

## **ATV REGULATION**

Per Article 7: Use Restrictions and Rules of the Declaration of Protective Covenants, Conditions, Restrictions and Easements for Rosebury; Section 7.1 Rules and Regulations: The Board of Directors may, from time to time, with the consent of Declarant and without a vote of the members, promulgate, modify or delete rules and regulations applicable to the Community. Such rules and regulations shall be distributed to all owners prior to the date that they are to become effective and shall thereafter be binding upon all Owners and Occupants until and unless overruled, canceled or modified by a majority of the Total Association Vote and the consent of Declarant.

As of **6 June 2008** the following ATV Regulation will be in effect:

- ATV's may not be operated in a manner which damages or unreasonably disturbs the land, wildlife, or vegetation.
- No one under the age of 16 shall be permitted to drive an ATV on Rosebury Property.
- ATV's are not permitted on common areas except for the transportation of people and/or supplies to an event or party or to transport a boat to the Rosebury Community pond.
- ATV's are not permitted on the nature trails except for the purpose of trail maintenance.
- Do not shortcut or switch-back on trails.
- Do not create excessive smoke.

### **Vehicle Requirements:**

- Vehicles must conform to State laws and regulations regarding safety equipment for operating vehicles on public roads and highways.
- Vehicles must have an operating and effective spark arresting device.
- Vehicle must not emit a noise while traveling 35 miles per hour or less in excess of 86 decibels at 50 feet or 90 decibels at 50 feet traveling over 35 miles per hour.
- Vehicle must have an operable braking system.
- ATV's are not to be operated from one half hour after sunset to one-half hour before sunrise unless equipped with working head and tail lights.

### **Operator Requirements:**

- Operators must have a valid driver's license.
- Operate vehicle safely and cautiously, respecting the rights of others.
- Do not operate ATV's while under the influence of alcohol or drugs.

### **Additional Information:**

- ATVs – because of how they're made – are difficult to control on paved roads. Collisions with cars and other vehicles also can be deadly. Many fatalities involving ATVs occur on paved roads.
- Children are involved in about one-third of all ATV-related deaths and hospital emergency room injuries. Most of these deaths and injuries occur when a child is driving or riding on an adult ATV. Children under 16 on adult ATVs are twice as likely to be injured as those riding youth ATVs.
- Many ATV injuries are head injuries. Wearing a helmet may reduce the severity of these injuries.