

ORDINANCE NO. 2005 - 004

AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, ESTABLISHING RULES AND REGULATIONS GOVERNING THE USE OF THE TOWN'S MUNICIPAL PARKS; PROVIDING FOR PENALTIES; PROVIDING FOR POSTING OF THE TOWN'S RULES AND REGULATIONS; PROVIDING FOR INCLUSION IN THE TOWN'S CODE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, in furtherance of preserving the Town's open space, the Town has acquired approximately two hundred acres of municipal parks; and

WHEREAS, to help govern the use of the parks, on December 11, 2003, the Town Council approved Resolution No. 2004-20, establishing the Friends of the Parks Advisory Board; and

WHEREAS, the Friends of the Parks Advisory Board has proposed several rules and regulations governing the use of the Town's parks; and

WHEREAS, these rules and regulations have also been reviewed by the Town's Park Director, who recommends the adoption of same; and

WHEREAS, the Town Council believes that the establishment of rules and regulations governing the use of the Town's parks is necessary to protect the health, safety and welfare of the Town's residents.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA:

Section 1: Recitals Adopted. That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance.

Section 2: Code Amendment. The Code of Ordinances for the Town of Southwest Ranches shall be amended to include a section governing the use of Town's parks as follows:

I. Use of the Town's Parks

A. Violation

It shall be unlawful for any individual, except when authorized by the Town's Administration, to utilize the Town's parks contrary to the following provisions:

1. Horseback riding shall only be permitted in designated areas.
2. Individuals under sixteen years of age, shall be required to wear protective headgear when riding. Headgear is recommended for all riders.
3. In furtherance of Florida law, all horses must have a current negative coggins. Proof of coggins test must be furnished upon request.
4. In furtherance of Broward County law, all animals must be properly vaccinated in accordance with Broward County's vaccination schedule. Proof of vaccination must be furnished upon request.
5. All domestic animals must be maintained on a lead no longer than six feet in length and under the handler's control at all times.
6. No feeding of wildlife.
7. Motorized vehicles shall only be permitted in designated areas.
8. Only animals, pedestrians, and bicycles shall be permitted on the multi-purpose trails.
9. Only animals and pedestrians shall be permitted on the equestrian trails.
10. Possession and or discharging of firearms, or recreational firearms including but not limited to paintball guns, water pistols, and slingshots, weapons, fireworks, or other explosives are prohibited.
11. Alcoholic beverages and glass containers are prohibited.
12. Swimming, wading, fishing, and boating shall only be permitted in designated areas.
13. Barbecues shall only be permitted in designated areas.
14. There shall be no open fires.

15. The Sunshine Ranches Equestrian Park trails shall be walk/trot only.

B. Penalty

1. A violation of any provisions of this chapter shall be deemed a violation of the Town's Code of Ordinances and shall be prosecuted, in the Town's sole discretion, in accordance with §162 Florida Statutes or through a court of competent jurisdiction.

2. If the Town seeks to prosecute through a court of competent jurisdiction, any person violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined an amount not exceeding \$500 or be imprisoned for a period not exceeding 60 days, or both.

Section 3: Posting. A copy of the Town's Park Rules and Regulations shall be posted at each Town park.

Section 4: Inclusion. It is the intention of the Town Council that the provisions of this Ordinance shall become and be made a part of the Town of Southwest Ranches Code of Ordinances; and that the sections of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

Section 5: Conflicts. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 6: Severability. If any word, phrase, clause, sentence or section of this Ordinance is, for any reason, held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this Ordinance.

Section 7: Effective Date. This Ordinance shall be effective immediately upon its adoption.


[Signatures on following page]

PASSED ON FIRST READING this 10th day of March, 2005 on a motion made by Council Member Forest Blanton and seconded by Council Member Don Maines.

PASSED AND ADOPTED ON SECOND READING this 14th day of April, 2005, on a motion made by Council Member Aster Knight and seconded by Council Member Jeff Nelson.

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| Fink | <u>Y</u> |
| Blanton | <u>N</u> |
| Knight | <u>Y</u> |
| Maines | <u>N</u> |
| Nelson | <u>Y</u> |

| | |
|-------------------------|----------|
| Ayes | <u>3</u> |
| Nays | <u>2</u> |
| Absent or Abstaining | <u>0</u> |




Mecca Fink, Mayor

Attest:



Shari Canada, Town Clerk

Approved as to Form and Correctness:



Gary A. Poliakoff, J.D., Town Attorney

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