

OCT 22 1990 *Chell*

RESOLUTION NO. 90-M-63

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2 A RESOLUTION ESTABLISHING A BOAT SPEED LIMIT  
3 ON ANY PORTION OF LAKE FAIRVIEW LOCATED IN  
4 UNINCORPORATED ORANGE COUNTY; PROVIDING A  
PENALTY; PROVIDING FOR SEVERABILITY;  
PROVIDING AN EFFECTIVE DATE.

5 WHEREAS, the Orange County Board of County Commissioners  
6 is authorized by ordinance and state statute to establish  
7 boat speed limits applicable to waterways located in the  
8 unincorporated portions of Orange County; and

9 WHEREAS, the Orange County Board of County Commissioners  
10 hereby determines that a speed limit on any portion of Lake  
11 Fairview located in unincorporated Orange County is necessary  
12 in order to protect the health, safety and general welfare of  
13 the citizens of Orange County; and

14 WHEREAS, the Orange County Board of County Commissioners  
15 hereby determines that operating a boat, motorboat, or other  
16 vessel at speeds beyond those authorized in this ordinance  
17 constitutes careless operation of a boat, motorboat, or other  
18 vessel; and

19 WHEREAS, said speed limit shall not apply to any  
20 connecting canals; or areas within one hundred (100) feet of  
21 shoreline, docks, piers or boathouses, where a lower speed  
22 limit is required.

23 NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY  
24 COMMISSIONERS OF ORANGE COUNTY, FLORIDA:

25 Section 1. THAT, a speed limit of 36 mph is established  
26 on the open waterways of the unincorporated area of Lake  
27 Fairview during daylight hours. Daylight hours shall be the  
28 time period between sunrise and sunset.

29 Section 2. THAT, a speed limit of 20 mph is established  
30 on the open waterways of the unincorporated portion of Lake  
31 Fairview at all other times.

32 Section 3. THAT, a copy of this Resolution is being  
33 furnished to the Sheriff of Orange County.

34 Section 4. Penalty. Violators of this Resolution shall  
35 be subject to penalties for careless operation of a boat,  
36 motorboat, or vessel, in the manner provided by general law.

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Section 5. Severability. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the Resolution which can be given effect without the invalid provision or applications, and to this end the provisions of this Resolution are declared severable.

Section 6. Effective Date. This Resolution shall take effect immediately upon its Adoption.

DULY ADOPTED in regular session this 22<sup>nd</sup> day of October 1990.

ORANGE COUNTY, FLORIDA

BY: Hal G. Marston  
Chairman, Board  
of County Commissioners

DATE: OCT 22 1990

ATTEST: Martha O. Haynie, Comptroller  
as Clerk to the Board  
of County Commissioners

BY: Marjorie Garrison  
Deputy Clerk