

**APPLICATION
FOR
FRANCHISE TO RENT CONVEYANCES REGULATED BY CHAPTER 12,
ARTICLE V, WITHIN THE CITY OF MYRTLE BEACH**

Pursuant to the exercise of its police power the City shall require a franchise for the rental and operation of rental conveyances on the highways, streets, alleys and public ways within its police power jurisdiction and the City has determined that the delivery of these services can be provided most effectively and efficiently through the grant of a non-exclusive franchise. Applications shall be made by completing this form. All sections of this form must be completely filled out and supporting documentation attached. An incomplete application will not be processed and will be returned to the applicant. The provision of false, misleading or incomplete information shall be grounds for denial or revocation of a Franchise.

APPLICANT INFORMATION

Owner's Name: _____ Telephone: _____
Residence Address: _____
Business Address: _____
Driver's License No.: _____ State: _____ Expiration Date: _____

Persons managing, supervising or conducting business for the owner:

1. Name: _____ Telephone: _____
Residence Address: _____
Driver's License No.: _____ State: _____ Expiration Date: _____
Position/Title: _____

2. Name: _____ Telephone: _____
Residence Address: _____
Driver's License No.: _____ State: _____ Expiration Date: _____
Position/Title: _____

3. Name: _____ Telephone: _____
Residence Address: _____
Driver's License No.: _____ State: _____ Expiration Date: _____
Position/Title: _____

BUSINESS INFORMATION

Business Name: _____ Trade Name: _____
Business Address: _____
Business Telephone: _____
City of Myrtle Beach Business License No.: _____ Issued Date: _____

Type of Business (Check One): _____ Sole-Proprietor _____ Partnership _____ Corporation

Provide the following for ALL owners/partners/corporate officers as applicable:

Name: _____ D.L. no.: _____ State: _____ Name: _____
_____ D.L. no.: _____ State: _____

Attach all relevant documents showing the legal formation of the partnership or corporation in the State of South Carolina

Provide a description of the financial condition of your company including assets and liabilities (attach documentation):

Has any applicant, owner, partner, officer or any other individual with an interest in the business ever been convicted or entered a plea of guilty or no contest to any crime classified as a felony, misdemeanor or traffic violation? YES ___ NO ___

If yes, then please describe below (attach additional sheets if necessary):

Name: _____ Charge: _____ Date: _____

Location: _____ Disposition: _____

Name: _____ Charge: _____ Date: _____

Location: _____ Disposition: _____

Name: _____ Charge: _____ Date: _____

Location: _____ Disposition: _____

Name: _____ Charge: _____ Date: _____

Location: _____ Disposition: _____

The failure of any individual with an interest in this application to fully disclose requested criminal/traffic history information shall be grounds for the City's denial fo the request. Please attach a criminal history report and a 10-year driving history for every individual who has an interest in the proposed business.

Type of service: Year Round: Days of the week: _____
Hours: _____
(describe service schedule): _____

Will the applicant provide the insurance required for all authorized units: _____

Issuing Insurance Company: _____

Policy Number (if available): _____

Limits of Liability: Per Person: _____ Per Occurrence: _____

Property Damage: _____

If "No", explain how the applicant will ensure that each unit will comply with the insurance requirements set forth in the City Code of Ordinances.

Applicants authorized under state law to operate as Self-Insured should attach a copy of such authorization to this application.

Explain why you believe that public convenience and necessity requires the granting of this application (attach statistical data and additional sheets as necessary):

I certify that all of the information contained in this application is true and complete to the best of my knowledge. I further certify that I have read and understand the City of Myrtle Beach Regulations for Operation of Moped and Golf Cart Rental Companies and the City of Myrtle Beach Regulations for Operators of ATV's, Mopeds, Golf Carts, LSV's and Scooters, attached hereto.

Applicants Name (printed): _____

Applicants Signature: _____ **Date:** _____

Attachments: (check those that apply)

- ___ Receipt for payment of application fee*
- ___ List of additional owner, partners or corporate officers
- ___ Documents that prove the legal formation of the partnership or corporation
- ___ Documents outlining current financial condition
- ___ Additional sheets to document crimes
- ___ Criminal History report for every individual having an interest in the business*
- ___ 10-year driving history for every individual having an interest in the business*
- ___ Vehicle registration(s)
- ___ Photographs or drawings of proposed color scheme*
- ___ Authorization to Self-Insure
- ___ Additional documentation regarding public necessity, including statistical data

* denotes attachments required to process this application

CITY OF MYRTLE BEACH
REGULATIONS FOR OPERATION OF
MOPED AND GOLF CART
RENTAL COMPANIES



DIVISION 2. RENTAL AGENCIES REGULATIONS.

Sec. 12-161. Rental agency's obligations under this Division.

a. A rental agency that fails to comply with any of this Article's restrictions and requirements applicable to its business practices or rental of conveyances that are compliant with safety equipment and operational limitations that are specific to each rental conveyance may be charged with a misdemeanor by ordinance summons or warrant and, upon conviction, may be fined not more than five hundred dollars or imprisoned for not more than thirty days, and shall subject the business to business license revocation under Chapter 11 of this Code.

b. A rental agency that fails to inventory and denominate their rental conveyances, fails to attach a metal identification plate to them as required herein, mislabels a scooter as a moped, or mislabels a moped as a scooter, or mislabels a golf cart as an LSV, or a LSV as a golf cart, or an ATV as a golf cart or LSV, or fails to affix a decal on conveyance to be operated within the City limits may be charged with a misdemeanor by ordinance summons or warrant and, upon conviction, may be fined not more than five hundred dollars or imprisoned for not more than thirty days, and shall subject the business to business license revocation under Chapter 11 of this Code.

Sec. 12-162. Rental agency's duties for inspection for compliance and requirements for permanent labeling on rental conveyances.

a. A rental agency shall cause each rental conveyance to be inspected for a VIN and for compliance with operational limitations and necessary equipment specific to that conveyance. Then that person or business that conducts the inspection shall verify compliance in a notarized statement provided to the Police Department when applying for a decal for the rental conveyance. The statement shall identify the VIN that shall correspond to the issued city decal.

b. A rental agency shall then clearly and conspicuously shall label each rental conveyance with a permanent identification verifying its ownership and contact information, and that it is either a e-bike, EPAMD, LSV, golf cart or a moped with a motor not exceeding (50) cubic centimeters which produces not to exceed two brake horsepower and which is not capable of propelling the vehicle at a speed in excess of thirty miles per hour on level ground bearing a moped license plate, or a scooter with a motor greater than one and one-half brake horsepower, but not exceeding five horsepower bearing a motorcycle license plate, or golf cart equipped for public road use, as defined herein, and each with its maximum seating capacity, and bearing a golf cart decal. This rental agency identification plate must be displayed permanently on each rental conveyance and must not be removed, unless the conveyance is removed from service.

Sec. 12-163. City decal are required for rental of rental conveyances to be operated in city limits.

a. After verifying that its rental inventory is compliant with operational and equipments regulations, and labeling the rental conveyance, the rental agency shall present its inventory list of VINs and verified inspections to the Police Department for registration.

b. All rental agencies licensed by the City to be in the business of renting e-bikes, EMPAMDS, golf carts, mopeds, scooters and motorcycles to be operated on streets within the City, or that rent conveyances to be operated within the City limits must have the rental conveyances registered annually with the Police Department, and the rental conveyance must bear the City decal before the conveyance can lawfully operate on public roads.

c. The annual registration form shall be completed in person at the Police Department Annex, Regulatory Unit Offices, using the list of rental conveyances compiled in Sec. 12-162.

d. Such annual registration shall require verified proof of ownership, the name of the owner of the rental conveyance, his/her address and telephone number; date of birth, the make, model and serial number or VIN of the rented conveyance, state required decal information and the color, size and other identifying characteristics of the rental conveyance sought to be registered, and a sworn statement that the rental conveyance complies with all equipment and operational limitations in state or local law.

e. Registration shall be for a term of one (1) year, commencing January 1 of each year, and expiring December 31 of each year. Expiration shall occur regardless of when the rental conveyance receives its decal.

f. A registration decal shall not be issued until all required items are submitted and reviewed.

g. Upon completion of the registration form, Police Department shall issue a City of Myrtle Beach registration decal corresponding to the VIN, which shall be affixed at that time in a clearly visible location on a non-removable part of the rental conveyance. Such registration decal shall remain affixed to the rental conveyance at all times of operation.

h. The provisions of this Section shall apply any time there is a change in ownership, including those instances when the rental conveyance has been registered to a previous owner with compliance being required within seven (7) days after a moped's acquisition if a change of ownership occurs.

i. Rental agencies in compliance shall receive a placard that shall be publicly displayed that confirms the rental agency is an "APPROVED RENTAL BUSINESS".

j. It shall be unlawful for any person to engage in rental conveyance business without compliance with this Ordinance.

Sec. 12-164. Rental agency are required to carry insurance or be self-insured.

Each business renting, leasing or hiring within the City any conveyance defined herein shall provide, maintain and keep in effect a policy or policies of insurance, or be self-insured consistent with state standards which include the following minimum coverage and minimum limit of liability specifically reflecting and including coverage for all acts, activities and omissions in any way arising out of the normal operations of the business in the amount of \$300,000.00.

Sec. 12-165. Rental agencies are required to post interior signage at the business location.

Each rental agency shall post a conspicuous sign in the interior of the building wherever rental forms are signed, a sign, in a size and form (including font) approved by the City. Such notice shall have a white background with black Roman lettering in substantially the form approved by the Police department, and shall display the schedule of maximum deposits allowed and including substantially the following notice:

THE BUSINESS IS INSURED. THE RENTER IS NOT COVERED BY THE BUSINESS'S INSURANCE AND ANY DAMAGE OR INJURY TO THE PERSON OR PROPERTY OF ANOTHER IS THE RESPONSIBILITY OF THE RENTER.

IF THE RENTED UNIT IS DAMAGED, YOU WILL BE PROVIDED WRITTEN ITEMIZATION OF PARTS AND LABOR CHARGED AGAINST A SECURITY DEPOSIT AND A CLEAR PHOTOGRAPH OF ANY DAMAGE CLAIMED.

IF YOU ARE UNDER 18 YEARS OF AGE, YOUR PARENT OR GUARDIAN MUST SIGN THE RENTAL CONTRACT ON YOUR BEHALF.

NO ONE BUT THE PERSON IDENTIFIED IN THE CONTRACT AS THE OPERATOR MAY OPERATE THE VEHICLE.

TO RENT YOU MUST READ, SIGN AND HAVE IN YOUR POSSESSION WHILE DRIVING IN THE CITY, YOUR DRIVERS LICENSE, THE CONTRACT AND THE SAFETY BROCHURE

IF UNDER 21 YEARS OF AGE, YOU MUST WEAR A HELMET AND EYE PROTECTION WHILE OPERATING A RENTAL E-BIKE, EMPAMD, RENTAL MOPED, SCOOTER OR MOTORCYCLE. EPAMDS, MOPEDS, SCOOTERS AND GOLF CARTS MUST NOT OPERATE ON BICYCLE LANES AND SIDEWALKS.

Sec. 12-166. Rental agency is required to perform assessment of fitness to operate.

a. No person in the business of rental conveyances as defined herein to the public shall so rent or otherwise provide a rental conveyance to a person who appears to be or for whom the business personnel have reason to believe is incompetent to operate a recreational rental vehicle whether due to incapacity or incompetence due to drunkenness, drugs, age, or mental or physical incapacity to operate the rental conveyance.

b. Every person in the business of renting conveyances to the public shall provide instruction and training on basic functions, as provided for in Section 12-167, on the safe operation of the rental conveyance to each customer in advance of the rental of the conveyance.

Sec. 12-167. Rental agencies are required to perform instruction and training.

a. Instruction

1. The owner shall inform the renter to abide by all applicable safety equipment, traffic and parking laws, and provide them the restrictions of operation set forth herein, as it pertains to the form of conveyance in a Safety Brochure, which must be signed by the operator, or require viewing of a manufacturer's safety video.

2. The owner shall direct the renter to review the posted interior signage, and inquire as to comprehension.

3. The owner shall evaluate the prospective renter's ability to understand instructions and determine whether to refuse to rent the moped or scooter.

b. Training.

1. The owner shall refuse to rent the conveyance to any prospective renter who cannot demonstrate the ability to drive the vehicle safely, as required herein.

2. Each business will be required to have an instructor observe and document that potential renters are competent to operate the rental conveyance prior to releasing them off the property. Instructors shall ensure the operator has demonstrated proper braking and turning techniques under the standards established herein, as well as training in emphasis on the proper use of the seats, mirrors, throttle, turn signals, horn and seatbelts, if applicable to golf carts.

c. Braking and stopping: Subject to Section 12-166 (b) above, the instructor shall observe and document that the prospective operator can demonstrate proper braking or stopping techniques so they may safely come to a stop.

d. Required turning movements. Subject to Section 12-166 (b) above, each business engaged in retail conveyances shall confirm that operators understand the proper turning techniques. The instructor shall observe and document that the prospective operator can turn the mopeds properly and maintain balance, while turning.

Sec. 12-168. A rental contract is required.

The rental agency and the renter must complete and sign a rental contract that

1. Identifies the City decal of the rental conveyance;

2. Specifies the total cost of rental per unit returned undamaged and within the time set forth in the contract;

3. Contains the age, name and address of all operators; parents or guardians must sign for operators under the age of 18;

4. Contains the number and state of issuance of all drivers' licenses of the operator;
5. Affirms that the operator has received instruction and training in accordance with the requirements of this article;
6. Affirms that the operator has been provided the Safety Brochure required under Safety brochure required;
7. States that only the business is insured, and informs the operator that he or she is not covered by the business's insurance, and is responsible for damage or injury caused by operation;
8. Contains the name, address and phone number of a person to be notified in case of accident;
9. Informs the operator that if the rental unit is damaged, that they will receive a clear photograph of the damage and written itemized bill of parts and labor that will be charged against any security deposit.

Sec. 12-169. A safety and operational brochure is required.

All rental agencies are required to provide a safety and operational brochure to all operators. The Safety Brochure shall advise the user of the state and local laws pertaining to operation and equipment. The Police Department shall be responsible for designing the Safety Brochure.

Sec. 12-170. Rental agencies prohibited from renting a moped or LSV that exceeds operations limitations established by law, or that has been modified.

- a. A rental agency must inspect and verify that its mopeds are actually incapable of exceeding thirty miles per hour (30 mph). It is unlawful for a rental agency to rent or lease a moped that is capable of exceeding two brake horsepower and producing speeds in excess of thirty miles an hour (30 mph) on level ground.
- b. It is unlawful for a rental agency to rent or lease a moped that has been modified to be capable of exceeding two brake horsepower and producing speeds in excess of thirty miles an hour (30 mph) on level ground.
- c. A rental agency must inspect and verify that its LSVs are actually incapable of exceeding a speed attainable in one mile to be more than twenty (20) miles an hour and not more than twenty-five (25) miles an hour on a paved level surface, and that the GVWR is less than three thousand pounds.
- d. It is unlawful for a rental agency to rent or lease a LSV that is capable of exceeding a speed attainable in one mile to be more than twenty (20) miles an hour and not more than twenty-five (25) miles an hour on a paved level surface, and that the GVWR is less than three thousand pounds.

Sec. 12-171. Rental agency duties, restrictions and requirements specific to mopeds.

a. It is unlawful for a rental agency to rent or lease a moped for use on the public highways and streets of the City or operate a moped upon the public highways and streets of this City without:

1. Operable pedals if the moped is equipped with pedals,
2. At least one rearview mirror,
3. Operable running lights, and
4. Brake lights which are operable when either brake is deployed;
5. A valid city decal denoting the year.
6. A valid moped tag.

- b. A rental agency shall verify the age of the operator by governmentally issued driver's licensing documents. A rental agency shall not rent or offer any moped for rent to anyone under sixteen (16) years of age, or without a valid State issued moped license.
- c. A rental agency shall not rent or offer any moped for rent to any minor under eighteen (18) years of age unless:
 - 1. The minor provides an State issued Moped or operator's license and verifying that he or she is over the age of sixteen (16); and
 - 2. The minor's parent or guardian signs the rental agreement.
- d. The rental agency shall inform all operators and passengers under the age of twenty one (21) that protective wear is required, and shall provide protective headgear with or without a transparent face shield and protective glasses or goggles as required by state law for all persons under the age of twenty one (21).
- e. The rental agency shall make a copy of the operator's driver's license, and maintain that copy for not less than ninety (90) days.

Sec. 12-172. Rental agency duties, restrictions and requirements specific to golf cart

- a. It shall be unlawful for a rental agency to rent or lease any golf cart that is not in compliance with required safety equipment in order to lawfully operate on the public roads.
- b. It shall be unlawful for a rental agency to rent or lease any golf cart that is not in compliance with the insurance requirements and required decal issued by the State.
- c. A rental agency shall not rent or offer any golf cart for rent to anyone under sixteen (16) years of age. Persons under the age of 16 may not operate a golf cart on the public roads in the State of South Carolina.
- d. A rental agency shall not rent or offer any golf cart for rent to any minor between the ages of sixteen (16) and eighteen (18) years of age unless:
 - 1. The minor provides an operator's license, chauffeur's license or a public passenger chauffeur's license issued by a state agency, verifying that he or she is over the age of sixteen (16); and
 - 2. The minor's parent or guardian signs the rental agreement.The rental agency shall make a copy of the operator's driver's license, and maintain that copy for not less than ninety (90) days.
- e. Rental Agencies shall not rent golf carts after sunset or before sunrise to be operated on the public streets and roads during prohibited hours.

Sec. 12-173. Rental agency duties, restrictions and requirements specific to scooter, motorcycles.

- a. It shall be unlawful for a rental agency to rent or lease any scooter or motorcycle that is not in compliance with required safety equipment in order to lawfully operate on the public roads. In order to lawfully operate on public roads, each scooter or motorcycle shall be equipped with:
 - 1. A state issued license plate and a valid city decal denoting the year,
 - 2. Head lamps
 - 3. Tail lamps,
 - 4. Stop lamps,
 - 5. Reflex reflectors: one red on each side as far to the rear as practicable, and one red on the rear,

6. An exterior mirror mounted on the driver's side of the vehicle and either an exterior mirror mounted on the passenger's side of the vehicle or an interior mirror;

7. If so equipped, a windshield that conforms to the Federal motor vehicle safety standard on glazing material,

8. A VIN that conforms to the requirements of part 565 Vehicle Identification Number of (49 CFR 571).

b. A rental agency shall not rent or offer any scooter or motorcycle for rent to anyone under fifteen (15) years of age. Persons under the age of 15 may not operate a scooter or motorcycle in the State of South Carolina.

c. A rental agency shall not rent or offer any scooter or motorcycle for rent to any minor between the ages of fifteen (15) and eighteen (18) years of age unless:

1. The minor provides a Class M license or other state's equivalent for operation of a scooter or motorcycle on the public roads, verifying that he or she is over the age of fifteen (15); and

2. The minor's parent or guardian signs the rental agreement.

d. A rental agency shall not rent or offer any scooter or motorcycle for rent to any person who does not possess and produce a Class M license or other equivalent states license allowing a person to operate a scooter or motorcycle on the public roads.

e. The rental agency shall inform all operators and passengers under the age of 21 that protective wear is required, and shall provide protective headgear with or without a transparent face shield and protective glasses or goggles as required by state law for all persons under the age of 21.

f. Scooter and motorcycles must be operated by a properly licensed (Class M) driver, and must be insured in order to be operated on the public roads. It shall be unlawful for a rental agency to rent or lease a scooter that is not fully insured. Proof of insurance must be in the possession of the operator at all times.

g. The rental agency shall make a copy of the operator's driver's license, and maintain that copy for not less than ninety (90) days.

Sec. 12-174. Rental agency duties, restrictions and requirements specific to Low Speed Vehicles (LSV)

a. It shall be unlawful for a rental agency to rent or lease any LSV that is not licensed and registered in the State of South Carolina. The following documents and information must be submitted to the State to title and register a low speed vehicle:

1. Title or Manufacturer's Certificate of Origin - the MCO or title must specify that the vehicle is a low speed vehicle.

2. Lien Information - If there is a lien on the vehicle, the name and address of the lienholder and the date of the lien must be provided.

3. Completed Form 400, Application for Certificate of Title/Registration - Completed and signed by the new owner or an individual signing for the owner with a valid Power of Attorney or an authorized agent for a business.

4. Completed Form TI-007 (Application for Low Speed Vehicle).

5. Proof that Casual Sales Tax was paid - Sales tax totaling 5% of the vehicle purchase price (\$300.00 maximum) must be paid when you register a newly purchased vehicle in South Carolina, unless the owner is 85 years old or older, then the sales tax is 4% of the vehicle purchase price with a \$300.00 maximum. If the vehicle was purchased out of state, proof of

payment or a sales tax number must be provided. S.C. Retail dealers must collect sales taxes).

6. Required title and registration.

b. It shall be unlawful for a rental agency to rent or lease any LSV that is not in compliance with required safety equipment in order to lawfully operate on the public roads. In order to lawfully operate on public roads, each low-speed vehicle shall be equipped with:

1. A license plate issued by the State and a valid city decal denoting the year.
 2. Headlamps,
 3. Front and rear turn signal lamps,
 4. Tail lamps,
 5. Stop lamps,
 6. Reflex reflectors: one red on each side as far to the rear as practicable, and one red on the rear,
 7. An exterior mirror mounted on the driver's side of the vehicle and either an exterior mirror mounted on the passenger's side of the vehicle or an interior mirror,
 8. A parking brake,
 9. A windshield that conforms to the Federal motor vehicle safety standard on glazing materials (49 CFR 571.205).
 10. A VIN that conforms to the requirements of part 565 Vehicle Identification Number of the Federal Code, and
 11. A Type 1 or Type 2 seat belt assembly conforming to Sec. 571.209, Federal Motor Vehicle Safety Standard No. 209, Seat belt assemblies, installed at each designated seating position. A Type 1 seat belt assembly is a lap belt for pelvic restraint. A Type 2 seat belt assembly is a combination of pelvic and upper torso restraints.
- c. A rental agency shall not rent or offer any LSV for rent to anyone under sixteen (16) years of age. Persons under the age of 16 may not operate an LSV on the public roads in the State of South Carolina.
- d. A rental agency shall not rent or offer any LSV for rent to any minor between the ages of sixteen (16) and eighteen (18) years of age unless:
1. The minor provides an operator's license, chauffeur's license or a public passenger chauffeur's license issued by a state agency, verifying that he or she is over the age of sixteen (16); and
 2. The minor's parent or guardian signs the rental agreement.
- d. The rental agency shall make a copy of the operator's driver's license, and maintain that copy for not less than ninety (90) days.

CITY OF MYRTLE BEACH
REGULATIONS FOR OPERATORS OF
ATV'S, MOPEDS, GOLF CARTS, LSV'S AND
SCOOTERS



DIVISION 3. REQUIREMENTS FOR ALL OPERATORS OF AN ATV, MOPED, GOLF CART, LSV OR SCOOTER, WITHOUT REGARD TO RENTAL OR OWNERSHIP.

Sec. 12-180. ATVs prohibited from operation on public rights of way.

It shall be unlawful for an operator of an all-terrain vehicle (ATV) to operate on the public rights of way, except to cross expeditiously between private properties.

Sec. 12-181. Operational requirements for all operators of a moped, golf cart, LSV or scooter.

a. It shall be unlawful for any person to operate a conveyance unless properly licensed. The person operating the moped, LSV, golf cart or scooter must be of the legal age and have the proper driver's license on their person at all times.

1. Moped: 16 years of age and Class D, G, M or any class of driver's license.
2. Scooter: 15 years of age and Class M only
3. Golf Cart: 16 years of age and a valid driver's license
4. LSV: 16 years of age and a valid driver's license

b. It shall be unlawful for any person to operate on the public streets of the city any moped, golf cart, LSV or scooter if there is on or in the vehicle an alcoholic beverage in a container not sealed with the manufacturer's original seal.

c. It shall be unlawful to park, leave or store any moped, golf cart, LSV or scooter on any public property except in a designated parking space for vehicles.

d. It shall be unlawful for an operator to carry more persons at one time than the number for which the moped, golf cart, LSV or scooter is designed and equipped.

e. It shall be unlawful to operate a moped, golf cart, LSV or scooter while carrying any package, bundle or other article including electronic communication devices which prevents him from keeping both hands on the operational or steering mechanism.

f. It shall be unlawful for a moped, golf cart, LSV or scooter operator not to have the operating lights turned on at all times while the moped, golf cart or scooter is in operation on the public highways and streets.

g. It shall be unlawful for a moped, golf cart, LSV or scooter operator to maneuver between lanes of traffic, between other vehicles which are in their lanes, or between adjacent lines or rows of vehicles.

h. It shall be unlawful for a moped, golf cart, LSV or scooter operator to overtake and pass in the same lane occupied by the vehicle being overtaken.

i. It shall be unlawful for a moped, golf cart, LSV or scooter conveyance operator to operate a moped, golf cart or scooter upon a sidewalk, sidewalk area, bike lane, bike path or multipath except as to cross a permanent or duly authorized temporary driveway.

j. It shall be unlawful to ride upon a moped, golf cart, LSV or scooter other than upon or astride a permanent and regular seat attached thereto.

DIVISION 4. SPECIFIC REQUIREMENTS FOR OPERATORS AND PASSENGERS OF ALL RENTED CONVEYANCES.

Sec. 12-185. Safety Equipment

The rental agency shall provide any required safety equipment.

Sec. 12-186. Operators must sign rental contract and safety brochure.

All operators listed on the rental agreement for each rental conveyance shall be required to read, print their name, sign and date the contract and Safety Brochure in a form and substance approved by Police Department outlining the laws applicable to the operation of the rented conveyance

Sec. 12-187. Rental contract and safety brochure must be in possession of operator. It shall be unlawful for the operator not to be identified as an operator in the rental contract under which the vehicle is being operated and have in his or her possession a copy of the rental contract and safety brochure dated and signed by him or her that day.

Sec. 12-188. Rental conveyances are prohibited from towing. It shall be unlawful to operate a rental conveyance towing any manner of cart, sled or other trailing conveyance; provided however, this shall not apply to the rental agency.

DIVISION 5. SPECIFIC REQUIREMENTS FOR ALL OPERATORS OF A MOPED.

Sec. 12-190. Operational requirement specific to moped operation.

a. Moped operators must be at least 16 years of age, and possess a validly issued United States drivers license or a validly issued moped operator's license issued by the State of South Carolina (Class G, D or M), except that a person whose driver's license has been suspended for a period of six months or less under South Carolina law is not required to obtain a moped operator's license or possess a valid driver's license during the period of suspension. Any person who violates the provisions of this section is guilty of a misdemeanor and, upon conviction of a first offense, must be fined not less than twenty-five dollars nor more than fifty dollars and, upon conviction of a second or subsequent offense, must be fined not less than fifty dollars nor more than one hundred dollars, per state law.

b. Every moped operator shall have his license in his immediate possession at all times when operating a moped and shall display it upon demand of any officer or agent of the Department of Public Safety or any police officer of the State.

c. It shall be unlawful for any moped operator or passenger under the age of twenty-one (21) to operate or ride upon a moped unless he wears a protective helmet of a type approved by the Department of Public Safety. Such a helmet must be equipped with either a neck or chin strap and be reflectorized on both sides thereof.

d. It shall be unlawful for any moped operator or passenger under the age of twenty-one (21) to operate or ride upon a moped unless he wears protective glasses, goggles or face shield of a type approved by the Department of Public Safety.

e. It shall be unlawful for a moped operator to exceed twenty-five miles an hour (25 mph). A person who violates the provisions of this section is guilty of a misdemeanor and, upon conviction, must be fined not more than two hundred dollars or imprisoned not more than thirty days, per state law.

f. No person may ride upon a moped other than upon or astride a permanent and regular seat attached to the moped. No moped may be used to carry more persons at one time than the number for which it is designed and equipped.

g. Mopeds found operating unlawfully on roadways may be impounded, for the safety of public and the operator.

DIVISION 6. SPECIFIC REQUIREMENTS FOR ALL OPERATORS OF A GOLF CART.

Sec. 12-195. Operational requirement specific to golf cart operation.

a. Operational requirements

1. During daylight hours only, 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. During daylight hours only, 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. During daylight hours only, 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. During daylight hours only, 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.

5. 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:

- (A) the registration certificate issued by the state;
- (B) proof of liability insurance for the golf cart; and
- (C) his driver's license.

b. It shall be unlawful for any operator of a golf cart to travel more than four (4) miles from the address of registration of the owner. The rental agency shall inform the renter of this restriction and provide the renter with a map showing the range of operation.

c. It shall be unlawful for any person under the age of sixteen (16) to operate a golf cart on public roads.

d. It shall be unlawful to operate a golf cart without a driver's license in immediate possession.

e. It shall be unlawful for golf cart operators to operate with more than one (1) golf cart per lane.

f. It shall be unlawful to ride upon a golf cart other than upon a permanent and regular seat.

g. It shall be unlawful for a golf cart operator or passenger to travel in a golf cart with any person's body parts outside the interior of the golf cart.

h. It shall be unlawful for any person to operate a golf cart before sunrise or after sundown.

i. It shall be unlawful for the operator to allow over-occupancy on the golf cart. It shall be unlawful for to sit anywhere except upon a seat.

j. It shall be unlawful for a golf cart operator to operate the conveyance in any of the prohibited ways, and when found in violation, may be charged with a misdemeanor by way of Uniform Traffic Ticket, ordinance summons or warrant and, upon conviction, must be fined not more than five hundred dollars or imprisoned for not more than thirty days.

k. Golf carts found operating unlawfully on roadways may be impounded for the safety of the public and the operator.

i. Golf cart operations are subject to further restrictions during special events and extraordinary events.

DIVISION 7. SPECIFIC REQUIREMENTS FOR ALL OPERATORS OF A SCOOTER.

Sec. 12-200. Operational requirements specific to scooter or motorcycle operation.

a. It is unlawful for any person under the age of fifteen (15) to operate a scooter on public roads.

b. It shall be unlawful for any person without a validly issued United States driver's license or a validly issued operator's license issued by the State of South Carolina (Class M) to operate a scooter or motorcycle on public roads.

- c. Every scooter operator shall have his license in his immediate possession at all times when operating a scooter and shall display it upon demand of any officer or agent of the Department of Public Safety or any police officer of the State.
- d. It shall be unlawful for any scooter operator or passenger under the age of twenty-one to operate or ride upon a scooter unless he wears a protective helmet of a type approved by the Department of Public Safety. Such a helmet must be equipped with either a neck or chin strap and be reflectorized on both sides thereof.
- e. It shall be unlawful for any scooter operator or passenger under the age of twenty-one to operate or ride upon a scooter unless he wears goggles or face shield of a type approved by the Department of Public Safety.
- f. The operator of a scooter shall obey all traffic laws, as would a vehicle, except as to special regulations or other provisions of law which by their nature would not apply under South Carolina Code of Laws, Title 56, Chapter 5, Article 29.
- g. Scooters found operating unlawfully on roadways may be impounded for the safety of the public and of the operator.
- h. Scooter operations are subject to further restrictions during special events and extraordinary events.

DIVISION 8. SPECIFIC REQUIREMENTS FOR ALL OPERATORS OF A LOW SPEED VEHICLE (LSV)

Sec. 12-205.

- a. It shall be unlawful to operate a LSV on any roads other than a secondary roads having speed limits of 35 mph or less.
- b. It shall be unlawful for an LSV operator to cross a highway at any place other than an intersection where the highway has a posted speed limit of more than thirty-five miles an hour.
- c. It shall be unlawful for the operator of a LSV to fail to comply with all South Carolina insurance laws. The driver must have a valid driver's license, and proof of insurance and registration must be maintained in the vehicle during all times of operation.
- d. LSV operations are subject to further restrictions during special events and extraordinary events.
- e. Pursuant to South Carolina Code of Laws, Section 56-5-820, a person operating a LSV on a highway must comply with all statutes regarding LSVs in that title. Pursuant to South Carolina Code of Laws, Section 56-2-100, there are conditions that are applicable In order to lawfully operate a low speed vehicle on public roads, in that a LSV must meet the requirements of Federal Motor Vehicle Safety Standard 500 (Part 49 Section 571.500 of the Code of Federal Regulations) at all times when operated on any highway. A low speed vehicle that complies with the equipment requirements in 49 C.F.R. Section 571.500 complies with all equipment requirements of this title.
- f. Therefore, each low speed vehicle shall be equipped with:
 - 1. Headlamps,
 - 2. Front and rear turn signal lamps,
 - 3. Tail lamps,
 - 4. Stop lamps,
 - 5. Reflex reflectors: one red on each side as far to the rear as practicable, and one red on the rear,
 - 6. An exterior mirror mounted on the driver's side of the vehicle and either an exterior mirror mounted on the passenger's side of the vehicle or an interior mirror,
 - 7. A parking brake,

8. A windshield that conforms to the Federal motor vehicle safety standard on glazing materials (49 CFR 571.205).

9. A VIN that conforms to the requirements of Part 565 Vehicle Identification Number of the Federal Code, and

10. A Type 1 or Type 2 seat belt assembly conforming to Sec. 571.209, Federal Motor Vehicle Safety Standard No. 209, Seat belt assemblies, installed at each designated seating position. A Type 1 seat belt assembly is a lap belt for pelvic restraint. A Type 2 seat belt assembly is a combination of pelvic and upper torso restraints.

DEFINITIONS

DIVISION 1. APPLICATION AND DEFINITIONS

Sec. 12-160. Application and Definitions applicable to Articles V and VI

- a. This Article does not apply to vehicles used by or in law enforcement.
- b. If any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.
- c. Definitions.

All-terrain vehicle or "ATV" means a motorized vehicle designed primarily for off-road travel on low-pressure tires which has three or more wheels and handle bars for steering, but does not include lawn tractors, battery-powered children's toys, or a vehicle that is required to be licensed or titled for highway use. The term "ATV" includes Type I-single passenger all-terrain vehicles and Type II-tandem passenger all-terrain vehicles. An ATV or golf cart is not considered a low speed vehicle, and an ATV is not intended to be operated on public roads and streets.

Bicycle means a device propelled solely by pedals, operated by one or more persons, and having two or more wheels, except children's tricycles.

Bicycle with helper motors and electric-assist bicycle, hereinafter "e-bike" means low speed electrically assisted bicycles with two or three wheels, each having fully operable pedals and an electric motor of no more than 750 watts, or one horsepower, whose maximum speed on a paved level surface, when powered solely by such motor while ridden by an operator weighing one hundred seventy pounds, is no more than twenty miles per hour. For these vehicles to be considered electrically assisted bicycles, they must meet the requirements of the Federal Motor Vehicle Safety Standards as set forth in 49 C.F.R. Part 571, et seq., and must operate in a manner that the electric motor disengages or ceases to function when their brakes are applied. notwithstanding another provision of law, bicycles with helper motors are not mopeds.

Bicycle lane or bike lane shall mean a portion of a roadway which has been designated by striping, signing or pavement markings for the preferential or exclusive use of bicyclist peddling any foot-propelled vehicle irrespective of the number of wheels in contact with the ground. In the City, the bike lane is for the exclusive use of bicyclist
Class of license or license classification, under South Carolina law, means

Beginners Permit: Types of Beginner Permits

Beginner's permits are issued in four classes according to the type of vehicle.

Class D - Regular Passenger Vehicle. A regular passenger vehicle beginner's permit allows you to practice driving a vehicle while you are accompanied by an experienced licensed driver.

Class M - Motorcycle. A motorcycle beginner's permit allows you to practice driving a motorcycle or motor scooter while an experienced licensed driver supervises you.

Class E - Single Unit Non-Commercial Vehicles more than 26,000 GVW. A Class E beginner's permit allows you to practice driving non-commercial, single unit vehicles that exceeds 26,000 pounds gross vehicle weight. Examples of Class E vehicles include trucks and motor homes. When you practice driving, you must be accompanied by an experienced licensed driver.

Class F - Combination Unit Non-Commercial Vehicles more than 26,000 GVW. A Class F beginner's permit allows you to practice driving non-commercial, combination vehicles that exceed 26,000 pounds gross vehicle weight. Examples of Class F vehicles include the same type vehicles that require a Class E license plus a towed trailer or vehicle. When you practice driving, you must be accompanied by an experienced licensed driver.

Driving Restrictions for Beginners'

Class D Beginner Permit Restrictions:

- You may drive from 6 a.m. to midnight if a licensed driver who is at least 21 years old and has at least one year of driving experience accompanies you in the front seat.
- From midnight to 6 a.m., you may drive if a licensed parent or legally appointed guardian accompanies you in the front seat.

Class M Beginner Permit Restrictions:

- You may drive a motorcycle or motor scooter from 6 a.m. to 6 p.m. (or 8 p.m. during daylight savings time).
- You may not operate a motorcycle or motor scooter at any other time unless a licensed parent or legally appointed guardian supervises you.

Class CDL and Types of CDL

The holder of a valid commercial driver license may drive all vehicles in the class for which that license is issued and all lesser classes of vehicles except motorcycles. Vehicles which require an endorsement may not be driven unless the proper endorsement appears on the license. Commercial driver licenses may be issued with the following classifications, endorsements, and restrictions:

(1) Classifications of CDL:

(a) Class A: A combination of vehicles with a gross combination weight rating of twenty-six thousand one pounds or more provided the gross vehicle weight rating of the vehicle being towed is in excess of ten thousand pounds.

(b) Class B: A single vehicle with a gross vehicle weight rating of twenty-six thousand one pounds or more, or any such vehicle towing a vehicle not in excess of ten thousand pounds gross vehicle weight rating.

(c) Class C: A single vehicle, or combination of vehicles, that are not Class A or B vehicles but either designed to transport sixteen or more passengers including the driver, or are required to be placarded for hazardous materials under 49 C.F.R. Part 172, subpart F.

(2) Endorsements are added to commercial driver licenses as required under Part 383.153 of the Federal Motor Carrier Safety Regulations.

(3) Restrictions are added to commercial driver licenses as required under Part 383.153 of the Federal Motor Carrier Safety Regulations.

Class D

A Class D driver's license allows you to drive non-commercial passenger vehicles, such as cars and trucks, which do not exceed 26,000 pounds gross vehicle weight. With a Class D driver's license, you may also operate a three-wheel vehicle; provided however this excludes a two-wheel motorcycle with a side car, for which you must have a Class M.

Class E

A Class E driver's license allows you to operate non-commercial, single unit vehicles that exceeds 26,000 pounds gross vehicle weight. Examples of Class E vehicles include trucks and motor homes. With a Class E driver's license, you may also operate a three-wheel vehicle, provided however this excludes a two-wheel motorcycle with a side car, for which you must have a Class M.

Class F

A Class F driver's license allows you to drive non-commercial, combination vehicles that exceed 26,000 pounds gross vehicle weight. Examples of Class F vehicles include trucks and motor homes with a towed trailer or vehicle and any combination of vehicles used exclusively for recreation such as truck and camper combinations if the gross combination weight exceeds 26,000 lbs. With A Class F driver's license, you may also operate a three-wheel vehicle; provided however this excludes a two-wheel motorcycle with a side car, for which you must have a Class M.

Class G

A Class G driver license allows you to operate a moped as that vehicle is defined by S.C. Code of Laws, Section 56-1-1710.

Class M

A Class M license allows you to operate a two-wheel motorcycle, a two-wheel motorcycle with a detachable side car, or a three-wheel vehicle.

General Driver License Information

Driver License Classes

Regular (non-commercial) driver's licenses are issued in the following classes depending on the type and intended use of the vehicle.

Depending on the class license you have determines whether you are permitted to operate the following NON-COMMERCIAL vehicles.						
Class License	Passenger vehicle which does not exceed 26,000 pounds gross vehicle weight such as a car or truck	Single unit vehicle that exceeds 26,000 pounds gross vehicle weight such as a truck or motor home.	Combination vehicles that exceed 26,000 pounds gross vehicle weight.	Moped as defined by S.C. Code of Laws Section 56-1-1710	Two-wheel motorcycle with or without a detachable side car	Three-wheel vehicle
D	YES	NO	NO	YES	NO	YES
E	YES	YES	NO	YES	NO	YES
F	YES	YES	YES	YES	NO	YES
G	NO	NO	NO	YES	NO	NO
M	NO	NO	NO	YES	YES	YES

* Examples of Class F vehicles include trucks and motor homes with a towed trailer or vehicle and any combination of vehicles used exclusively for recreation such as truck and camper combinations if the gross combination weight exceeds 26,000 lbs.

Electric personal assistive mobility device (EPAMD) means a self-balancing device with two wheels not in tandem, designed to transport only one person by an electric propulsion system with an average power of seven hundred fifty watts (one horsepower) having a maximum speed on a paved level surface, when powered solely by such a propulsion system while ridden by an operator weighing one hundred seventy pounds, at speeds of less than twenty miles per hour

Golf cart means a vehicle that would fall within the definition of a motor vehicle as defined in South Carolina Code § 56-5-130, commonly identified as a small motorized vehicle for golfers and their equipment intended to be operated on private property, but can be lawfully operated when properly licensed by the State Department of Motor Vehicles and bearing the State issued decal on secondary public roads and streets of speed limits not greater than thirty five (35) mph between dawn and dusk, and when equipped to operate on public streets and roads with required safety and equipment features, as required by South Carolina Code § 56-5-4410, which prohibits any person from driving any vehicle which does not contain equipment required by various other code sections in that Title, unless otherwise exempted. There are numerous provisions in the Code which require such equipment as proper brakes, lighting requirements (head, tail, stop and signal turn), reflectors, bumpers, horns and warning devices, mirrors, safety glass, etc. See for example, Code of Laws of South Carolina Title 56, Chapter 5, Article 35, Equipment and Identification, except as where plainly inapplicable. A golf cart should be in good working order and safe mechanical condition,

pursuant to Code of Laws of South Carolina § 56-5-330. Unless the golf cart is so equipped and in safe condition, it should not be operated on the public highways of this State as it poses a danger to the public at large and the occupants.

1. The golf cart operator must be sixteen (16) years of age and have a valid driver's license.

2. An all-terrain vehicle is classified by the manufacturer as being designed for off road use. It is not a golf cart, and is not permitted to operate on state roads, regardless of its safety equipment.

Greenways are a special type of linear park and non-motor vehicle travel way which preserve undeveloped ribbons of natural habitat, usually through urban areas, by combining trails, paths and sidewalks that are the designated travel ways through the Park. Local greenways may or may not be recognized as part of the larger East Coast Greenway system, a 501 C 3 public benefits corporation.

Hoverboards are powered dual or single wheeled single person personal conveyances similar to skateboards, utilizing a gyroscope to maintain balance and control direction by the operator.

Low speed vehicle or "LSV" means a four-wheeled motor vehicle, other than an all terrain vehicle, whose speed attainable in one mile is more than twenty miles an hour and not more than twenty-five miles an hour on a paved level surface, and whose GVWR is less than three thousand pounds. LOW SPEED VEHICLES ARE TITLED AND REGISTERED. A low speed vehicle must meet the requirements of Federal Motor Vehicle Safety Standard 500 (Part 49 Section 571.500 of the Code of Federal Regulations) at all times when operated on any highway. A low speed vehicle that complies with the equipment requirements in 49.CFR Section 571.500 complies with all equipment requirements of this title. The State will not title or register homemade low speed vehicles, retrofitted golf carts, or any other similar vehicles, since these will not qualify as low speed vehicles in this State. All-terrain vehicles (ATV) do not qualify as low speed vehicles. Low speed vehicles can only be operated on secondary roads having speed limits of 35 mph or less, and only when equipped to operate on public streets and roads with required safety features, as required by South Carolina Code § 56-5-4410, which prohibits any person from driving any vehicle which does not contain equipment required by various other code sections in that Title, unless otherwise exempted. There are numerous provisions in the Code which require such equipment as proper brakes, lighting requirements (head, tail, stop and signal turn), reflectors, bumpers, horns and warning devices, mirrors, safety glass, etc. See for example, Code of Laws of South Carolina Title 56, Chapter 5, Article 35, Equipment and Identification, except as where plainly inapplicable. A LSV should be in good working order and safe mechanical condition, pursuant to Code of Laws of South Carolina § 56-5-330. Unless the LSV is so equipped and in safe condition, it should not be operated on the public highways of this State as it poses a danger to the public at large and the occupants. LSVs must comply with all South Carolina insurance laws, the driver must have a valid driver's license, and proof of insurance and registration must be maintained in the vehicle during all times of operation.

Linear Park means a public park that has a much larger length than width. A linear park typically contains a travel way or a path, trail, sidewalk or multipath, and may or may not be part of a larger greenway, depending upon its designation by the governing authority.

Moped means every cycle, with either two or three wheels with pedals to permit propulsion by human power or without pedals and with a motor of not more than fifty (50) cubic

centimeters which produces not to exceed two horsepower and which is not capable of propelling the vehicle at a speed in excess of thirty miles per hour on level ground. If an internal combustion engine is used, the moped must have a power drive system that functions directly or automatically without clutching or shifting by the operator after the drive system is engaged.

1. A moped is not a scooter or motorcycle, and is not required to be insured in order to operate on the roads.
2. Operators must be at least 16 years of age and hold a Class G, D (suspended) or M (motorcycle) License, or a valid Moped License issued by the State.
3. Mopeds shall display a moped tag.

Motor vehicle means, for purposes of this Division and as distinguished from state law, a motor vehicle includes any size and manner of propulsion of car, truck, van, motorcycle, moped, scooter, all-terrain vehicle (ATV), and also included are bicycles with helping internal combustion motors.

Motorcycle means every motor vehicle having no more than two permanent functional wheels in contact with the ground or trailer and having a saddle for the use of the rider, but excluding a tractor.

Multi-use path means a paved land corridor that provides a marked path with little interruption in travel, not less than fourteen (14) feet in width, to serve the widest spectrum of users. A multi-use path may or may not be part of a larger greenway, depending upon its designation by the governing authority, and if not part of a designated greenway, may have restrictions upon what type of wheeled conveyances may use the path. When part of a larger Greenway system, the restrictions of Greenway use apply.

Non-motorized uses means and includes walking, bicycling, and variants such as small-wheeled individually human powered transports such as (skates, skateboards, push scooters and hand carts), and, even though powered by small motors, shall include power chair/ wheelchair for compliance with the Americans With Disabilities Act and EPAMD travel for compliance with South Carolina statutes.

Operator" means every person who drives or is in actual physical control of a rental conveyance.

Power chair and or wheelchair means a chair fitted with wheels for use as a means of transport by a person who is unable to walk as a result of illness, injury, or disability.

Rental agency means the business license holder, the corporate entity and its officers, employees and agents and each and every person who owns or works for a licensed business engaged in the business of rental of mopeds, scooters, LSVs or golf carts for use by the public.

Rental conveyance means golf cart, LSV, moped, scooter, hoverboard or skateboard.

Seatbelt means a vehicle safety device designed to restrain and secure the occupant of a moving vehicle, by way of belts and fixations points, against injurious body movement that may result during a collision, sudden stop or sharp turning action. A Type 1 seat belt assembly is a lap belt for only pelvic restraint. A Type 2 seat belt assembly is a combination of pelvic and upper torso restraints.

Sidewalk. A sidewalk is a paved or hard surface path along a street that is located within the right-of-way. Sidewalks are generally 4' -6' in width and cross driveways and intersections, and are separated from the roadway by a raised curb and/or a planting strip of varying widths. Sidewalks are intended to serve pedestrians and power chair /wheelchair users and are the principal component of a pedestrian network. EPAMD are permitted on sidewalks, while bicycles, small-wheels conveyances, motor vehicles and non-motorized vehicles greater than three (3) feet in width are prohibited from sidewalk use.

Scooter, for the purposes of this ordinance, means any motor driven vehicle with a motor greater than one and one-half brake horsepower, but not exceeding five horsepower.

1. A scooter is classified as motorcycle, requiring insurance and a motorcycle operator's license (Class M only).
2. Scooters must be insured to operate on the public roads, and the operator must produce proof of insurance.
3. Scooters must bear a license tag denoting that it is a motorcycle.

Rental or rented conveyance means a moped, scooter or golf cart, as the section indicates application.

Vehicle identification number or VIN means a number, a letter, a character, a datum, a derivative, or a combination thereof, used by the manufacturer or the Department of Motor Vehicles for the purpose of uniquely identifying a motor vehicle or motor vehicle part.

Vulnerable road user" means a person utilizing the roadway for travel including:

1. A pedestrian, a runner, a physically disabled person, a highway construction or maintenance worker, tow truck operator, a utility worker, or any other worker with legitimate business in or near the road or right-of-way, or a stranded motorist or passenger, or one assisting or providing aid to a stranded or injured motorist;
2. A person on horseback;
3. A person operating equipment other than a motor vehicle, including, but not limited to, a bicycle (including an electric bicycle), tricycle, hand-cycle, moped, horse-drawn conveyance, skateboard, roller-blade, roller-skate, or a person operating a power chair/wheelchair, EPAMD, LSVs, manual scooter, hoverboard or skateboard, legally operable on public streets.