



# Agenda Report

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Consent

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F.6.

1/28/2025

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### Subject:

Legislative Intent and Permission to Advertise an Ordinance Expanding Authorized Golf Cart Usage north and south of the Suntree Planned Unit Development (PUD).

### Fiscal Impact:

None.

### Dept/Office:

District Commissioner 4 Office

### Requested Action:

It is requested that the Board of County Commissioners approve the Statement of Legislative Intent set forth below, direct the County Attorney to prepare an ordinance amending Chapter 106, Article III, section 106-73 of the Brevard County Code of Ordinances accordingly and a business impact estimate, if required, direct Traffic Operations to prepare the appropriate traffic report, and authorize advertisement of the Board's intent to consider such ordinance.

### Summary Explanation and Background:

Section 316.212(1), Florida Statutes, has authorized counties to designate county streets/roads upon which golf carts can be safely operated. Currently, Chapter 106, Article III of the Brevard County Code of Ordinances regulates golf cart usage on county roads/streets and designates where golf cart usage is authorized. Specifically, Section 106-73(b)(4) allows golf carts to operate on streets/roads within the Suntree Planned Unit Development (Suntree PUD) as well as within certain subdivisions bordering the Suntree PUD. Citizens living near, but outside of, the Suntree PUD and the subdivisions adjacent to the Suntree PUD where golf carts are currently authorized, have requested that authorized golf cart usage be expanded to accommodate them.

This proposed ordinance would authorize golf cart usage on all roads/streets within the Sunrise, Coral Springs, Magnolia Springs and Holiday Springs at Suntree residential subdivisions. The Coral Springs and Sunrise residential subdivisions are located adjacent to the northern boundary of the Suntree PUD. The Magnolia Springs residential subdivision is adjacent to, and north of, the Coral Springs residential subdivision, and the Holiday Springs at Suntree residential subdivision is adjacent to and north of, the Magnolia Springs residential subdivision. Currently, golf cart usage is authorized on Pinehurst Avenue and North Pinehurst Avenue, from St. Andrews Boulevard up to Homewood Avenue, excepting where North Pinehurst Avenue crosses Wickham Road, at which point golf carts can only cross at the designated pedestrian crossing. This proposed ordinance would expand authorized golf cart usage along North Pinehurst Avenue from Homewood Avenue north to Holiday Springs Road. In addition, this proposed ordinance would authorize golf cart usage on Holiday Springs Road, from Bronco Drive to Hill Avenue. These proposed changes are depicted in the attached MAP I.

Currently, golf cart usage is also authorized on St. Andrews Boulevard from the St. Andrews Isles residential subdivision up to, but not including, the intersection of St. Andrews Boulevard with Wickham Road. This proposed ordinance would expand authorized golf cart usage on St. Andrews Boulevard from the southwestern corner of the St. Andrews Isles residential subdivision south to Durksly Drive, as depicted in the attached Map II.

Pursuant to Florida Statutes, before designating public roads or streets for golf cart operation, the responsible local governmental entity must first determine that golf carts may safely travel on or cross the public road or street, considering factors including the speed, volume, and character of motor vehicle traffic using the road or street. The requested action provides direction to Traffic Operations to prepare a traffic report sufficient to enable the Board to make findings as to whether golf carts may safely travel on or cross the subject roads and streets.

In addition, currently, there is a scrivener's error in section 106-173(a)(5) of the County Code which erroneously references section 316.121, Florida Statutes, when the correct reference is to section 316.212(7), Florida Statutes. This proposed ordinance would also correct this scrivener's error.

Statement of Legislative Intent: This proposed amendment would amend section 106-73 to expand authorized use of golf carts within the streets/roads of the Sunrise, Coral Springs, Magnolia Springs, and Holiday Springs at Suntree residential subdivisions, and on Holiday Springs Road, from Bronco Drive to Hill Avenue, and on North Pinehurst Avenue from Homewood Avenue to Holiday Springs Road, all of which are north of the Suntree PUD, and on St. Andrews Boulevard from the southwestern corner of St. Andrews Isles residential subdivision to Durksly Drive, which is south of the Suntree PUD. In addition, this proposed amendment would correct a scrivener's error in section 106.73(5) to refer to the correct statute, which is section 316.212(7), Florida Statutes.

### **Clerk to the Board Instructions:**

Please provide a copy of the Clerk to the Board's Memorandum to the County Attorney and the Public Works Department Director.



January 29, 2025

**M E M O R A N D U M**

**TO:** Morris Richardson, County Attorney

**RE:** Item F.6., Legislative Intent and Permission to Advertise an Ordinance Expanding Authorized Golf Cart Usage North and South of the Suntree Planned Unit Development (PUD)

The Board of County Commissioners, in regular session on January 28, 2025, approved the Statement of Legislative Intent and granted permission to advertise for an amendment to Chapter 106, Article III, Section 106-73 of the Brevard County Code of Ordinances expanding authorized golf cart usage north and south of the Suntree PUD; directed the County Attorney to prepare an ordinance amending Chapter 106, Article III, Section 106-73 of the Brevard County Code of Ordinances accordingly, and a business impact estimate, if required; and directed Traffic Operations to prepare the appropriate traffic report.

Your continued cooperation is always appreciated.

Sincerely,  
BOARD OF COUNTY COMMISSIONERS  
RACHEL M. SADOFF, CLERK



Kimberly Powell, Clerk to the Board

/ds

cc: Commissioner Feltner  
Public Works Director



## Map 1



1:8,400    or 1 inch = 700 feet

PHOTO YEAR: 2024

This map was compiled from recorded documents and does not reflect an actual survey. The Brevard County Board of County Commissioners does not assume responsibility for errors or omissions hereon.

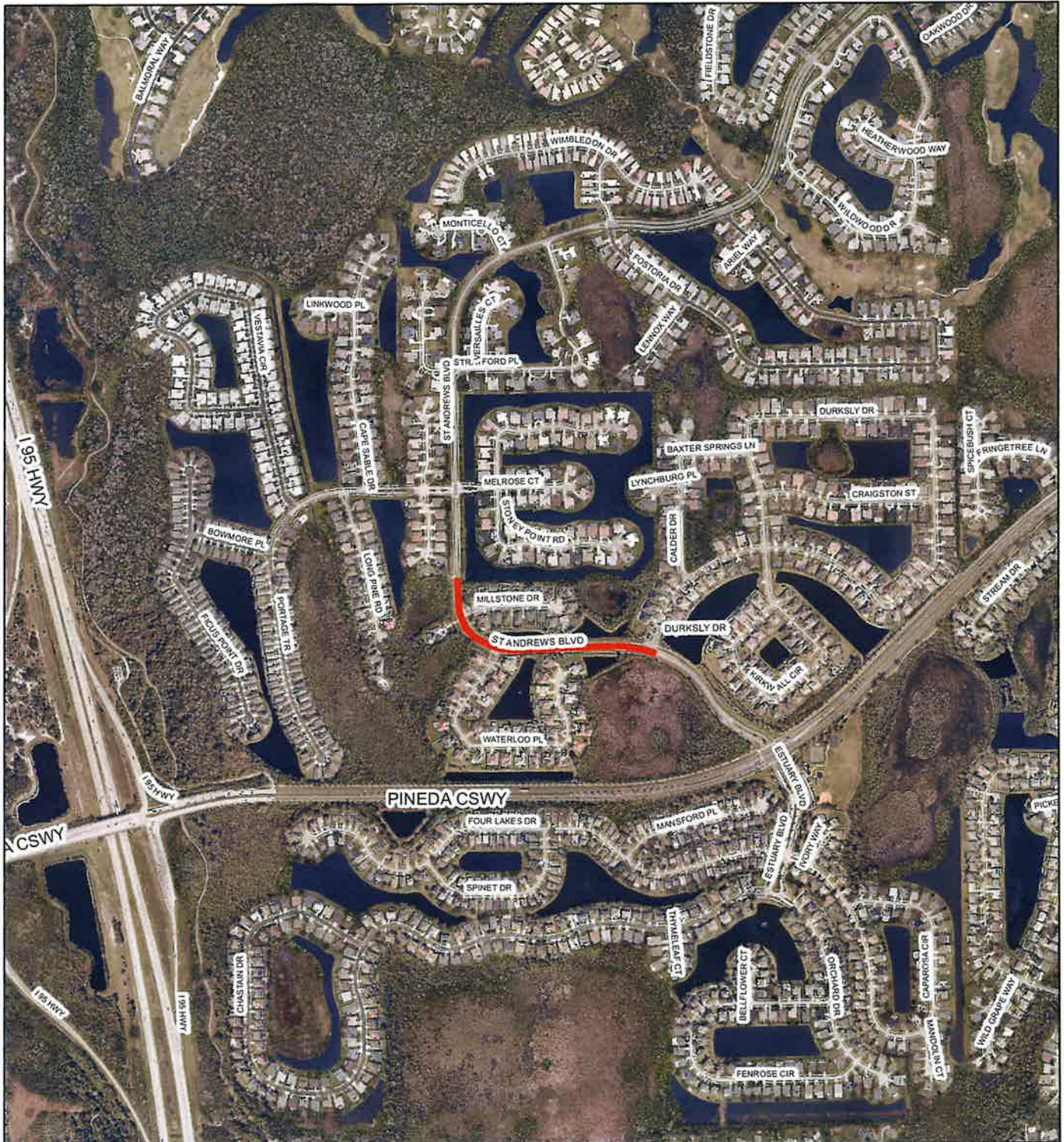
Produced by BoCC - GIS    Date: 8/27/2024

### Legend

 Golf Cart Authorized Streets/Roads



# Map 11



1:12,000 or 1 inch = 1,000 feet

PHOTO YEAR: 2024

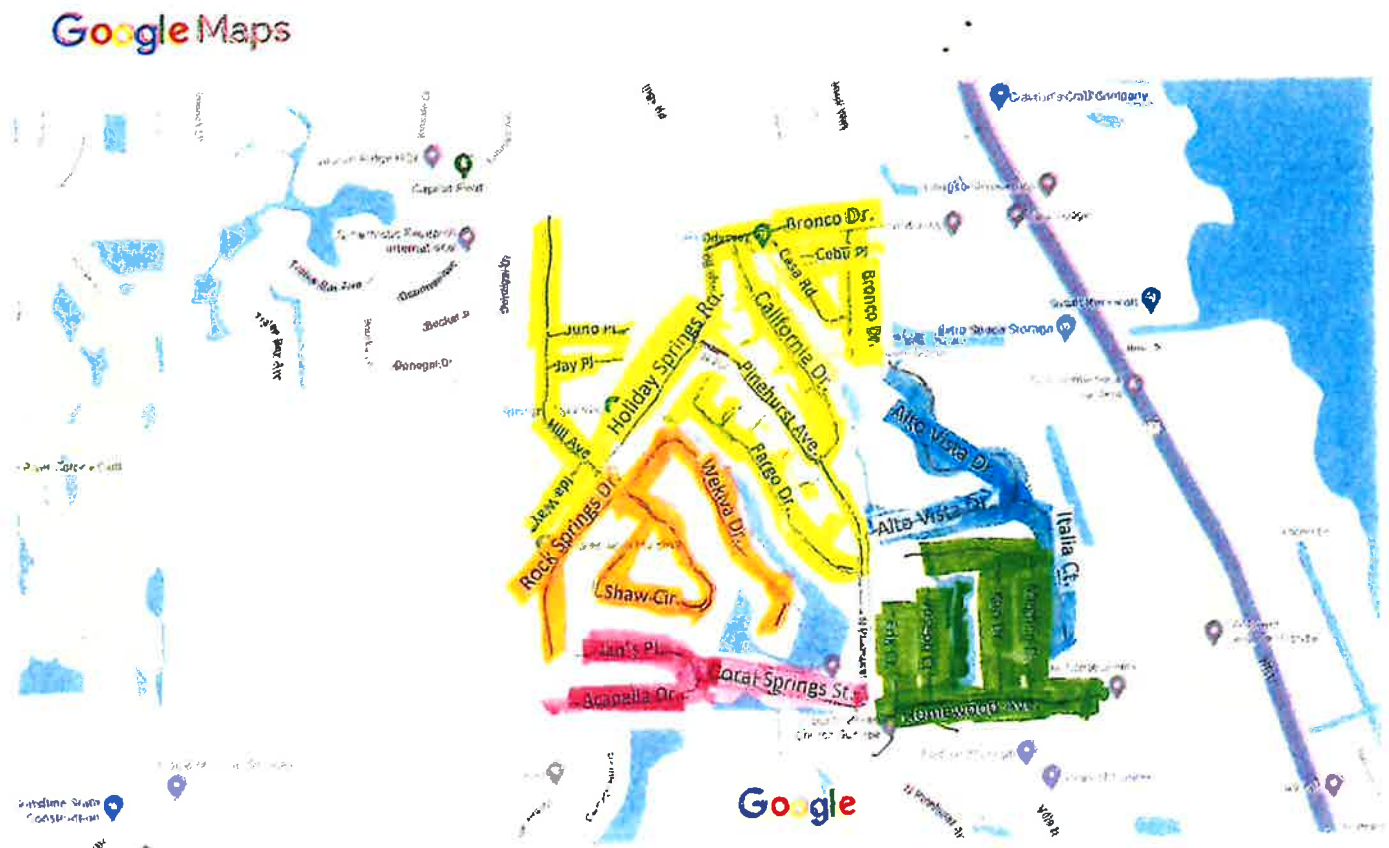
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Produced by BoCC - GIS Date: 8/27/2024

## Legend

— Golf Cart Authorized Streets/Roads





## Subdivisions

Coral Springs Subdivision



Magnolia Springs Subdivision



Holiday Springs at Suntree Subdivision



Sunrise Subdivision

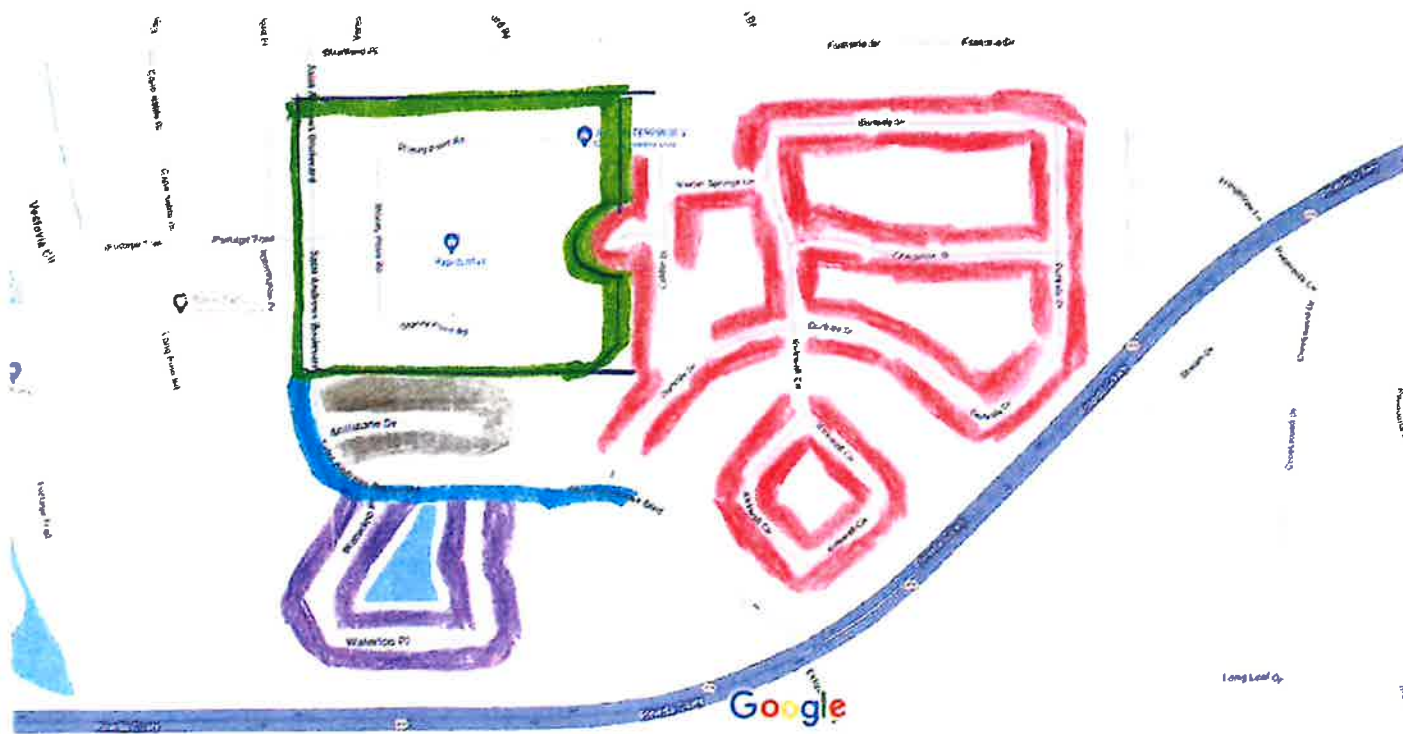


San Marino Estates Subdivision\*




\*Please note, the San Marino Estates Subdivision is a gated subdivision.

## Subdivisions off St. Andrews Blvd.




Please note.

St. Andrews Isle Subdivision outlined in Green includes St. Andrews Boulevard   
Golf Cart usage is already authorized on the streets/roads in St. Andrew's Isle Subdivision which is outside and south of the Suntime PUD.

### Subdivisions

Brisbane Point Subdivision 

Brisbane Isle Subdivision 

St. Andrews Manor Subdivision 

All of these subdivisions are gated.

The portion in blue is the part of St. Andrews Boulevard where golf cart usage is proposed to be authorized in this ordinance. 