



510 N. Baker St.
Mount Dora, FL 32757
352-735-7126

DATE: February 4, 2025

TO: Honorable Mayor and City Council Members

FROM: Vince Sandersfeld, City Manager

SUBJECT: Request Approval of Final Reading and Adoption of **Ordinance No. 2025-01**, Amendment to Chapter 42, Traffic and Vehicles of the Mount Dora Code of Ordinances for School Zone Child Safety Initiative

Introduction:

This is a request for City Council to approve final reading of Ordinance No. 2025-01.

Call Up Item
Mayor Asks Attorney to Read Ordinance by Title Only
City Manager Background
Public Hearing
Discussion
Council Action

Discussion:

School zone speed detection systems and cameras play a crucial role in enhancing safety for our students and pedestrians around the schools in Mount Dora. Speed detection systems will help reduce vehicle speeds; will serve as a deterrent to reckless driving, and they will improve the overall safety of our children going to and leaving our schools.

The Florida Legislature has authorized municipalities to enact ordinances whereas they may install speed detection systems within the school zones, in an effort to improve the safety of children and pedestrians around the schools. Ordinance number 2025-01 is the first phase of the implementation of Mount Dora's School Zone Child Safety Initiative.

Pursuant to Florida Statutes, Section 166.041(4), Attachment No. 1, is the completed Ordinance Business Impact Estimate. The legal advertisement for the adoption public hearing is included in Attachment #2. The sequence of events leading to the presentation to the City Council are as follows:

The City Council, at their regularly scheduled meeting held on January 21, 2025, recommended

approval of the First Reading of Ordinance No. 2025-01 and held a hearing for the Second Reading and Final Adoption.

The City Council at their regularly scheduled meeting held on August 20, 2024, was provided a presentation on the merits of implementing a School Zone Child Safety Initiative. At this meeting City Council directed staff to develop the program and associated ordinance.

Budget Impact:

There is no direct cost to the City. Codification of the amendment into the Code of Ordinances estimated at \$2,500.

Strategic Impact:

GOAL 2: Infrastructure / Public Safety

Objective 2.2. Enhance pedestrian safety-crosswalk & traffic calming solutions for schools within the City of Mount Dora

Recommendation:

City Council to approve Final Reading of and adopt Ordinance No. 2025-01.

Attachment(s):

1. Attachment 1 Business Impact Estimate Child Safety Initiative
2. Attachment 2 Legal Ad Publication
3. Ordinance 2025-01 School Zone Child Safety Initiative(Final)

Prepared by: Michael Gibson, Interim Chief of Police

Reviewed by: Michael Gibson, Chief of Police
City Attorney, City Attorney
Jeanann Hand, City Clerk
Vince Sandersfeld, City Manager

Approved - 1/23/2025

Approved - 1/27/2025

Approved - 1/27/2025

Final Approval - 1/27/2025

ORDINANCE BUSINESS IMPACT ESTIMATE

Florida Statutes, Section 166.041(4)

ORDINANCE NUMBER: 2025-01

ORDINANCE TITLE: School Zone Child Safety Initiative

DEPARTMENT: Police Department

**MEETING DATE: January 21, 2025
February 4, 2025**

This form should be included in the agenda packet for the item under which the proposed ordinance is to be considered and must be posted on the City of Mount Dora’s website by the time notice of the proposed ordinance is published.

ORDINANCE NO. 2025-01

AN ORDINANCE OF THE CITY OF MOUNT DORA, FLORIDA, AMENDING THE CITY CODE BY ESTABLISHING THE “SCHOOL ZONE CHILD SAFETY INITIATIVE”; CREATING CHAPTER 42, ARTICLE I, SECTION 42-4; PROVIDING THE AUTHORIZATION TO USE SPEED DETECTION SYSTEMS WITHIN THE CITY; PROVIDING FOR PROGRAM IMPLEMENTATION REQUIREMENTS; PROVIDING FOR DESIGNATION OF SCHOOL ZONES; PROVIDING FOR ENFORCEMENT PROCEDURES; PROVIDING FOR COLLECTION OF EVIDENCE, PUBLIC RECORDS, AND RETENTION REQUIREMENTS; PROVIDING FOR ANNUAL REPORTING REQUIREMENTS; PROVIDING FOR THE REMITTANCE OF COLLECTED FINES AND COSTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance, but the City is, nevertheless, providing this Business Impact Estimate as a courtesy and to avoid any procedural issues that could impact the enactment of the proposed ordinance. This Business Impact Estimate may be revised following its initial posting.

- The proposed ordinance is required for compliance with Federal or State law or regulation;
- The proposed ordinance relates to the issuance or refinancing of debt;
- The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- The proposed ordinance is an emergency ordinance;

¹ See Section 166.041(4)(c), Florida Statutes.

- The ordinance relates to procurement; or
- The proposed ordinance is enacted to implement the following:
 - a. Development orders and development permits, as those terms are defined in s. 163.3164, and development agreements, as authorized by the Florida Local Government Development Agreement Act under ss. 163.3220-163.3243;
 - b. Comprehensive plan amendments and land development regulation amendments initiated by an application by a private party other than the City of Mount Dora;
 - c. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
 - d. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
 - e. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.

In accordance with the provisions of controlling law, the City hereby publishes the following information:

1. Summary of the proposed ordinance (must include a statement of the public purpose, such as serving the public health, safety, morals, and welfare):

The purpose and intent of the School Zone Child Safety Initiative is to protect the health, safety, and welfare of the citizens of the City of Mount Dora, especially its children, by authorizing the placement or installation and use of speed detection systems on roadways within the jurisdiction of the City that are properly maintained as school zones to promote traffic safety and student welfare, and to adopt a quasi-judicial system to enforce violations.

2. An estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the City, if any:

- (a) An estimate of direct compliance costs that businesses may reasonably incur;

No direct impact to general businesses.

- (b) Any new charge or fee imposed by the proposed ordinance or for which businesses will be financially responsible; and

No new charges or fees are set forth in the ordinance.

- (c) An estimate of the City's regulatory costs, including estimated revenues from any new charges or fees to cover such costs.

No additional regulatory costs, staff administration only.

3. Good faith estimate of the number of businesses likely to be impacted by the proposed ordinance:

This ordinance is not anticipated to affect businesses.

4. Additional information the governing body deems useful (if any):

N/A

ATTACHMENT #2

**NOTICE OF PROPOSED ENACTMENT
ORDINANCE NO. 2025-01
CITY OF MOUNT DORA, FLORIDA**

Notice is hereby given that the City Council of the City of Mount Dora, Florida proposes to enact Ordinance 2025-01. The final public hearing on the ordinance will be held on Tuesday, February 4, 2025, at 6:00 p.m., or as soon thereafter as possible at Mount Dora City Hall, 510 North Baker Street, Mount Dora, Florida.

The title and substance of Ordinance 2025-01 is as follows:

ORDINANCE NO. 2025-01

AN ORDINANCE OF THE CITY OF MOUNT DORA, FLORIDA, AMENDING THE CITY CODE BY ESTABLISHING THE “SCHOOL ZONE CHILD SAFETY INITIATIVE”; CREATING CHAPTER 42, ARTICLE I, SECTION 42-4; PROVIDING THE AUTHORIZATION TO USE SPEED DETECTION SYSTEMS WITHIN THE CITY; PROVIDING FOR PROGRAM IMPLEMENTATION REQUIREMENTS; PROVIDING FOR DESIGNATION OF SCHOOL ZONES; PROVIDING FOR ENFORCEMENT PROCEDURES; PROVIDING FOR COLLECTION OF EVIDENCE, PUBLIC RECORDS, AND RETENTION REQUIREMENTS; PROVIDING FOR ANNUAL REPORTING REQUIREMENTS; PROVIDING FOR THE REMITTANCE OF COLLECTED FINES AND COSTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

Interested parties may appear at the meeting and be heard with respect to the proposed ordinance.

This public hearing may be continued to a future date or dates. The times, places, and dates of any continuances of a public hearing shall be announced during the public hearing without any further published notice.

The file may be inspected by the public at the City Clerk, City Hall, 510 N. Baker Street, Mount Dora, Florida between the hours of 8:00 AM and 5:00 PM, Monday through Friday.

Notice: If any person decides to appeal any decisions made at this meeting with respect to any matter considered at this meeting, such person may need a record of these proceedings. For such purpose, a person may need to ensure that a verbatim record of the proceedings is made which record includes the testimony and evidence upon which the appeal is to be based.

Notice: In accordance with the Americans with Disabilities Act of 1990, persons needing a special accommodation to participate in this proceeding should contact Planning and Development no later than seven (7) days prior to the proceedings. Telephone (352) 735-7112 for assistance. If hearing impaired, telephone the Florida Relay Service numbers, (800) 955-8771 (TDD) or (800) 955-8770 (Voice) for assistance.

Published Legal Notice: January 24, 2025

ORDINANCE #2025-01

AN ORDINANCE OF THE CITY OF MOUNT DORA, FLORIDA, AMENDING THE CITY CODE BY ESTABLISHING THE “SCHOOL ZONE CHILD SAFETY INITIATIVE”; CREATING CHAPTER 42, ARTICLE I, SECTION 42-4; PROVIDING THE AUTHORIZATION TO USE SPEED DETECTION SYSTEMS WITHIN THE CITY; PROVIDING FOR PROGRAM IMPLEMENTATION REQUIREMENTS; PROVIDING FOR DESIGNATION OF SCHOOL ZONES; PROVIDING FOR ENFORCEMENT PROCEDURES; PROVIDING FOR COLLECTION OF EVIDENCE, PUBLIC RECORDS, AND RETENTION REQUIREMENTS; PROVIDING FOR ANNUAL REPORTING REQUIREMENTS; PROVIDING FOR THE REMITTANCE OF COLLECTED FINES AND COSTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, during the 2023 state legislative session, the Florida Legislature passed House Bill (“HB”) 657, which provides that a municipality may enforce the applicable speed limit on a roadway properly maintained as a school zone through the use of a speed detection system; and

WHEREAS, on May 31, 2023, Governor Ron DeSantis signed HB 657 into law, codified as Chapter 2023-174, Laws of Florida; and

WHEREAS, HB 657 authorizes a municipality to place or install, or contract with a vendor to place or install, speed detection systems in accordance with certain technical specifications established by the Florida Department of Transportation; and

WHEREAS, HB 657 provides that a municipality may issue notices of violation and may authorize a law enforcement officer or traffic infraction enforcement officer to issue uniform traffic citations for violations of §§ 316.1895 and 316.183, *Florida Statutes*, that are captured by speed detection systems during specified time periods and further provides for notice to the registered owner of the subject vehicle, hearing procedures, appellate remedies, and the assessment and remittance of civil penalties; and

WHEREAS, HB 657 requires municipalities that elect to operate a school speed zone detection program to implement a public awareness campaign at least thirty (30) days before commencing with the enforcement of violations and to annually report information about the program to both the public and the Florida Department of Highway Safety and Motor Vehicles; and

WHEREAS, HB 657 restricts the location and use of speed detection systems to school zones that the City determines constitute a heightened safety risk warranting additional enforcement measures based on data or other evidence presented at a public hearing; and

WHEREAS, the City desires to deter drivers from speeding through school zones and provide a supplemental means for the enforcement of unlawful speed violations by enacting an ordinance to implement a school zone speed enforcement program; and

WHEREAS, the City of Mount Dora Police Department has collected and provided data to the City Council demonstrating that motor vehicles routinely exceed applicable school zone speed limits in certain school zones within the jurisdiction of the City; and

WHEREAS, the City Council has considered the traffic data and evidence provided by the City of Mount Dora Police Department supporting the installation and operation of speed detection systems on roadways maintained as school zones and has determined that each school zone where a speed detection system is to be placed or installed constitutes a heightened safety risk that warrants additional enforcement measures; and

WHEREAS, the City Council finds that motor vehicles speeding in school zones are unacceptable hazards that threaten the health, safety, and welfare of students and pedestrians in the City of Mount Dora, and that enforcement of applicable speed limits in school zones during school sessions through the use of a speed detection system may reduce instances of speeding in school zones, the City Council wishes to implement a school zone speed detection program pursuant to the rules and regulations of HB 657 and other applicable state law; and

WHEREAS, the City Council finds that this Ordinance serves a legitimate governmental purpose and is in the best interests of the public health, safety, and welfare of the citizens of Mount Dora, Florida.

Note: Underlined words of this constitute the new text of the City of Mount Dora Code of Ordinances, asterisks (***) indicate an omission from the original text of the Code of Ordinances, City of Mount Dora, which is intended to remain unchanged, and ~~strikethrough~~ constitutes deletions from the original Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOUNT DORA, FLORIDA, AS FOLLOWS:

SECTION 1. LEGISLATIVE FINDINGS AND INTENT. The City of Mount Dora has complied with all requirements and procedures of Florida Law in processing this Ordinance. The above recitals are hereby adopted.

SECTION 2. ESTABLISHING CITY OF MOUNT DORA CODE OF ORDINANCES, CHAPTER 42, TRAFFIC AND VEHICLES, ARTICLE I, SECTION 42-4, SCHOOL ZONE CHILD SAFETY INITIATIVE. City of Mount Dora Code Ordinances, Chapter 42, Traffic and

Vehicles, Article I, Section 42-4, School Zone Child Safety Initiative, is hereby established as follows:

CHAPTER 42 – TRAFFIC AND VEHICLES
ARTICLE I. – IN GENERAL

* * * *

Sec. 42-4. – School Zone Child Safety Initiative.

- (a) *Purpose and Intent.* The purpose and intent of the School Zone Child Safety Initiative is to protect the health, safety, and welfare of the citizens of the City of Mount Dora, especially its children, by authorizing the placement or installation and use of speed detection systems on roadways within the jurisdiction of the City that are properly maintained as school zones to promote traffic safety and student welfare, and to adopt a quasi-judicial system to enforce violations. This Section provides a supplemental means of enforcing unlawful speed violations in school zones and shall not prohibit a law enforcement officer from issuing a uniform traffic citation for a traffic violation in accordance with F.S. Chapter 316.
- (b) *Definitions.* For purposes of this Section, the following terms shall have the stated meanings, except where the context clearly indicates a different meaning:

FLHSMV shall mean the Florida Department of Highway Safety and Motor Vehicles.

FDOT shall mean the Florida Department of Transportation.

Hearing procedures shall mean the procedures set forth in a corresponding City resolution governing the notice, scheduling, and conducting of hearings before a local hearing officer.

Law enforcement officer shall mean, as defined by F.S. § 943.10(1), any person who is elected, appointed, or employed full time by a municipality or the state or any political subdivision thereof; who is vested with authority to bear arms and make arrests; and whose primary responsibility is the prevention and detection of crime or the enforcement of the penal, criminal, traffic, or highway laws of the state.

Local hearing officer shall mean the special magistrate appointed by the City Council, as permitted by law.

Motor vehicle shall mean, as defined by F.S. § 316.003, a self-propelled vehicle not operated upon rails or guideway, but not including any bicycle, electric bicycle, motorized scooter, electric personal assistive mobility device, mobile carrier, personal delivery device, swamp buggy, or moped.

Notice of violation shall mean the written notification sent to the registered owner of a vehicle after a school zone speed infraction by that vehicle has been captured by a speed detection system and thereafter reviewed and approved by a law enforcement officer or traffic infraction enforcement officer. A notice of violation must be in the form and include the contents prescribed by F.S. § 316.1896, as it may be amended.

School zone shall mean that portion of a street or highway established as a school zone pursuant to F.S. § 316.1895, as may be amended.

School zone speed enforcement program shall mean the regulations and procedures governing the use of speed detection systems in school zones within the jurisdiction of the City, as provided for by applicable law and set forth in Chapter 42, Article I, Section 42-4 of this Code.

School zone speed infraction shall mean a violation of F.S. §§ 316.183 or 316.1895, captured by a speed detection system within a school zone during the hours provided for by applicable law.

School zone speed limit shall mean the regularly posted or reduced posted speed limit within a school zone pursuant to F.S. § 316.1895.

Speed detection system shall mean a portable or fixed automated system used to detect a motor vehicle's speed using radar or LiDAR and to capture a photograph or video of the rear of a motor vehicle that exceeds the speed limit in force at the time of the violation. This term is synonymous with the term "Speed Detection System" defined in F.S. § 316.003(82), as it may be amended.

Traffic infraction enforcement officer shall mean a person who meets the qualifications established by F.S. § 316.640, as it may be amended.

Uniform traffic citation shall mean the citation issued to the registered owner of a vehicle for a school zone speed infraction, in the form and including the contents prescribed by F.S. § 316.1896, as it may be amended.

- (c) Use of speed detection systems. Pursuant to the authority granted under F.S. Chapter 316, the City hereby elects to use speed detection systems to enforce school zone speed limits within the City's jurisdiction. The City will implement the speed detection system within the City's boundaries in a manner consistent with the placement and installation specifications established by the FDOT, as may be amended from time to time, to enforce unlawful speed violations on roadways maintained as school zones.
- (d) Program administration.
- (1) The Mount Dora Police Department, in cooperation with any necessary City staff, shall be enabled and empowered by this Section to assist with the City's school zone speed enforcement program. This Section shall further enable the City to enter into agreements with one or more vendors to place or install speed detection systems and carry out services consistent with the implementation and enforcement of the provisions of F.S. § 316.1896, subject to any other applicable state law requirements and this Section.
 - (2) As permitted and defined by applicable law and as set forth in this Section, the City may utilize its code enforcement special magistrate as its local hearing officer, who shall have

jurisdiction to conduct proceedings challenging the issuance of a notice of violation, in accordance with State law and City Code.

(e) Program Implementation Requirements.

- (1) Vendor contract. Pursuant to F.S. § 316.0776, before the City contracts or renews a contract with a vendor to place or install a speed detection system in a school zone, the contract or contract renewal must be approved by the City Council at a regular or special meeting of the Council. The contract or contract renewal may not be heard on the consent agenda and the public must be allowed to comment pursuant to the City's public comment policies.
- (2) Signage requirements. The installation and operation of speed detection systems, including required signage, shall be in accordance with F.S. Chapter 316, all applicable regulations of the FDOT and the FLHSMV, and any other terms pursuant to a written agreement that the City may enter into with a vendor.
- (3) Public Awareness. At least 30 days before initiating enforcement under the speed detection system program, the City shall publicly announce and conduct a public awareness campaign detailing the proposed use of the speed detection systems and the specific date of program commencement. During the campaign, only a warning may be issued to the registered owner of a motor vehicle for a school speed zone infraction and a fine shall not be imposed.

(f) Designation of school zones. Having considered evidence at a public hearing supporting the installation and operation of speed detection systems on certain roadways maintained as school zones within the jurisdiction of the City, the school zones on the roadways surrounding the following schools constitute a heightened safety risk that warrants additional enforcement measures by installation or placement of speed detection systems pursuant to F.S. § 316.008. Additional speed detection systems may be approved via amendment to this subsection in accordance with applicable law.

- (1) Triangle Elementary School - 1707 Eudora Road, Mount Dora, FL 32757
- (2) Round Lake Charter - 31333 Round Lake Road, Mount Dora, FL 32757
- (3) Mount Dora Middle School - 1405 Lincoln Avenue, Mount Dora, FL 32757

(g) Enforcement procedures.

- (1) General powers. The Mount Dora Police Department, acting on behalf of the City, shall be authorized to enforce the applicable speed limit on a roadway properly maintained as a school zone pursuant to F.S. § 316.1895, through the use of a speed detection system for the detection of speed and capturing of photographs or videos for violations in excess of 10 miles per hour over the speed limit in force at the time of the violation.
- (2) Review of speed detection system images. Information captured by a speed detection system shall be reviewed by an authorized employee or agent of the City of Mount Dora.

- (3) School zone speed infraction. The applicable speed limit on a roadway properly maintained as a school zone may be enforced through the capturing of a violation by a speed detection system as follows:
- (i) For a violation of F.S. § 316.1895 in excess of 10 miles per hour over the school zone speed limit which occurs within 30 minutes before through 30 minutes after the start of a regularly scheduled breakfast program.
 - (ii) For a violation of F.S. § 316.1895 in excess of 10 miles per hour over the school zone speed limit which occurs within 30 minutes before through 30 minutes after the start of a regularly scheduled school session.
 - (iii) For a violation of F.S. § 316.183 in excess of 10 miles per hour over the posted speed limit during the entirety of a regularly scheduled school session.
 - (iv) For a violation of F.S. § 316.1895 in excess of 10 miles per hour over the school zone speed limit which occurs within 30 minutes before through 30 minutes after the end of a regularly scheduled school session.
- (4) Notice of violation. Within 30 days after a school zone speed infraction, a notice of violation shall be sent by first-class mail to the registered owner of the motor vehicle involved in the violation in accordance with F.S. § 316.1896. A registered owner who receives a notice of violation may, within 30 days:
- (i) Pay the fine of \$100.00, as fixed by F.S. §§ 318.18(3)(d), as it may be amended; or
 - (ii) Submit an affidavit establishing an exception to liability pursuant to F.S. § 316.1896(8), as it may be amended; or
 - (iii) Request a hearing.
- (5) Hearing procedures and appeals. Hearings to contest notices of violations shall be scheduled, noticed, and conducted in accordance with F.S. §§ 316.0083(5) and 316.1896. If a notice of violation is upheld at the conclusion of a hearing, the local hearing officer shall assess the penalty authorized by statute and may also require the petitioner to pay municipal administrative costs of the hearing not to exceed an additional \$250.00 per violation. An aggrieved party may appeal a final administrative order of the local hearing officer in accordance with F.S. § 316.1896.
- (6) Defenses and penalties. The enforcement of school zone speed infractions, including the issuance of notices of violation and uniform traffic citations, the processing of affidavits to assert an exception to liability, and the assessment of fines, shall comply with F.S. § 316.1896.
- (7) Issuance of a uniform traffic citation. A law enforcement officer or traffic infraction enforcement officer shall be authorized, pursuant to F.S. § 316.1896, to issue uniform traffic citations for violations of F.S. §§ 316.1895 or 316.183 as authorized by F.S. § 316.008(9). If the registered owner of a vehicle does not timely pay the fine reflected on the notice of violation, submit a sufficient affidavit, or request a hearing, a uniform traffic

citation shall be issued to the registered owner and transmitted to the Lake County Clerk of the Court for disposition by the county court.

(h) Collection of evidence, public records, and retention requirements.

(1) In accordance with F.S. § 316.1896, a speed detection system in a school zone may not be used for remote surveillance. The collection of evidence by a speed detection system to enforce school zone speed infractions, or user-controlled pan or tilt adjustments of speed detection components, do not constitute remote surveillance. Recorded video or photographs collected as part of a speed detection system in a school zone may only be used to document school zone speed infractions and for purposes of determining criminal or civil liability for incidents captured by the speed detection system incidental to the permissible use of the speed detection system.

(2) Any recorded video or photograph obtained via a speed detection system must be destroyed within 90 days after the final disposition of the recorded event, pursuant to F.S. § 316.1896. Written notice that such records have been destroyed shall be provided by December 31st of each year. All public records related to the administration of this Section shall be maintained in accordance with Florida law and all requests for such records shall be addressed in accordance with F.S. Chapter 119, and any other applicable state law.

(i) Annual reporting requirements. The City, with the assistance of the Mount Dora Police Department and/or the City's vendor, shall annually report on the City's school zone speed enforcement program to the public and to the FLHSMV in accordance with F.S. §§ 316.0776 and 316.1896, as they may be amended. Pursuant to F.S. § 316.0776(3)(c), the compliance or sufficiency of compliance with this Section may not be raised in a proceeding challenging a notice of violation for a school zone speed infraction.

(j) Remittance of collected fines and costs. All fines and costs collected pursuant to this Section must be remitted in accordance with F.S. §§ 316.1896 and 318.18, and any other applicable State law.

SECTION 4. CODIFICATION AND SCRIVENER'S ERRORS.

A. The revisions to the City of Mount Dora Code of Ordinances, Chapter 42, Article 1, Section 42-4, as set forth above, shall be codified in the City of Mount Dora Code of Ordinances.

B. The sections, divisions and provisions of this Ordinance may be renumbered or re-lettered as deemed appropriate by the codifier of the City of Mount Dora Code of Ordinances.

C. Typographical errors and other matters of a similar nature that do not affect the intent of this Ordinance, as determined by the City Clerk and City Attorney, may be corrected with the endorsement of the City Manager, or designee, without the need for a public hearing.

SECTION 5. SAVINGS CLAUSE. All prior actions of the City pertaining to the City of Mount Dora Code of Ordinances, Chapter 42, Traffic and Vehicles, Section 42-4, as well as any

and all other applicable matters set forth herein, are hereby ratified and affirmed consistent with the provisions of this Ordinance.

SECTION 6. SEVERABILITY. If any section, sentence, phrase, word, or portion of this Ordinance is determined to be invalid, unlawful or unconstitutional, said determination shall not be held to invalidate or impair the validity, force or effect of any other section, sentence, phrase, word, or portion of this Ordinance not otherwise determined to be invalid, unlawful, or unconstitutional.

SECTION 7. CONFLICTS. All ordinances or part of ordinances in conflict with this Ordinance are hereby repealed; provided, however, that any code or ordinance that provides for an alternative process to effectuate the general purposes of this Ordinance shall not be deemed a conflicting code or ordinance

SECTION 8. EFFECTIVE DATE. This Ordinance shall become effective immediately upon its passage and adoption; however, the enforcement provisions of this Ordinance shall not become effective until 30 days after the public awareness campaign set forth in Section 42-4(e)(3) above.

[Signatures on Following Page]

FIRST READING: January 21, 2025

SECOND READING: February 4, 2025

PASSED AND ADOPTED this 4th day of February, 2025.

James Homich, Mayor

ATTEST:

Jeanann Hand, City Clerk

For the use and reliance of City of Mount Dora only.
Approved as to form:

Patrick Brackins, City Attorney