

**CITY OF JAMAICA BEACH
ORDINANCE 2017-6**

AN ORDINANCE OF THE CITY OF JAMAICA BEACH, TEXAS, AMENDING THE ADOPTED GOLF CART AND OTHER SLOW MOVING VEHICLE REGULATIONS IN ACCORDANCE WITH REQUIREMENTS FOR PASSENGER VEHICLES AS STATED IN THE STATE OF TEXAS TRANSPORTATION CODE; PROVIDING FOR ADDITIONAL CITY OF JAMAICA BEACH REQUIREMENTS DEEMED NECESSARY TO PROMOTE THE HEALTH, SAFETY, AND WELFARE OF THE PUBLIC; PROVIDING FOR THE REPEAL OF ALL OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, it is the desire of the City Council of the City of Jamaica Beach to amend Ordinance 2009-4 adopting golf cart and other slow moving vehicle regulations in the interest of public safety, and;

WHEREAS, golf carts and other slow moving vehicles shall be defined as vehicles designed to operate at a maximum speed of 25 miles per hour or less and excludes all-terrain vehicles and design altered golf carts and slow moving vehicles, and;

WHEREAS, it is the desire of the City Council of the City of Jamaica Beach to adopt regulations for the use of utility task vehicles, and;

WHEREAS, the following regulations and requirements shall apply to all golf carts and other slow moving vehicles, including utility task vehicles operating on public streets in the City of Jamaica Beach:

- a. ~~Golf carts and other slow moving vehicles shall be registered and have a license plate, as required of other passenger vehicles in the Texas Transportation Code, and are subject to all traffic laws in the Transportation Code. Registrations issued to golf carts prior to September 1, 2009 will remain valid until expiration but will not be renewed at expiration. All existing golf cart registrations will be recognized and honored through their expiration date. (License plates will no longer be required.)~~ Golf carts and other slow moving vehicles, including Utility Task Vehicles (UTVs), are subject to all traffic laws in the Texas Transportation Code.
- b. Each operator of a golf cart and other slow moving vehicle, including utility task vehicle shall maintain financial responsibility as required of other passenger vehicles in the Texas Transportation Code, Section 601.051.
- c. Each operator of a golf cart and other slow moving vehicle, including utility task vehicle shall possess a valid driver's license, as required of other operators of passenger vehicles in the Texas Transportation Code, Section 521.083.
- d. Golf carts and other slow moving vehicles, including utility task vehicles shall display a 'slow-moving' emblem that has a reflective surface designed to be clearly visible in daylight or at night from the light of standard automobile

headlamps at a distance of at least 500 feet and shall be mounted base down on the rear of the vehicle at a height from three to five feet above the road surface and shall be maintained in a clean, reflective condition.

- e. Golf carts and other slow moving vehicles, including utility task vehicles shall be equipped with an exterior mirror mounted on the driver's side of the vehicle, an exterior mirror mounted on the passenger side of the vehicle or an interior mirror, a parking brake, and a vehicle identification number.
- f. Golf carts and other slow moving vehicles, including utility task vehicles shall be equipped with head lamps, tail lamps, and reflex reflectors (1 red on each side as far to the rear as practicable and 1 red on the rear).
- g. Operators of golf carts and other slow moving vehicles, including utility task vehicles shall not allow anyone to sit in the lap of the operator or passengers of the vehicle, nor allow anyone to stand up in the vehicle during the operation of the vehicle. Passengers shall be limited to seating capacity as designed by the manufacturer.
- h. Golf carts and other slow moving vehicles, including utility task vehicles shall not be operated on City sidewalks or pathways.
- i. Golf carts and other slow moving vehicles, including utility task vehicles shall not be operated on FM 3005 other than to cross FM 3005 at the intersection of Buccaneer Drive (north and south).
- j. Golf carts and other slow moving vehicles, including utility task vehicles shall yield the right of way to other passenger vehicles when traveling on Bob Smith Road, Buccaneer Drive, Jolly Roger Road, and Jamaica Cove Road, by turning off the roadway at the next available side road when a vehicle is following.
- k. All-terrain vehicles (ATVs) are prohibited from operating on all public streets and beaches.
- l. Design altered golf carts and slow moving vehicles that have been altered to allow them to travel at a speed greater than 25 miles per hour are prohibited from operating on all public streets and beaches.
- m. Golf carts and other slow moving vehicles, including utility task vehicles are prohibited from pulling trailers, boats, jet skis, etc.
- n. Utility Task Vehicles (UTVs) will hereby be allowed to operate on City streets and beaches. All regulations pertaining to golf carts also pertain to UTVs (with the exception of the manufacture's speed settings). The maximum speed limit for all UTVs will be 25 mph on City streets and 10 mph on the beach.

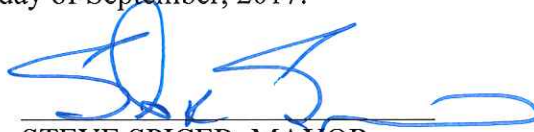
NOW THEREFORE BE IT ORDAINED BY the City Council of the City of Jamaica Beach, Texas, that the above listed regulations and requirements for golf carts and other slow moving vehicles, including utility task vehicles be adopted.

SECTION 1. All ordinances or parts of ordinances in conflict with provisions of this ordinance, the Texas Transportation Code or any other state or federal laws regarding golf carts or other slow moving vehicles are hereby repealed to the extent of such conflict.

SECTION 2. Any person, firm, corporation, or other entity that violates the terms of the above referenced regulations and requirements, or other terms of this ordinance shall be deemed guilty of a misdemeanor punishable by a fine not to exceed \$2,000.00.

SECTION 3. This ordinance shall be and become effective immediately.

PASSED AND APPROVED this the 18th day of September, 2017.



STEVE SPICER, MAYOR

ATTEST:



LUPE RUSHING, CITY SECRETARY