

Ordinance Enacted: 4/10/01

Entered into Database: ___/___/___

ORDINANCE NO. 814

AN ORDINANCE OF THE CITY OF CHIPLEY, FLORIDA, PROVIDING FOR AUTHORITY; PROVIDING FOR AMENDMENT TO CHAPTER 13, ENTITLED "RECREATION" OF THE CITY CODE; AMENDING SECTION 13-1, "USE REGULATIONS"; AND DECLARING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF CHIPLEY, FLORIDA, AS FOLLOWS:

SECTION 1. Authority. The authority for enactment of this Ordinance is Chapter 166.041, Florida Statutes and Section 2-2 of the City Code.

SECTION 2. Chapter 13, entitled "Recreation" of the City Code is hereby amended as follows:

ARTICLE II. USE REGULATIONS

Sec. 13-2. Use regulations. Section 13-2, entitled "Use regulations" is amended as follows:

Sec. 13-2. Use regulations. The following rules and regulations shall govern the use and operation of the public parks and recreational facilities in the city:

(1) *Camping facilities.* It shall be unlawful to camp in any city park or recreational facility unless otherwise authorized and posted.

(2) *Alcoholic beverages.* It shall be unlawful to bring into, consume, sell, or cause or allow to be sold, any beer, wine, liquor or alcoholic beverages of any kind in any city park or recreational facility.

(3) *Tobacco products.* It shall be unlawful to consume or use tobacco products of any kind in any city park or recreational facility of the city. For the purpose of this code, tobacco products shall mean loose tobacco suitable for smoking, snuff, snuff flour, plug and twist tobacco, fine cuts and other chewing tobaccos, and other kinds and forms of tobacco prepared in such manner as to be suitable for chewing, inhaling, smoking, or ingesting in any manner and including, but not limited to cigarettes and cigars.

(3) (4) *Reservation of facilities.* Reservations for picnic tables and/or other designated park areas are prohibited; however, advanced reservations for pavilion use will be accepted. Reservation permits may be applied for at the office of the Recreation Director located at the Pals Park complex.

(4) (5) *Vehicles and parking facilities.*

Coding: Strikethroughs are deletions; words underlined are additions.

a. No person shall park any vehicle, camper, trailer or any towed conveyance in any area not specifically authorized or designated therefor.

b. There shall be no overnight parking of any vehicle, camper, trailer or any towed conveyance in any area unless otherwise posted.

c. No motorized vehicle shall be allowed on any portion of the recreational facility other than designated roads or parking areas.

~~(5)~~ (6) *Sanitation.*

a. Failure to dispose of all garbage and refuse, including paper, cans, bottles, waste materials and rubbish in designated containers for removal from the site or area constitutes a violation of this section.

b. No person or company shall use any city park or recreational facility refuse containers for dumping of household or commercial garbage, refuse or trash brought from private property.

~~(6)~~ (7) *Pets and animals.* No dog, cat or other animal shall be allowed into a city park or recreational facility at any time. No horses or other saddle animals shall be allowed into a city park or recreational facility unless approved for public festival activities by the City.

~~(7)~~ (8) *Public behavior.* It shall be unlawful to incite or participate in riots, or indulge in boisterous, abusive, threatening, indecent or disorderly conduct or behavior in any city park or recreational facility. Anyone in violation of this subsection may be forcibly ejected from the park or recreational facility or arrested and shall not be entitled to a refund of any fee or rental.

~~(8)~~ (9) *Destruction of property.*

a. It shall be unlawful for any person to destroy, deface, or remove any native wild or domestic tree, shrub, plant or wildflower in any city park or recreational facility.

b. Destroying, injuring, defacing, removing or disturbing in any manner any real, personal or public property in any city park or recreational facility shall be unlawful.

~~(9)~~ (10) *Fires.* Building a fire outside of stoves, grills, fireplaces, or other places provided for such purposes shall be unlawful. All fires shall be attended to at all times and, upon abandonment, such fires shall be completely extinguished.

~~(10)~~ (11) *Firearms and fireworks.*

a. It shall be unlawful for any person other than a duly authorized law enforcement officer to carry into any city park or recreational facility any form of firearm.

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b. No person shall discharge or explode any firecrackers, torpedoes, rockets, cap pistols, or any other fireworks of any nature within a city park or recreational facility. Public fireworks displays authorized by the city shall be allowed.

~~(11)~~ (12) *Audio devices.*

a. No person shall operate or use any audio device, including radio, television, musical instruments, or any other noise producing devices, such as electrical generators and equipment driven by motor engines, in such a manner and at such times so as to disturb another person.

b. No person shall operate or use any public address system, whether fixed, portable, or vehicle mounted, except when such operation has been approved by the Recreation Director or higher City authority.

~~(12)~~ (13) *Closed areas and closing hours.*

a. No person shall be allowed to enter or use a site or area or portion of a site or area which is closed to public use.

b. No person shall be admitted or allowed to remain in any city park after the designated closing hour except for the purpose of camping where designated or as approved by the Recreation Department.

c. All city parks open at 6:00 a.m. and close at 10:00 p.m. daily unless otherwise posted or changed by council resolution. No person shall enter or remain in any park during any other hours.

~~(13)~~ (14) *Personal injuries and accidents.* The city shall not be responsible for any accident or injury to any person while on a city park or recreational facility property or using any facilities thereto. Any person entering a city park or recreational facility shall by such entrance waive any claim against the city or its agents for any accident or injury occurring while on or within a city park or recreational facility.

~~(14)~~ (15) *Lost or stolen articles.* The city shall not be responsible for any property or article lost or stolen from any pavilion, restroom, parking area, or any park building or recreational facility.

~~(15)~~ (16) *Commercial use.* No person shall utilize any city park or recreational facilities to generate personal or corporate business unless specifically authorized by the city council. Such prohibited uses include, but are not limited to:

- a. The sale, or the display for sale, of any merchandise;
- b. The servicing/repairing of any vehicle, except emergency services;
- c. The solicitation for sale of goods, property, fund raisers or services; and

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- d. The display of advertising of any sort.
- e. The providing of professional services.

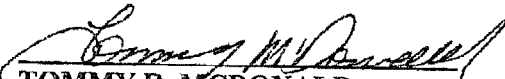
Note: Nonprofit civic organizations may conduct activities in city parks such as sales of food or merchandise or fund raisers if the civic organization obtains a permit from the city for such activity.

SECTION 3. EFFECTIVE DATE. This Ordinance shall become effective upon its adoption and approval as provided by law.

PASSED AND ADOPTED BY THE CITY COUNCIL OF CHIPLEY, FLORIDA ON THIS 10th DAY OF April, 2001.

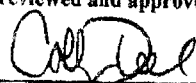
CITY OF CHIPLEY, FLORIDA

ATTEST:

By: 
 TOMMY R. MCDONALD
 MAYOR

By: 
 ALISA GOLDEN
 CITY CLERK

The form and legal sufficiency of the foregoing has reviewed and approved by the City Attorney


 COLBY PEEL
 City Attorney

ENRF Information Center

NOV 27 2001

Received

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