

ORDINANCE NO. 16-\_\_\_\_

**AN ORDINANCE OF THE COUNTY OF PINELLAS, AMENDING THE PINELLAS COUNTY CODE BY AMENDING SECTION 122-68 FOR THE USE OF GOLF CARTS, WITH CONDITIONS, FOR THE AREA OF HIGHLAND LAKES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, Ordinance 06-12 was adopted pursuant to Florida Statutes, Section 316.212 and permitted the use of golf carts on certain community streets in the unincorporated community of Highland Lakes with certain conditions; and

WHEREAS, Ordinance 06-12 was codified in the Pinellas County Code as Section 122-68; and

WHEREAS, Section 122-68 places several restrictions upon the use of golf carts upon certain streets, including the restriction that the golf carts be used to accommodate golf play; and

WHEREAS, members of the community have requested that use of golf carts for the purpose of going to and coming from the golf course and the clubhouse complex on MacGregor Drive be allowed for purposes other than golf play.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA, that:

SECTION 1. Chapter 122, Section 68 of the Pinellas County Code is hereby amended by as follows:

**Sec. 122-68. Permitted in Highland Lakes; regulations.**

(a) Regulations. Golf carts equipped in the manner prescribed by this section may travel on or cross the public roads or streets within the geographic boundaries described in this section, considering factors including the speed, volume, and character of motor vehicle traffic using these roads or streets, and the use of golf carts is hereby permitted in the Highland Lakes community with the stipulations to include the following provisions:

(1) Required equipment for a golf cart shall include efficient brakes, reliable steering apparatus, safe tires, a rearview mirror, red reflectorized warning devices in the front and rear, an orange warning flag, and a "SLOW MOVING VEHICLE" sign in the rear.

(2) The golf cart operators must possess a valid driver's license.

(3) The streets encompassed by this authorization are listed in Attachment 1 to Ordinance No. ~~07-34~~\_\_\_\_\_.

(4) The golf carts authorized for use are incapable of exceeding 20 miles per hour.

(5) Golf carts may only be operated during the hours between sunrise and sunset to drive to and from the golf course and the clubhouse complex located on MacGregor Drive ~~to accommodate golf cart play~~ on the designated streets listed in Attachment 1 to Ordinance No. ~~07-34~~\_\_\_\_\_.

(b) Penalties.

(1) A violation of subsection (a)(1), (a)(2), or (a)(4) is a noncriminal traffic violation pursuant to F.S. § 316.212(8) punishable as a nonmoving violation.

(2) A violation of subsection (a)(3) or (a)(5) is a noncriminal traffic violation pursuant to F.S. § 316.212(8) punishable as a moving violation.

SECTION 2. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance, or the particular application thereof, shall be held invalid or unconstitutional by any Court of competent jurisdiction, such holding shall not be construed to render the remaining provisions of this Ordinance invalid or unconstitutional.

SECTION 3. Area Embraced. This article shall be in effect in the unincorporated areas of Pinellas County.

SECTION 4. Codification. It is the intention of the Board of County Commissioners that the provisions of this Ordinance shall become and be made a part of the Pinellas County Code and that the sections of this Ordinance may be renumbered or relettered and the word “ordinance” may be changed to section, article or such other appropriate word or phrase in order to accomplish such intentions.

SECTION 5. Filing of Ordinance; Effective Date. Pursuant to Section 125.66, Florida Statutes (2015), a certified copy of this Ordinance shall be filed with the Department of State by the Clerk of the Board of County Commissioners within ten (10) days after enactment by the Board of County Commissioners. This Ordinance shall become effective upon filing with the Department of State.

# ATTACHMENT 1

Aberdeen Ct., Ayr Dr., Bentley Ct., Brae Ct., Braemar Terr., Braeside Ct., Briarcliff Dr., Brighton Ct., Brodie Way, Brunswick Cir., Byrnedale Ct., Byron Ct., Caledonia Ct., Caledonia Dr., Cameron Ct., Camille Dr., Carmichael St., Chalmers Ct., Chattan Ct., Chaucer Ct., Chesnut Pl., Cinnamon Hill Blvd., Curling Ct., Doone Cir., Dorchester Dr., Dugall Ct., Dunbar Ct., Dundee Dr., E. Dorchester Ct., E. Dorchester Dr., E. Links Ct., E. Woodmont Way, Eiven Ct., Gillespie Dr., Gillespie Dr N., Glengarry Dr., Gorse Ct., Gregor Ct., Heather Pl., **Highlands Blvd. except for that portion of Highlands Blvd east of Lake St. George Drive to Alderman Road**, Highlands Blvd. N., Highland Club Ln., Hilary Cir., Huntington Ct., Kenmore Ct., Kenmore Pl., Kilwinning Ct., Lake Pointe Rd., Lake St. George Dr., Links Dr., Loch Rd., Lomond Dr., Longford Dr., MacAlpin Dr N., MacAlpin Dr S., MacAlpin Dr W., MacClymont Ct., MacDonnell Ct., MacDonnell Dr., MacGregor Dr., MacLaren Dr N., MacLaren Dr., Malcolm Dr., Maplewood Ct., McMath Dr., McTavish Way, N. Dorchester Dr., N. Highland Blvd., Neil Ct., Oak Lake Dr., Pine Lake Ct., Queen Anne Dr., Queen Anne Blvd., Rugby Ct., Sherbrook Ln., Skene Terr., Sprey Ct., Stafford Cir., Stafford Dr., Stirling Rd., Sutherland Ct., Sutherland Dr., Sutton Pl., Sweetgum Pl., Tarns Ct., Tarpon Pointe Cir., Tay Ct., Thistle Ct E., Thistle Ct N., Thistle Ct S., Timberbrooke Dr., W. Links Ct., Whitebridge Dr., Whithorn Pl., Wicklow Dr., Woodstock Dr.