

ORDINANCE NO. 20-01

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING CHAPTER 50, ARTICLE III OF THE VILLAGE CODE TITLED "TRAFFIC AND VEHICLE SPEED ZONES," ESTABLISHING MAXIMUM SPEED ZONES FOR VEHICLES OPERATED ON NORTH CARROLL STREET; PROVIDING PENALTY; PROVIDING FOR REPEAL; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Section 316.189, Florida Statutes, permits municipalities to establish reasonable speed limits of twenty (20) or twenty-five (25) miles per hour in residential zoning districts after an investigation determines that such speed limit is reasonable and in conformity with criteria promulgated by the Department of Transportation ("FDOT"); and

WHEREAS, in 2005, the Monroe County Engineer on behalf of Islamorada, Village of Islands (the "Village") conducted an investigation in accordance with, and utilizing the procedures set out by, applicable law and the promulgated rules of the Florida Department of Transportation; and

WHEREAS, this investigation demonstrated that maximum speed zones of twenty (20) miles per hour and twenty-five (25) miles per hour are reasonable speeds for certain local streets within the residential districts of the Village, excluding any County or State roads within the Village.

WHEREAS, Ordinance 05-10 established maximum speed zones in selected residential district streets; and

WHEREAS, the Village now desires to include North Carroll Street in the list of residential district streets previously established.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above findings and recitals are hereby confirmed and adopted.

Section 2. Amending Section 50-53 of the Village Code. Chapter 50 of the Village Code titled "Streets, Sidewalks and Other Public Places" is hereby amended by specifically revising Article III, "Traffic and Vehicle Speed Zones", Section 50-53 to read as follows:

ARTICLE III " Traffic and Vehicle Speed Zones."

Section 50-53. Speed Zones; Established.

(a) As authorized by Section 316.189(1), Florida Statutes, there is hereby established a maximum speed limit of 25 miles per hour for all streets in residence districts of Islamorada, Village of Islands except for the following streets where the maximum speed limit shall be 20 mph:

1. Bayview Drive, Lower Matecumbe Key
2. Buttonwood Lane, Lower Matecumbe Key
3. Willow Lane, Lower Matecumbe Key
4. Sapodilla Drive, Lower Matecumbe Key
5. Columbus Drive, Lower Matecumbe Key
6. Jerome Avenue, Upper Matecumbe Key
7. Atlantic Street, Upper Matecumbe Key
8. Matecumbe Avenue, Upper Matecumbe Key
9. Gulf Street, Upper Matecumbe Key
10. Bay Street, Upper Matecumbe Key
11. Palm Avenue, Upper Matecumbe Key
12. Industrial Drive, Upper Matecumbe Key
13. Johnson Road, Upper Matecumbe Key
14. Beach Road, Upper Matecumbe Key
15. Preston Street, Upper Matecumbe Key
16. North Carroll Street, Upper Matecumbe Key

(b) Speed zones shall be posted in accordance with Section 316.189(3), Florida Statutes.

Section 3. Repeal. All ordinances or parts of ordinances in conflict herewith and the same are hereby repealed insofar as they are in conflict.

Section 3. Inclusion in the Code. It is the intent of the Village Council, and it is hereby ordained that the provisions of this Ordinance shall become and made a part of the Code of Islamorada, Village of Islands; that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and that the word "Ordinance" shall be changed to "Section," "Article" or other appropriate word.

Section 4. Severability. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 5. Effective Date. This Ordinance shall be effective upon adoption on second reading.

The foregoing Ordinance was offered by Councilman Jim Mooney, who moved for its adoption on first reading. This motion was seconded by Councilman Chris Sante, and upon being put to a vote, the vote was as follows:

Mayor Mike Forster	YES
Vice Mayor Ken Davis	YES
Councilwoman Deb Gillis	YES
Councilman Jim Mooney	YES
Councilman Chris Sante	YES

PASSED on first reading this 21st day of May, 2020.

The foregoing Ordinance was offered by Councilwoman Deb Gillis, who moved for its adoption on second reading. This motion was seconded by Councilman Chris Sante, and upon being put to a vote, the vote was as follows:

Mayor Mike Forster	YES
Vice Mayor Ken Davis	YES
Councilwoman Deb Gillis	YES
Councilman Jim Mooney	YES
Councilman Chris Sante	YES

PASSED AND ADOPTED on second reading this 18th day of June, 2020.



MIKE FORSTER, MAYOR

ATTEST:



KELLY TOTH, VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND BENEFIT OF ISLAMORADA,
VILLAGE OF ISLANDS ONLY



ROGET V. BRYAN, VILLAGE ATTORNEY