

ORDINANCE NO. 2023-_____

AN ORDINANCE OF ORANGE COUNTY, FLORIDA, AMENDING CHAPTER 8 (“BOATS AND WATER SAFETY”) OF THE ORANGE COUNTY CODE, PERTAINING TO BOATS AND WATER SAFETY; DESIGNATING IDLE SPEED, NO WAKE BOATING-RESTRICTED AREAS IN CERTAIN PORTIONS OF BIG SAND LAKE, THE BUTLER CHAIN OF LAKES, THE CONWAY CHAIN OF LAKES, LAKE JESSAMINE, JOHNS LAKE, AND LAKE PICKETT; DESIGNATING A SWIM AREA AND VESSEL-EXCLUSION ZONE IN A PORTION OF LAKE BUTLER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 327.46, Florida Statutes, Orange County has the authority to establish boating-restricted areas, including idle speed, no wake boating-restricted areas and vessel-exclusion zones; and

WHEREAS, the Board of County Commissioners finds it to be in the interest of public health, safety, and welfare to designate the boating-restricted areas set forth herein.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

Section 1. Amendments; In General. Article II, Chapter 8, of the Orange County Code is hereby amended as set forth in Section 2 below, with additions being shown as underlined and deletions being shown as ~~strike-throughs~~.

Section 2. Amendments to Article II, Chapter 8. Article II, Chapter 8, of the Orange County Code is amended to read as follows:

CHAPTER 8

ARTICLE II. BOATS

Sec. 8-26. Authority; scope.

(a) This article is adopted pursuant to the county's home rule authority to adopt ordinances to protect the health, safety and

36 general welfare of the citizens of the county, and further, pursuant
to Sections 327.46 and 327.60, Florida Statutes F.S. § 327.60.

38 (b) Boats having been declared dangerous instrumentalities
pursuant to F.S. § Section 327.32, Florida Statutes, the board of
40 county commissioners hereby determines that the following rules
and regulations are necessary in order to protect the health, safety
42 and general welfare of the citizens of the county using the
waterways of the county.

44 (c) This article shall apply to all waterways in the
unincorporated and incorporated area of the county, unless
46 exempted by general or special law or preempted by municipal
ordinance.

48 (d) Nothing herein shall limit the authority of the board of
county commissioners or mayor to issue an emergency ordinance or
50 order addressing vessel operation following the occurrence of a
natural, technological, or manmade emergency within the county.

52 ~~(d) This article shall not apply to boats, motorboats or skiers
performing in or used in shows, exhibitions or tournaments
54 operated by and at a theme park or other amusement park. The
operators of the theme park or amusement park shall be responsible
56 for the safe operation and equipping of all boats, motorboats and
skiers at such shows, exhibitions or tournaments.~~

58 **Sec. 8-27. Definitions.**

60 The following words, terms and phrases, when used in this
62 article, shall have the meanings ascribed to them in this section,
except where the context clearly indicates a different meaning. If
64 any definition is inconsistent with the definition in Section 327.02,
Florida Statutes, the definition in Section 327.02, Florida Statutes,
66 shall take precedence:

68 *Boating-restricted area* means an area of the waters of the state
within which the operation of vessels is subject to specified
restrictions or from which vessels are excluded.

70 *Idle speed, no wake* means that a vessel must proceed at a speed
no greater than that which will maintain steerageway and headway.
72 At no time is any vessel required to proceed so slowly that the
operator is unable to maintain control over the vessel or any other
74 vessel or object that it has under tow.

76 ~~*Boats* shall mean all rafts, skiffs, dredges, canoes, dugouts,
dinghies, rowboats, sailboats and motorboats. Sailboards are
specifically excluded from this definition.~~

78 ~~*Motorboats* shall mean any boat that is propelled or powered~~
by any internal or external combustion engine or motor.

80 *Operate* means to be in charge of, in command of, or in actual
physical control of a vessel upon the waters of the state, to exercise
82 control over or to have responsibility for a vessel's navigation or
safety while the vessel is underway upon the waters of the state, or
84 to control or steer a vessel being towed by another vessel upon the
waters of the state.

86 ~~*Operator* shall mean any person in charge of or having~~
immediate control over a boat, whether such person is the owner
88 of the boat, or a permitted or an unauthorized user of the boat.
means any person in charge of, in command of, or in actual physical
control of a vessel upon the waters of the state, exercising control
90 over or having responsibility for a vessel's navigation or safety
while the vessel is underway upon the waters of the state, or
92 controlling or steering a vessel being towed by another vessel upon
the waters of the state.

94 *Owner* means a person, other than a lienholder, having the
property in or title to a vessel. The term includes a person entitled to
96 the use or possession of a vessel subject to an interest in another
person which is reserved or created by agreement and securing
98 payment of performance of an obligation. The term does not include
a lessee under a lease not intended as security.

100 *Person* means an individual, partnership, firm, corporation,
association, or other entity.

102 *Vessel* is synonymous with boat as referenced in s. 1(b), Art. VII
of the State Constitution and includes every description of
104 watercraft, barge, and airboat, other than a seaplane on the water,
used or capable of being used as a means of transportation on water.

106 *Vessel-exclusion zone* means an area from which all vessels or
certain classes of vessels are excluded.

108 *Waters of the state* means any navigable waters of the United
States within the territorial limits of the state of Florida, the marginal
110 sea adjacent to the state of Florida and the high seas when navigated
as a part of a journey or ride to or from the shore of the state of
112 Florida, and all the inland lakes, rivers, and canals under the
jurisdiction of the state of Florida.

114 ~~*Waterway* shall~~ means any waters, lakes, canals, streams,
116 lagoons or connecting waters, whether natural or manmade,
partially or wholly within the boundaries of the county.

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Sec. 8-28. Compliance with federal and state law.

All ~~vessels~~boats operating on or about the waterways of the county shall comply with all applicable federal and state laws, rules and regulations. The provisions of this article are supplementary to such federal and state laws, rules and regulations.

Sec. 8-29. Enforcement, Penalties for violations.

~~Violations of this article shall be punished as provided in section 1-9.~~

(a) This article may be enforced by any law enforcement officer as defined in Section 943.10, Florida Statutes.

(b) Violations of sections 8-31 and 8-32 may be punished as provided in Sections 327.72 through 327.74, Florida Statutes, by issuance of a uniform boating citation.

(c) Violations of section 8-28 shall be punished as provided in section 1-9.

Sec. 8-30. Exemptions.

(a) The following vessels are exempt from the prohibitions contained in sections 8-31 and 8-32:

(1) Vessels operating under emergency conditions during an emergency;

(2) Vessels used solely for law enforcement, firefighting, or rescue; or

(3) Vessels used by an employee, officer, or authorized agent of local, state, or federal government for ensuring compliance with local, state, or federal law or for performing other official duties.

~~Minimum safety and lighting standards.~~

~~(a) (i) Generally. All boats shall carry the safety equipment required by F.S. § 327.50. Each child under the age of six (6)~~

162 years who is a passenger in a boat shall wear a Coast Guard
163 approved lifesaving device at all times.

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165 ~~(ii) Each person being towed by a boat shall wear a Coast~~
166 ~~Guard approved Type I, II or III lifesaving device suitable for~~
167 ~~such use. The provisions of this subsection (ii) do not apply to~~
168 ~~a performer engaged in a professional exhibition or a person~~
169 ~~preparing to participate or participating in an official regatta,~~
170 ~~boat race, marine parade, tournament, or exhibition.~~

172 ~~(b) — Class A motorboats. All Class A motorboats (those~~
173 ~~motorboats less than sixteen (16) feet in length) shall have the~~
174 ~~following safety and lighting equipment:~~

175 ~~(1) Safety equipment:~~

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177 ~~a. (i) One (1) wearable lifesaving device in~~
178 ~~good and serviceable condition approved~~
179 ~~by the Coast Guard per each person aboard.~~

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181 ~~(ii) Each person being towed by a motorboat~~
182 ~~shall wear a Coast Guard approved Type I,~~
183 ~~II or III lifesaving device suitable for such~~
184 ~~use. The provisions of this subsection (ii)~~
185 ~~do not apply to a performer engaged in a~~
186 ~~professional exhibition or a person~~
187 ~~preparing to participate or participating in~~
188 ~~an official regatta, boat race, marine parade,~~
189 ~~tournament, or exhibition.~~

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191 ~~b. One (1) oar or paddle. Personal watercraft~~
192 ~~are exempt from this provision.~~

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194 ~~c. One (1) anchor and line in appropriate size~~
195 ~~and length. Personal watercraft are exempt~~
196 ~~from this provision.~~

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198 ~~d. One (1) Coast Guard approved or~~
199 ~~Underwriters' Laboratory "Marine Type,"~~
200 ~~Class B, Size I fire extinguisher. This is not~~
201 ~~required on boats propelled by outboard~~
202 ~~motor and not carrying passengers for hire,~~
203 ~~if the motorboat is of open construction.~~
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206 ~~(2) Lighting requirements. Between sunset and~~
208 ~~sunrise the following lights shall be~~
~~required:~~

210 ~~a. One (1) white light aft, such light not to be~~
212 ~~obstructed by any part of the vessel so as to~~
~~be visible in all directions.~~

214 ~~b. One (1) combination red and green light on~~
216 ~~fore part of boat showing green to starboard~~
~~(right) and red to port (left), so fixed as to~~
218 ~~show the light from dead ahead to ten (10)~~
~~points off the beam on their respective sides.~~

220 ~~c. Any boat may carry and exhibit the lights~~
222 ~~required by the International Regulations for~~
~~Preventing Collisions at Sea in lieu of the~~
224 ~~lights prescribed in this section.~~

226 ~~(e) *Class I Motorboats.* All Class I motorboats~~
~~(motorboats sixteen (16) feet or greater in length) shall have the~~
228 ~~following safety and lighting equipment.~~

230 ~~(1) Safety equipment:~~

232 ~~a. (i) One (1) wearable lifesaving device in~~
234 ~~good serviceable condition, approved by the~~
~~Coast Guard for each person on board and~~
236 ~~one (1) Coast Guard approved throwable~~
~~flotation device in each boat.~~

238 ~~(ii) Each person being towed by a motorboat~~
240 ~~shall wear a Coast Guard approved Type I,~~
~~II or III lifesaving device suitable for such~~
242 ~~use. The provisions of this subsection (ii) do~~
~~not apply to a performer engaged in a~~
244 ~~professional exhibition or a person~~
~~preparing to participate or participating in an~~
~~official regatta, boat race, marine parade,~~
246 ~~tournament, or exhibition.~~

248 ~~b. One (1) Coast Guard approved or~~
~~Underwriters' Laboratory "Marine Type,"~~
250 ~~Class B, Size I fire extinguisher. This is not~~
~~required on boats propelled by an outboard~~

252 motor and not carrying passengers for hire,
if the motorboat is of open construction.

254 ~~c. One (1) anchor and line of appropriate size
and length.~~

256 ~~d. One (1) hand or power operated whistle or
258 horn capable of producing a blast of two-
second duration and audible for a distance of
260 one-half mile.~~

262 ~~(2) *Lighting requirements.* Between sunset and
sunrise the following lights shall be required:~~

264 ~~a. One (1) white light aft, such light not to be
266 obstructed by any part of the vessel so as to
be visible in all directions.~~

268 ~~b. One (1) combination red and green light on
270 fore part of boat showing green to starboard
(right) and red to port (left), so fixed as to
272 show the light from dead ahead to ten (10)
points off the beam on their respective sides.~~

274 ~~c. Any motorboat may carry and exhibit lights
276 required by the International Regulations for
Preventing Collisions at Sea in lieu of the
278 lights prescribed in this section.~~

280 ~~(d) *All boats Night light.* Between sunset and sunrise
every boat or motorboat shall carry a lighting device capable of
282 shining a white light around the horizon (three hundred sixty (360)
degrees) and shall display such light in sufficient time as to avoid
284 a collision with another vessel.~~

286 ~~(e) *Same Lifesaving devices.* Every boat or motorboat
shall be equipped with at least one (1) adequate wearable lifesaving
288 device for every occupant.~~

290 **Sec. 8-31. Location of permitted idle speed, no wake**
292 **boating-restricted areas; actions regulated.**

294 (a) The following described waters of the state or
portions of waters of the state are hereby established as idle speed,
296 no wake boating-restricted areas:

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(1) Big Sand Lake

- a. Those channels, canals, and land cuts on Big Sand Lake between points 28 26.289N, 81 28.693W and 28 26.408N, 81 28.877W, as shown on the attached map labeled Appendix “B”: “No Wake Zone, Big Sand Lake”.
- b. Those channels, canals, and land cuts on Big Sand Lake between points 28 25.614N, 81 29.729W and 28 25.647N, 81 29.673W, as shown on the attached map labeled Appendix “B”: “No Wake Zone, Big Sand Lake”.
- c. Those channels, canals, and land cuts on Big Sand Lake between points 28 25.788N, 81 29.027W and 28 25.560N, 81 28.948W, as shown on the attached map labeled Appendix “B”: “No Wake Zone, Big Sand Lake”.
- d. Those channels, canals, and land cuts on Big Sand Lake between points 28 24.977N, 81 28.927W and 28 24.928N, 81 28.972W, as shown on the attached map labeled Appendix “B”: “No Wake Zone, Big Sand Lake”.
- e. Those channels, canals, and land cuts on Big Sand Lake, from point 28 25.770N, 81 29.964W extending to the northern shoreline of the entire cove, as shown on the attached map labeled Appendix “B”: “No Wake Zone, Big Sand Lake”.

(2) Butler Chain of Lakes

- a. The area of water on Lake Down, in the Butler Chain of Lakes, between points 28 30.159N, 81 30.798W and 28 29.968N, 81 30.690W, extending to the eastern shoreline, as shown on the attached map labeled Appendix “C”: “No Wake Zone, Butler Chain of Lakes”.
- b. The area of water on Lake Down, in the Butler Chain of Lakes, between points 28 29.702N, 81 31.209W and 28 29.665N, 81 31.144W, extending to the southern shoreline, as shown on the attached map labeled Appendix “C”: “No Wake Zone, Butler Chain of Lakes”.

- 342 c. Those channels, canals, and land cuts between Lake Down
344 (28 30.480N, 81 32.172W) and Little Lake Down (28
346 30.483N, 81 32.293W) in the Butler Chain of Lakes, as
shown on the attached map labeled Appendix “C”: “No
Wake Zone, Butler Chain of Lakes”.
- 348 d. Those channels, canals, and land cuts between Lake Down
350 (28 30.279N, 81 32.165W) and Wauseon Bay (28 30.180N,
352 81 32.332W) in the Butler Chain of Lakes, as shown on the
attached map labeled Appendix “C”: “No Wake Zone,
Butler Chain of Lakes”.
- 354 e. Those channels, canals, and land cuts within Wauseon Bay,
356 between points 28 30.243N, 81 32.470W; 28 32.507N, 81
358 32.507W and 28 30.268N, 81 32.600W; 28 30.220N, 81
32.592W, in the Butler Chain of Lakes, as shown on the
attached map labeled Appendix “C”: “No Wake Zone,
Butler Chain of Lakes”.
- 360 f. Those channels, canals, and land cuts between Wauseon Bay
362 (28 30.012N, 81 32.938W) and Lake Butler (28 29.951N, 81
364 32.978W) in the Butler Chain of Lakes, as shown on the
attached map labeled Appendix “C”: “No Wake Zone,
Butler Chain of Lakes”.
- 366 g. Those channels, canals, and land cuts between Lake Butler
368 (28 28.737N, 81 32.635W) and Lake Louise (28 28.692N,
370 81 32.589W) in the Butler Chain of Lakes, as shown on the
attached map labeled Appendix “C”: “No Wake Zone,
Butler Chain of Lakes”.
- 372 h. Those channels, canals, and land cuts between Lake Louise
374 (28 28.502N, 81 31.823W) and Lake Isleworth (28 28.376N,
376 81 31.847W) in the Butler Chain of Lakes, as shown on the
attached map labeled Appendix “C”: “No Wake Zone,
Butler Chain of Lakes”.
- 378 i. The area of water on Lake Isleworth, in the Butler Chain of
380 Lakes, between points 28 28.267N, 81 31.879W and 28
382 28.264N, 81 31.847W, extending to the southern shoreline,
as shown on the attached map labeled Appendix “C”: “No
Wake Zone, Butler Chain of Lakes”.
- 384 j. Those channels, canals, and land cuts between Lake
386 Isleworth (28 28.203N, 81 31.662W) and Lake Tibet (28
28.095N, 81 31.564W) in the Butler Chain of Lakes, as

- 388 shown on the attached map labeled Appendix “C”: “No
390 Wake Zone, Butler Chain of Lakes”.
- 392 k. Those channels, canals, and land cuts between Lake Tibet
394 (28 28.111N, 81 31.328W) and Lake Chase (28 28.158N, 81
396 31.307W) in the Butler Chain of Lakes, as shown on the
398 attached map labeled Appendix “C”: “No Wake Zone,
400 Butler Chain of Lakes”.
- 402 l. Those channels, canals, and land cuts between Lake Chase
404 (28 28.435N, 81 31.025W) and Lake Blanche (28 28.571N,
406 81 31.977W) in the Butler Chain of Lakes, as shown on the
408 attached map labeled Appendix “C”: “No Wake Zone,
410 Butler Chain of Lakes”.
- 412 m. The area of water on Lake Tibet, in the Butler Chain of
414 Lakes, from point 28 27.539N, 81 30.931W extending to the
416 northern shoreline of the entire cove, as shown on the
418 attached map labeled Appendix “C”: “No Wake Zone,
420 Butler Chain of Lakes”.
- 422 n. Those channels, canals, and land cuts between Lake Tibet
424 (28 26.341N, 81 31.399W) and Lake Sheen (28 26.267N, 81
426 31.327W) in the Butler Chain of Lakes, as shown on the
428 attached map labeled Appendix “C”: “No Wake Zone,
430 Butler Chain of Lakes”.
- 432 o. The area of water on Lake Sheen, in the Butler Chain of
Lakes, between points 28 26.098N, 81 30.762W and 28
26.063N, 81 30.768W, extending to the eastern shoreline, as
shown on the attached map labeled Appendix “C”: “No
Wake Zone, Butler Chain of Lakes”.
- p. Those channels, canals, and land cuts between Lake Sheen
(28 25.528N, 81 30.838W) and Pocket Lake (28 25.475N,
81 30.824W) in the Butler Chain of Lakes, as shown on the
attached map labeled Appendix “C”: “No Wake Zone,
Butler Chain of Lakes”.
- q. Those channels, canals, and land cuts between Pocket Lake
(28 25.076N, 81 30.886W) and Fish Lake (28 24.690N, 81
30.847W) in the Butler Chain of Lakes, as shown on the
attached map labeled Appendix “C”: “No Wake Zone,
Butler Chain of Lakes”.

- 434 r. The area of water on Lake Down, in the Butler Chain of
436 Lakes, from point 28 30.417N, 81 32.168W extending to the
western shoreline of the entire canal, as shown on the
attached map labeled Appendix “C”: “No Wake Zone,
438 Butler Chain of Lakes”.
- 440 s. Those channels, canals, and land cuts on Lake Down, in the
Butler Chain of Lakes, from point 28 30.146N, 81 32.016W
442 extending to the southern shoreline, as shown on the attached
map labeled Appendix “C”: “No Wake Zone, Butler Chain
444 of Lakes”.
- 446 t. Those channels, canals, and land cuts on Lake Down, in the
Butler Chain of Lakes, from 28 30.140N, 81 32.101W
448 extending to the western and southern shoreline, as shown
on the attached map labeled Appendix “C”: “No Wake Zone,
450 Butler Chain of Lakes”.
- 452 u. Those channels, canals, and land cuts between Lake Down
and Wauseon Bay, from point 28 30.227N, 81 32.234W
454 extending to the southern shoreline in the Butler Chain of
Lakes, as shown on the attached map labeled Appendix “C”:
456 “No Wake Zone, Butler Chain of Lakes”.
- 458 v. Those channels, canals, and land cuts on Lake Butler (28
29.512N, 81 32.275W); (28 29.463N, 81 32.323W) and (28
460 29.594N, 81 32.310W); (28 29.550N, 81 32.421W) in the
Butler Chain of Lakes, as shown on the attached map labeled
462 Appendix “C”: “No Wake Zone, Butler Chain of Lakes”.
- 464 w. The area of water on Lake Butler, in the Butler Chain of
Lakes, from point 28 29.194N, 81 32.070W, extending to the
466 eastern and southern shoreline, as shown on the attached
map labeled Appendix “C”: “No Wake Zone, Butler Chain
468 of Lakes”.
- 470 x. Those channels, canals, and land cuts on Lake Butler, from
point 28 28.381N, 81 33.493W extending to the eastern
472 shoreline in the Butler Chain of Lakes, as shown on the
attached map labeled Appendix “C”: “No Wake Zone,
474 Butler Chain of Lakes”.
- 476 y. The area of water on Lake Tibet, in the Butler Chain of
Lakes, from point 28 28.015N, 81 30.995W extending to the
northeastern shoreline of the entire cove, as shown on the

- 478 attached map labeled Appendix “C”: “No Wake Zone,
480 Butler Chain of Lakes”.
- 482 z. Those channels, canals, and land cuts on Lake Tibet, from
484 point 28 27.864N, 81 30.963W extending to the eastern
486 shoreline in the Butler Chain of Lakes, as shown on the
488 attached map labeled Appendix “C”: “No Wake Zone,
490 Butler Chain of Lakes”.
- 492 aa. Those channels, canals, and land cuts on Lake Tibet, from
494 point 28 27.410N, 81 30.839W extending to the entire cove
496 in the Butler Chain of Lakes, as shown on the attached map
498 labeled Appendix “C”: “No Wake Zone, Butler Chain of
500 Lakes”.
- 502 bb. Those channels, canals, and land cuts on Lake Tibet, from
504 point 28 27.319N, 81 30.714W extending to the eastern
506 shoreline in the Butler Chain of Lakes, as shown on the
508 attached map labeled Appendix “C”: “No Wake Zone,
510 Butler Chain of Lakes”.
- 512 cc. Those channels, canals, and land cuts on Lake Tibet between
514 points 28 27.220N, 81 32.036W and 28 27.274N, 81
516 32.063W in the Butler Chain of Lakes, as shown on the
518 attached map labeled Appendix “C”: “No Wake Zone,
520 Butler Chain of Lakes”.
- 522 dd. Those channels, canals, and land cuts on Lake Tibet, from
point 28 27.199N, 81 32.132W extending to the western
shoreline of the entire cove in the Butler Chain of Lakes, as
shown on the attached map labeled Appendix “C”: “No
Wake Zone, Butler Chain of Lakes”.
- ee. Those channels, canals, and land cuts on Lake Sheen, from
point 28 25.704N, 81 31.717W extending to the western
shoreline in the Butler Chain of Lakes, as shown on the
attached map labeled Appendix “C”: “No Wake Zone,
Butler Chain of Lakes”.
- ff. Those channels, canals, and land cuts on Lake Sheen, from
point 28 25.628N, 81 31.695W extending to the
southwestern shoreline in the Butler Chain of Lakes, as
shown on the attached map labeled Appendix “C”: “No
Wake Zone, Butler Chain of Lakes”.

524 gg. Those channels, canals, and land cuts on Fish Lake, from
526 point 28 24.683N, 81 30.705W extending to the northern
shoreline in the Butler Chain of Lakes, as shown on the
attached map labeled Appendix “C”: “No Wake Zone,
Butler Chain of Lakes”.

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530 hh. Those channels, canals, and land cuts on Lake Down, in the
Butler Chain of Lakes, from point 28 30.646N, 81 32.132W
extending to the western shoreline, as shown on the attached
532 map labeled Appendix “C”: “No Wake Zone, Butler Chain
of Lakes”.

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536 ii. The area of water on Lake Butler, in the Butler Chain of
Lakes, between points 28 29.497N, 81 32.209W and 28
29.495N, 81 32.188W, extending to the northern shoreline,
538 as shown on the attached map labeled Appendix “C”: “No
Wake Zone, Butler Chain of Lakes”.

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542 (3) Conway Chain of Lakes

544 a. The area of water on Little Lake Conway, in the Conway
Chain of Lakes, between points 28 28.662N, 81 21.961W
546 and 28 28.660N, 81 21.941W, extending to the southern
shoreline, as shown on the attached map labeled Appendix
548 “D”: “No Wake Zone, Conway Chain of Lakes”.

550 b. Those channels, canals, and land cuts between Little Lake
Conway (28 29.136N, 81 21.903W); (28 29.150N, 81
552 21.897W) and Lake Gatlin (28 29.306N, 81 22.069W) in the
Conway Chain of Lakes, as shown on the attached map
554 labeled Appendix “D”: “No Wake Zone, Conway Chain of
Lakes”.

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558 c. The area of water on Little Lake Conway, in the Conway
Chain of Lakes, between points 28 29.352N, 81 21.583W
and 28 29.354N, 81 21.572W, extending to the northern
560 shoreline, as shown on the attached map labeled Appendix
“D”: “No Wake Zone, Conway Chain of Lakes”.

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564 d. The area of water on Little Lake Conway, in the Conway
Chain of Lakes, from point 28 29.613N, 81 21.080W
extending to the northwestern shoreline of the entire canal,
566 as shown on the attached map labeled Appendix “D”: “No
Wake Zone, Conway Chain of Lakes”.

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- 570 e. The area of water on Little Lake Conway, in the Conway
572 Chain of Lakes, from point 28 29.696N, 81 20.886W
extending to the eastern shoreline of the entire canal, as
shown on the attached map labeled Appendix “D”: “No
574 Wake Zone, Conway Chain of Lakes”.
- 576 f. The area of water on Little Lake Conway, in the Conway
578 Chain of Lakes, from point 28 29.762N, 81 20.878W
extending to the northwestern shoreline of the entire canal,
as shown on the attached map labeled Appendix “D”: “No
580 Wake Zone, Conway Chain of Lakes”.
- 582 g. The area of water on Little Lake Conway, in the Conway
584 Chain of Lakes, from point 28 29.784N, 81 20.810W
extending to the northern shoreline of the entire canal, as
shown on the attached map labeled Appendix “D”: “No
586 Wake Zone, Conway Chain of Lakes”.
- 588 h. The area of water on Little Lake Conway, in the Conway
590 Chain of Lakes, from point 28 29.774N, 81 20.777W
extending to the eastern shoreline of the entire canal, as
shown on the attached map labeled Appendix “D”: “No
592 Wake Zone, Conway Chain of Lakes”.
- 594 i. The area of water on Little Lake Conway, in the Conway
596 Chain of Lakes, from point 28 29.105N, 81 20.813W
extending to the southern shoreline of the entire canal, as
shown on the attached map labeled Appendix “D”: “No
598 Wake Zone, Conway Chain of Lakes”.
- 600 j. Those channels, canals, and land cuts between Little Lake
602 Conway (28 29.197N, 81 20.874W); (28 29.186N, 81
20.841 W) and Lake Conway (28 28.870N, 81 21.142W); (28
604 28.882N, 81 21.118W) in the Conway Chain of Lakes, as
shown on the attached map labeled Appendix “D”: “No
Wake Zone, Conway Chain of Lakes”.
- 606 k. The area of water on the south lobe of Lake Conway, in the
608 Conway Chain of Lakes, between points 28 27.506N, 81
21.185W and 28 27.495N, 81 21.182W, extending to the
610 eastern shoreline, as shown on the attached map labeled
Appendix “D”: “No Wake Zone, Conway Chain of Lakes”.
- 612 l. The area of water on the south lobe of Lake Conway, in the
614 Conway Chain of Lakes, from point 28 27.301N, 81
20.439W extending to the eastern shoreline of the entire

- 616 canal, as shown on the attached map labeled Appendix “D”:
“No Wake Zone, Conway Chain of Lakes”.
- 618 m. The area of water on the south lobe of Lake Conway, in the
620 Conway Chain of Lakes, from points 28 27.694N, 81
622 20.535W and 28 27.683N, 81 20.525W, extending to the
northeastern shoreline, as shown on the attached map labeled
Appendix “D”: “No Wake Zone, Conway Chain of Lakes”.
- 624 n. The area of water on Little Lake Conway, in the Conway
626 Chain of Lakes, between points 28 29.406N, 81 20.652W;
628 28 29.398N, 81 20.604W and 28 29.329N, 81 20.687W; 28
29.363N, 81 20.705W extending to the northwestern and
630 southeastern shorelines of both grassy islands, as shown on
the attached map labeled Appendix “D”: “No Wake Zone,
632 Conway Chain of Lakes”.
- 634 o. Those channels, canals, and land cuts on Little Lake Conway
636 between points 28 29.167N, 81 20.805W; 28 29.140N, 81
20.765W; 28 29.113N, 81 20.710W; and 28 29.107N, 81
638 20.641W extending to the southern shoreline in the Conway
Chain of Lakes, as shown on the attached map labeled
Appendix “D”: “No Wake Zone, Conway Chain of Lakes”.
- 640 p. The area of water on the middle lobe of Lake Conway, in the
642 Conway Chain of Lakes, from point 28 28.865N, 81
21.185W extending to the northwestern shoreline of the
entire canal, as shown on the attached map labeled Appendix
644 “D”: “No Wake Zone, Conway Chain of Lakes”.
- 646 q. Those channels, canals, and land cuts on the middle lobe of
648 Lake Conway, in the Conway Chain of Lakes, from point 28
28.238N, 81 20.405W extending to the southeastern
shoreline of the entire canal, as shown on the attached map
650 labeled Appendix “D”: “No Wake Zone, Conway Chain of
Lakes”.
- 652 r. Those channels, canals, and land cuts on the middle lobe of
654 Lake Conway, in the Conway Chain of Lakes, from point 28
27.985N, 81 20.580W extending to the southeastern
656 shoreline of the entire canal, as shown on the attached map
labeled Appendix “D”: “No Wake Zone, Conway Chain of
658 Lakes”.
- 660 s. Those channels, canals, and land cuts between the middle
lobe of Lake Conway (28 27.888N, 81 21.479W; 28

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27.857N, 81 21.512W) and the south lobe of Lake Conway (28 27.801N, 81 21.444W; 28 27.817N, 81 21.412W) in the Conway Chain of Lakes, as shown on the attached map labeled Appendix “D”: “No Wake Zone, Conway Chain of Lakes”.

t. The area of water on Lake Gatlin, in the Conway Chain of Lakes, from point 28 29.407N, 81 21.953W extending to the eastern shoreline of the entire canal, as shown on the attached map labeled Appendix “D”: “No Wake Zone, Conway Chain of Lakes”.

(4) Lake Jessamine

a. The area of water on Lake Jessamine, from points 28 28.628N, 81 23.053W and 28 28.622N, 81 23.052W extending to the eastern shoreline, as shown on the attached map labeled Appendix “E”: “No Wake Zone, Lake Jessamine”.

b. The area of water on Lake Jessamine, from points 28 28.942N, 81 23.386W and 28 28.930N, 81 23.382W extending to the western shoreline, as shown on the attached map labeled Appendix “E”: “No Wake Zone, Lake Jessamine”.

(5) Johns Lake

a. Those channels, canals, and land cuts on Johns Lake, from point 28 31.999N, 81 37.227W, extending to the eastern roadway, as shown on the attached map labeled Appendix “F”: “No Wake Zone, Johns Lake”.

(6) Lake Pickett

a. Those channels, canals, and land cuts on Lake Pickett, from point 28 35.785N, 81 06.352W, extending to the southern shore, as shown on the attached map labeled Appendix “H”: “No Wake Zone, Lake Pickett”.

b. Those channels, canals, and land cuts on Lake Pickett, from point 28 35.577N, 81 06.664W, extending to the southern shore, as shown on the attached map labeled Appendix “H”: “No Wake Zone, Lake Pickett”.

- 708 c. Those channels, canals, and land cuts on Lake Pickett, from
710 point 28 35.658N, 81 06.747W, extending to the eastern
shore, as shown on the attached map labeled Appendix “H”:
“No Wake Zone, Lake Pickett”.
- 712 d. Those channels, canals, and land cuts on Lake Pickett, from
714 point 28 36.743N, 81 07.413W, extending to the western
shore, as shown on the attached map labeled Appendix “H”:
716 “No Wake Zone, Lake Pickett”.
- 718 e. Those channels, canals, and land cuts on Lake Pickett, from
720 point 28 36.825N, 81 06.389W, extending to the
northeastern shore, as shown on the attached map labeled
Appendix “H”: “No Wake Zone, Lake Pickett”.
- 722 f. Those channels, canals, and land cuts on Lake Pickett, from
724 point 28 35.940N, 81 06.145W, extending to the eastern
shore, as shown on the attached map labeled Appendix “H”:
726 “No Wake Zone, Lake Pickett”.

728 (b) No owner, operator, or person in command of any
vessel shall permit the operation of or operate a vessel within a
730 boating-restricted area designated by subsection (a) at a speed in
excess of idle speed, no wake.

732 **General operation of boats and personal watercraft.**

734 (a) ~~All boats and motorboats shall, whenever possible,~~
736 ~~keep at least three hundred (300) feet behind any boat towing a~~
~~skier and shall stay clear of, by at least one hundred (100) feet, any~~
738 ~~boat or motorboat anchored or used for fishing. When a ski jump~~
~~is in use, all other boats shall, whenever possible, stay at least one~~
740 ~~hundred (100) feet away on either side and five hundred (500) feet~~
~~behind the ski jump.~~

742 (b) ~~No person shall operate any boat recklessly,~~
744 ~~overload any boat, indulge in any motorboat race, make sudden~~
~~turns at excessive speed, follow too closely to other boats, or~~
746 ~~operate any boat in such a way that it may endanger other boats,~~
~~life or property.~~

748 (c) ~~All motorboat operators shall sit within the confines~~
750 ~~of the boat and shall require that their passengers do likewise.~~
~~Bowriding and gunwhale riding are strictly prohibited.~~

752

754 ~~(d) Care shall be taken by the operators of all~~
755 ~~motorboats and personal watercraft to prevent damage from their~~
756 ~~wash, bow wave or stern wave, or from objects towed by such~~
757 ~~boats to other boats, docks, piers, shorelines and boathouses.~~
758 ~~Boats, motorboats and personal watercraft shall not create a wake~~
759 ~~while operating within a canal, or within one hundred (100) feet of~~
760 ~~the shoreline, docks, piers, bridges or boathouses, or any other~~
761 ~~object arising from the water (excluding ski jumps or slalom~~
762 ~~courses) except when picking up or dropping off a waterskier. The~~
763 ~~one hundred foot distance shall be measured from the boat,~~
764 ~~motorboat or personal watercraft itself or from any extension~~
765 ~~thereof, including but not limited to, a skier, aquaplane or other~~
766 ~~device being towed.~~

767 ~~(e) All boats and motorboats towing water skiers,~~
768 ~~aquaplanes or other devices shall operate in a counterclockwise~~
769 ~~direction of the waterway whenever possible.~~

770
771 **Sec. 8-32. Location of designated swim area and vessel-**
772 **exclusion zone; actions regulated.**

773
774
775 (a) The following described portion of Lake Butler is
776 designated as a swim area and thereby established as a vessel-
777 exclusion zone:

778
779 (1) An area in Lake Butler, on the east side of the
780 lake, located on the north side of the island known as Egret
781 Island/Bird Island, extending between points 28 29.483N, 81
782 32.490W; 28 29.499N, 81 32.482W; 28 29.509N, 81
783 32.476W; 28 29.519N, 81 32.470W; 28 29.529N, 81
784 32.464W; 28 29.537N, 81 32.458W; 28 29.543N, 81
785 32.442W; 28 29.546N, 81 32.427W; and 28 29.543N, 81
786 32.420W extending to the north and northwest following the
787 natural contours of the shoreline, as shown on the attached
788 map labeled Appendix "A": Swim Area, Butler Chain of
789 Lakes.

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791 (b) No owner, operator, or person in command of any
792 vessel shall permit the operation of or operate a vessel, or any part
793 thereof within the area designated by subsection (a).

794
795 (c) In addition to those exemptions set forth in section
796 8-30, vessels owned or operated by the owner of the island known

798 as Egret Island/Bird Island are exempt from the prohibitions
800 contained in this section.

802 **~~Speed limits; posting.~~**

802 ~~The board of county commissioners may, by resolution,~~
804 ~~impose a speed limit on any waterway when it is determined that a~~
806 ~~speed limit is necessary to protect the health, safety and general~~
808 ~~welfare of the citizens of the county. Such speed limit shall be~~
~~lawfully posted in or near the waterway in a location to be visible~~
~~to the public.~~

810 **Sec. 8-33. ReservedPersonal watercraft.**

812 (a) ~~Personal watercraft under power shall keep at least~~
814 ~~three hundred (300) feet behind any boat towing a skier and shall~~
816 ~~stay clear of, by at least one hundred (100) feet, any vessel~~
818 ~~anchored or used for fishing or otherwise not under power. When~~
~~a ski jump is in use, all personal watercraft shall stay clear of the~~
~~area three hundred (300) feet on either side and five hundred (500)~~
~~feet ahead of, and five hundred (500) feet behind, the ski jump.~~

820 (b) ~~Personal watercraft are prohibited on ski jumps not~~
822 ~~explicitly designated for their use.~~

824 (c) ~~No person shall create a wake while operating a~~
826 ~~personal watercraft within one hundred (100) feet of any persons~~
~~in the water.~~

828 (d) ~~No person shall operate a personal watercraft while~~
830 ~~exceeding the manufacturer's recommended maximum weight or~~
~~number of occupants.~~

832 **Sec. 8-34. Reference to other authoritySwimmers and skin
834 divers.**

834 Where a statute is referenced in this article, the reference shall
836 be interpreted to mean the most recently adopted version of such
838 statute.(a) ~~No person shall swim from the shore more than one~~
~~hundred (100) feet unless accompanied by a boat or identified by~~
~~a standard buoy and flag.~~

840 (b) ~~No person shall scuba or skin dive unless identified~~
842 ~~by a standard scuba or skin diving flag.~~

844 **Sec. 8-35. Reserved ~~Tampering, trespass to boats,~~**
846 **~~boathouses, docks.~~**

846 It shall be unlawful for any person to molest, tamper with,
848 damage, destroy, trespass upon or cast loose or set adrift any boat
850 belonging to another, or to disturb, destroy, steal, take or carry
852 away any of the contents, fixtures, motors or accessories of any
boat belonging to another. It shall be unlawful to trespass upon or
within boathouses or docks belonging to others.

854 **Sec. 8-36. Reserved ~~Damage to channel markers, buoys,~~**
856 **~~signs, or signals.~~**

856 It shall be unlawful for any person to remove, damage or
858 destroy any channel markers, buoys, speed limits signs or
860 directional signals maintained by the county. Any person injuring
862 or damaging any channel markers, buoys, bulkheads, docks or
boathouses or involved in any collision or upset with any other
craft shall report such incident as soon as possible.

864 **Sec. 8-37. Reserved ~~Muffling equipment.~~**

866 In order to minimize noise, boats, motorboats and personal
868 watercraft shall utilize only factory issued muffling equipment.

870 **Sec. 8-38. Reserved ~~Location of designated swim area and~~**
872 **~~vessel exclusion zone; actions regulated.~~**

874 (d) The following described portion of Lake Butler is
hereby designated as a swim area:

876 (1) An area in Lake Butler, on the east side of the
878 lake, located on the north side of the island known as Egret
Island/Bird Island, extending between points 28 29.483N, 81
32.490W; 28 29.499N, 81 32.482W; 28 29.509N, 81
880 32.476W; 28 29.519N, 81 32.470W; 28 29.529N, 81
32.464W; 28 29.537N, 81 32.458W; 28 29.543N, 81
882 32.442W; 28 29.546N, 81 32.427W; and 28 29.543N, 81
32.420W extending to the north and northwest following the
884 natural contours of the shoreline, as shown on the attached
map labeled Appendix "A": Swim Area, Butler Chain of
886 Lakes.

888 (e) ~~No owner, operator, or person in command of any~~
890 ~~vessel shall permit the operation of or operate a vessel within the~~
~~swim area designated by subsection (a).~~

892 (f) ~~The following vessels are exempt from the~~
~~prohibitions contained in this section:~~

894 (4) ~~Vessels owned or operated by the owner of~~
896 ~~the island known as Egret Island/Bird Island;~~

898 (5) ~~Vessels operating under emergency~~
900 ~~conditions during an emergency;~~

902 (6) ~~Vessels used solely for law enforcement,~~
~~firefighting, or rescue; or~~

904 (7) ~~Vessels used by an employee, officer, or~~
906 ~~authorized agent of local, state, or federal government for~~
908 ~~ensuring compliance with local, state, or federal law or for~~
~~performing other official duties.~~

910 (g) ~~As used in this section, the term:~~

912 (1) ~~“Operate” means to be in charge of, in~~
914 ~~command of, or in actual physical control of a vessel upon~~
916 ~~the waters of the state, to exercise control over or to have~~
918 ~~responsibility for a vessel’s navigation or safety while the~~
~~vessel is underway upon the waters of the state, or to control~~
~~or steer a vessel being towed by another vessel upon the~~
~~waters of the state.~~

920 (2) ~~“Operator” means any person in charge of, in~~
922 ~~command of, or in actual physical control of a vessel upon~~
924 ~~the waters of the state, exercising control over or having~~
926 ~~responsibility for a vessel’s navigation or safety while the~~
~~vessel is underway upon the waters of the state, or~~
~~controlling or steering a vessel being towed by another~~
~~vessel upon the waters of the state.~~

928 (3) ~~“Owner” means a person, other than a~~
930 ~~lienholder, having the property in or title to a vessel. The~~
~~term includes a person entitled to the use or possession of a~~
~~vessel subject to an interest in another person which is~~
~~reserved or created by agreement and securing payment of~~

932 performance of an obligation. The term does not include a
933 lessee under a lease not intended as security.

934
935 (4) ~~“Person” means an individual, partnership,~~
936 ~~firm, corporation, association, or other entity.~~

937 (5) ~~“Swim area” means an area where all vessels~~
938 ~~of any type are prohibited from entering.~~

939 (6) ~~“Vessel” is synonymous with boat as~~
940 ~~referenced in s. 1(b), Art. VII of the State Constitution and~~
941 ~~includes every description of watercraft, barge, and airboat,~~
942 ~~other than a seaplane on the water, used or capable of being~~
943 ~~used as a means of transportation on water.~~

944 (7) ~~“Waters of the state” means any navigable~~
945 ~~waters of the United States within the territorial limits of the~~
946 ~~state of Florida, the marginal sea adjacent to the state of~~
947 ~~Florida and the high seas when navigated as a part of a~~
948 ~~journey or ride to or from the shore of the state of Florida,~~
949 ~~and all the inland lakes, rivers, and canals under the~~
950 ~~jurisdiction of the state of Florida.~~

951 (h) ~~The provisions of this section may be enforced by~~
952 ~~issuance of a uniform boating citation by any law enforcement~~
953 ~~officer as defined in Section 943.10, Florida Statutes, pursuant to the~~
954 ~~procedures set forth in Sections 327.73 and 327.74, Florida Statutes.~~

955 (i) ~~Where a statute is referenced in this section, the~~
956 ~~reference shall be interpreted to mean the most recently adopted~~
957 ~~version of such statute.~~

964 **Section 3. Effective Date.** This ordinance shall become effective on _____, 2023.

965 ADOPTED THIS ____ DAY OF _____, 2023.

968 ORANGE COUNTY, FLORIDA
969 By: Board of County Commissioners

970 By: _____
971 Jerry L. Demings
972 Orange County Mayor

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ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners

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By: _____
Deputy Clerk

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986 [ATTACH APPENDICES]

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