
2. Item #3 (page two) of the Resolution specifically states that electric vehicles are "Not to be driven on sidewalks or trails".

The use of these electric vehicles is a privilege given to Water Valley residents by the Windsor Town Board. Abuse of this privilege will result in Water Valley losing this Neighborhood Electric Vehicle designation. The Water Valley Master Association's Executive Board has instructed the Union Colony Security Service, Inc. to enforce the requirements, rules, and regulations as outlined by the abovementioned Town of Windsor Resolution #2005-97 and the Summary of the Model Traffic Code for Colorado. Owners of electric vehicles who violate the rules will be subject to the impoundment of the vehicle by the security personnel and may be responsible for a fee to retrieve the vehicle.

Very truly yours,

Water Valley Master Association's Executive Board

  
 \_\_\_\_\_ Martin Lind, President  
  
 \_\_\_\_\_ Russ Sanford, Vice-President  
  
 \_\_\_\_\_ Robert McNamee, Director of Golf

  
 \_\_\_\_\_ Jim Jensen, Director  
  
 \_\_\_\_\_ Leonard Wiest, Director

TOWN OF WINDSOR

RESOLUTION NO. 2005- 97

BEING A RESOLUTION AUTHORIZING AND REGULATING THE OPERATION OF NEIGHBORHOOD ELECTRIC VEHICLES IN THE ~~WINDSOR~~ COURSE COMMUNITIES LOCATED IN THAT PORTION OF THE TOWN OF WINDSOR KNOWN AS WATER VALLEY.

WHEREAS, the Town has adopted the Model Traffic Code for Colorado, promulgated and published by the Colorado Department of Transportation; and

WHEREAS, the aforesaid Model Traffic Code, together with the applicable statutes of the State of Colorado, defines *neighborhood electric vehicles* and prohibits the operation of such vehicles on all streets and highways within the state unless authorized by specific resolution or ordinance enacted by a governing body and applicable to streets and highways under that governing body's jurisdiction; and

WHEREAS, the developers of the ~~WINDSOR~~ course communities located in the Water Valley area of the Town have requested that neighborhood electric vehicles be authorized for operation on the streets and highways within those communities; and

WHEREAS, by the provisions of this Resolution, it is the intention of the Town Board to authorize and regulate such operation;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF WINDSOR, COLORADO, AS FOLLOWS:

1. That, except as otherwise specifically authorized by this Resolution, all provisions of the Model Traffic Code for Colorado and the applicable statutes of the State of Colorado relating to neighborhood electric vehicles shall remain in full force and effect in the Town of Windsor.

2. That neighborhood electric vehicles are hereby authorized for operation on the streets and highways of the ~~WINDSOR~~ communities in the Water Valley area of the Town of Windsor, as identified on the map of those communities attached hereto and incorporated herein by this reference.

3. That all neighborhood electric vehicles operated pursuant to the provisions of this Resolution shall fully comply with the definition of such vehicles as is contained within the Model Traffic Code for Colorado and the applicable Colorado statutes. In addition, all neighborhood electric vehicles operated pursuant to the provisions of this Resolution shall:

- Be subject to all applicable laws of operation under the Model Traffic Code for Colorado

Neighborhood Electric vehicle is defined as a self-propelled, electrically powered motor vehicle. The Town of Windsor has a municipal ordinance allowing the operation of these vehicles on the roadways within the subdivision of Water Valley. To be in accordance with the ordinance and the model traffic code the following items must apply to the vehicle.

- The vehicle must not exceed a maximum speed of 25 miles per hour.
- During the hours between sunset and sunrise and at other time, when due to insufficient light or unfavorable atmospheric conditions exist, vehicles shall display lighted headlamps. Head lamps shall be arranged to provide a single distribution of light not supplemented by auxiliary driving lamps.
- Vehicles shall have tail lights mounted on the rear of the vehicle. When lighted this light shall emit a red light plainly visible from a distance of five hundred feet to the rear. This light shall be used during the hours of sunset to sunrise and when unfavorable atmospheric conditions exist.
- Safety triangles are permitted to be placed on the vehicle to indicate that it is a slow moving vehicle. The triangle is not required to be placed on the neighborhood electric vehicle.
- No person shall knowingly drive a vehicle while any passenger therein is riding in any manner which endangers the safety of such passenger or others.
- Every motor vehicle shall be equipped with a mirror or mirrors so located and so constructed as to reflect to the driver a free and unobstructed view of the highway for a distance of at least two hundred feet to the rear of such vehicle.
- Vehicles shall be equipped with a brake system that is adequate to control the movement of and to stop and hold such vehicle.
- A neighborhood electric vehicle can not be operated on a highway or a limited access highway.

The Town of Windsor ordinance pertaining to neighborhood electric vehicles limits the use of these vehicles to the Water Valley Subdivision. Neighborhood Electric vehicles shall not be used on roadways outside the subdivision including Eastman Park Drive, Hwy 257 and 7<sup>th</sup> Street.

- Be driven single file, as close to the right-hand side of roadway as possible
- Not be driven on sidewalks or trails

4. Pursuant to the provisions of the Model Traffic Code for Colorado, this Resolution shall become effective upon adequate notice of the provisions hereof, such notice to be given by the installation of signs and other traffic control devices.

Upon motion duly made, seconded and carried, the foregoing Resolution was adopted this 14<sup>th</sup> day of November, 2005.

TOWN OF WINDSOR, COLORADO

By *Richard A. Potts*  
Mayor

ATTEST:

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Town Clerk

