

GULF COUNTY ORDINANCE NO. 2009-05

AN ORDINANCE DESIGNATING ROADWAYS WITHIN GULF COUNTY, FLORIDA FOR USE BY GOLF CARTS, ESTABLISHING THAT CERTAIN GULF COUNTY ROADWAYS MEET THE REQUIRED CRITERIA FOR THE SAFE OPERATION OF GOLF CARTS, PROVIDING FOR THE POSTING OF SIGNS ON CERTAIN DESIGNATED ROADWAYS WITHIN GULF COUNTY FOR PERMISSIVE USE OF GOLF CARTS ON SUCH ROADWAYS, PROVIDING FOR HOURS OF OPERATIONS OF GOLF CARTS ON CERTAIN GULF COUNTY ROADWAYS, PROVIDING EQUIPMENT REQUIREMENTS FOR GOLF CARTS OPERATING ON CERTAIN GULF COUNTY ROADWAYS, PROVIDING FOR AN AGE LIMIT FOR PERSONS OPERATING GOLF CARTS ON CERTAIN GULF COUNTY ROADWAYS, PROVIDING FOR ENFORCEMENT, ESTABLISHING PENALTIES FOR VIOLATIONS, PROVIDING FOR SEVERABILITY OF ORDINANCE PROVISIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Gulf County Board of County Commissioners has determined that roadways in Gulf County, Florida are appropriately designated for use by golf carts and,

WHEREAS, the Gulf County Board of County Commissioners desires to exercise its powers pursuant to Florida Statute 316.212 and designate roadways within Gulf County, Florida for legal use by golf carts, and

WHEREAS, the Gulf County Board of County Commissioners has determined that the roadways designated herein for use by golf carts are areas where golf carts may safely travel on or cross the public road due to the reduced speed and volume of traffic within these areas as well as the character of the motor vehicle traffic and golf carts using the public roadway, and

WHEREAS, the Gulf County Board of County Commissioners hereby determines that golf carts may safely be operated on certain public roadways as set forth herein,


NOW, THEREFORE BE IT ORDAINED by the Gulf County Board of County Commissioners as follows:

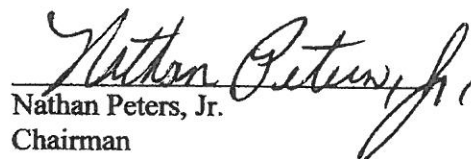
1. Gulf County Board of County Commissioners hereby designates certain roadways in Gulf County for use by golf carts according to the rules established herein.
2. Golf carts shall be allowed to safely operate on or to cross roadways of those areas of all county roads within Gulf County, Florida which have a posted speed limit of 35mph or less and are not designated as a truck route.
3. The roadways designated herein for use by golf carts shall be posted by the County with signs indicating that this roadway has been designated for permissive use by golf carts.

4. Golf carts shall be allowed to operate on the designated roadways herein during the hours from sunup until sundown only.
5. Any golf cart operating on the designated roadways established herein for golf cart use shall be equipped with the following minimum equipment, efficient brakes, reliable steering apparatus, safe tires, a rearview mirror, and red reflectorized warning devices in both the front and rear.
6. A golf cart may not be operated on any of the Gulf County roads designated herein for use by golf carts by any person who is under the age of fourteen years of age.
7. This Ordinance shall be enforced according to law by the Gulf County Sheriff's Department.
8. A violation of this section is a non-criminal traffic infraction, punishable pursuant to Chapter 318 as either a moving violation for infractions of subsection (1), subsection (2), subsection (3), or subsection (4) or as a non-moving violation for infraction of subsections (5) and (6).
9. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions shall not be affected thereby.
10. This Ordinance shall become effective as provided by law.

This Ordinance adopted by the Board of County Commissioners of Gulf County, Florida this 12th day of May, 2009 at its regular meeting.

ATTEST:


Rebecca Norris
Clerk of Court


Nathan Peters, Jr.
Chairman