

CITY OF POMPANO BEACH
Broward County, Florida

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 98, "PARKS AND PLAYGROUNDS," OF THE POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 98.09, "ALSDORF PARK," TO MODIFY REQUIREMENTS AND TO SET NEW PROHIBITIONS AND REGULATIONS FOR USE OF PARK FACILITIES; PROVIDING FOR VIOLATIONS; PROVIDING FOR CONFLICTS; 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 Section 98.09, "Alsdorf Park," of Chapter 98, "Parks and Playgrounds," of the City of Pompano Beach Code of Ordinances is amended to read as follows:

§ 98.09 ALSDORF PARK.

(A) A ramp attendant may be provided at Alsdorf Boat Launching Park during periods of heavy usage when, in the determination of the City Manager, an attendant is reasonably necessary for the safety of the public in providing for the orderly use and security of the park facilities.

(B) (1) Vessels may be tied to the public parallel dock for a ~~maximum total of four hours per any 24-hour period~~ no more than 30 minutes per each mooring and signage advising this time limitation shall be posted at various locations along said dock. It shall be unlawful for any vessel to remain tied to or

otherwise docked at the public parallel dock in excess of the ~~four-hour~~ 30 minute maximum time period, and the owner or operator of any vessel in violation of this division may be cited for the violation which shall constitute an infraction punishable by a fine of \$250 for each occurrence.

(2) Vessels that become disabled and incapable of self-propulsion must furnish proof of same to law enforcement officers or city Parks and Recreation staff, and may remain at the public parallel dock for a maximum total of eight hours per any 24-hour period or be subject to the fine set forth above.

(3) Any unattended or unoccupied vessel moored to the public parallel dock for longer than the time periods provided in subsections (1) and (2) above shall be subject to towing by the city by and through its authorized agents, with the owner subject to all costs for same including storage. Signage advising same shall be posted at various locations along the dock.

(C) The City Commission finds that the following prohibitions are required as certain uses are incompatible with the safe use of the park and its facilities for its primary purpose of launching and retrieving vessels:

(1) No fishing from the public parallel dock at the park.

(2) No cleaning of fish within the park unless at designated facilities for same provided by the city.

(3) No rental of any vessels, including pickup or drop-off, of any type of vessel or watercraft to the public at Alsdorf Park. Use of the public parallel dock, ramps, or any area of the park for such purposes shall subject the boat or other watercraft to immediate towing or other removal by the city, with the owner of same subject to all costs including storage.

(4) Violations by persons of any provision of subsections (1) through (3) above shall be punishable under § 10.99 of this Code.

SECTION 2. All ordinances or parts of ordinances in conflict with this Ordinance are revoked.

SECTION 3. That any provision of this Ordinance or its application 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 4. This Ordinance shall become effective upon passage.

PASSED FIRST READING this _____ day of _____, 2023.

PASSED SECOND READING this _____ day of _____, 2023.

REX HARDIN, MAYOR

ATTEST:

KERVIN ALFRED, CITY CLERK

MEB/jrm
1/31/23
L:ord/ch98/2023-79(3)