

ORDINANCE NO. C-13-23

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, CHAPTER 26, ARTICLE VII, TRAFFIC INTERSECTION SAFETY ACT, TO PROVIDE FOR STATUTORY AUTHORITY AND CONSISTENCY WITH GENERAL LAW; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE

WHEREAS, the City of Fort Lauderdale enacted Ordinance No. C-10-20 on or about July 4, 2010 following the passage of the "Mark Wandall Traffic Safety Act", which authorized the use of traffic infraction detectors to enforce red light traffic signal infractions pursuant to Chapter 316 of the Florida Statutes;

WHEREAS, in anticipation of changes to Chapter 316 of the Florida Statutes regarding red light camera enforcement, the City of Fort Lauderdale wishes to amend its ordinances to provide for the current Florida Statutes section numbers and anticipate future statutory amendments;

WHEREAS, the City of Fort Lauderdale shall use traffic infraction detectors within its jurisdiction to enforce violations of the Florida Statutes, Chapter 318;

WHEREAS, violation of red light traffic control signals continues to be a safety hazard affecting every citizen and traveler in the City of Fort Lauderdale;

WHEREAS, the City of Fort Lauderdale desires to reduce the number of occurrences of red light traffic control signal violations by conforming to Florida law regarding red light camera; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

CODING: Words, symbols, and letters stricken are deletions; words, symbols, and letters underlined are additions.

SECTION 1. That Chapter 26, Traffic, of the Code of Ordinances of the City of Fort Lauderdale, Florida, Article VII, Traffic Intersection Safety Act, is hereby amended to read as follows:

ARTICLE VII. TRAFFIC INTERSECTION SAFETY ACT

Sec. 26-210. Purpose

The purpose of this Act is to authorize and implement the use of traffic infraction detectors within the City of Fort Lauderdale's jurisdictional limits, in accordance with the general law pursuant to the "Mark Wandall Traffic Safety Act", Laws of Florida, Chapter 2010-80, Chapter 316, Florida Statutes, as may be amended.

Sec. 26-211. Use of Traffic Infraction Detectors

The City of Fort Lauderdale shall use traffic infraction detectors within its jurisdiction pursuant to the Mark Wandall Traffic Safety Act, Laws of Florida, Chapter 2010-80, to enforce the State of Florida Uniform Traffic Code Florida Statutes, Section 316.0083, as may be amended, to enforce Florida Statutes, Section 316.074(1) or Section 316.075(1)(C), as may be amended.

Sec. 26-212. Implementation of general law.

The city manager, or his designee, is authorized to implement the provisions and requirements of Laws of Florida, Chapter 2010-80 Florida Statutes, Section 318.0083, as may be amended and may take any action which is necessary for such purpose.

SECTION 2. That if any clause, section or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

SECTION 3. That all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

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SECTION 4. That this Ordinances hall be in full force and effect immediately upon and after its final passage.

PASSED FIRST READING this 4th day of June, 2013.

PASSED SECOND READING this ___ day of ___, 2013.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JONDA K. JOSEPH

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