

**ORDINANCE
2007-49**

**AN ORDINANCE OF WALTON COUNTY, FLORIDA,
AMENDING WALTON COUNTY CODE OF
ORDINANCES CHAPTER 20 (TRAFFIC AND
VEHICLES) BY ADDING SECTION 20-21 (ATVS
PROHIBITED ON UNPAVED ROADS); PROVIDING FOR
SEVERABILITY; INCLUSION IN CODE; REPEALER
CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the Florida Legislature has provided that, as of October 1, 2006, all terrain vehicles (ATVs) may be operated during the daytime on an unpaved roadway where the posted speed limit is less than 35 miles per hour by a licensed driver or by a minor under the supervision of a licensed driver; and

WHEREAS, Section 316.2123, Florida Statutes, allows the governing body of a county to exempt itself from this legislation if the governing body of the county, by majority vote, following a noticed public hearing, votes to exempt the county; and

WHEREAS, the Board of County Commissioners of Walton County finds it in the best interest of the safety and welfare of the citizens of Walton County to exempt the county from Section 316.2123, Florida Statutes, and prohibit operation of ATVs on all public roads and streets, including unpaved roads; and

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Walton County, as follows:

SECTION 1. SECTION 20-21 ADDED.

Chapter 20, Vehicles and Traffic, of the Walton County Code of Ordinances, is hereby amended to add the following:

SECTION 20-21. ATVs prohibited on unpaved roads.

Walton County is exempt from the provisions of Florida Statutes 316.2123. Florida Statutes, which allows ATVs to be operated during the daytime on unpaved roadways where the posted speed limit is less than 35 miles per hour by a licensed driver or by a minor under the supervision of a licensed driver. ATVs are defined in accordance with Section 317.0003, Florida Statutes. ATVs may not be operated during anytime of day or night on an unpaved roadway within Walton County.

SECTION 2. INCLUSION IN CODE.

It is the intent of the Board of County Commissioners of Walton County, Florida, that the provisions of this Ordinance shall become and be made a part of the Walton County Code of Ordinances.

SECTION 3. REPEALER CLAUSE.

Any ordinance or part of any ordinance, in conflict herewith is hereby repealed to the

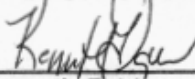
extent of any conflict.

SECTION 4. EFFECTIVE DATE.

This Ordinance shall take effect as provided by law.

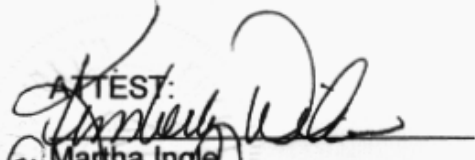
PASSED AND ADOPTED by a majority this 27 day of November, 2007.

BOARD OF COUNTY COMMISSIONERS
WALTON COUNTY, FLORIDA



Kenneth Pridden
Chair

ATTEST:



Martha Ingle
Clerk of Court