



**It's real.**

**MEMORANDUM**

To: City of Seguin Mayor and Council

From: Andy Quittner, City Attorney *AQ*

Date: May 5, 2022

Re: Adding Off-Highway Vehicles to the list of permissible recreational vehicle allowed on certain city streets

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In response to citizen requests, along with changes in the Texas Transportation Code, in 2018 City Council passed an ordinance that allows golf carts and other recreational vehicles to use city streets where the speed limit is 35 mph or less. At that time many types of popular off-road vehicles (such as gators) were not included in legislation.

Since then, the Texas Legislature added a new section (551A) to the Transportation Code that defines a wider group of off-highway vehicles that may use city streets. That section of code also sets out a number of requirements that must be met before the vehicles can be used on streets – including required equipment and licensing. For the most part vehicles in this descriptor are equipped and licensed the same as a standard automobile....a bit different in inspections and safety equipment (as they are recreational vehicles).

Requests to add these vehicles have been voiced. Staff recommends the change.