

ORDINANCE NO. 2022 -__

AN ORDINANCE AMENDING ARTICLE IX OF CHAPTER 21 OF THE ORANGE COUNTY CODE (“USE OF GOLF CARTS ON DESIGNATED PUBLIC ROADS AND STREETS”); AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA:

Section 1. Chapter 21 (“Use of Golf Carts on Designated Public Roads and Streets”)

is hereby amended by amending Section 21-294 as follows, with deletions shown as ~~struck through~~ and additions shown as underlined:

ARTICLE IX.

USE OF GOLF CARTS ON DESIGNATED PUBLIC ROADS AND STREETS

Section 21-294. Determination for operation on designated public roads and streets; ~~registration~~; signage.

(a) *Determination.* After considering all relevant factors, including the speed, volume, and character of motor vehicle traffic using certain public roads and streets, the Board may determine, in its sole discretion, that golf carts may safely travel on or across those public roads and streets in the unincorporated area, and designate those public roads and streets for the operation of golf carts, subject to the requirements of this article. The process for seeking such a determination shall be as follows:

(1) a Florida not-for-profit or non-profit entity representing a single-family residential development, such as a mandatory or voluntary homeowners association, or a combination of such entities, whose members are the owners of property in the development, or developments, may file an application with the Orange County Traffic Engineering Division for permission to operate golf carts on one or more public roads and streets within the development or developments, and between the developments, subject to paying an application fee in an amount established by the

Board, and presenting the following information: a sworn, notarized statement from an authorized officer with the entity that the question of whether the use of golf carts on public roads and streets in the single-family development should or should not be permitted by the Board was presented to all the owners of private lots within the development, at least a majority of the owners of private lots within the development responded to the question, and at least a majority of the owners of private lots within the development who responded to the question support the use of golf carts on public roads and streets in the development.

(2) The Traffic Engineering Division shall identify all the public roads and streets inside the development that are two-lane residential roads, and, if applicable, any arterial or collector roads that may need to be crossed at signalized intersections, and recommend to the Board whether golf carts may safely travel on or cross some or all of those public roads or streets, considering factors including the speed, volume, and character of motor vehicle traffic using the public roads and streets.

(3) If the Board, in its sole discretion, accepts the Traffic Engineering Division's recommendation to allow golf carts to travel on or cross roads or streets, the Board may make a determination in the form of a Resolution designating the public roads and streets that may be used by golf carts, subject to the requirements of this article. Such designation shall be deemed a privilege, not a right, and shall remain in effect unless or until the Resolution is repealed by the Board, in its sole discretion.

~~(b) *Registration.* A golf cart shall not be operated on designated streets unless the owner of the golf cart registers the golf cart with the Traffic Engineering Division, pays a registration fee in an amount established by the Board, and affixes a registration decal on the rear of the golf cart.~~

~~———(e)~~ *Signage.* The Traffic Engineering Division shall be responsible for posting appropriate signage on designated streets indicating where the operation of golf carts is allowed pursuant to this article.

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Section 2. *Effective date.* This ordinance shall become effective pursuant to general law.

ADOPTED THIS _____ DAY OF _____, 2022.

**ORANGE COUNTY, FLORIDA
By: Board of County Commissioners**

By: _____
Jerry L. Demings, Mayor

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners

By: _____
Deputy Clerk