

## ORDINANCE 2020-3

**AN ORDINANCE OF THE CITY OF OCALA, FLORIDA, CONCERNING TRAFFIC AND VEHICLES; ADDING A NEW ARTICLE VIII ENTITLED “GOLF CARTS” AND SECTIONS 66-191 THROUGH 66-202 IN CHAPTER 66 OF THE CODE OF ORDINANCES OF THE CITY OF OCALA, FLORIDA; PROVIDING FOR OPERATION OF GOLF CARTS ON PUBLIC STREETS; PROVIDING DEFINITION FOR “GOLF CARTS; PROVIDING FOR RESTRICTIONS, HOURS OF OPERATION, AND REQUIRED EQUIPMENT STANDARDS; PROVIDING FOR ENFORCEMENT AND WAIVER OF CLAIMS AGAINST THE CITY OF OCALA; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.**

**NOW THEREFORE BE IT ORDAINED** by the City Council of the City of Ocala, Florida as follows:

**Section 1.** That Chapter 66 - Traffic and Vehicles, of the Code of Ordinances, City of Ocala, Florida, is hereby amended by adding new Article VIII - Golf Carts consisting of sections 66-191 to 66-202 to read as follows:

### **Article VIII. Golf Carts**

#### **Sec. 66-191. - Purpose and intent.**

The purpose of this article to authorize and regulate the use of golf carts upon certain designated streets of the City of Ocala, Florida, and providing for operations which is more restrictive than those enumerated in F.S. § 316.212. The streets upon which golf carts are permitted by the city to be operated shall be designated by resolution, which may be modified from time to time.

#### **Sec. 66-192. - Definitions.**

*Golf cart.* A motor vehicle that is designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of 20 miles per hour as defined in F.S. Ch 320.01(22).

#### **Sec. 66-193. - Operation of golf carts.**

1. Golf carts may be operated on all roads and streets designated for such use by resolution of the City of Ocala in accordance with F.S. § 316.212. Designated roads and street are depicted in City of Ocala “Golf Cart Map” which may be amended from time to time at the discretion of city council.
2. The city shall post appropriate signs to indicate that golf cart operation is allowed on a city street.
3. The operation of golf carts is prohibited unless the golf cart is operated and equipped in full compliance with this Article.
4. In addition to the requirements of F.S. § 316.212, the following restrictions shall also apply to the operation of golf carts on city designated streets:
  - a. The number of occupants in any golf cart operated on city streets designated for golf cart use shall be restricted to the number of seats on the golf cart. No occupants of a golf cart shall stand at any time while the golf cart is in motion.
  - b. Before golf carts may be operated under this article, the owners thereof must purchase and maintain liability insurance insuring against personal injury and damage to property of any nature relative to the operation of golf carts on city designated roads and streets. Minimum required insurance will be the same as for motor vehicles registered in the State of Florida for personal use and as designated by Florida Statutes. Proof of such insurance must be possessed at all times while operating a golf cart on city designated roads and streets.
  - c. Golf carts may not be operated on any sidewalk within the City of Ocala, Florida.
  - d. Drivers of golf carts must yield to pedestrians at all times.
  - e. Golf carts may not be operated on the streets of City of Ocala, Florida, by any person under the age of sixteen (16).

**Secs. 66-194. - Hours of Operation, equipment and parking.**

1. Golf carts equipped with the equipment specified in sec. 66-192(2) and 66-192(3) may be operated 24-hours a day. Golf carts equipped with the equipment specified in sec. 66-192(2) may be operated only during the hours between sunrise and sunset.
2. All golf carts operating subject to this article must be equipped with efficient brakes, reliable steering, safe tires, a rearview mirror, and red reflectorized warning devices, in both the front and rear, at all times while operated on city designated roads and streets.
3. Golf carts that operate between the hours of sunset and sunrise must be equipped with headlights, brake lights, turn signals and a windshield.
4. Minimum size of parking stall for golf carts shall be 6 feet in width by 8 feet in length.

**Sec. 66-195. - Waiver of claims.**

Each person operating a golf cart on city streets and all persons who are passengers in such golf carts shall be deemed to have waived all claims against the City of Ocala for its decision to allow the operation of such golf carts on city streets as permitted herein.

**Sec. 66-196. - Enforcement.**

Violations of this article shall constitute a non-criminal infraction and shall be enforced in accordance with F.S. § 316.212 (9).

**Secs. 66-197-66-202. - Reserved.**

**Section 3.** Severability Clause: Should any provision or section of this ordinance be held by a court of competent jurisdiction to be unconstitutional or invalid, such decision shall not affect the validity of this ordinance as a whole, or any part thereof, other than the part so declared to be unconstitutional or invalid.

**Section 4.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section 5.** This ordinance shall take effect upon the later of:

- 1 Approval by the Mayor, or upon becoming law without such approval, or
- 2 90 days from the adoption of Ordinance No. \_\_\_\_\_

**ATTEST:**

**CITY OF OCALA**

By: \_\_\_\_\_  
Angel B. Jacobs  
City Clerk

By: \_\_\_\_\_  
Mary S. Rich  
President, Ocala City Council

Approved/Denied by me as Mayor of the City of Ocala, Florida, on \_\_\_\_\_, 2019.

By: \_\_\_\_\_  
Reuben Kent Guinn  
Mayor

Approved as to form and legality:

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By: \_\_\_\_\_  
Patrick G. Gilligan  
City Attorney

Ordinance No: 2020-3  
Adopted: 10/15/2019  
Effective date of Ordinance: 2/3/2020  
Legal Ad No: