

ORDINANCE NO. 2015-03-04

AN ORDINANCE OF THE CITY OF ANAHUAC, TEXAS REGULATING THE USE AND OPERATION OF GOLF CARTS.

BE IT ORDAINED BY THE CITY OF ANAHUAC, TEXAS ACTING BY AND THROUGH THE CITY COUNCIL OF THE CITY OF ANAHUAC, TEXAS:

Section 1. Definitions

The following words, terms and phrases when used in this article shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning.

Golf Cart as referenced hereafter, shall have the meaning assigned by the V.T.C.A., Transportation Code 502.001 (7), as it exists or may be amended, and includes a motor vehicle designed by the manufacturer primarily for transporting persons on a golf course. The term, as used herein, shall include a specific restriction that a permitted golf cart shall have an attainable top speed of not greater than 25 mph. Specifically excluded from this definition are those motorized conveyances commonly referred to as ATV's, NEV's, four-wheelers, mules and gators.

Operator shall mean the person operating and having physical control over the golf cart.

Public highway shall have the meaning assigned by the Transportation Code 502.001, as it exists or may be amended, and includes a road, street, way, thoroughfare, or bridge:

- (1) That is in the state;
- (2) That is for the use of vehicles;
- (3) That is not privately owned or controlled; and
- (4) Over which the state has legislative jurisdiction under its police power.

Section 2. General requirements

All golf carts and operators must comply with the following requirements:

- (a) Golf carts shall be operated only on a public highway for which the posted speed limit is not more than 35 miles per hour.
- (b) A slow moving vehicle emblem, as provided for in Section 547.703 of the Transportation Code must be displayed to the rear.
- (c) All operators of golf carts shall abide by all traffic regulations applicable to the movement of vehicular traffic when using any public highway in the City of Anahuac.
- (d) Golf carts shall not be operated on public sidewalks at any time.

- (e) A golf cart operator may not cross a street or highway with a posted speed limit of more than 35 mph, unless the crossing occurs at an intersection.
- (f) All golf carts are entitled to the full use of a lane on the public highway and no motor vehicle shall be operated in such a manner as to deprive any golf cart of the full use of a lane.
- (g) The operator of golf cart shall not overtake and pass in the same lane occupied by the vehicle being overtaken.
- (h) Golf carts shall not be operated between lanes of traffic or between adjacent lines of rows of vehicles.
- (i) Golf carts which have been altered to allow them to travel at speeds greater than 25 mph are prohibited on any highway in the City of Anahuac.
- (j) The operator and all passengers must be seated and remain seated whenever the golf cart is in motion. No person may ride in the lap of the driver of the golf cart.
- (k) Golf carts shall not be driven or operated by a person under the age of 14 years without the direct supervision of a 21 year old or older passenger.
- (l) No person shall allow or permit a golf cart under the control to be driven or operated by a person under the age of 14 years without the direct supervision of a 21 year old or older passenger.
- (m) Golf cart owners must maintain liability insurance for the golf cart.

Section 3. Operation

Golf carts must be equipped with headlights, tail lamps, reflectors, parking brakes, and rearview mirrors.

Golf carts may operate during daytime or night-time hours. During night-time hours headlights and tail lamps shall be operational at all times.

Section 4. Penalty

Any person who shall violate any provision of this article shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not more than \$200.00 per offense. Neither allegation nor evidence of a culpable mental state is required for the proof of an offense defined in this section.

PASSED AND APOATED THIS 13TH DAY OF APRIL, 2015.

Cheryl Sanders, Mayor

Julie Harvill, City Secretary