

interest, issue a special permit in writing authorizing the applicant to operate or move a vehicle or combination of vehicles of a size or weight exceeding the maximum specified in this chapter, upon any road or highway under the jurisdiction of the county. The permit shall describe the vehicle or vehicles and load to be operated or moved and the road or highway for which the permit is requested. The county is authorized to issue or withhold such permit at its discretion, or, if such permit is issued, to limit or prescribe the conditions of operation of such vehicle or vehicles. The county is authorized to require such undertaking or other security, in the form of cash, surety bond or letter of credit acceptable to the county, as may be deemed necessary to compensate for any damage to any roadway or road structure caused by the operation of the overweight or oversized vehicle(s). The amount of the undertaking shall be based upon a current inspection of the condition of the road and all appurtenances by the county engineer and the engineer's professional recommendation as to the potential for damage and the approximate costs of repairing such damage plus a multiplier of twenty-five (25) percent.

(Ord. No. 85-8, §§ 1-4, 8-20-85; Ord. No. 2005-14, §§ 1-3, 4-26-05; Ord. No. 2006-43, § 1, 11-28-06; Ord. No. 2007-02, §§ 1, 2, 1-9-07)

Editor's note: Ord. No. 2005-14, § 4, adopted April 26, 2005, provides that "the terms and provisions of this ordinance shall not apply to regular deliveries to destinations on restricted roads which are infrequent in nature such as, but not limited to, gas, fill dirt, limerock, garbage pick up, parcel delivery, etc, where such deliveries are contemplated on an "as needed" basis. Also exempt are emergency equipment and utility trucks."

State law references: Truck routes authorized, F.S. § 316.555.

Sec. 17-2. Additional fee for civil traffic penalty.

(a) Pursuant to F.S. § 318.1215, the county hereby requires the clerk of court in and for the county to collect an additional five dollars (\$5.00) with each civil traffic penalty, which shall be used to fund driver education programs in public and nonpublic schools.

(b) The board of county commissioners shall administer the funds, which shall be used for enhancement, and not replacement, of driver education program funds.

(c) The funds shall be used for direct educational expenses and shall not be used for administration.

(d) Each driver education program receiving funds pursuant to this ordinance shall require that a minimum of thirty (30) percent of a student's time in the program be behind-the-wheel training.

(Ord. No. 2002-25, § 2, 11-12-02; Ord. No. 2006-27, § 1, 9-12-06)

Editor's note: Ord. No. 2002-25, § 2, adopted Nov. 12, 2002, did not specifically amend the Code. Hence, its inclusion herein as section 17-2 was at the discretion of the editor.

Sec. 17-3. Operation of golf cars.

(a) Golf carts are defined as a motor vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes that is not capable of exceeding speeds of 20 miles per hour.

(b) Golf carts meeting the definition set forth in subsection (a) may be operated on those county roads or streets designated for golf cart usage through a resolution of the board of county commissioners. The resolution shall contain a determination that the golf carts may safely travel on or cross the designated roads or streets, and consider such factors as the speed, volume and character of the motor vehicle traffic using the road or street.

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(c) The provision of appropriate signage designating such areas and regulating the use of golf carts shall be the responsibility of the director of public works.

(d) All golf carts operated upon properly designated roads and streets shall meet the minimum equipment standards established by the Florida Statutes. Golf carts may be operated, unless otherwise set by resolution, between the hours before sunrise and after sunset if equipped with, at a minimum, headlights, brake lights, turn signals, a windshield, and reflective devices on the sides of the golf cart that could include reflective tape. Golf carts that do not meet the minimum equipment standards for operation between the hours before sunrise and after sunset shall only be permitted to operate between sunrise and sunset.

(e) In no event shall this section authorize the operation of golf carts on roads or streets within the jurisdiction of the state or within the jurisdiction of any municipality.

(f) Golf carts that have been modified to exceed the speed of twenty (20) miles per hour shall not be considered golf carts under the provisions stated herein, and are not afforded the rights provided by this section.

(Ord. No. 2003-19, § 2, 10-28-03)

Editor's note: Ord. No. 2003-19, § 2, adopted Oct. 28, 2003, did not specifically amend the Code. Hence, its inclusion herein as section 17-3 was at the discretion of the editor.

Sec. 17-4. ATVs on county roads.

Pursuant to F.S. § 316.2123(2), the board of county commissioners hereby exempts the county from F.S. § 313.2123(1) so that the operation of ATVs on county roads in the county is not permitted and such operation shall constitute a traffic violation in conformity with applicable statutes.

(Ord. No. 2006-34, § 1, 10-10-06)

Editor's note: Ord. No. 2006-34, § 1, adopted Oct. 10, 2006, did not specifically amend the Code. Hence, its inclusion herein as section 17-4 was at the discretion of the editor.

Secs. 17-5--17-15. Reserved.

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[Title XXIII](#)
MOTOR VEHICLES

[Chapter 316](#)
STATE UNIFORM TRAFFIC CONTROL

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316.212 Operation of golf carts on certain roadways.—The operation of a golf cart upon the public roads or streets of this state is prohibited except as provided herein:

(1) A golf cart may be operated only upon a county road that has been designated by a county, or a municipal street that has been designated by a municipality, for use by golf carts. Prior to making such a designation, the responsible local governmental entity must first determine that golf carts may safely travel on or cross the public road or street, considering factors including the speed, volume, and character of motor vehicle traffic using the road or street. Upon a determination that golf carts may be safely operated on a designated road or street, the responsible governmental entity shall post appropriate signs to indicate that such operation is allowed.

(2) A golf cart may be operated on a part of the State Highway System only under the following conditions:

(a) To cross a portion of the State Highway System which intersects a county road or municipal street that has been designated for use by golf carts if the Department of Transportation has reviewed and approved the location and design of the crossing and any traffic control devices needed for safety purposes.

(b) To cross, at midblock, a part of the State Highway System where a golf course is constructed on both sides of the highway if the Department of Transportation has reviewed and approved the location and design of the crossing and any traffic control devices needed for safety purposes.

(c) A golf cart may be operated on a state road that has been designated for transfer to a local government unit pursuant to s. [335.0415](#) if the Department of Transportation determines that the operation of a golf cart within the right-of-way of the road will not impede the safe and efficient flow of motor vehicular traffic. The department may authorize the operation of golf carts on such a road if:

1. The road is the only available public road along which golf carts may travel or cross or the road provides the safest travel route among alternative routes available; and

2. The speed, volume, and character of motor vehicular traffic using the road is considered in making such a determination.

Upon its determination that golf carts may be operated on a given road, the department shall post appropriate signs on the road to indicate that such operation is allowed.

(3) Notwithstanding any other provision of this section, a golf cart may be operated for the purpose of crossing a street or highway where a single mobile home park is located on both sides of the street or highway and is divided by that street or highway, provided that the governmental entity having original jurisdiction over such street or highway shall review and approve the location of the crossing and require implementation of any traffic controls needed for safety purposes. This subsection shall apply only to residents or guests of the mobile home park. If notice is posted at the entrance and exit of any

mobile home park where residents of the park operate golf carts or electric vehicles within the confines of the park, it is not necessary for the park to have a gate or other device at the entrance and exit in order for such golf carts or electric vehicles to be lawfully operated in the park.

(4) Notwithstanding any other provision of this section, if authorized by the Division of Recreation and Parks of the Department of Environmental Protection, a golf cart may be operated on a road that is part of the State Park Road System if the posted speed limit is 35 miles per hour or less.

(5) A golf cart may be operated only during the hours between sunrise and sunset, unless the responsible governmental entity has determined that a golf cart may be operated during the hours between sunset and sunrise and the golf cart is equipped with headlights, brake lights, turn signals, and a windshield.

(6) A golf cart 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.

(7) A golf cart may not be operated on public roads or streets by any person under the age of 14.

(8) A local governmental entity may enact an ordinance relating to:

(a) Golf cart operation and equipment which is more restrictive than those enumerated in this section. Upon enactment of such ordinance, the local governmental entity shall post appropriate signs or otherwise inform the residents that such an ordinance exists and that it will be enforced within the local government's jurisdictional territory. An ordinance referred to in this section must apply only to an unlicensed driver.

(b) Golf cart operation on sidewalks adjacent to specific segments of municipal streets, county roads, or state highways within the jurisdictional territory of the local governmental entity if:

1. The local governmental entity determines, after considering the condition and current use of the sidewalks, the character of the surrounding community, and the locations of authorized golf cart crossings, that golf carts, bicycles, and pedestrians may safely share the sidewalk;

2. The local governmental entity consults with the Department of Transportation before adopting the ordinance;

3. The ordinance restricts golf carts to a maximum speed of 15 miles per hour and permits such use on sidewalks adjacent to state highways only if the sidewalks are at least 8 feet wide;

4. The ordinance requires the golf carts to meet the equipment requirements in subsection (6). However, the ordinance may require additional equipment, including horns or other warning devices required by s. [316.271](#); and

5. The local governmental entity posts appropriate signs or otherwise informs residents that the ordinance exists and applies to such sidewalks.

(9) A violation of this section is a noncriminal traffic infraction, punishable pursuant to chapter 318 as a moving violation for infractions of subsections (1)-(5) or a local ordinance corresponding thereto and enacted pursuant to subsection (8), or punishable pursuant to chapter 318 as a nonmoving violation for infractions of subsection (6), subsection (7), or a local ordinance corresponding thereto and enacted pursuant to subsection (8).

History.—s. 2, ch. 83-188; s. 1, ch. 84-111; s. 2, ch. 88-253; s. 322, ch. 95-148; s. 4, ch. 96-413; s. 168, ch. 99-248; s. 7, ch. 2000-313; s. 6, ch. 2005-164; s. 3, ch. 2008-98; s. 46, ch. 2010-223.

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MOTOR VEHICLES

STATE UNIFORM TRAFFIC CONTROL

316.2125 Operation of golf carts within a retirement community.—

(1) Notwithstanding the provisions of s. [316.212](#), the reasonable operation of a golf cart, equipped and operated as provided in s. [316.212](#) (5), (6), and (7), within any self-contained retirement community is permitted unless prohibited under subsection (2).

(2)(a) A county or municipality may prohibit the operation of golf carts on any street or highway under its jurisdiction if the governing body of the county or municipality determines that such prohibition is necessary in the interest of safety.

(b) The Department of Transportation may prohibit the operation of golf carts on any street or highway under its jurisdiction if it determines that such prohibition is necessary in the interest of safety.

(3) A local governmental entity may enact an ordinance regarding golf cart operation and equipment which is more restrictive than those enumerated in this section. Upon enactment of any such ordinance, the local governmental entity shall post appropriate signs or otherwise inform the residents that such an ordinance exists and that it shall be enforced within the local government's jurisdictional territory. An ordinance referred to in this section must apply only to an unlicensed driver.

History.—s. 1, ch. 88-253; s. 6, ch. 96-413; s. 8, ch. 2000-313; s. 15, ch. 2006-290; s. 4, ch. 2008-98.

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