

ORDINANCE NO. 2019-2153

AN ORDINANCE OF THE CITY OF NEW PORT RICHEY, FLORIDA, PROVIDING FOR AMENDMENT OF SECTION 23-210 OF CHAPTER 23 OF THE NEW PORT RICHEY CODE OF ORDINANCES; PERTAINING TO AREAS OF LEGAL OPERATION OF GOLF CARTS ON CITY STREETS; PROVIDING FOR REMOVAL OF RESTRICTIONS ON LOUISIANA AVENUE AND MAIN STREET EAST OF VAN BUREN STREET; PROVIDING FOR REMOVAL OF CROSSING REQUIREMENTS; PROVIDING FOR THE OPERATION OF GOLF CARTS IN SIMS PARK DURING SPECIAL EVENTS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the operation of golf carts within the City limits of the City of New Port Richey, Florida has provided citizens with alternative travel options;

WHEREAS, certain prohibited streets should be opened to allow greater use of golf carts within the City;

WHEREAS, the operation of golf carts in Sims Park during special events will enhance the transportation options in the City during such events;

WHEREAS, the City Council finds that the areas allowed for golf cart use by this Ordinance will accommodate golf cart use safely and effectively; 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. Section 23-210 of Chapter 23 of the Code of Ordinances, pertaining to legal areas of operation of golf carts in the City, is hereby amended as follows (strikeout text is deleted and underlined text is added):

Sec. 23-210. - Area of legal operation.

(a) Golf carts may only be operated on city streets in areas ~~The portion of jurisdictional boundaries of New Port Richey east of U.S. Highway 19, and the~~ is the only areas in which a golf cart may be lawfully operated. ~~Operation of golf carts on the following streets~~ roadways is prohibited:

- (1) ~~Main Street, with the exception of Main Street from River Road west to Van Buren Street;~~
- (2) Congress Street;

- (3) Madison Street;
- (4) Massachusetts Avenue;
- (5) Marine Parkway from U.S. Highway 19 to Grand Boulevard;
- (6) Grand Boulevard from Gulf Drive to Ridgewood Drive; and
- ~~(7) Louisiana Avenue from Madison Avenue to Congress Street; and~~
- (87) Trouble Creek Road.

~~Crossing of streets shall be at a 90 degree angle and only at cross streets.~~

(b) Golf carts may be operated within Sims Park during special events for which a special event permit has been issued for Sims Park and adjacent areas pursuant to Article VI of this Chapter. Golf carts shall at all times yield to pedestrians and bicycles, and shall operate at safe speeds and only in authorized areas. The City Manager may designate prohibited areas in Sims Park during any event where golf carts may not be operated, and may order any golf cart to vacate the park if such cart has been operated recklessly or in violation hereof.

Section 2. 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 3. 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 4. 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 _____, 2019, 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 _____, 2019.

ATTEST:

By: _____
Judy Meyers, CMC, 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