



City of Pensacola

222 West Main Street
Pensacola, FL 32502

Memorandum

File #: 33-20

City Council

9/10/2020

LEGISLATIVE ACTION ITEM

SPONSOR: Grover C. Robinson, IV, Mayor

SUBJECT:

PROPOSED ORDINANCE NO. 33-20 - AMENDING SECTION 6-3-2 OF THE CODE OF THE CITY OF PENSACOLA, RULES AND REGULATIONS GENERALLY, AND ADDING SUBSECTION (C) SPECIFYING PARK HOURS

RECOMMENDATION:

That City Council adopt Proposed Ordinance No. 33-20 on second reading:

AN ORDINANCE AMENDING SECTION 6-3-2 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING RULES AND REGULATIONS GENERALLY; SPECIFYING PARK HOURS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE

HEARING REQUIRED: No Hearing Required

SUMMARY:

Parks and Recreation would like to codify the park hours. Upon review by the City Attorney's Office, the recommendation is to change some of the verbiage, adding (c), and updating the title to parks and recreation, as well as removing "adjacent waters" from (a).

The addition of (c) of the existing ordinance 6-3-2, satisfies the "publication" requirement of park hours, and allows the rule to be enforced as an ordinance. The addition of park hours will ensure conformity within the parks without the addition of multiple signs. It also increases the ability of law enforcement and the state attorney's office to better enforce and prosecute trespass violations, increase public safety and reduce the property damage that can accompany trespass violations in parks.

Section (a) currently allows the parks and recreation director to adopt rules and regulations, in order to prevent injuries and define appropriate behavior at City parks and also the "waters adjacent thereto". The term "waters adjacent thereto" is not defined making it hard to define its jurisdiction. It is therefore desired that it should be removed from the code.

PRIOR ACTION:

August 13, 2020 - The City Council voted to approve Proposed Ordinance No. 33-20 on first reading.

FUNDING:

N/A

FINANCIAL IMPACT:

None

CITY ATTORNEY REVIEW: Yes

7/17/2020

STAFF CONTACT:

Keith Wilkins, City Administrator

Kerrith Fiddler, Deputy City Administrator - Community Development

Brian Cooper, Parks and Recreation Director

ATTACHMENTS:

- 1) Proposed Ordinance No. 33-20

PRESENTATION: No