

ORDINANCE NO. 2022-16

AN ORDINANCE OF THE TOWN OF REDINGTON BEACH, FLORIDA, CREATING § 21-34 OF THE TOWN CODE TO REQUIRE CERTAIN TOWN PARKING SPACES TO BE USED FOR ONLY CERTAIN PURPOSES; MAKING RELATED FINDINGS; PROVIDING FOR CODIFICATION, SEVERABILITY, AND FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 21 of the Town Code addresses vehicles and parking; and

WHEREAS, the Town maintains a limited number of parking spaces at Town Park and Friendship Park, which spaces are intended to be solely used by persons who are then using the park; and

WHEREAS, the Town has become aware that persons are parking their vehicles in spaces at Town Park and Friendship Park, but then leaving the area to access the beach, thus depriving persons seeking to use the parks from being able to park at the parks; and

WHEREAS, the Town Commission finds that this use of the parking spaces at Town Park and Friendship Park are inconsistent with the reasons the Town acquired and maintains these spaces; and

WHEREAS, the Commission finds that it is in the interest of the Town and its citizens to adopt the code provision set forth in this Ordinance.

NOW, THEREFORE BE IT ORDAINED by the Board of Commissioners of the Town of Redington Beach, Florida, that:

Section 1. A new § 21-34 of the Redington Beach Town Code is hereby created to read as follows:

Sec. 21-34. – Use of park parking spaces restricted.

- (a) All parking lots, spaces and areas at Town Park and Friendship Park are for the sole, exclusive use of persons who are presently located in these parks. No person shall park a motor vehicle (including golf carts) in any parking lot, space or area of Town Park or Friendship Park who is not present in the park at all times while the motor vehicle is so parked.
- (b) Town code enforcement or law enforcement deputies are authorized to inquire of all persons who are within Town Park or Friendship Park if a given parked motor vehicle belongs to them, or is currently under their control. If a town code enforcement or law enforcement deputy cannot locate the owner or person then having custody of the parked motor vehicle, then the motor vehicle shall be deemed to be parked in violation of this section.

- (c) Notwithstanding who may have actually been in control of the vehicle at the time, in the event a violation is issued pursuant to this section, the violation shall be issued to the registered owner of the motor vehicle. If the motor vehicle has no registered owner (such as with a golf cart), the owner of the golf cart shall receive the violation.
- (d) A violation of this section shall be punishable by a \$100.00 fine for a first offense, a \$200.00 fine for a second offense within 12 months of a first offense, and a \$500.00 fine for any subsequent offense within 12 months of a second offense.

Section 2. For purposes of codification of any existing section of the Redington Beach Code herein amended, words **underlined** represent additions to original text, words **~~stricken~~** are deletions from the original text, and words neither underlined nor stricken remain unchanged.

Section 3. If any section, subsection, sentence, clause, provision or word of this Ordinance is held unconstitutional or otherwise legally invalid, same shall be severable and the remainder of this Ordinance shall not be affected by such invalidity, such that any remainder of the Ordinance shall withstand any severed provision, as the Board of Commissioners would have adopted the Ordinance and its regulatory scheme even absent the invalid part.


Section 4. The Codifier shall codify the substantive amendments to the Redington Beach Town Code contained in Section 1 of this Ordinance as provided for therein, and shall not codify the exordial clauses nor any other sections not designated for codification.

Section 5. Pursuant to Florida Statutes § 166.041(4), this Ordinance shall take effect immediately upon adoption.

ADOPTED ON FIRST READING on the 21st day of December, 2022, by the Board of Commissioners of the Town of Redington Beach, Florida.

ADOPTED ON SECOND AND FINAL READING on the 18th day of January, 2023, by the Board of Commissioners of the Town of Redington Beach, Florida.

Attest:


Adriana Nieves, Town Clerk


David Will, Mayor