

Ordinance No. 2021-06  
Village of Salado  
County of Bell  
6/3, 2021

**ORDINANCE NO. 2021-06**

**AN ORDINANCE OF THE VILLAGE OF SALADO, TEXAS, TO REPEAL ORDINANCE NOS. 2019-18, 2014-01, AND 2010-01; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; RESERVATION OF RIGHTS; A SAVINGS CLAUSE; SEVERABILITY; REPEALER; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING.**

**WHEREAS**, the Village has determined that the necessary regulations, enforcement provisions, and guidelines related to the use and operation of golf carts within the village limits of the Village will protect the health, safety, and welfare of all citizens and visitors to the Village; and

**WHEREAS**, the Village has the authority to enact and impose necessary regulations related to the use and operation of golf carts within the Village pursuant to Transportation Code Chapter 551 as well as Texas Local Government Code Chapter 51; and

**WHEREAS**, the Village has previously adopted ordinances regulating the use and operation of golf carts within the Village limits, enumerated as Ordinance Numbers 2010-01, 2014-01, and 2019-18; and

**WHEREAS**, the Village desires to repeal these prior ordinances regulating the use and operation of golf carts in order to replace them with an ordinance that reflects current Village policy and state law;

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMAN OF THE VILLAGE OF SALADO, TEXAS:**

**SECTION I. REPEAL**

Ordinance Nos. 2019-18, 2014-01, and 2020-01 are hereby in all manner repealed.

**SECTION II. RESERVATION OF RIGHTS**

All rights and remedies of the Village of Salado, Texas are expressly saved as to any and all violations of the provisions of any other ordinance affecting the streets and roadways of the Village which existed at the time of the effective date of this Ordinance; and as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, the same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

**SECTION III. SAVINGS CLAUSE**

The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the Village under any section or provisions of any ordinances at the time of passage of this ordinance.

#### **SECTION IV. SEVERABILITY CLAUSE.**

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remaining portions of this Ordinance or its application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the Board of Alderman of the Village of Salado in adopting, and of the Mayor in approving this Ordinance, that no portion thereof or provision or regulation contained herein shall be come inoperative or fail by reason of any unconstitutionality or invalidity of any portion, provision or regulation.

#### **SECTION V. REPEALER CLAUSE.**

The provisions of this ordinance shall be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein, provided, however, that all prior ordinances or parts of ordinances inconsistent or in conflict with any of the provisions of this ordinance are hereby expressly repealed to the extent that such inconsistency is apparent. This Ordinance shall not be construed to require or allow any act which is prohibited by any other Ordinance.

#### **SECTION VI. EFFECTIVE DATE.**

This Ordinance shall take effect immediately from and after its passage and publication as may be required by governing law.


#### **SECTION VII. NOTICE AND MEETING CLAUSE.**

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Texas Open Meetings Act, Chapter 551 of the Texas Government Code.

#### **SECTION VII. PUBLICATION**

This Ordinance shall become effective immediately upon the date of its publication as required by § 52.011 of the Texas Local Government Code. The Village Secretary is hereby directed to cause the caption of this Ordinance to be published in the manner required by law.

**PASSED AND APPROVED** on this, the 3<sup>rd</sup> day of June, 2021, by a vote of 5 (ayes) to 0 (nays) and 0 abstentions vote of the Board of Alderman of the Village of Salado, Texas.

  
Michael Coggin, Mayor

ATTEST:

  
Cara McPartland, Village Secretary

Approved to Form:

  
Josh Katz, Village Attorney

