

ORDINANCE NO. 2018-17

AN ORDINANCE AMENDING SECTION 58-41 TO REMOVE CERTAIN PROHIBITION ON FISHING IN LAKE LILLIAN; PROVIDING FOR HOURS OF USE ; PROVIDING FOR CITY SPECIAL EVENTS AT LAKE LILLIAN; PROVIDING FOR POSSESSION OF FLORIDA FRESH WATER FISHING LICENSE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Whereas, the City Code of Ordinances provides certain regulations regarding fishing in Lake Lillian; and

Whereas, the City Commission finds that fishing in Lake Lillian should be during the hours of operation for Lake Lillian Park.

Whereas, the City Commission finds that it is in the best interest of the public welfare to provide that people fishing in lake Lillian Park must possess a valid State of Florida freshwater fishing license; and

Whereas, the City Commission finds it in the best interest of the public welfare to provide certain restrictions during the City's annual children's fishing tournament at Lake Lillian Park; and

Whereas the City Commission finds that it is in the public interest to provide penalties for violation of this Section.

NOW THEREFORE, BE IT ORDAINED by the City Commission of the City of Bellevue as follows:

Section 1. Recitals. The foregoing recitals are true and correct and are incorporated herein, but need not be set forth in the City Code.

Section 2. Chapter 58 Parks and Recreation, Article II Lake Lillian, Section 58-41 Fishing is hereby amended and shall read as follows:

“Chapter 58 - PARKS AND RECREATION

ARTICLE II. – LAKE LILLIAN PARK

Sec. 58-41. - Fishing.

(a) Lake Lillian shall be open for fishing, as provided hereinafter, from sunrise until thirty (30) minutes after sunset (the hours of operation for Lake Lillian Park).

(b) Lake Lillian shall be closed to fishing during City authorized or sponsored events which utilize the lake, such as the annual children's fishing tournament; *Except* for use by those persons participating in such event.

(c) Any person fishing in Lake Lillian must have in their possession a valid State of Florida freshwater fishing license, unless exempt by Florida State Law.

(d) Any person fishing in Lake Lillian in violation of the provisions of subsections (a) or (b) hereinabove shall be guilty of trespassing"

Section 3. Conflicts. In the event that the provisions of this ordinance are in conflict with any other ordinance, then the provisions of this Ordinance shall prevail.


Section 4. Saving Clause. If any section, sentence, provision or phrase of this Ordinance is held to be Invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

BE IT FURTHER ORDAINED by the City Commission of the City of Belleview, Florida that Sections of this ordinance may be renumbered or re-lettered to accomplish such intention; and that the word "ordinance" may be changed to "section", "article" or other appropriate designation.

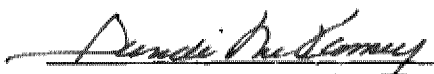
BE IT FURTHER ORDAINED that this Ordinance shall become effective immediately upon adoption

CERTIFICATE OF ADOPTION AND APPROVAL

The above and foregoing ordinance was duly read and approved upon First Reading by a 4 to 0 vote of the City Commission of the City of Belleview, Florida, at a Regular Meeting held on the 20th day of November, 2018. Said ordinance was duly read, passed, and adopted upon Final Reading by a 5 to 0 vote of the City Commission of the City of Belleview, Florida at a Public Hearing held on the 4th day of December, 2018.


CHRISTINE K. DOBKOWSKI
Mayor/Commissioner

Attest:



Sandi McKamey, MMC, CPM
City Administrator

Approved as to form and legality for the use
and benefit of the City of Belleview only:


FREDERICK E. LANDT, III
City Attorney

CERTIFICATE OF ADVERTISING

I HEREBY CERTIFY that foregoing Ordinance was advertised for a Public Hearing in
the November 22nd, 2018 edition of the Voice of South Marion newspaper in accordance with
Florida Statutes.


Sandi McKamey, MMC, CPM
City Administrator