

CITY OF CORAL GABLES, FLORIDA

ORDINANCE NO. 2018-__

AN ORDINANCE OF THE CITY OF CORAL GABLES, FLORIDA, AMENDING CHAPTER 74 -TRAFFIC AND VEHICLES OF THE CITY OF CORAL GABLES CODE IN ORDER TO AMEND ORDINANCES ALLOWING USE OF MOTORIZED SCOOTERS ON CERTAIN CITY SIDEWALKS; PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, earlier this year pursuant to Ordinance 2018-36 the City Commission allowed the use of motorized scooters, as defined in Florida Statutes § 316.003(44), on certain city sidewalks within the City of Coral Gables; and

WHEREAS, Florida Statutes §§ 316.008(7)(a) and 316.2128 allows a municipality to permit, control, and regulate the operation of motorized scooters on sidewalks within the municipality; and

WHEREAS, after review of the ongoing pilot programs for shared mobility devices, and given the layout of the City’s Central Business District, the City Commission wishes to remove the codified restriction on riding motorized scooters on the sidewalks on Ponce De Leon Boulevard three blocks north and south of Miracle Mile, Miracle Mile and Giralda Plaza, and instead, wishes to amend the ordinance so as to allow scooters on all sidewalks, except where posted.

NOW THEREFORE, BE IT ORDAINED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

SECTION 1. The foregoing “**WHEREAS**” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

SECTION 2. Chapter 74 “Traffic and Vehicles” of the Official Code of the City of Coral Gables is hereby amended as follows with deletions indicated by strikethrough and insertions indicated by underline:

CHAPTER 74- Traffic and Vehicles

ARTICLE IV. – BICYCLES, SKATEBOARDS, SCOOTERS, SHARED MOBILITY DEVICES, AND OTHER SIMILAR DEVICES

Sec. 74-239 – Motorized Scooters on Sidewalks.

The riding of Motorized Scooters, as defined in this Article, is permissible upon all sidewalks located within the City, ~~except upon those sidewalks located along Miracle Mile, Ponce de Leon Boulevard three blocks north and south of Miracle Mile, on all of Giralda Plaza, or anywhere else where such prohibition is posted~~ where prohibited by official posting. Motorized Scooters shall be restricted to a maximum speed of 15 miles per hour in such areas where riding is permitted.

SECTION 3. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 4. If any section, part of section, paragraph, clause, phrase or word of this Ordinance is declared invalid, the remaining provisions of this Ordinance shall not be affected.

SECTION 5. It is the intention of the Commission of the City of Coral Gables, Florida, that the provisions of this Ordinance shall become and be made part of the City of Coral Gables Code of Ordinances; and that the sections of this “ordinance” may be changed to “section”, “article”, or such other appropriate word or phrase in order to accomplish such intentions.

SECTION 6. If the Official Code of the City of Coral Gables Tables of Contents or other reference portions is affected by these provisions, then changes are approved as a part of this Ordinance.

SECTION 7. This Ordinance shall become effective upon passage and adoption herein.

PASSED AND ADOPTED THIS _____ DAY OF _____, A.D. 2018.

APPROVED:

RAUL VALDES-FAULI

MAYOR

ATTEST:

WALTER FOEMAN

CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

MIRIAM SOLER RAMOS

CITY ATTORNEY