

ORDINANCE NUMBER 2023-709

AN ORDINANCE OF THE CITY OF WILLISTON, FLORIDA PROVIDING AUTHORITY FOR GOLF CART OPERATION ON CITY STREETS WITHIN THE CITY OF WILLISTON; CREATING CHAPTER 64 GOLF CART, ARTICLE 1: GOLF CART OPERATION, ARTICLE 2: GOLF CART PARKING OF THE CITY OF WILLISTON CODE OF ORDINANCES ENTITLED "USE OF GOLF CARTS ON DESIGNATED STREETS"; REPEALING ALL ORDINANCES IN CONFLICT AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Florida Statute, Section 316.212 authorizes the operation of golf carts on certain roadways; and

WHEREAS, Section 316.212(1), Florida Statutes, allows that a golf cart may only be operated on a City road if that road has been first designated by the City for such use; and

WHEREAS, Section 316.212(8), Florida Statutes, allows a local government entity to enact an ordinance relating to unlicensed driver's golf cart operation and equipment which is more restrictive than those enumerated in Section 316.212; and

WHEREAS, after due consideration by the City Council of the City of Williston, Florida of the factors set out in Section 316.212(1), the City Council has determined it is appropriate to establish the authority for the operation of golf carts on certain designated City streets within the City of Williston as set forth in this ordinance;

WHEREAS, the City Council of the City of Williston, Florida has determined that it is in the best interest of the City of Williston that such an ordinance be adopted.

NOW THEREFORE, BE IT ORDAINED BY THE PEOPLE OF WILLISTON, FLORIDA, AS FOLLOWS:

Section 1. The above recitals are true and accurate and are hereby incorporated herein and made a part of this ordinance.

Section 2. Section 60-1 relating to the operation of golf carts on City streets within the City of Williston is hereby established as laid out in Exhibit "A" attached hereto.

Section 3. Conflict. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. Inclusion in the Code, Scrivener's Error. It is the intention of the City Council of the City of Williston, Florida, and it is hereby provided that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Williston, Florida; that the sections of this

Ordinance may be renumbered or re-lettered to accomplish such intention; and that the word "ordinance" may be changed to "section," "article," or other appropriate designation. The correction of typographical errors which do not affect the intent of the ordinance may be authorized by the City Manager or designee without public hearing, by filing a corrected or recodified copy of the same with the City.

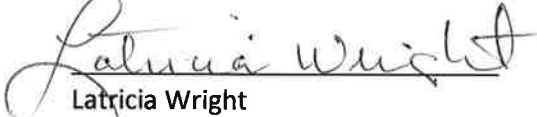
Section 5. Severability. If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 6. This ordinance shall take effect upon its passage at second and final reading.

PASSED ON FIRST READING, THIS 21st DAY OF March, 2023.

PASSED AND DULY ADOPTED, with a quorum present and voting by the City Council of the City of Williston, Florida, after properly dispensing with the second reading, on final reading this 18th day of April, 2023.

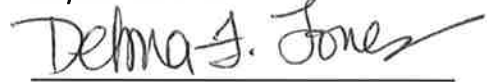
Attest:



Latricia Wright

City Clerk

City Of Williston



Debra Jones

President, City Council

Waiver of 30-day veto waiting period:



Charles Goodman, City Mayor

Charles Goodman, City Mayor

Approved as to legal form and content:



Kiersten N. Ballou, City Attorney

S. Scott Walker, City Attorney

Kiersten N. Ballou, City Attorney

Exhibit "A"

Section 64-1 relating to the operation of golf carts on City streets within the City of Williston is hereby established as follows:

(a) Definitions.

For the purposes of this section, and unless the context clearly requires otherwise, the following terms and phrases shall have meanings herein ascribed:

- (1) "City" means the City of Williston.
- (2) "City Council" means the City Council of the City of Williston.
- (3) "County" means Levy County.
- (4) "Golf cart" means a motor vehicle that is designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of twenty (20) miles per hour, including vehicles modified to have a cargo platform or bin to transport parcels or a hitch to tow a trailer in accordance with Section 316.2126(3)(a)1., Florida Statutes.
- (5) "Street" means a public street or roadway over which the City has primary jurisdiction.

(b) Designation of Public Streets or Roadways for use by Golf Carts

- (1) Prior to the City designating any Street for use by golf carts, the City will first determine that golf cart carts may safely travel or cross said Street, considering the factors as laid out in Section 316.212 (1), including the speed, volume, and character of motor vehicle traffic using said Street.
- (2) Upon the City's determination that golf carts may be safely operated on a Street as stated above, the City shall post appropriate signs to indicate that the Street has been designated for use by Golf Carts and operation of Golf Carts is allowed.
- (3) Except as may be authorized the Florida Department of Transportation, golf carts shall not be operated on the portions of the following roads located in the City's jurisdiction: US 27, US 41, and SR 121.
- (4) Except as may be authorized by Levy County, golf carts shall not be operated on Levy County maintained portions of Mixon Road that are located in the City's jurisdiction.

(c) Operator Requirements

- (1) All persons operating a golf cart on a Street must possess a valid Florida Driver's License. Operation of golf carts on a Street by any person whose driver's license is, at that time, suspend or revoked by the State of Florida or any other state within the United States is prohibited.
- (2) A golf cart may not be operated on a Street by any person under the age of 14.
- (3) A golf cart may not be operated on any Street not designated and signed for use by golf carts by the City.

(d) Equipment Requirements

- (1) Golf carts must be equipped with efficient brakes, reliable steering apparatus, safe tires, a rearview mirror, and red reflectorized warning devices in both the front and rear in accordance with Section 316.212(6), Florida Statutes.
- (2) Between the hours between sunset and sunrise, during operation on streets which the City has primary jurisdiction, golf carts must be equipped with, in addition to the items laid out in (d)(1), headlights, brake lights, turn signals, and a windshield.

(e) A violation of this section is a noncriminal traffic infraction, punishable pursuant to chapter 318 as:

- (1) A moving violation for infractions of subsections (c)(3) or (d)(2).
- (2) A nonmoving violation for infractions of subsection (c)(1), (c)(2), or (d)(1).