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RESOLUTION NO. 96-M-11

A RESOLUTION ESTABLISHING A WATERCRAFT IDLE
SPEED ONLY LIMIT ON A PORTION OF LAKE DOWN;
PROVIDING A PENALTY; PROVIDING FOR
SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Orange County Board of County Commissioners is authorized by ordinance and state statute to establish boat and watercraft speed limits applicable to waterways located in all portions of Orange County including those waterways located within incorporated areas in Orange County not governed by a city ordinance in the same subject matter; and

WHEREAS, the Orange County Board of County Commissioners, hereby determines that an idle speed only limit on that portion of Lake Down located within Orange County and more particularly described below is necessary in order to protect the health, safety and general welfare of the citizens of Orange County.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA:

Section 1. A restricted speed limit of idle speed only is established on that portion of the open waterways within Orange County of Lake Down more particularly described as that area east of the western side of that island located south of Down Cove Road from the southernmost point of the north shore of the cove of Lake Down located south of Down Cove Road on the north to the southern most point in that cove of Lake Down east of Down Pointe Lane. A map depicting the idle speed only area is attached hereto as Exhibit A and is incorporated by this reference.

Section 2. Orange County staff is hereby directed to take those actions necessary to post and/or bouy the idle speed only area.

Section 3. A copy of this Resolution is being furnished to the Sheriff and State Attorney of Orange County.

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

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.

ADOPTED THIS 30 DAY OF January, 1996.

ORANGE COUNTY, FLORIDA

BY: Mark Butler
County Chairman

DATE: 2/17/96

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

By: [Signature]
Deputy Clerk

