

ORDINANCE NO. 2774 -09

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA
RELATING TO WATERWAYS; AMENDING SECTION 114-67 -
SPEED OF BOATS, BY ADDING AN EMERGENCY "NO WAKE
ZONE" DURING PERIODS OF HIGH WATER LEVELS;
PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED by the people of the City of Winter Park, Florida as follows:

Section 1. Section 114-67, Speed of Boats, is amended as follows:

Chapter 114. Waterways

Sec. 114-67. Speed of boats.

It shall be unlawful to operate any boat within the area between the shoreline and the safety zone buoys, except in an emergency or for docking and departure, except at idle speed. It shall be unlawful to operate any boat between the shoreline and the safety zone buoys at such speed as will cause a wake. In the canals, motorboats shall be operated at idle speed which will not create a wash or wave. Motorboats in the near proximity of boats not under power shall operate at a safe reduced speed which will not create a wash or wave which would endanger the occupants of boats not under power. Boats not under power shall include both nonpowered boats and motorboats not under power, including those which are anchored or being used for fishing. The speed of boats shall not exceed 40 miles per hour during daylight hours, and 20 miles per hour between sunset and sunrise. A temporary, emergency no wake order shall be in effect without further action by the city on any lake in which the water level is 1.1 feet or more above the Ordinary High Water Elevation (OHW) as defined in the Winter Park Land Development Code (Code 1960, 7-9)

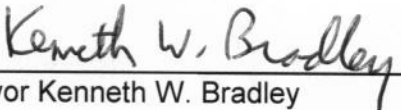
Section 2. It is the intention of the city commission of the city that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of the city; and that sections of this ordinance may be numbered or renumbered or lettered or relettered and the word "ordinance" may be changed to "chapter", "section", "article", or such other appropriate word or phrase in order to accomplish such intentions; and regardless of whether such inclusion in the code is accomplished, sections of this ordinance may be numbered or renumbered or lettered or relettered and typographical errors which do not affect the intent may be authorized by the city manager, without need of public hearing, by filing a corrected or recodified copy of same with the city clerk.

Section 3. All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Section 4. If any section, subsection, sentence, clause, phrase of this ordinance, or the particular application thereof shall be held invalid by any court, administrative agency, or other body with appropriate jurisdiction, the remaining section, subsection, sentences, clauses or phrases under application shall not be affected thereby.

Section 5. This ordinance shall take effect immediately upon its passage and adoption.

Adopted at a regular meeting of the City Commission of the City of Winter Park, Florida, held at City Hall, Winter Park, Florida on the 27th day of July, 2009.



Mayor Kenneth W. Bradley

ATTEST:



Deputy City Clerk Nancy McLean