

CITY OF LAGO VISTA, TEXAS

ORDINANCE NO. 18-01-04-05

AN ORDINANCE OF THE CITY OF LAGO VISTA, TEXAS, AMENDING CHAPTER ONE, GENERAL PROVISIONS, ARTICLE 1.1900, GOLF COURSES OF THE CITY'S CODE OF ORDINANCES RELATING TO GOLF COURSE USE, ENFORCEMENT, AND VEHICLE RESTRICTIONS AT GOLF COURSES; CREATING OFFENSES, POSTING OF SIGNS, AND ESTABLISHING PENALTIES; PROVIDING AN EFFECTIVE DATE, OPEN MEETINGS CLAUSE; AND PROVIDING FOR RELATED MATTERS.

WHEREAS, the preservation of the municipal golf course facilities is an important factor in contributing to the quality of life in the community; and

WHEREAS, the City Council wishes to minimize any destruction of municipal golf course facilities, whether during active hours or after and whether such course is open for golfing use or not; and

WHEREAS, the establishment of authorized use provisions represents a practical and prudent method in which to ensure the preservation of the municipal golf course facilities

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, THAT:

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are incorporated herein as findings of fact.

Section 2. Addition to Chapter 1, General Provisions, Article 1.1900, Golf Courses. New Sections 1.1901 (Use of Golf Course Facilities During Certain Hours Prohibited), 1.1902 (Authorized Vehicles), 1.1903 (Prohibited Uses), and 1.1904 (Penalties), are hereby added as follows:

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ARTICLE 1.1900 GOLF COURSES

Division 1. Generally

Sec. 1.1901 Use of Golf Course Facilities During Certain Hours Prohibited

The operating hours of the Lago Vista Golf Course and the Highland Lakes Golf Course are generally 7:00am to 7:30pm., unless a special event is being held. A person may not be present on or at the golf course facilities outside of operating hours. It is an affirmative defense to this section if, at the time of the alleged violation, the person was present at the golf course facilities

in accordance with his/her official duties as an employee of the City of Lago Vista or during an official special event held after normal operating hours.

Sec. 1.1902 Authorized Vehicles

Use of the golf course is limited to the following vehicles: (1) golf carts; and (2) non-motorized bicycles. The authorized vehicles may only be operated on the provided cart paths, and may not be taken off the paths and used on any grass, gravel, or other non-paved surface. Emergency vehicles and city vehicles are allowed at all times.

Sec. 1.1903 Prohibited Uses

The following vehicles may not be used on the golf course facilities, either on the provided cart paths or anywhere else: (1) un-authorized motorized vehicles; (2) skate boards; (3) long boards; (4) roller blades; and (5) roller skates. This is a non-exclusive list, and includes any motorized or non-motorized vehicles that are not specifically authorized by Section 1.1902. Signs shall be posted at various locations as shown on Exhibit "A," attached hereto and incorporated herein but lack of signage shall not be a defense to prosecution.

Sec. 1.1904 Penalties

A person commits an offense if the person violates any provision of Sections 1.1901-1.1903 of this article. An offense under this section is considered a Class C misdemeanor, and, upon conviction in the municipal court of the City of Lago Vista, Texas, shall be subject to a fine in accordance with the general penalty provision set forth in Section 1.109 of this Code.

Secs 1.1905-1.1930 Reserved

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Section 3. Severability. Should any section or part of this ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance for any reasons thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portion or portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this ordinance are declared to be severable.

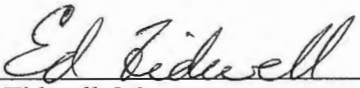
Section 4. Conflicting Ordinances. All ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance as adopted and amended herein, are hereby amended to the extent of such conflict. In the event of a conflict or inconsistency between this ordinance and any other code or ordinance of the city, the terms and provisions of this ordinance shall govern.

Section 5. Effective Date. This ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the *Tex. Loc. Gov't. Code*.

Section 6. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551, Tex. Gov't Code.*

AND, IT IS SO ORDERED.

PASSED AND APPROVED this 4th day of January, 2018.



Ed Tidwell, Mayor

ATTEST:



Sandra Barton, City Secretary



On a motion by Councilman Weatherly, seconded by Councilman Williams, the above and foregoing ordinance was passed and approved.