

ORDINANCE NO.: 29-23

AN ORDINANCE AMENDING AGE AND LICENSING REQUIREMENTS FOR OPERATION OF A GOLF CART ON PUBLIC ROADWAYS WITHIN THE TOWN OF ORANGE PARK; REQUIRING OPERATORS OF GOLF CARTS UNDER 18 YEARS OF AGE TO POSSESS A VALID DRIVER'S LICENSE OR VALID LEARNER'S DRIVER'S LICENSE; REQUIRING OPERATORS OF GOLF CARTS 18 YEARS OF AGE OR OLDER TO POSSESS A VALID FORM OF GOVERNMENT-ISSUED PHOTO IDENTIFICATION; ESTABLISHING PENALTIES FOR VIOLATIONS; PROVIDING FOR CONFLICT, SEVERABILITY AND AN IMMEDIATE EFFECTIVE DATE.

WHEREAS, Section 316.212, *Florida Statutes*, authorizes municipalities to designate municipal roads, streets and rights of way ("roadways") for the operation of golf carts; and

WHEREAS, the Town has previously authorized the use of golf carts on certain roadways within the Town and established conditions for their lawful use; and

WHEREAS, Section 316.212, *F.S.* has recently been amended to change the requirements for who may lawfully operate a golf cart on a public roadway in the State of Florida; and

WHEREAS, the Town desires to bring its ordinance into compliance with the requirements of Florida law as recently amended, now therefore;

BE IT ORDAINED by the Town Council of Orange Park that:

Section 1. Code Amended. Chapter 34, Article III of the Orange Park Town Code is amended to read as follows:

CHAPTER 34. TRAFFIC AND MOTOR VEHICLES

* * *

ARTICLE III. GOLF CARTS

* * *

Section 41. Authorized operation of golf carts.

Golf carts are authorized to operate on the streets of the town having posted speed limits of 25 miles per hour or less under the following terms and conditions:

* * *

(2) The operator of a golf cart must be at least 168 years of age and unless he or she possesses a valid learner's driver's license or valid driver's license. An operator of a golf cart who is 18 years of age or older must possess a valid form of government-issued photo identification.

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Section 43. Requirements for operation of golf carts.

Golf cart operators shall comply with all applicable local and state traffic laws and may be ticketed for traffic violations in the same manner as a motor vehicle under state laws.

(a) Operating requirements.

(1) *Driver's license required.*
Golf carts shall not be operated on the streets of the town by anyone not in possession of a valid driver's license, learner's driver's license or government-issued photo identification as required in Section 41 of this Chapter.

* * *

Section 2. Conflict. If any portion of this ordinance conflicts with any portion of any other ordinance, then the provisions of this ordinance shall govern.

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

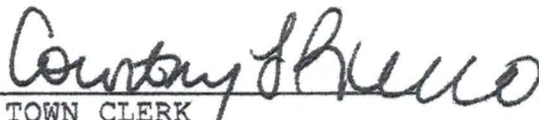
Section 4. Effective Date. That this ordinance shall become effective immediately upon its adoption.

Passed on first reading this 6th day of June, 2023.

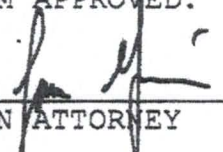
Passed on second reading this 18th day of
July, 2023.


MAYOR

ATTEST:


TOWN CLERK

FORM APPROVED:


TOWN ATTORNEY