

ORDINANCE #09-_____

AN ORDINANCE OF WAKULLA COUNTY, FLORIDA AMENDING CERTAIN SECTIONS OF CHAPTER 23, WAKULLA COUNTY CODE, SPECIFICALLY SECTION 23.005(a)(19) CONCERNING YARD SALES, RUMMAGE SALES AND OTHER SALES ON COUNTY PROPERTY; SECTION 23.006(a) REGARDING ALCOHOLIC BEVERAGES OR CONTROLLED SUBSTANCES AUTHORIZED ON COUNTY PROPERTY; AND SECTION 23.007 REGARDING REQUESTED WAIVER OF FEES AND AMENDING THE HEADING FOR SUCH SECTION; ADDING PARAGRAPH (14) AS TO SECURITY REQUIREMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Ordinances #94-1 and 94-37 have been codified into Chapter 23 of the Wakulla County Code; and

WHEREAS, it is necessary to update the ordinance in regard to the use of park facilities and preservation of park facilities.

BE IT ORDAINED by the Board of County Commissioners of Wakulla County, Florida as follows:

1. Chapter 23, Section 23.005(a)(19) is hereby deleted and replaced with the following language:

“Conduct any yard sale, rummage sale, or any other similar sale of new or used personal property unless properly permitted through the Parks and Recreation Department, except for such events organized and sponsored by Wakulla County. County-recognized non profit organizations shall be permitted to conduct fund raisers within the guidelines outlined on the use permit. Violation of the above sub section shall constitute a non-criminal offense, punishable by fine of up to \$50.00 and shall be cause for immediate ejection from the park.”

2. Chapter 23, Section 23.006(a) is deleted and replaced with the following language:

“It shall be unlawful for any person to manufacture, possess, consume, purchase, sell or offer for sale any alcoholic beverage as defined in Chapter 51, Florida Statutes, or any controlled substance as defined in Chapter 893, Florida Statutes, in any park which is controlled by Wakulla County.”

3. Chapter 23, Section 23.007 heading “*Outdoor public facility*” is deleted and replaced with the following language:

“Outdoor public assembly and Special Events”.

4. Section 23.007(c) Number (13) is added to state:

(13) “Any request to waive fees must be submitted by the Director of Parks and Recreation Department to the County Administrator for approval. The waiver shall be determined by the following criteria:

- a. The group shall be a non-profit organization registered with the State of Florida.*
- b. The group shall be of benefit to the citizens of Wakulla County such that the Parks and Recreation Department will co-sponsor the event. This would mean that a Department within County government would co-host the event. (Example: the Veterans Office would co-host the Veterans Day Celebration).*

“Any request for fee waiver not directly associated with a county office shall be submitted in writing to the Director of Parks and Recreation Department for approval by the County Administrator. Included in the written request shall be all details of the event and why such an event should be exempt from normal county fees.”

5. Section 23.007(c) Number (14) is added to state:

(14) “The applicant shall arrange with local law enforcement to provide security services for the activity at the time of application for special event permit. The cost of such security shall be paid for by the applicant. The local law enforcement shall detail the number of such officers as deemed appropriate to maintain public safety at the function but in no case less than the following for any proposed activity:

- a. Outdoor events of one hundred fifty (150) people or less shall require a minimum of one (1) law enforcement officer. Outdoor events of more than one hundred fifty (150) people shall require a minimum of two (2) law enforcement officers.*

b. *Indoor events of any size shall require a minimum of two (2) law enforcement officers with one (1) stationed inside the facility and one (1) in the parking lot.”*

6. This ordinance shall become effective as provided for by applicable law.

DONE AND ADOPTED in open, regular meeting of the Board of County Commissioners of Wakulla County, Florida this ___ day of _____, 2009, after due notice and publication.

BOARD OF COUNTY COMMISSIONERS
OF WAKULLA COUNTY, FLORIDA

BY: _____
HOWARD KESSLER
Chairman

ATTEST:

BRENT X. THURMOND, Ex Officio
Clerk to the Board

APPROVED AS TO FORM:

RONALD A. MOWREY
Attorney for the Board