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1 **2020-041 (2<sup>ND</sup> READING): TO AMEND THE CODE OF ORDINANCES,**  
2 **CHAPTER 19 STREETS AND SIDEWALKS, ARTICLE 1 IN GENERAL,**  
3 **SECTION 19-4 TO ESTABLISH REGULATIONS REGARDING THE USE OF**  
4 **CART PATHS, BIKE & WALK PATHS, SIDEWALKS, AND MOUNTAIN BIKE**  
5 **TRAILS.**

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6 **Purpose:** To define & regulate the use of off-road travel ways.

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8 **Brief:**

- 9 • This ordinance clarifies the rules of 4 types of off-road travel ways:
- 10 ○ Cart Paths - marked paths w/ little interruption in travel, serving golf carts & other
  - 11 transportation modes including pedestrians, & human-powered vehicles.
  - 12 ○ Bike & Walk Paths - marked paths w/ little travel interruption. Bike & walk paths
  - 13 generally cross driveways & intersections. These paths serve pedestrians,
  - 14 wheelchair users, & human-powered wheeled vehicles, but not motorized vehicles.
  - 15 Unless designated, all paved paths > 8' wide are bike & walk paths.
  - 16 ○ Sidewalks - located along a street, sidewalks often cross driveways &
  - 17 intersections, & are separated from the road by a raised curb &/or a planting strip.
  - 18 Sidewalks serve pedestrians & wheelchair users & are the principal pathway for
  - 19 pedestrians. All paved ways less than 8' wide are sidewalks.
  - 20 ○ Mountain Bike Trails - unpaved travel corridors that provide a marked path w/ little
  - 21 interruption in travel. Motorized vehicles are not permitted.
- 22 • Changes Since 1<sup>st</sup> Reading:
- 23 ○ Clarification that golf carts still need to operate in accordance w/ state law.
  - 24 ○ Carts utilizing paths on a golf course are subject to the rules of the course.
  - 25 ○ Bicycles may not be ridden on sidewalks when there is an adjacent bike lane.

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27 **Issues:**

- 28 • A portion of the cart path located along Kings Highway between the Dunes Club & Dunes
- 29 Cove neighborhoods is designated as the temporary East Coast Greenway connection
- 30 between North Myrtle Beach & Myrtle Beach.
- 31 • This temporary designation will end when the county completes the permanent connection
- 32 between the Horry County Bike & Run Park and Barefoot Resort.
- 33 • Since the temporary East Coast Greenway designation, rules regarding the use of the
- 34 Dunes path have been enforced according to the rules of similar paths throughout the city,
- 35 to the exclusion of the golf carts for which the path was originally intended.
- 36 • The pandemic has led to an increase in city-wide bicycle use on roads, paths, and
- 37 sidewalks, leading to user conflicts in limited space.

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39 **Public Notification:** Normal meeting notification.

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41 **Alternatives:**

- 42 • Modify the proposed ordinance.
- 43 • Deny the proposed ordinance.

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45 **Financial Impact:** No direct impact.

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47 **Manager's Recommendation:**

- 48 • I recommend 1<sup>st</sup> reading (9-3-2020).
- 49 • I recommend approval (9-22-2020).

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51 **Attachment(s):** Proposed ordinance.

CITY OF MYRTLE BEACH  
COUNTY OF HORRY  
STATE OF SOUTH CAROLINA

TO AMEND THE CODE OF  
ORDINANCES, CHAPTER 19  
STREETS AND SIDEWALKS,  
ARTICLE 1 IN GENERAL, SECTION  
19-4 TO ESTABLISH REGULATIONS  
REGARDING THE USE OF CART  
PATHS, BIKE & WALK PATHS,  
SIDEWALKS, AND MOUNTAIN BIKE  
TRAILS.

IT IS HEREBY ORDAINED that Chapter 19 Streets and Sidewalks, Article 1 In General, Section 19-4 of the Code of Ordinances is amended to establish regulations regarding cart paths; bike & walk paths; sidewalks; and mountain bike trails as follows:

Sec. 19-4 Cart paths; bike & walk paths; sidewalks; and mountain bike trails.

(a) Cart Path: A cart path is a paved off-road travel corridor that provides a marked path with little interruption in travel, serving golf cart drivers while allowing users of other modes of transportation including pedestrians and human-powered wheeled vehicles such as bicycles and skateboards. Golf carts, powered chair/wheelchairs, (EPAMD), and electric assist bicycles (as defined in SC 56-1-10) are permitted on cart paths, while motorized vehicles of any other kind, be it electric, gasoline, or any power source other than human, are not. The paved path located within the Kings Highway right-of-way connecting the Dunes Club and Dunes Cove neighborhoods is a cart path.

1. Golf cart drivers shall follow all applicable state laws.
2. Golf cart drivers are responsible for the safety of all other wheeled vehicle riders and pedestrians on the cart path. Wheeled vehicle riders are responsible for the safety of all pedestrians on the cart path.
3. Golf cart drivers shall yield to smaller wheeled vehicles and to pedestrians at all times, by slowing down or stopping if necessary to insure the safety of everyone on the cart path.
4. All wheeled vehicle riders shall yield the right-of-way to pedestrians at all times by slowing down, stopping, or dismounting as necessary to insure the safety of everyone on the cart path.
5. Golf cart drivers and wheeled vehicle riders shall give all users traveling in the same direction an audible warning (ringing of a bell, honking of a horn, a shout, or something similar). All users shall be cognizant of their surroundings and respond when signaled.
6. Cart paths interior to golf courses are subject to the rules and regulations of the golf course.

(b) Bike & Walk Path: A bike & walk path is a paved off-road travel corridor that provides a marked path with little interruption in travel. A bike & walk path generally crosses driveways and intersections, and may or may not be located within a street right-of-way. Bike & walk paths serve pedestrians, powered chair/wheelchair users, and human-powered wheeled vehicles such as bicycles and skate boards, and are components of a bicycle and pedestrian network. (EPAMD), and electric assist

1 bicycles (as defined in SC 56-1-10) are permitted on bike & walk paths, while  
2 motorized vehicles of any other kind, be it electric, gasoline, or any power source other  
3 than human, including golf carts, are not. A bike and walk path may or may not be part  
4 of a larger greenway, depending upon its designation by the governing authority.  
5 When part of a larger Greenway system, the restrictions of the designated Greenway  
6 system apply, in addition to the following. Unless otherwise designated, all paved  
7 paths greater than eight feet in width are bike & walk paths.

- 8 1. Wheeled vehicle riders are responsible for the safety of all pedestrians on the  
9 bike and walk path.
- 10 2. Wheeled vehicle riders shall proceed at a pedestrian pace.
- 11 3. All users shall travel to the right side of the path, providing ample room for  
12 passing. If walking or riding in a group, the group shall fall into single-file if  
13 necessary to allow other users to pass without having to leave the path.
- 14 4. Wheeled vehicle riders shall give anyone traveling in the same direction an  
15 audible warning (ringing of a bell, honking of a horn, a shout, or something  
16 similar). All users shall be cognizant of their surroundings and respond when  
17 signaled.

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19 (c) Sidewalk: A sidewalk is a paved travel corridor along a street that is located within the  
20 right-of-way. Sidewalks generally cross driveways and intersections, and are  
21 separated from the roadway by a raised curb and/or a planting strip of varying widths.  
22 Sidewalks serve pedestrians and powered chair/wheelchair users and are the principal  
23 component of a pedestrian network. An (EPAMD) is permitted on sidewalks, while  
24 motorized vehicles of any other kind, be it electric, gasoline, or any power source other  
25 than human, are not. Wheeled vehicles, including but not limited to bicycles, should  
26 be ridden in the street, and may be ridden on sidewalks only when doing so is  
27 necessary for the immediate safety of the rider. All paved ways less than 8' in width  
28 are sidewalks.

- 29 1. When riding on the sidewalk is necessary for the immediate safety of the rider,  
30 wheeled vehicle riders are responsible for the safety of all pedestrians on the  
31 sidewalk must use prudence when riding in pedestrian congested areas.
- 32 2. When riding on the sidewalk is necessary for the immediate safety of the rider,  
33 wheeled vehicle riders shall proceed at a pedestrian pace in the direction of  
34 traffic.
- 35 3. When riding on the sidewalk is necessary for the immediate safety of the rider,  
36 wheeled vehicle riders shall yield the right-of-way to pedestrians at all times by  
37 slowing down, stopping, or dismounting as needed.
- 38 4. When riding on the sidewalk is necessary for the immediate safety of the rider,  
39 wheeled vehicle riders shall give a pedestrian or bicycle traveling in the same  
40 direction an audible warning (ringing of a bell, honking of a horn, a shout, or  
41 something similar).

42 5. Bicycles are never to be ridden on sidewalks when there is an adjacent bike  
43 lane.

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45 (d) Mountain Bike Trail: A mountain bike trail is a designated unpaved travel corridor that  
46 provides a marked path with little interruption in travel. Surfaces generally consist of  
47 gravel, crushed limestone, dirt, or other semi-pervious material. Motorized vehicles of  
48 any kind, be they electric, gasoline, or having any power source other than human,  
49 are not permitted on mountain bike trails. Mountain bike trails are intended to serve  
50 bicyclists. Walking on mountain bike trails can be perilous and shall be done with

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caution. The A-10 Mountain Bike Trail and all trails at the Andre S. Pope Mountain Bike Skills Park are mountain bike trails.

- 1. Pedestrians shall walk in the opposite direction of bicycle travel.
- 2. Pedestrians shall yield the right-of-way to bicyclists at all times, if necessary by stepping off the path.
- 3. Pedestrians shall be cognizant of their surroundings, recognizing that bicyclists may be traveling at a fast pace around blind corners.
- 4. Pets are not allowed on mountain bike trails.

This ordinance will take effect upon second reading.

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BRENDA BETHUNE, MAYOR

ATTEST:

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JENNIFER ADKINS, CITY CLERK

1<sup>st</sup> Reading: 9-3-2020  
2<sup>nd</sup> Reading: 9-22-2020