

ORDINANCE NO. O2017-70

AN ORDINANCE OF THE CITY OF WILDWOOD, FLORIDA; AMENDING CHAPTER 12, ARTICLE VII, SECTION 12-155 OF THE CITY OF WILDWOOD CODE OF ORDINANCES; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City wishes to amend the Wildwood Code of Ordinances pertaining to the operation of golf carts on public roads in order to clarify the existing Wildwood Code of Ordinances and to provide more specific guidelines for the development of golf cart communities in the City;

WHEREAS, the City finds that it is in the best interest of the health, safety, and welfare of the citizens of the City of Wildwood to prohibit golf cart operation on public City roads south of E SR 44 outside of golf cart communities;

WHEREAS, the City finds that by limiting golf cart access to golf cart communities south of State Road 44, it can better guide the development of such communities;

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, by the City Commission of Wildwood, Florida, as follows:

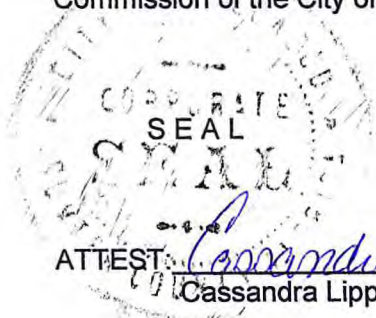
SECTION 1. Section 12-155 of the City of Wildwood Code is amended as attached hereto in Exhibit "A" (~~strike throughs~~ shall indicate deletions and underlines shall indicate additions).

SECTION 2. All ordinances or parts of ordinances in conflict herewith, be, and the same are hereby repealed.

SECTION 3. If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by a Court or competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of said Ordinance.

SECTION 4. This Ordinance shall be effective upon adoption during the second and final reading by the City of Wildwood City Commission.

DONE AND ORDAINED this 27th day of November, 2017, by the City Commission of the City of Wildwood, Florida.



ATTEST: Cassandra Lippincott
Cassandra Lippincott, City Clerk

CITY COMMISSION
CITY OF WILDWOOD, FLORIDA
Ed Wolf
Ed Wolf, Mayor

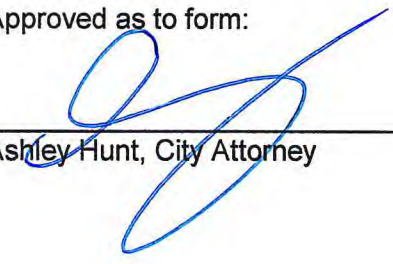
First Reading: November 13, 2017

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Second Reading: November 27, 2017

Approved as to form:



Ashley Hunt, City Attorney

Inst:201760041205 Date:12/18/2017 Time:1:14 PM
DC,Gloria R. Hayward,Sumter County Page 2 of 3 B:3347 P:688

Sec. 12-155. - Operation of golf carts on public city roads.

(a) *Authorization to operate golf carts on public city roads.*

(1) *North of E. State Road 44: Except otherwise stated in this section, golf carts meeting the definition set forth in section 12-152 may be operated on all public city roads north of E. State Road 44, where the posted speed limit is 35 miles per hour or less. For purposes of this Section, Public-public city road shall mean any thoroughfare maintained by the city that is commonly used for vehicular traffic.*

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(2) *South of E. State Road 44: Golf carts meeting the definition set forth in Section 12-152 shall not be permitted to operate on any public City roads outside of golf cart communities south of E State Road 44. For purposes of this Section, "golf cart communities" shall have the meaning set forth in Section 12-153.*

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(b) *Operation on public county and state roads.* Golf carts may not operate on or cross county roads unless authorized by Sumter County. Golf carts may not operate on or cross state highways unless authorized by the department of transportation pursuant to F.S. § 316.212(2).

(c) *Equipment and minimum standards.* All golf carts operated on public city roads shall meet the minimum equipment standards established by state statutes. Golf carts that are operated between the hours before sunrise and after sunset must be equipped with headlights, brake lights, rear view mirror, turn signals, and a windshield.

(d) *Hours of operation.* Golf carts meeting the equipment standards established in subsection (c) for operation between the hours before sunrise and after sunset may be operated at any time during the day or night. Golf carts that do not meet these additional standards shall only be operated during the hours between sunrise and sunset.

(e) *Compliance with traffic laws.* Golf carts shall comply with all applicable local and state traffic laws, and may be ticketed for traffic and parking violations in the same manner as motor vehicles.

(f) *Operation.* Drivers of golf carts must be at least 16 years of age. The number of occupants of a golf cart must equal the number of seats. No person is to stand while the golf cart is in motion.

(g) *Enforcement.* The city shall have the authority to enforce the provisions set forth herein and applicable traffic laws. The Florida Uniform Traffic Control Law (F.S. Chapter 316), as amended and as it may be amended in the future, is applicable within the City. The operation of golf carts shall comply with all applicable traffic laws as provided in the Florida Statutes.

(Ord. No. O2013-48, § 1, 10-28-13)