

## ORDINANCE 463

**AN ORDINANCE OF THE CITY OF PORT ST. JOE, FLORIDA PROVIDING FOR REGULATION OF CERTAIN PATHS, WALKWAYS AND SIMILAR THOROUGHFARES WITHIN THE CITY; PROVIDING FOR DEFINITIONS; PROVIDING FOR THE PROHIBITION OF CERTAIN MOTORIZED VEHICLES; PROVIDING FOR EXCEPTIONS; PROVIDING FOR PENALTIES; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, The City of Port St. Joe has built or planned a number of bike paths, sidewalks and multi-use paths, and

WHEREAS, These paths are not intended for motorized vehicular traffic and the presence of motorized vehicles creates a danger to pedestrians, bicyclists and others using non-motorized forms of transportation, and

WHEREAS, Because of the danger to the public created by the presence of motorized vehicles it is in the best interest of the citizens of the City to ban the use on the Paths,

NOW THEREFORE BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORT ST. JOE, FLORIDA:

### SECTION 1. DEFINITIONS:

**Path:** Any bike path, sidewalk, multi-use path or other similar thoroughfare built or planned by the City of Port St. Joe and described in Exhibit "A" attached hereto.

**Motorized Vehicle:** Any vehicle with two wheels or more that is powered by a motor of any kind, whether gas or electric and includes but is not limited to cars, trucks, golf carts, motorcycles, and ATVs.

**Service Vehicle:** A motorized vehicle used by law enforcement, public works, waste collection companies and EMS. The definition also includes construction or trade vehicles requiring access to any lot located on Woodward Avenue and described in Section 3(D) below.

### SECTION 2. PROHIBITION:

Except as set forth hereinafter, motorized vehicles are prohibited on any path identified in Exhibit "A".

### SECTION 3. EXCEPTIONS:

- A. Motorized vehicles may cross any path.
- B. Motorized vehicles may use a path for access to parking for events at Benny Roberts Park or Lamar Faison Park.
- C. Service vehicles are allowed on any path.
- D. Owners of property located east of Woodward Avenue between Cecil G. Costin, Sr. Boulevard and Sixteenth Street may use a path for access to the east end of their property provided that they enter the path from the cross street closest to their property.

SECTION 4. PENALTIES:

Penalties for violation of this ordinance shall be as set forth in Section 1-15.

SECTION 4. REPEAL:

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. SEVERABILITY:

The provisions of this Ordinance are hereby declared to be severable. If any provision of this Ordinance, or the application thereof, to any person or circumstance is held to be invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application.

SECTION 6. EFFECTIVE DATE:

This Ordinance shall become effective as provided by law.

This Ordinance was adopted in open regular meeting after its second reading this 7<sup>th</sup> day of December, 2010.

THE CITY OF PORT ST. JOE BOARD  
OF CITY COMMISSIONERS

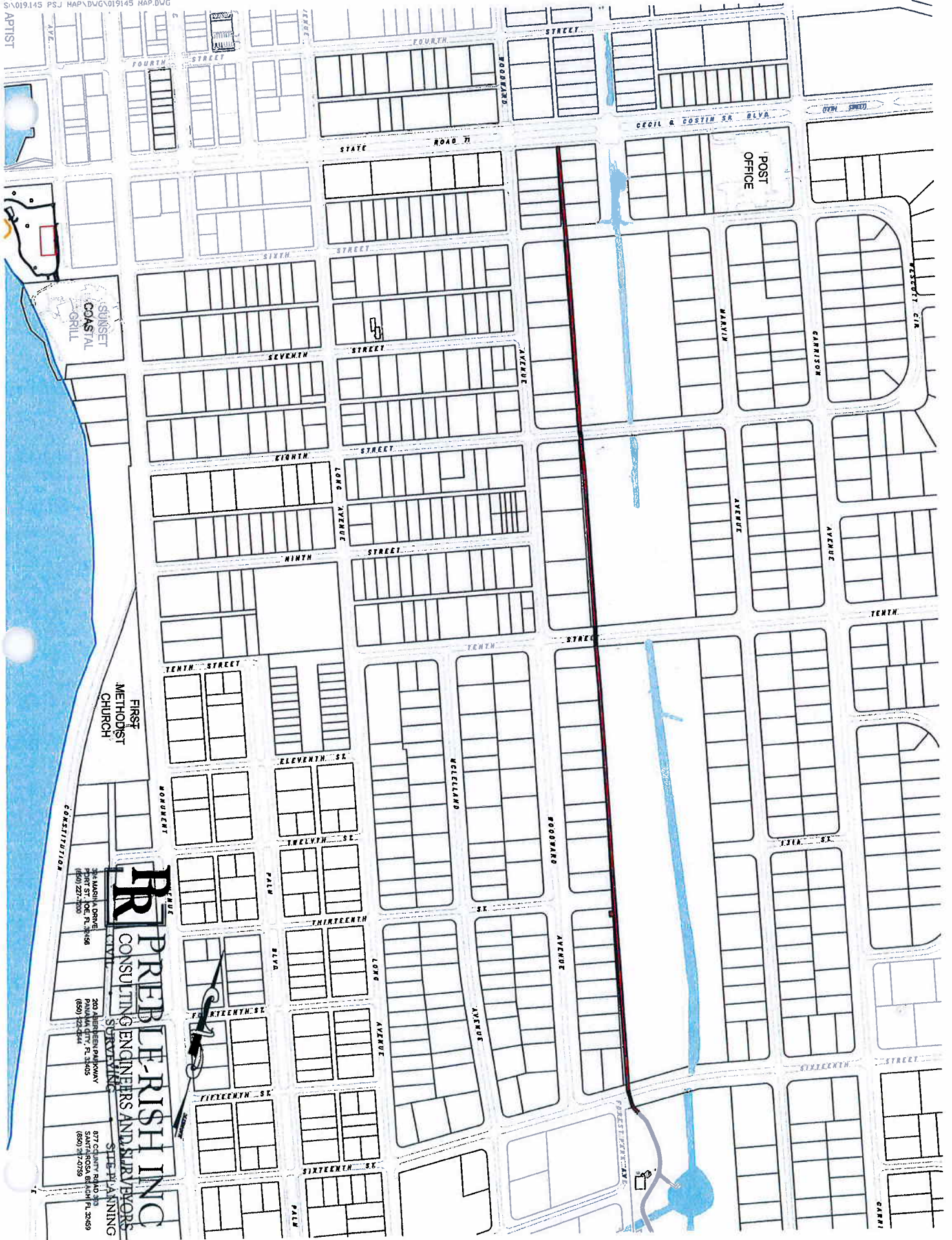
By: Mel Magidson, Jr.  
Mel Magidson, Jr., Mayor-Commissioner

Attest: James A. Anderson  
James A. Anderson  
City Clerk-Auditor

## EXHIBIT "A"

1. The Bay view path that runs adjacent to the shoreline of St. Joseph's Bay between the Port St. Joe Marina property and Cecil G. Costin, Sr. Boulevard.
2. Any path or sidewalk located in Frank Pate Park.
3. The path beginning at the intersection of Cecil G. Costin, Sr. Boulevard and the alley way of Block 33, City of Port St. Joe, and extending according to the maps attached hereto to the Centennial Building property, Port St. Joe High School, and Gulf Coast Community College.

AP/IST



FIRST  
METHODIST  
CHURCH

364 MARSH DRIVE  
PORT ST. JOE, FL 32686  
(850) 227-7000

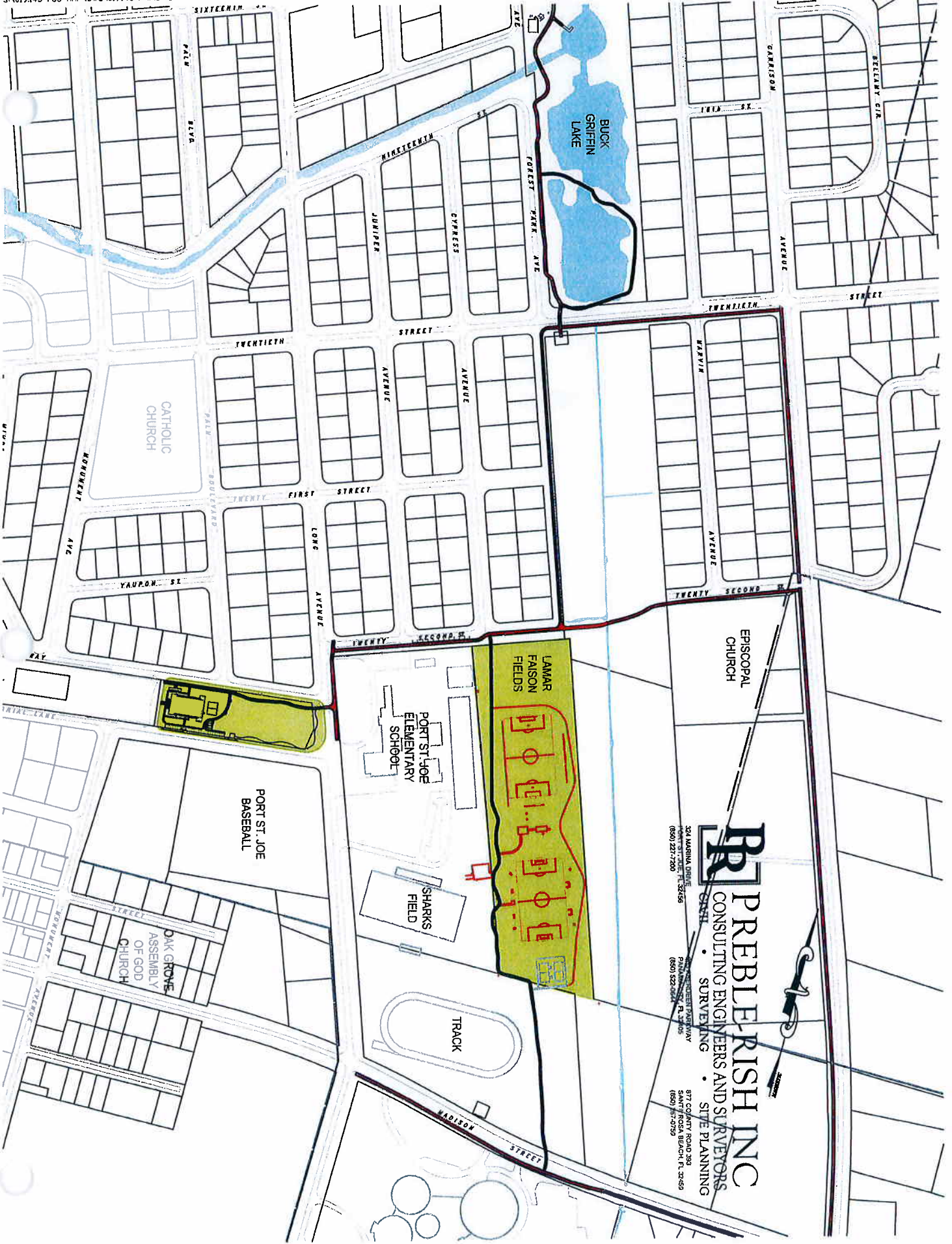
280 ABERDEEN PARKWAY  
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FIELD

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BASEBALL

DAK GROVE  
ASSEMBLY  
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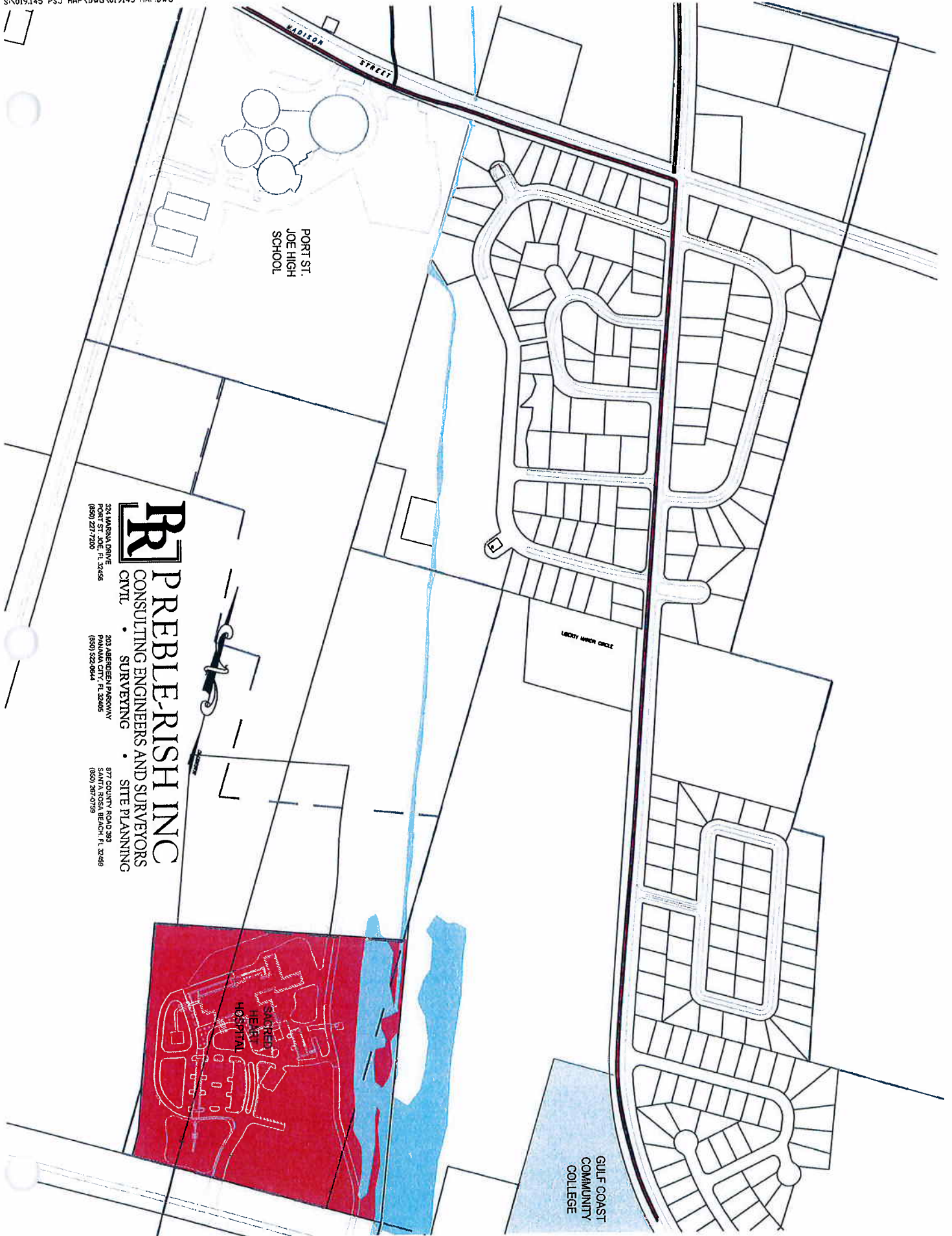
324 MAGNAN DRIVE  
PORT ST. JOE FL 32456  
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314 W. BENTLEY AVENUE  
PAINESVILLE, FL 32060  
(850) 522-0600

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