

**ORDINANCE NO. 18-048**

**AN ORDINANCE OF THE CITY OF UNIVERSITY PARK, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF UNIVERSITY PARK, CHAPTER 12, ARTICLE 12.01, SECTION 12.01.011 TO REGULATE THE USE OF MOTOR-ASSISTED SCOOTERS; PROVIDING EXCEPTIONS; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council has determined that in the interest of safety motor-assisted scooters should be prohibited from operating on a public street, highway or sidewalk in the City, with certain exceptions and conditions; Now Therefore,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY PARK, TEXAS:**

**SECTION 1.** That Chapter 12 “Traffic and Vehicles”, Section 12.01.011, Code of Ordinances, City of University Park, Texas, is amended in part as follows:

**“CHAPTER 12 TRAFFIC AND VEHICLES**

...

**Sec. 12.01.011 Motor-assisted scooters prohibited on street or sidewalk; Exceptions**

- (a) Prohibition. Subject to the exceptions provided in this section, it shall be unlawful and an offense for any person to drive or operate a motor-assisted scooter (“scooter”) on a public street, highway or sidewalk in the City.
- (b) Definitions. ....
- (c) Exceptions. The prohibition of subsection (a) above shall not apply to:
  - (1) A person eighteen (18) years of age or older; and
  - (2) Operating a motor-assisted scooter in a permitted area.

For purposes of this subsection (c), “permitted area” shall mean:

- (i) On the street or sidewalks on both sides of Airline Road, from SMU Boulevard to Daniel Street;
- (ii) On the street or sidewalks on both sides of SMU Boulevard;
- (iii) On the street or sidewalks on both sides of Bush Avenue;
- (iv) On the sidewalk only, on the East side of Hillcrest Avenue, from Daniel Avenue to the South City limits;
- (v) On the sidewalk only, on the South side of Daniel Avenue, from Hillcrest Avenue to Airline Road; and,

(vi) On the sidewalks on both sides of Daniel Avenue, from Airline Road to Durham Street.

(3) Additional Conditions:

(i) Riders must obey all applicable laws, ordinances and traffic signs, including stop signs and stop lights;

(ii) Helmets are encouraged for all users;

(iii) Riders must stay to the right when riding scooters on all roadways, pathways, and sidewalks;

(iv) Riders must park scooters upright on hard surfaces: (1) in any designated scooter parking area; (2) beside a bicycle rack or in another area specifically designated for bicycle parking, but not in a manner that will impede or interfere with the reasonable use of any bicycle rack, pedestrian area, vehicular area, traffic area or access to or from a building; or (3) in other areas out of the public right-of-way.;"

**SECTION 2.** All ordinances of the City of University Park in conflict with the provisions of this ordinance are hereby repealed.

**SECTION 3.** Should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance or the Code of Ordinances, as amended hereby, be adjudged or held unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof, other than the part so declared to be invalid, illegal or unconstitutional and shall not affect the validity of the Code of Ordinances.

**SECTION 4.** Any person, firm or corporation violating any of the provisions of this ordinance or the Code of Ordinances as amended hereby shall be deemed guilty of a misdemeanor and, upon conviction in the municipal court of the City of University Park, shall be fined in an amount not to exceed the sum of two hundred dollars (\$200.00) for each offense.

**SECTION 5.** That this ordinance shall take effect after the publication of the caption, as the law and Charter in such cases provide.

**DULY PASSED** by the City Council of the City of University Park, Texas, on the 18th day of December 2018.

**APPROVED:**

---

**OLIN LANE JR., MAYOR**

**ATTEST:**

---

**CHRISTINE GREEN, CITY SECRETARY**

**APPROVED AS TO FORM:**

---

**CITY ATTORNEY**  
(RLD/12-10-18/104403)

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF UNIVERSITY PARK, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF UNIVERSITY PARK, CHAPTER 12, ARTICLE 12.01, SECTION 12.01.011 TO REGULATE THE USE OF MOTOR-ASSISTED SCOOTERS; PROVIDING EXCEPTIONS; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.**

**DULY PASSED** by the City Council of the City of University Park, Texas, on the 4th day of December 2018.

**APPROVED:**

\_\_\_\_\_  
**MAYOR**

**ATTEST:**

\_\_\_\_\_  
**CITY SECRETARY**