

ORDINANCE NO. 2022-08

AN ORDINANCE OF THE CITY OF VENICE, FLORIDA, AMENDING THE CODE OF ORDINANCES CHAPTER 46, PARKS AND RECREATION, ARTICLE IV, MARINE ACTIVITIES, SECTION 46-183, LAUNCHING AND DOCKING WATERCRAFT; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Higel Marine Park and Venice Marina Park boat ramps are situated within the corporate limits of the City of Venice; and

WHEREAS, these marine parks both contain public dock facilities which are intended for the purposes of loading and unloading vessels and temporary docking to benefit the boat ramp operations; and

WHEREAS, the Venice Police Department marine patrol division has noted increasing use of the dock facilities for extended periods of time which conflicts with and limits the proper function of the boat ramp; and

WHEREAS, these changes will allow for proper enforcement and regulation of the dock space so that the boat ramp users will have adequate dock space to properly operate.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA as follows:

SECTION 1. The above whereas clauses are ratified and confirmed as true and correct.

SECTION 2. Chapter 46, Parks and Recreation, Article IV, Marine Activities, Section 46-183, Launching and docking watercraft, is hereby amended to add the following:

ARTICLE IV. MARINE ACTIVITIES

Sec. 46-183. Launching and docking watercraft.

Any person entering upon and using Higel Marine Park or Venice Marina Park, including all facilities located thereon, shall abide by the following:

- (1) After launching or loading ~~boats~~ a vessel from the ramp, the ramp ~~will~~ shall be cleared as soon as possible.

(2) Docks adjacent to the ramp area may be used for ~~short periods~~ no more than 20 minutes to load or unload persons and/or boating gear.

(3) Docks ~~will~~ may not be used for permanent mooring by any type of watercraft/vessel at any time.

~~(4) Temporary mooring at docks is allowed between the hours of 6:00 a.m. and 12:00 midnight.~~

~~(5)~~(4) It shall be unlawful to tie or moor any vessel at any location other than docking areas provided for that purpose.

(5) No person shall at any time use a dock or parking lot to conduct vessel mechanical repairs.

(6) When an emergency declaration is made by the city, mooring at docks is allowed until the emergency is terminated.

SECTION 3. All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4. If any part, section, subsection or other portion of this ordinance or any application thereof to any person or circumstance is declared void, unconstitutional or invalid for any reason, such part, section, subsection or other portion, or the prescribed application thereof, shall be severable and the remaining provisions of this ordinance, and all applications thereof not having been declared void, unconstitutional or invalid, shall remain in full force and effect. The city council specifically declares that no invalid or prescribed provision or application was an inducement to the enactment of this ordinance and that it would have enacted this ordinance regardless of the invalid or prescribed provision or application.

SECTION 5. This Ordinance shall become effective immediately upon its approval and adoption, as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA THIS 12th DAY OF APRIL 2022.

First Reading: March 22, 2022

Final Reading: April 12, 2022

Adoption: April 12, 2022

Ron Feinsod, Mayor

ATTEST:

Kelly Michaels, MMC, City Clerk

I, Kelly Michaels, MMC, City Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of an Ordinance duly adopted by the Venice City Council, at a meeting thereof duly convened and held on the 12th day of April 2022, a quorum being present.

WITNESS my hand and the official seal of said City this 12th day of April, 2022

Kelly Michaels, MMC, City Clerk

Approved as to form:

Kelly Fernandez, City Attorney