

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Transportation Committee

BILL: CS/SB 672

INTRODUCER: Transportation Committee and Senator Pruitt

SUBJECT: Road Designations/Stan Mayfield Memorial Highway

DATE: April 6, 2009 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Hansson	Meyer	TR	Fav/CS
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

Please see Section VIII. for Additional Information:

A. COMMITTEE SUBSTITUTE..... Statement of Substantial Changes

B. AMENDMENTS..... Technical amendments were recommended

Amendments were recommended

Significant amendments were recommended

I. Summary:

Section 334.071, F.S., specifies the purpose and effect of the designation of roads, bridges, and other transportation facilities for honorary or memorial purposes by the Florida Legislature. These designations are for honorary purposes only, and do not require changing of street signs, mailing addresses, or 911 listings. The bill designates the following roads and bridges as follows:

- That portion of State Road 60 beginning directly west of the Interstate 95 interchange in Indian River County and ending at the Florida Turnpike interchange in Osceola County as the “Stan Mayfield Memorial Highway.”
- That portion of the overpass on SR 464/SW 17th Street in Ocala from SW 12th Avenue to US 27/301/441, SR 25/500, SE Pine Avenue in Marion County is designated as the “Kenneth H. “Buddy” McKay and Jim H. Williams Memorial Bridge.”
- That portion of the bridge on U.S. Highway 19/98 in Citrus County at the Cross Florida Barge Canal is designated as the “Trooper Ronald Gordon Smith Memorial Bridge.”
- That portion of I-95 between Baymeadows Road and State Road 16 in Duval County is designated as the “Coach Jermaine D. Hall Memorial Highway.”
- That portion of Northwest 77th Court in Miami Lakes is designated as “Orange Bowl Way.”

- That portion of Northbound Palmetto connecting Northbound I-75 in Miami Dade County is designated as “Andrew J. Capelletti Memorial Bridge.”
- That portion of State Road 46 in Lake County between South Round Lake Road and County Road 435 is designated as “Johnny C. Treadwell Highway.”
- That portion of Herada Street in St. Augustine, in St. Johns County between Menendez Road and Carver Street W is designated as “John Bruce Sweeny Street.”
- That portion of US Highway 27 in Polk County between Sand Mine Road and US Highway 192 is designated as the “Heather Hurd Memorial Highway.”
- That portion of US Highway 19 north of Perry between Slaughter House Road and Harrison Blue Boulevard is designated as the “Trooper Charles Eugene Campbell Memorial Highway.”

Committee substitute for SB 672 also designates SW 67th Avenue (Ludlam Road) in the City of South Miami and the Village of Pinecrest in Miami-Dade County from Bird Road to SW 136th Street as a state historic road. It prohibits the use of state funds to cut or remove certain trees and to alter the physical dimensions or location of Southwest 67th Avenue, subject to certain exceptions.

This bill creates undesignated sections of the Florida Statutes.

II. Present Situation:

Section 334.071, F.S., provides: (1) Legislative designations of transportation facilities are for honorary or memorial purposes, or to distinguish a particular facility, and may not be construed to require any action by local governments or private parties regarding the changing of any street signs, mailing addresses, or 911 emergency telephone number system listings, unless the legislation specifically provides for such changes; (2) When the Legislature establishes road or bridge designations, the Florida Department of Transportation (FDOT) is required to place markers only at the termini specified for each highway segment or bridge designated by the law creating the designation, and to erect any other markers it deems appropriate for the transportation facility; and (3) The FDOT may not erect the markers for honorary road or bridge designations unless the affected city or county commission enacts a resolution supporting the designation. When the designated road or bridge segment is located in more than one city or county, resolutions supporting the designations must be passed by each affected local government prior to the erection of the markers.

Sections 267.061 and 267.074, F.S., outline the policy and criteria for evaluating, designating, protecting, and marking historic highways, buildings, lands, and other properties in Florida. The Bureau of Historic Preservation, within the Department of State’s Division of Historical Resources, manages this program. Typically, the Division reviews applications for recommended historic designations; however, historic state highways are designated by passage of legislation, pursuant to s. 267.074(2)(b), F.S.

Florida has at least 11 state historic highways, ranging from Calle Ocho in Miami to the Old Apopka Road. North Ocean Boulevard, which is a section of Highway A1A in Palm Beach County, is both a scenic highway and a historic highway.

Although each historic highway designation is unique, they share a common requirement of maintaining the existing character and landscaping along the road. The legislation designating these historic highways generally prohibits the use of state funds to remove the adjacent trees unless they are diseased or damaged so they pose a hazard.

III. Effect of Proposed Changes:

The effects of the CS are as follows:

Section 1: The CS designates that portion of State Road 60 beginning directly west of the Interstate 95 interchange in Indian River County and ending at the Florida Turnpike interchange in Osceola County as the “Stan Mayfield Memorial Highway.”

Stan Mayfield was a resident of Vero Beach elected to the Florida House of Representatives in 2000 and subsequently reelected. He served as chairman of the Florida House of Representative’s Environment and Natural Resources Council and Legislative Budget Commission. He was also vice chairman of the Policy and Budget Commission and a member of the Rules and Calendar Council. Stan Mayfield was a champion for Indian River County, helping to obtain funds for transportation, beach renourishment, and hurricane recovery. He received his Bachelor’s degree from the University of Florida. Stan Mayfield passed away in September 2008, after battling esophageal cancer for 18 months. He is described as a tireless advocate and a true gentleman.

Section 2: The bill designates the overpass on SR 464/SW 17th Street in Ocala from SW 12th Avenue to US 27/301/441, SR 25/500, SE Pine Avenue in Marion county as the “Kenneth H. “Buddy” McKay and Jim H. Williams Memorial Bridge.”

During Kenneth H. “Buddy” McKay’s long career in public service he was a state Senator, U.S. Representative, the Lieutenant Governor and then Governor of Florida following the death of Lawton Chiles in December 1998. He also served as special envoy of President Bill Clinton’s administration for the Americas. In his career, he has focused on working to improve the quality of schools, ensuring families have access to affordable healthcare, making sure Florida’s neighborhoods are safe and preserving and protecting Florida’s environment. Buddy McKay was born in Ocala and served as a captain in the United States Air Force in the 1950s and received his undergraduate and law degrees from the University of Florida. He was later inducted into the University of Florida Hall of Fame, which is the most prestigious honor a student can receive from the University of Florida.

Jim H. Williams served as Lieutenant Governor from 1975 to 1979 and the Deputy Secretary of the U.S. Department of Agriculture. He received his Bachelors degree from the University of Florida. Jim H. Williams now runs a real estate agency in Ocala, owns and maintains some of Florida’s orange groves and he and his family have given vast acres of protected land to Marion County, Florida.

Section 3: That portion of the bridge on U.S. Highway 19/98 in Citrus County at the Cross Florida Barge Canal is designated as the “Trooper Ronald Gordon Smith Memorial Bridge.”

Trooper Ronald Gordon Smith had served with the Florida Highway Patrol for 8 months when he was shot and killed while checking on two suspicious men in a parked car. The suspects attempted to flee but two nearby hunters shot and wounded one of them and then captured them both. He is described as having served the people of Citrus County well.

Section 4: That portion of I-95 between Baymeadows Road and State Road 16 in Duval County is designated as the “Coach Jermaine D. Hall Memorial Highway.”

Coach Jermaine D. Hall made a lifelong commitment to Duval County youth and Jacksonville citizens by serving as the head football coach and physical education teacher for Mandarin High School. In three short seasons, Coach Hall revitalized the Mandarin High School football program by leading the Mandarin Mustangs football team to its best season in 2006, including a District Championship ultimately finishing the season with an impressive 8-3 overall team record. Coach Hall placed great emphasis on developing the character of Mandarin’s football players. He implemented a scout character building program and worked tirelessly to ensure his players understood the importance of hard work in the classroom, as well as on the field, and stressed the value of personal integrity in their lives. Coach Hall passed away in 2007.

Section 5: That portion of Northwest 77th Court in Miami Lakes is designated as “Orange Bowl Way.”

The Orange Bowl is a month-long festival offering a top-notch college football game, as well as other sports, entertainment, and community events. The Orange Bowl attracts more than 150,000 visitors to the South Florida community, annually. For more than 15 years, top Miami-Dade and Broward students have been awarded Orange-Bowl sponsored college scholarships.

Section 6: That portion of Northbound Palmetto connecting Northbound I-75 in Miami Dade County is designated as the “Andrew J. Capeletti Memorial Bridge.”

Andrew J. Capeletti was founder of Capeletti Bros., Inc., a construction engineering firm responsible for building many of the highways and bridges in Florida from Fort Pierce to the Florida Keys, including the Golden Glades Interchange, major sections of I-95, I-75, I-595, Florida’s Turnpike, the Miami Avenue Bridge and the Andrews Avenue Bridge. Andrew J. Capeletti served as President of the Metropolitan Dade County Engineering Contractors Examining Board, Florida Limerock Association, Engineering Contractors Association of South Florida, and the Associated Builders and Contractors of Florida. His other civic contributions are numerous, including serving as the President of the Hialeah-Miami Springs Chamber of Commerce. Andrew J. Capeletti passed away in 1991 in Miami, Florida.

Section 7: That portion of State Road 46 in Lake County between South Round Lake Road and County Road 435 is designated as “Johnny C. Treadwell Highway.”

Johnny C. Treadwell owned a local grocery store and several other businesses in Sorrento, but was known for his warm smile, helping hand, and dedication to the community. He served on the Sorrento/Mt. Plymouth Volunteer Fire Department and was a Trustee on the Sorrento Cemetery Board. He was instrumental in forming the East Lake County Chamber, as well as serving on the Board and being involved in many community projects. He was a civic leader in the Sorrento

community, from delivering toys and food to families in need at Christmas to encouraging voter registration drives. Though it wasn't his official title, most people affectionately called Johnny C. Treadwell, the "Mayor of Sorrento." He passed away from Alzheimer's disease in 2004.

Section 8: That portion of Herada Street in St. Augustine, Florida between Menendez Road and Carver Street W is designated as "John Bruce Sweeny Street."

John Bruce Sweeny served the Florida National Guard for almost 30 years and served at the Florida School for the Deaf & Blind for 35 years. He has been a volunteer, community, and neighborhood activist for over 50 years.

Section 9: That portion of US Highway 27 in Polk County between Sand Mine Road and US Highway 192 is designated as the "Heather Hurd Memorial Highway."

Heather Hurd was a 26-year-old who worked at Disney. She was killed in a car crash on US Highway 27 in Davenport, Florida by a distracted driver exceeding the speed limit. She was on the way to visit a wedding planner with her fiancé, who survived the accident.

Section 10: That portion of US Highway 19 north of Perry between Slaughter Road and Harrison Blue Boulevard is designated as the "Trooper Charles Eugene Campbell Memorial Highway."

Florida State Trooper Charles Eugene Campbell was shot and killed after being abducted while making a traffic stop in Perry, Florida in 1974.

Section 11: Committee substitute for SB 672 also designates SW 67th Avenue (Ludlam Road) in the City of South Miami and the Village of Pinecrest in Miami-Dade County from Bird Road to SW 136th Street as a state historic road.

This bill prohibits the use of state funds for cutting or removing any tree having a diameter at its thickest part in excess of 6 inches within 35 feet of either side of the paved surface of the road, or to engage in an activity that requires the removal without the replacement of such a tree. It further prevents the use of state funds to alter the physical dimensions or location of Southwest 67th Avenue, the median strip thereof, or the land adjacent to, except for:

- The routine or emergency utilities maintenance activities necessitated to maintain the road as a utility corridor;
- The modification or improvements made to provide for vehicular ingress and egress of governmental safety vehicles; and
- Alterations, modifications, or improvements made for the purpose of enhancing life safety vehicular use or pedestrian use of SW 67th Avenue, or both as long as such alterations, modifications, or improvements are heard in a public hearing and subsequently approved by the governing board of the local government in which it is located.

Committee substitute for SB 672 provides the designation as a state historic road shall not be construed to prevent the ordinary maintenance and repair of the road or structures, provided the physical dimensions and location of the road and appearance of any structures are preserved. It further specifies preservation of the road shall take precedence over considerations of traffic management, and public safety shall not be construed to mean removing the existing landscaping or altering the road when alternative means promoting safety, including more restrictive traffic regulations, are available.

Further, the bill directs the Division of Historical Resources to provide for the erection of suitable markers along the road, alerting the public of the designation.

Section 12: An effective date of July 1, 2009 is provided.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

FDOT estimates the cost to erect suitable road designation markers is \$8,000 (\$800 per designation). The expenditure will come from the State Transportation Trust Fund. FDOT is also responsible for any future maintenance and replacement cost, which is indeterminate.

A historic marker designating the state historic road will be placed by the Florida Department of State. The cost is indeterminate.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

By Transportation on April 6, 2009:

The CS added 9 road designations and one state historic road designation:

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B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.
