

CITY OF SANIBEL
DRAFT ORDINANCE 26-011

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANIBEL, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 66, TRAFFIC, ARTICLE III, SPEED LIMITS, DIVISION 1, GENERALLY, SECTION 66-121, THIRTY-FIVE MILE PER HOUR SPEED LIMIT, AND DELETING SECTION 66-122, BRIDGE AT BUELL CREEK; SPEED LIMIT; TO ALLOW CITY COUNCIL TO ESTABLISH SPEED LIMITS WITHIN THE CITY VIA RESOLUTION; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 66-121 of the Sanibel Code of Ordinances currently establishes the maximum speed limit on Periwinkle Way from Ferry Road (east) to Tarpon Bay Road (west) at 35 miles per hour; and

WHEREAS, Section 66-122 of the Sanibel Code of Ordinances currently establishes the maximum speed limit at the Bridge at Buell Creek on Bay Rd. at 10 miles per hour; and

WHEREAS, the City Council finds that it is in the best interest of the public health, safety, and welfare to provide flexibility in establishing speed limits; and

WHEREAS, Chapter 316, Florida Statutes, authorizes municipalities to establish speed limits based upon appropriate traffic engineering studies; and

WHEREAS, the City Council desires to amend its Code of Ordinances to establish roadway speed limits by Resolution rather than fixed within the Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SANIBEL, FLORIDA:

SECTION 1. The recitals above are true and correct and made a part hereof.

SECTION 2. Sanibel Code of Ordinances, Chapter 66, is hereby amended with ~~strikethrough~~ language indicating deletions and underlined language indicating additions as follows:

Chapter 66 - TRAFFIC

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ARTICLE III. – SPEED LIMITS

DIVISION 1. - GENERALLY

Sec.66-121. - Thirty-five mile per hour speed limit.

The maximum speed limit on roadways shall be 35 miles per hour.

The speed limits within the city shall be established by the City Council by resolution. Such resolutions may designate maximum lawful speeds on any streets, roads, bridges, or portions thereof.

as determined appropriate for public safety and traffic regulation; provided, however, that no maximum speed shall exceed 35 miles per hour.

All speed limits established by resolution shall be adopted in accordance with applicable provisions of state law, including but not limited to chapter 316, Florida Statutes, and any required traffic engineering studies.

~~The maximum speed within the city shall be 35 miles per hour along the following routes:~~

~~Westerly along Periwinkle Way beginning at the intersection of Forry Road and terminating at Tarpon Bay Road; generally north and westerly along Palm Ridge Road from the intersection at Periwinkle to the intersection at Tarpon Bay Road; and thence westerly along Sanibel Captiva Road to the western most corporate limits of the city.~~

~~**Sec. 66-122. Bridge at Buell Creek; speed limit.**~~

~~The maximum rate of speed for any vehicle traversing the bridge at Buell Creek on Bay Drive (formerly known as Old Bayshore Road) shall be ten miles per hour and it is unlawful and prohibited for any person to exceed such speed limit.~~

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SECTION 3. Codification. The City Manager is hereby authorized and directed to indicate these amendments in future City Code publications.

SECTION 4. Conflict. All ordinances and parts of ordinances in conflict herewith shall be and the same hereby repealed. If any part of this ordinance conflicts with any other part, it shall be severed, and the remainder shall have full force and effect and be liberally construed.

SECTION 5. Severance. If any section, subsection, sentence, clause, phrase or portion of this ordinance, or application hereof, is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion or application shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion or application hereof.

SECTION 6. Effective date. This Ordinance shall be effective immediately upon adoption.

SCHEDULED FOR SECOND READING AND PUBLIC HEARING IN OPEN AND REGULAR SESSION OF THE CITY COUNCIL OF THE CITY OF SANIBEL, FLORIDA THE 5TH DAY OF MAY 2026.

Attest:

Scotty Lynn Kelly, City Clerk

Mike Miller, Mayor

Approved as to form and legality:

John D. Agnew, City Attorney

Date filed with City Clerk: _____

Vote of Council Members:

Miller _____
Smith _____
DeBruce _____
Henshaw _____
Johnson _____

First Reading: April 21, 2026
Publication Date: _____
Second Reading: _____