

ORDINANCE 2017-18

AN ORDINANCE OF THE TOWN OF MONTVERDE, LAKE COUNTY, FLORIDA; RELATING TO THE REGULATION OF THE OPERATION OF GOLF CARTS ON PUBLIC STREETS WITHIN THE TOWN OF MONTVERDE; AMENDING CHAPTER 24 OF THE MONTVERDE CODE OF ORDINANCES; PROVIDING FOR REPEAL OF ALL CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Montverde has certain responsibilities for the public health, safety and welfare within the Town limits; and

WHEREAS, Chapter 166, Florida Statutes, authorizes towns and municipalities to adopt ordinances to protect the citizen's health, safety and welfare, in exercise of the Town's police power; and

WHEREAS, the Town Council has considered the speed, volume, and character of motor vehicle traffic using the roads and streets named herein and finds that golf carts may safely travel on or cross the public roads or streets listed in this ordinance;

WHEREAS, the Town Council has determined that it is in the best interests of the Town to regulate the operation of golf carts on public streets within the Town; and

WHEREAS, the Town of Montverde has advertised as required by law for a public hearing prior to adoption of this Ordinance; and

WHEREAS, the Town Council of the Town of Montverde, Lake County, Florida hereby finds and declares that the adoption of this ordinance is necessary, appropriate, and in the public interest of the citizens of this community.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MONTVERDE, LAKE COUNTY, FLORIDA AS FOLLOWS:

Section 1. Recitals.

The above recitals are true and correct and, by this reference, are hereby incorporated into and made an integral part of this ordinance.

Section 2. Regulation of the Operation of Golf Carts on Public Streets.

That Article IV, Chapter 24, of the Montverde Code of Ordinances is hereby created to read as follows:

Article IV. Golf Carts

Sec. 24-60. Definition of Golf Cart

Pursuant to Section 316.003(26), Florida Statute, a “golf cart” is defined as a motor vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes.

Sec. 24-61. Authorization to Operate Golf Carts

(a) Golf carts meeting the definition set forth in the previous section may be operated on all of the public roads and streets within the corporate limits of the Town of Montverde except as specified below:

1. Golf carts are prohibited from operating on Fosgate Road, CR 455, and Ridgewood Avenue, except at controlled intersections specified in a resolution adopted by Town Council. Each designated controlled intersection shall be posted with signage.

(b) Golf cart operation on sidewalks is prohibited.

(c) In accordance with Florida law, a golf cart may not be operated on public roads or streets by any person under the age of 14.

Sec. 24-62. Equipment and Minimum Standards

All golf carts operated on any street shall meet the minimum equipment standards established by Florida Statutes.

Sec. 24-63. Hours of Operation

Golf carts shall only be permitted to operate on any street specified in Section 24-61 during the hours between sunrise and sunset.

Sec. 24-64. Compliance with Traffic Laws

Golf carts shall comply with all applicable local and State traffic laws, and may be ticketed for traffic violations in the same manner as motor vehicles.

Sec. 24-65. Enforcement

The Town of Montverde shall have the authority to enforce the provisions set forth herein and applicable traffic laws.

Section 3. Conflicts And Ordinances Repealed.

All ordinances or parts of ordinances in conflict are hereby repealed.

Section 4. Severability.

If any section, sentence, phrase, word or portion of this Ordinance is determined to be invalid, unlawful or unconstitutional, said determination shall not be held to invalidate or impair the validity, force or effect of any other section, sentence, phrase, word or portion of this Ordinance not otherwise determined to be invalid, unlawful or unconstitutional.

Section 5. Codification.


It is the intent of the Town Council of the Town of Montverde that the provisions of this chapter shall become and made a part of the Town of Montverde Code of Ordinances; and grants authority to the codifier to renumber or re-letter sections, and change the words in this ordinance to section, article, chapter or such other appropriate word or phrase in order to accomplish such intentions.

Section 6. Effective Date.


This Ordinance shall become effective immediately upon adoption.

PASSED AND DULY ADOPTED by the Town of Montverde, Lake County, Florida
this 9 day of May, 2017.






Joe Wynkoop, Mayor



Jim Peacock, Council President



Graham Wells, Town Clerk

Approved as to form and legality:


Anita Geraci-Carver, Town Attorney

First Reading April 11, 2017

Second Reading May 9, 2017

Council Member Bates moved the passage and adoption of the above and foregoing Ordinance. Motion was seconded by Council Member Ley and upon roll call on the motion the vote was as follows:

	YEA	NAY
Billy Bates	✓	
Glenn Burns	✓	
Jim Ley	✓	
Jim Peacock	✓	
Judy Smith	✓	