

ORDINANCE NO. 2023-2271

AN ORDINANCE OF THE CITY OF NEW PORT RICHEY, FLORIDA, PROVIDING FOR AMENDMENT OF SUBSECTION (a) OF SECTION 23-205 OF THE NEW PORT RICHEY CODE OF ORDINANCES, PERTAINING TO AREAS OF LEGAL OPERATION OF GOLF CARTS; PROVIDING FOR THE ALLOWANCE OF GOLF CARTS ON MARINE PARKWAY AND GRAND BOULEVARD; PROVIDING FOR ENFORCEMENT; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the use of golf carts within the City limits has been authorized since 2016 and their use has become popular throughout the City;

WHEREAS, the City Council has established various streets within the City where the use of golf carts has been deemed unsafe due to motor vehicle traffic and roadway conditions;

WHEREAS, the City Council has reviewed the prohibition of golf carts on Marine Parkway and Grand Boulevard and determined that conditions no longer necessitate the prohibition of golf cart use on such roadways;

WHEREAS, the City Council has determined that the use of golf carts on Marine Parkway and Grand Boulevard no longer presents a significant danger to the public; and

WHEREAS, it is declared as a matter of legislative determination and public policy that the provisions and prohibitions herein are necessary in the public interest; and it is further declared that the provisions and prohibitions herein are in pursuance of and for the purpose of securing and promoting the public health, safety, welfare and quality of life in the City in accordance with the City's police powers.

NOW, THEREFORE, THE CITY OF NEW PORT RICHEY, FLORIDA HEREBY ORDAINS:

SECTION 1. Chapter 23, Section 23-205, Subsection (a) of the Code of Ordinances, pertaining to legal areas of operation of golf carts, is hereby amended as follows (strikeout text is deleted and underlined text is added):

- (a) The operation of golf carts on the following streets is prohibited, except as provided in subsection (b) hereof:
 - (1) Congress Street;
 - (2) Madison Street;
 - (3) Massachusetts Avenue; and

- ~~(4) Marine Parkway from U.S. Highway 19 to Grand Boulevard;~~
- ~~(5) Grand Boulevard from Gulf Drive to Ridgewood Drive; and~~
- ~~(6) Trouble Creek Road.~~

SECTION 2. Enforcement. The provisions of this Ordinance shall be enforced as otherwise provided in the Code of Ordinances.

SECTION 3. Signs. The city manager shall remove or install signs in appropriate locations consistent with the provisions of this ordinance.

SECTION 4. Conflict with Other Ordinances and Codes. All ordinances or parts of ordinances of the City of New Port Richey, Florida, in conflict with the provisions of this ordinance, are hereby repealed to the extent of such conflict.

SECTION 5. Severability. If any provision or portion of this ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this ordinance shall remain in full force and effect.

SECTION 6. Effective Date. This ordinance shall take effect immediately upon its adoption as provided by law.

The foregoing Ordinance was duly read and approved on first reading at a duly convened meeting of the City Council of the City of New Port Richey, Florida this ____ day of _____, 2023, and read and adopted on second reading at a duly convened meeting of the City Council of the City of New Port Richey, Florida this ____ day of _____, 2023.

ATTEST:

By: _____
Judy Meyers, City Clerk

By: _____
Robert Marlowe, Mayor-Council Member

(Seal)

APPROVED AS TO FORM AND LEGALITY FOR
THE SOLE USE AND RELIANCE OF THE CITY
OF NEW PORT RICHEY, FLORIDA:

Timothy P. Driscoll, City Attorney CA Approved 2-20-23