

MEMORANDUM

Agenda Item No. 11(A)(5)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: June 2, 2015

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution directing the Mayor
to prepare a plan for the use of
golf carts on County roadways
within municipalities which
have allowed golf cart use on
municipal roads and to report to
the Board

Resolution No. R-501-15

This item was amended at the 5-13-15 Transit & Mobility Services Committee to require that the Mayor's report to the Board include a safety education component for golf cart users and minimum safety standards for any golf carts to be used on County roads within municipalities which have authorized golf cart use.

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Daniella Levine Cava.



R. A. Cuevas, Jr.
County Attorney

RAC/smm



MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: June 2, 2015

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 11(A)(5)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised**
- 6 weeks required between first reading and public hearing**
- 4 weeks notification to municipal officials required prior to public hearing**
- Decreases revenues or increases expenditures without balancing budget**
- Budget required**
- Statement of fiscal impact required**
- Ordinance creating a new board requires detailed County Mayor's report for public hearing**
- No committee review**
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve**
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(5)
6-2-15

RESOLUTION NO. R-501-15

RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO PREPARE A PLAN FOR THE USE OF GOLF CARTS ON COUNTY ROADWAYS WITHIN MUNICIPALITIES WHICH HAVE ALLOWED GOLF CART USE ON MUNICIPAL ROADS AND TO REPORT TO THE BOARD

WHEREAS, there is a growing public interest in using golf carts and other similar four-wheeled vehicles to make short trips for shopping, social, and recreational purposes; and

WHEREAS, according to the National Highway Traffic Safety Administration, these passenger-carrying vehicles, although low-speed, offer a variety of advantages, including comparatively low cost, quieter transportation, and energy efficiency; and

WHEREAS, in addition to meeting the transportation needs of local communities, these vehicles also help these communities meet some of their environmental goals, because many of these vehicles are battery-powered, and thus emission free; and

WHEREAS, to the extent emission-free vehicles replace conventional vehicles powered by internal combustion engines, they help state and local officials in meeting ambient air quality standards under the Clean Air Act; and

WHEREAS, section 316.212 of the Florida Statutes authorizes Florida counties and municipalities to designate certain roadways for use by golf carts; and

WHEREAS, in Miami-Dade County, several municipalities have adopted ordinances authorizing the use of golf carts on municipal roadways (“Municipalities”); and

WHEREAS, pursuant to section 316.212 of the Florida Statutes, these Municipalities do not have the jurisdiction to authorize the use of golf carts on County roads within the Municipalities; and

WHEREAS, this Board would like to support and promote the safe use of low-cost, energy-efficient mobility within these Municipalities,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Directs the Mayor or designee to prepare a plan for allowing the use of golf carts on County roadways within the Municipalities. In devising this plan, the Mayor or designee shall consider the criteria in section 316.212 of the Florida Statutes, and shall consult with the Florida Department of Transportation and these Municipalities.

Section 2. Directs the Mayor or designee to provide a report containing the plan identified in Section 1 to this Board within 120 days and place the completed report on an agenda of the Board pursuant to Ordinance No. 14-65. This report and plan shall, at a minimum, >>(1)<<¹ list the County roads within the Municipalities which the Mayor or designee recommend be designated for golf cart use, >>(2) include a safety education component for any golf cart users, (3) require minimum safety standards for any golf carts to be used on these County roads,<< and >>(4) include<< any other restrictions or conditions which the Mayor or designee recommend be placed upon such golf cart use on these County roads.

The Prime Sponsor of the foregoing resolution is Commissioner Daniella Levine Cava. It was offered by Commissioner **José "Pepe" Diaz**, who moved its adoption. The motion was seconded by Commissioner **Sally A. Heyman** and upon being put to a vote, the vote was as follows:

¹ Committee amendments are indicated as follows: Words stricken through and/or [[double bracketed]] are deleted, words underscored and/or >>double arrowed<< are added.

Jean Monestime, Chairman			aye
Esteban L. Bovo, Jr., Vice Chairman			aye
Bruno A. Barreiro	aye	Daniella Levine Cava	aye
Jose "Pepe" Diaz	aye	Audrey M. Edmonson	aye
Sally A. Heyman	aye	Barbara J. Jordan	aye
Dennis C. Moss	aye	Rebeca Sosa	absent
Sen. Javier D. Souto	aye	Xavier L. Suarez	aye
Juan C. Zapata	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of June, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
 BY ITS BOARD OF
 COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: **Christopher Agrippa**
 Deputy Clerk



Approved by County Attorney as
 to form and legal sufficiency.

Jorge Martinez-Esteve