

**ORDINANCE NO. 2021- 49**

**CITY OF POMPANO BEACH  
Broward County, Florida**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 91, "BOATS AND WATER RECREATION," OF THE POMPANO BEACH CODE OF ORDINANCES BY CREATING A NEW SECTION 91.16, "HILLSBORO INLET PARK; PUBLIC SWIM AREA," TO ESTABLISH A SWIM AREA IN A PORTION OF WAHOO BAY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to law, ten (10) days' notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed ordinance and of a public hearing in the City Commission Chambers of the City of Pompano Beach; and

**WHEREAS**, a public hearing before the City Commission was held pursuant to the published notice described above, at which hearing the parties in interest and all other citizens so desiring had an opportunity to be and were, in fact, heard; now, therefore,

**BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:**

**SECTION 1.** That a new Section 91.16, "Hillsboro Inlet Park; Public Swim Area," of Chapter 91, "Boats and Water Recreation," of the City of Pompano Beach Code of Ordinances is hereby created to read as follows:

**§ 91.16 HILLSBORO INLET PARK; PUBLIC SWIM AREA.**

(A) (1) A public swim area is established in a portion of Wahoo Bay adjacent to Hillsboro Inlet Park. Said swim area will be marked by Florida uniform marked buoys located along the perimeter of the public swim area.

(2) The public swim area is more specifically described as follows:

South side perimeter: 26.260207 N. 80.083918 W. to 26.260034 N. 80.083484 W. = 153' Total

East, southeast: 26.260034 N. 80.083484 W. to 26.260343 N. 80.083355 W. = 120' Total

East, northeast side perimeter: 26.260584 N. 80.083519 W. to 26.260343 N. 80.083355 W. = 95' Total

West side: 26.260584 N. 80.083519 W. to 26.260491 N. 80.083675 W. to 26.260330 N. 80.083836 W. to 26.260207 N. 80.083918 W. = 205' Total

(B) It shall be unlawful for any person to operate, pilot or launch any boat, vessel or watercraft within the marked boating restricted area adjacent to Hillsboro Inlet Park as established and set forth above in subsection (A). Violations of this subsection are punishable under § 10.99.

**SECTION 2.** If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

**SECTION 3.** This Ordinance shall become effective upon passage.

**PASSED FIRST READING** this 23rd day of February, 2021.

**PASSED SECOND READING** this 23rd day of March, 2021.

DocuSigned by:  
*Rex Hardin*  
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**REX HARDIN, MAYOR**

**ATTEST:**

DocuSigned by:  
*Asceleta Hammond*  
775D4290316A490  
**ASCELETA HAMMOND, CITY CLERK**

MEB/jrm  
12/14/2021  
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