

Requested by: Fire Department
Prepared by: City Clerk's Office

ORDINANCE NO. 2018-16

AN ORDINANCE OF THE CITY OF VENICE, FLORIDA, AMENDING CHAPTER 46, PARKS AND RECREATION, ARTICLE III, CONDUCT IN PARKS, SECTION 46-62 GENERAL RULES AND REGULATIONS FOR ALL PARKS, BEACHES AND RECREATIONAL AREAS TO ALLOW COOKING FIRES IN CERTAIN PARKS AND PROHIBITING THEM IN OTHERS; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Venice Fire Marshal has determined that the City of Venice Code of Ordinances must be amended to outline where cooking fires are permitted in public parks; and

WHEREAS, city council has considered the recommendation of the City of Venice Fire Marshal and concurs with this amendment.

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

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

SECTION 2. Chapter 46, Parks and Recreation, Article III, Conduct in Parks, Section 46-62, General rules and regulations for all parks, beaches and recreational areas is amended as follows:

Sec. 46-62. General rules and regulations for all parks, beaches and recreational areas.

(a) The following rules and regulations pertain to all city-owned, leased or operated parks, beaches and recreational areas:

Subsections (1) through (7) no changes.

(8) Fires are prohibited, except ~~in such grills, fireplaces, barbecue pits or such other receptacles as may be specifically designed for such use. No cooking surface shall be larger than 400 square inches in size.~~ for cooking fires using commercially available charcoal briquettes in permanently installed grills located in the parks' designated picnic areas between the hours of 10:00 a.m. and 10:00 p.m. Exemptions may be authorized by special permit by the city manager or his designee.

Subsections (9) through (14) no changes.

The City of Venice Code of Ordinances is amended as follows with ~~strike through text~~ identifying deletions and underlined text indicating additional language.

SECTION 3. All ordinances or parts of ordinances in conflict herewith shall be and the same are hereby repealed.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 take effect immediately upon approval and adoption as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA THIS 26TH DAY OF JUNE, 2018.

First Reading: June 12, 2018

Final Reading: June 26, 2018

Adoption: June 26, 2018

John W. Holic, Mayor

ATTEST:

Lori Stelzer, MMC, City Clerk

I, LORI STELZER, 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 26th day of June 2018 a quorum being present.

WITNESS my hand and the official seal of said City this 26th day of June 2018.

Lori Stelzer, MMC, City Clerk

(SEAL)

Approved as to form:

City Attorney

The City of Venice Code of Ordinances is amended as follows with ~~strike through text~~ identifying deletions and underlined text indicating additional language.