

**ORDINANCE NO. 19-02
GOLF CART ORDINANCE**

AMENDING SECTIONS 2, 5, AND 6 OF THIS ORDINANCE OF THE CITY OF BRONTE, TEXAS AUTHORIZING THE OPERATION OF GOLF CARTS ON HIGHWAYS IN THE CITY UNDER CERTAIN CONDITIONS; REPEALING ORDINANCES IN CONFLICT; AND PROVIDING FOR SEVERABILITY.

WHEREAS, Section 551.404 of the Texas Transportation Code authorizes municipalities to allow operation of golf carts on highways under certain circumstances; and

WHEREAS, the City Council of the City of Bronte has determined that such operation of golf carts on public streets is in the best interest of the citizens of Bronte.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRONTE that the following regulations are hereby adopted as the Golf Cart Ordinance of the City of Bronte, Texas:

SECTION 1 - DEFINITIONS

“Golf Cart” herein has the meaning assigned by Section 551.401, Texas Transportation Code as it now reads or may be amended.

SECTION 2 – OPERATION OF GOLF CARTS ALLOWED

The operation of golf carts within the corporate limits of the City of Bronte upon public streets is hereby authorized under the following terms and conditions:

- A. Operation of golf carts is only allowed upon a public street with a posted speed limit of not more than 35 miles per hour;
- B. As required by state law, the golf cart must have the following equipment:
 - a. Headlamps;
 - b. Tail lamps;
 - c. Reflectors;
 - d. Parking brake; and
 - e. Mirrors.
- C. As required by state law, beginning on September 1, 2019 the golf cart must have a license plate issued by the Texas Department of Motor Vehicles and operated by a licensed driver.

SECTION 3 - REPEAL

Any ordinance, rule or regulation contrary to this Ordinance is hereby repealed to the extent of such conflict.

SECTION 4 - SEVERABILITY

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of this Ordinance to any person or set of circumstances is, for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of the Ordinance shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or provisions or regulations or regulations contained herein,

shall become inoperative or fail by reason of any constitutionality of any other portion hereof and all provisions of this Ordinance are declared severable for that purpose.

SECTION 5. PENALTY

Any person, firm, entity or corporation who violates any provision of this Ordinance, as it exists or may be amended, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined not to exceed the maximum of the state law. Each continuing day's violation under this Ordinance shall constitute a separate offense. The penal provisions imposed under this Ordinance shall not preclude the City of Bronte from filing suit to enjoin the violation.

SECTION 6. EFFECTIVE DATE

PASSED, APPROVED AND ADOPTED this the 20TH day of August 2020.


Paul Gohman, Mayor

ATTEST:


Teresa Ballard, City Secretary