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WHEREAS, Article VIII, Section 2 of the Constitution of the State of Florida and Chapter 166 of the Florida Statutes provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal services, and exercise any power for municipal purposes except when expressly prohibited by law; and

WHEREAS, Florida Statute 316.008(j) provides that the provisions of Chapter 316 shall not be deemed to prevent local authorities, with respect to streets and highways under their jurisdiction and within the reasonable exercise of police power, from altering or establishing speed limits within the provisions of Chapter 316; and

WHEREAS, the speed study investigation contained recommendation to support reduction of the speed limit on City roads to twenty miles per hour; and

WHEREAS, the Commission finds the measures set forth in this Ordinance are appropriate and necessary to provide for the protection of public health, safety and welfare of the citizens of the City.

SECTION ONE. The findings set forth in the recitals above are hereby adopted as legislative findings of the City Commission pertaining to this Ordinance.

SECTION TWO. The City of Flagler Beach hereby establishes a speed limit of 20 miles per hour upon City roads. The City Manager or his designee is directed to comply with the requirements for posting of speed limit signs as specified in Florida Statute 316.189(3). The posting of such signs is a prerequisite to the change of speed limits and enforcement of the reduced speeds, as set forth in Florida Statute 316.189(3).

SECTION THREE. Non-Codification. Codification of the Ordinance is not required.
The City Clerk's Office shall maintain this Ordinance.

SECTION FOUR. Conflicts. In any case where a provision of this Ordinance is found to be in conflict with the provisions of any other ordinance of this City, the conflicting provisions of the previous ordinance shall be repealed and superseded by this Ordinance.

SECTION FIVE. Effective date. This Ordinance shall take effect immediately upon adoption as provided by the Charter of the City of Flagler Beach.

PASSED ON FIRST READING THIS ____ DAY OF _____, 2024.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2024.

CITY OF FLAGLER BEACH, FLORIDA
CITY COMMISSION

Patti King, Mayor

ATTEST:

Penny Overstreet, City Clerk