

Resolution No. 528-20

RESOLUTION IN SUPPORT OF LOCAL AND PRIVATE LEGISLATION
AUTHORIZING THE OPERATION OF LOW-SPEED VEHICLES ON THE
ROADS, STREETS, AND AVENUES OF THE CITY OF BILOXI, MISSISSIPPI

WHEREAS, the City Council and the City of Biloxi ("City") have been apprised of the fact that many residents desire to commute short distances within their neighborhoods by means of Low-Speed vehicles; and

WHEREAS, public safety officials have advised the City Council that the operation of such Low-Speed Vehicles on the City roads, streets, and avenues can be safely effectuated through a properly drafted ordinance regulating the operation of such Low-Speed Vehicles; and

WHEREAS, the Administration is in favor of authorizing such use of Low-Speed Vehicles in an attempt to promote economic development, community spirit, and the engagement of the City's resources by its citizens; and

WHEREAS, traffic regulations are preempted by State law and it is necessary to pursue local and private legislation to authorize the operation of such Low-Speed Vehicles on the City's streets and avenues; and

WHEREAS, upon passage of such legislation, the governing authorities will enact, by separate ordinance, regulations for the control and use of such Low-Speed Vehicles, and designate areas of the City where such vehicles may be used, and where they are prohibited.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BILOXI, THAT:

SECTION ONE: The findings, statements and conclusions contained in the preamble are hereby adopted, ratified and incorporated herein.

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SECTION TWO: The City Council hereby declares its support for the passage of legislation authorizing the operation of Low-Speed Vehicles, as described above, on the streets and avenues of the City.

SECTION THREE: Attached hereto as Exhibit "A" and incorporated herein by reference is a proposed local and private statute embodying the intent of the governing authorities in this endeavor.

SECTION FOUR: The Council Clerk shall forward two (2) certified copies of this resolution and its attachment to our local legislative delegation, with the request that the delegation pursue passage of a statute substantially in the form of the proposed enactment attached hereto.

SECTION FIVE: This resolution shall take effect and be in force from and after adoption.

The foregoing Resolution having first been reduced to writing, was read by the Clerk and moved by Councilmember Lawrence, seconded by Councilmember Gines, and was adopted by the following vote:

YEAS:	Lawrence	Deming	NAYS:	Tisdale
	Gines	Glavan		
	Newman	Barrett		

The President then declared the Resolution adopted this the 1st day of September,

2020.



ATTEST:

Karen L. Brashier
CLERK OF THE COUNCIL

APPROVED:

Robert L. Tisdale
PRESIDENT OF THE COUNCIL

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Submitted to and approved by the Mayor, this the 31st day of September, 2020.

APPROVED:



MAYOR

By:

AN ACT TO AUTHORIZE THE GOVERNING AUTHORITIES OF THE CITY OF BILOXI, MISSISSIPPI, TO ALLOW THE OPERATION OF LOW-SPEED VEHICLES ON CERTAIN PUBLIC ROADS, STREETS, AND AVENUES WITHIN THE CITY OF BILOXI; TO REQUIRE INDIVIDUALS OPERATING A LOW-SPEED VEHICLE OR GOLF CART TO HAVE A VALID DRIVER'S LICENSE; TO ALLOW CERTAIN REGISTRATION OF SUCH LOW-SPEED VEHICLE OR GOLF CART; AND FOR RELATED PURPOSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

SECTION 1. As used in this act, unless a different meaning clearly appears in the context, the following terms shall have the following meanings:

(a) "City" means the City of Biloxi, Mississippi.

(b) "Governing authorities" means the Mayor and City Council of the City of Biloxi, Mississippi.

(c) "Low-Speed Vehicle" means any motor four-wheeled electric or gasoline-powered vehicle that is not capable of exceeding speeds of twenty-five (25) miles per hour and is equipped with parking brake, headlamps, tail lamps, seatbelts and front and rear turn signals.

SECTION 2. (1) The governing authorities may, in their discretion, by ordinance, authorize the operation of Low-Speed Vehicles on public roads, avenues and streets in the City of Biloxi, Mississippi. Such authorization

must be embodied in an ordinance and recorded on the minutes of the City Council. Such authorization may be accompanied by conditions not inconsistent with this act and may be revoked, in whole or in part, by the governing authorities at any time. (2) Any person operating a Low-Speed Vehicle on the public roads, avenues and streets in the City under this act must have in his or her possession a valid driver's license, proof of insurance, and follow the applicable requirements of Section 63-15-1 et seq., Mississippi Code of 1972.

SECTION 3. Every owner of a Low-Speed Vehicle to be operated, as authorized under this act, on a public road, avenue or street shall be required to register the vehicle with the City. At the discretion of the City, the owner of the Low-Speed Vehicle may be issued a registration decal by the City in accordance with City ordinance.

SECTION 4. This act shall take effect and be in force from and after its passage.