

**PROPOSED**

## RESOLUTION NO.

1 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD  
2 COUNTY, FLORIDA, URGING MUNICIPALITIES WITHIN BROWARD COUNTY,  
3 FLORIDA, TO ENACT AN ORDINANCE PERTAINING TO SPEED DETECTION  
4 SYSTEMS IN SCHOOL ZONES; DIRECTING THE COUNTY ATTORNEY'S OFFICE TO  
5 AMEND THE COUNTY'S REVOCABLE LICENSE AGREEMENT FORM TO REQUIRE  
6 MUNICIPALITIES TO IMPLEMENT CERTAIN BALANCED MEASURES WITHIN A  
7 COUNTY RIGHT-OF-WAY IN CONNECTION WITH A MUNICIPAL ORDINANCE  
8 PERTAINING TO SPEED DETECTION SYSTEMS IN SCHOOL ZONES; DIRECTING  
9 THE COUNTY ADMINISTRATOR TO TRANSMIT A COPY OF THIS RESOLUTION TO  
10 EACH MUNICIPALITY LOCATED WITHIN BROWARD COUNTY, FLORIDA; AND  
11 PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

12 (Sponsored by Senator Steve Geller)

13  
14 WHEREAS, Chapter 2023-174, Laws of Florida (the "Act"), creates  
15 Section 316.1896, Florida Statutes, and authorizes counties and municipalities to use  
16 speed detection systems to enforce school zone speed limits for violations in excess of  
17 ten (10) miles per hour over the applicable speed limit when children are going to or from  
18 school;

19 WHEREAS, in accordance with the Act, a county or municipality must enact an  
20 ordinance authorizing the placement or installation of a speed detection system on a  
21 roadway maintained as a school zone;

22 WHEREAS, the use of a speed detection system may reduce instances of  
23 speeding in school zones, thereby protecting the welfare and safety of students;

24 WHEREAS, the Board of County Commissioners of Broward County, Florida  
25 ("Board"), has enacted an Ordinance authorizing the use of speed detection systems to  
26 enforce applicable speed limits on roadways maintained as school zones within the  
27 Broward Municipal Services District ("BMSD");

28 WHEREAS, the Ordinance contains a number of balanced measures designed to  
29 protect children while maintaining fairness to the driving public, including (i) limiting the  
30 use of speed detection systems to roadways maintained as school zones and that have  
31 school zone flashing beacons; (ii) limiting the enforcement of the Ordinance to only those  
32 times when a school zone flashing beacon is in operation; and (iii) requiring that the  
33 placement of a speed detection system shall not be less than one hundred (100) feet from  
34 any point of ingress to a school zone, thereby providing an additional opportunity for  
35 deceleration ("Balanced Measures");

36 WHEREAS, the County's authority to authorize the use of speed detection systems  
37 is limited to the BMSD;

38 WHEREAS, each municipality has the authority to enact its own speed detection  
39 system ordinance; notwithstanding, if a municipality seeks to place or install a speed  
40 detection system within a County right-of-way, the municipality must enter into a  
41 Revocable License Agreement (RLA) with the County; and

42 WHEREAS, the Board wishes to encourage municipalities seeking to enact speed  
43 detection system ordinances to utilize the Broward County Ordinance as a model such  
44 that the Balanced Measures are incorporated into the municipal ordinance, and to require

RLAs for the placement or installation of speed detection systems within County rights-of-way, consistent with the Balanced Measures, NOW, THEREFORE,

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA:

Section 1. The Board urges each municipality within Broward County, Florida ("County"), to enact an ordinance authorizing the use of school zone speed detection systems to protect students across the County, and further urges the municipalities to consider utilization of the Broward County Ordinance, including the Balanced Measures, as a model.

Section 2. The Board directs the County Attorney's Office to amend the County's RLA form to authorize the placement or installation of speed detection systems within County rights-of-way only where the placement, installation, and enforcement are consistent with the Balanced Measures.

Section 3. The Board directs the County Administrator to transmit a copy of this Resolution to each municipality within Broward County, Florida.

Section 4. Severability.

If any portion of this Resolution is determined by any court to be invalid, the invalid portion will be stricken, and such striking will not affect the validity of the remainder of this Resolution. If any court determines that this Resolution, in whole or in part, cannot be legally applied to any individual, group, entity, property, or circumstance, such determination will not affect the applicability of this Resolution to any other individual, group, entity, property, or circumstance.

68 | This Resolution is effective upon adoption.

Approved as to form and legal sufficiency:  
Andrew J. Meyers, County Attorney

By: /s/ Maite Azcoitia 04/10/2025  
Maite Azcoitia (date)  
Deputy County Attorney