

ORDINANCE BOOK 12 PG 181

ORDINANCE NUMBER 2009 -27

**AN ORDINANCE OF SANTA ROSA COUNTY, FLORIDA;
ALLOWING THE USE OF GOLF CARTS UPON DESIGNATED
ROADS AND STREETS IN SANTA ROSA COUNTY, FLORIDA
PROVIDING FOR THE DESIGNATION OF ADDITIONAL COUNTY
ROADS; PROVIDING FOR CODIFICATION; PROVIDING FOR
SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the Board of County Commissioners of Santa Rosa County does hereby declare that an emergency exists regarding the operation of golf carts upon the roads and streets in Santa Rosa County, Florida, and that immediate enactment of this ordinance is necessary, and

WHEREAS, pursuant to Florida Statute 125.66(3), the Board of County Commissioners of Santa Rosa County does hereby waive the notice requirements of Florida Statute 125.66(2), now, therefore,

WHEREAS, Section 316.212(1), Florida Statutes, permits counties to allow golf carts to be operated on county roads provided that they first determine that such carts may safely travel on or cross such public roads or streets upon considering the speed, volume, and character of motor vehicle traffic using those roads or streets; and

WHEREAS, the Board of County Commissioners has determined that golf carts may safely be operated on roads and streets of Navarre Beach; and

WHEREAS, the Board of County Commissioners believes that regulations proposed in this ordinance promote and enhance the health, safety and welfare of its citizens.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF SANTA ROSA COUNTY, FLORIDA:

SECTION 1: Use of Golf Carts on County Roads and Streets:

- 1) The term "golf cart" shall be defined as stated in Florida Statutes, Subsection 320.01.
- 2) Golf carts may be operated on County roads on Navarre Beach, excluding the Navarre Bridge, in accordance with Florida Statute, Section 316.212. Golf carts may be operated on additional county roads as designated by future resolution of the Board.
- 3) Violations of this section shall constitute a non-criminal infraction enforceable pursuant to the provisions of Florida Statutes, Section 316.212(8). The use of a golf cart resulting in violations of the Florida "Uniform Traffic Control" statute and the Florida "Uniform Disposition of Traffic Infractions Act" are enforceable according to Florida Statutes, Chapter 316 and 318.
- 4) The Santa Rosa County Public Works Department shall post signs along roads and streets where golf cart operation is allowed to indicate that such operation is allowed.

SECTION 2. CODIFICATION. The provisions of this ordinance shall become and be made a part of the code of laws and ordinances of the County of Santa Rosa. The sections of this ordinance may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section", "article", or any other appropriate word.

SECTION 3. SEVERABILITY. If any section, subsection, sentence, clause, or provision of this Ordinance is held invalid, the remainder of this Ordinance shall not be affected by such invalidity.

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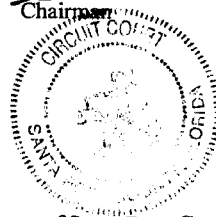
SECTION 4. EFFECTIVE DATE. It is further declared to be an emergency and necessary for the public welfare that this ordinance be implemented immediately and this ordinance shall become effective when a copy has been accepted for special delivery by certified mail to the Department of State and upon waiver of notice requirements by four-fifths vote of the Board of County Commissioners declaring that an emergency exists and that immediate enactment of this ordinance is necessary.

PASSED AND ADOPTED by a vote of 5 yeas and 0 nays and 0 absent of the Board of County Commissioners of Santa Rosa County, Florida, on the 10th day of December, 2009.

**BOARD OF COUNTY COMMISSIONERS
SANTA ROSA COUNTY, FLORIDA**

By: _____

Chairman



ATTEST:

Mary M. Johnson
Clerk of Court

I, Mary M. Johnson, Clerk of Court of Santa Rosa County, Florida, do hereby certify that the same was adopted and filed of record and a copy deposited in the Postal Department of the United States of America for delivery by registered mail to the Secretary of the State of Florida, on this 15th day of December, 2009.

Mary M. Johnson
Mary M. Johnson

