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**ORDINANCE
NUMBER 2024-**

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; AMENDING ARTICLE II, CHAPTER 2-4, OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA; AMENDING SECTION 2-4-24 TO PROVIDE FOR THE PROHIBITION OF VEHICLES OVER SIX WHEELS ON WESTCHESTER BOULEVARD FROM LOVELAND BOULEVARD EAST TO OAKVIEW DRIVE AND FROM OAKVIEW DRIVE FROM HARBORVIEW ROAD NORTH TO WESTCHESTER BOULEVARD IN CHARLOTTE COUNTY, FLORIDA; PROVIDING FOR PENALTIES FOR VIOLATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION AND PROVIDING FOR AN EFFECTIVE DATE.

RECITALS

WHEREAS, Section 316.006 (3), Florida Statutes, provides that counties shall have original jurisdiction over all streets and highways located within their boundaries, except state and municipal roads, and counties may place and maintain such traffic control devices which conform to the manual and specifications of the Department of Transportation upon all streets and highways under their original jurisdiction as they deem necessary to indicate, regulate, warn, or guide traffic; and

WHEREAS, Section 2-4-21 of the Code of Laws and Ordinances of Charlotte County, Florida, provides that vehicles over six wheels are prohibited upon any county road whenever said road is posted with signs prohibiting said operation and Section 2-4-24 provides for a list of designated restricted roads where vehicles with over six wheels are prohibited; and

WHEREAS, the Board of County Commissioners finds that, in addition to the designated streets listed in Section 2-4-24 where vehicles with over six wheels are prohibited, the use of Westchester Boulevard from Loveland Boulevard east to Oakview Drive and from Harborview Road north to Westchester Boulevard by vehicles with over six wheels is not compatible with the normal and safe movement of traffic upon said roads and should be restricted in order to protect the health, safety and welfare of the public.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners
of Charlotte County, Florida that:

Section 1. Section 2-4-24, Charlotte County Code, is hereby amended to
include the following designated language and location (underlined sections are
additions):

Sec. 2-4-24. Same--Designated restricted roads.

The division of public works shall post signs prohibiting use of the following roads by
vehicles driving on over six (6) wheels:

- (1) Towhee Street.
- (2) Holly Street.
- (3) Maryland Avenue.
- (4) Laurel Street.
- (5) Essence Avenue.
- (6) Willow Street.
- (7) Rose Avenue.
- (8) Hinton Street between Peachland Boulevard and Faraday.
- (9) Winchester between Apple Valley and Avenue of the Americas.
- (10) Edgewater Drive between U.S. 41 and Harbor Boulevard.
- (11) Edgewater Drive between Harbor Boulevard and Midway Boulevard.
- (12) Spinnaker Boulevard from the Butterford Waterway to Access Road South, which
lies south of S.R. 776.
- (13) Peachland Boulevard from Toledo Blade Boulevard to Veterans Boulevard.
- (14) McCabe Street from Chancellor Boulevard to Chamberlain Boulevard.
- (15) Irwin Drive from Chamberlain Boulevard to Biscayne Drive.
- (16) Jacob Street between S.R. 776 and Biscayne Drive.
- (17) Tribune Boulevard from U.S. 41 to S.R. 762 (Tuckers Grade).
- (18) Lamontier Drive from U.S. 41 to S.R. 762 (Tuckers Grade).
- (19) Estrella Boulevard from S.R. 762 (Tuckers Grade) to Tribune Boulevard.
- (20) Prospect Avenue from Winchester Boulevard to Spinnaker Boulevard.
- (21) Spinnaker Boulevard from Prospect Avenue to Wilmington Boulevard.
- (22) Pinnell Street from Prospect Avenue to Wilmington Boulevard.
- (23) Cape Horn Boulevard.
- (24) Vincent Avenue.
- (25) Harness Road from County Road 771 to Brig Circle West.
- (26) Master Drive from County Road 771 to Brig Circle West.
- (27) Brig Circle North from County Road 771 to Brig Circle West.
- (28) Brig Street from Brig Circle West to Boundary Boulevard.
- (29) Rotonda Boulevard East from County Road 771 to Parade Circle.
- (30) Rotonda Boulevard West from Parade Circle to County Road 775.
- (31) Parade Circle from Rotonda Boulevard South to Oakland Hills Road.
- (32) Sunset Road North from Sunset Road to Cougar Way.
- (33) Sunset Road from Winchester Boulevard to Indian Creek Drive.

- (34) Indian Creek Drive from Sunset Road to Boundary Boulevard.
(35) Fruitland Avenue from Winchester Boulevard to Gulfstream Boulevard.
(36) Cougar Way from the Butterford Waterway to Telman Road.
(37) Rebel Court from Boundary Boulevard to Bonita Drive.
(38) Cornelius Boulevard from Chancellor Boulevard to El Jobean Road (SR 776).
(39) Chancellor Boulevard from Sumter Boulevard to Cornelius Boulevard.
(40) Olean Boulevard from Kings Highway to Easy Street.
(41) Pine Trail Road from U.S. 41 to Notre Dame Boulevard.
(42) Sunset Road East from Bermont Road to Golf Course Boulevard.
(43) South Fairway Drive from Golf Course Boulevard to Sunset Road East.
(44) Golf Course Boulevard from U.S. 17 to Henry Street.
(45) Taylor Road from U.S. 41 to Knights Drive.
(46) Foresman Boulevard and Holton Terrace from David Boulevard to Gillot Boulevard.
(47) Westchester Boulevard from Loveland Boulevard east to Oakview Drive.
(48) Oakview Drive from Harborview Road north to Westchester Boulevard.

Section 2. Violations of this ordinance, and the penalties therefor, shall be as provided by general law.

Section 3. Inclusion in the Charlotte County Code. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Laws and Ordinances of Charlotte County, Florida, and the sections of this ordinance may be renumbered to accomplish such intention.

Section 4. Severability. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or applications. To this end, the provisions of this ordinance are declared severable.

Section 5. Effective Date. A certified copy of this ordinance shall be filed with the Department of State of the State of Florida within 10 days of enactment and shall take effect upon filing with said department.

(THIS SECTION INTENTIONALLY LEFT BLANK)

117 PASSED AND DULY ADOPTED this 26th day of March, 2024.

118
119 BOARD OF COUNTY COMMISSIONERS
120 OF CHARLOTTE COUNTY, FLORIDA
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122
123 By: _____
124 William G. Truex, Chairman
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126 ATTEST:
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128 Roger D. Eaton, Clerk of the Circuit
129 Court and Ex-officio Clerk of the
130 Board of County Commissioners
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133 By: _____
134 Deputy Clerk
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136 APPROVED AS TO FORM
137 AND LEGAL SUFFICIENCY:
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140 By: _____
141 Janette S. Knowlton, County Attorney
142 LR24-0217____(PSP)
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