

CITY OF JAMAICA BEACH

ORDINANCE 2009-4

AN ORDINANCE AMENDING ORDINANCE 2005-3 ADOPTING GOLF CART AND OTHER SLOW MOVING VEHICLE REGULATIONS IN ACCORDANCE WITH REQUIREMENTS FOR PASSENGER VEHICLES AS STATED IN THE STATE OF TEXAS TRANSPORTATION CODE AND TO INCLUDE ADDITIONAL CITY OF JAMAICA BEACH REQUIREMENTS DEEMED NECESSARY TO PROMOTE THE HEALTH, SAFETY, AND WELFARE OF THE PUBLIC.

Section 1: WHEREAS, it is the desire of the City Council of the City of Jamaica Beach to adopt golf cart and other slow moving vehicle regulations in the interest of public safety, and;

Section 2: 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;

Section 3: WHEREAS, the following regulations and requirements shall apply to all golf carts and other slow moving 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.)**
- b. Each operator of a golf cart or other slow moving 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 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 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 shall be equipped with front and rear turn signal lamps, stop lamps, an exterior mirror mounted on the driver's side of the vehicle and either an exterior mirror mounted on the passenger side of the vehicle or an interior mirror, a parking brake, a windshield, and a vehicle identification number.**
- f. Golf carts 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 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 shall not be operated on City sidewalks or pathways.**
- i. Golf carts and other slow moving 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 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 are prohibited from operating on all public streets.**
- 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.**
- m. Golf carts and other slow moving vehicles are prohibited from pulling trailers, boats, jet skis, etc.**

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

Section 1: BE IT FURTHER ORDAINED BY the City Council of the City of Jamaica Beach that 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: BE IT FURTHER ORDAINED that this ordinance shall take effect and be in force from and after its passage and publication, as required by law, the public welfare requiring it.

PASSED AND APPROVED BY the City Council of the City of Jamaica Beach on the 19th day of October, 2009.

VICTOR PIERSON, MAYOR

ATTEST:

**LUPE RUSHING,
CITY SECRETARY**