

ORDINANCE NO. 2022-O-626

AN ORDINANCE OF THE CITY OF JONESTOWN, TEXAS, AMENDING CHAPTER 12, TRAFFIC AND VEHICLES, ARTICLE 12.01, GENERAL PROVISIONS, SECTION 12.01.006, "OPERATION OF GOLF CARTS IN THE CITY" OF THE CODE OF ORDINANCES TO REMOVE DESTINATION WAY FROM PROHIBITED LOCATION OF GOLF CART OPERATION; PROVIDING FOR A PENALTY, SEVERABILITY, REPEAL OF CONFLICTING PROVISIONS, AN OPEN MEETINGS CLAUSE, AND AN EFFECTIVE DATE

WHEREAS, Section 12.01.006, Operation of Golf Carts, of the Code of Ordinances of the City of Jonestown allows persons to operate a golf cart in the City under certain circumstances; and

WHEREAS, the City Council desires to amend Section 12.01.006 to remove Destination Way from prohibited location of golf cart operation, as authorized by Sec. 551.405, Transportation Code; and

WHEREAS, it is the desire of the City Council of Jonestown ("City Council") to provide regulations that protect the health, safety, welfare, and property of persons; and

WHEREAS, the City Council has determined that it is in the best interest of the City to adopt the amendments herein described.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JONESTOWN, that:

SECTION 1. The foregoing recitals are adopted and incorporated herein for all purposes.

SECTION 2. Section 12.01.006 of the Code of Ordinances of the City of Jonestown is amended so that it shall hereafter read in its entirety as follows:

Sec. 12.01.006 Operation of golf carts in the city

A person may operate a golf cart on all streets and roadways in the city with the exception of FM 1431, Reed Parks Road and Old Burnet Road, if such person is in possession of a driver's license that is valid under the laws of the person's state of residence and the Texas Transportation Code, and if:

- (1) Crossing of F.M. 1431 occurs only at an intersection controlled by a traffic-control signal; and
- (2) The golf cart displays a slow-moving-vehicle emblem as required by Texas Transportation Code, section 547.703(d); and

- (3) The golf cart is equipped with the following, as required by Texas Transportation Code, section 551.404:
- (A) Headlamps;
 - (B) Taillamps;
 - (C) Reflectors;
 - (D) Parking brake; and
 - (E) Mirrors.

SECTION 3. Penalty. A violation of any section of this ordinance shall be punishable as a misdemeanor under the provisions stated in Chapter 1, Article 1.01, Section 1.01.009 of the Code of Ordinances, pursuant to Section 12.01.001, State motor vehicle laws adopted, of the City of Jonestown and in accordance with the Texas Transportation Code.

SECTION 4. Amendment of Conflicting Ordinances. All ordinances or parts of ordinances and sections of the City Code of Ordinances in conflict with this ordinance are hereby amended to the extent of any conflict.

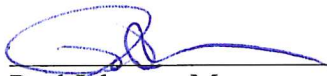
SECTION 5. Severability. If any provision of this ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications hereof which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 6. Effective Date. This ordinance shall take effect immediately upon its passage and adoption by the City Council and upon publication as required by law.

SECTION 7. Open Meetings. That it is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required by the Open Meetings Act. Ch. 551, Loc. Gov't. Code.

PASSED and ADOPTED this 8th day of December 2022.





Paul Johnson, Mayor

ATTEST:


Sandra Barton, City Secretary