

ORDINANCE NO. 20-002

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF FORT PIERCE, FLORIDA; AMENDING CHAPTER 12 PARKS, RECREATION AND SPECIAL EVENTS, ARTICLE I - GENERAL, SECTION 12-101 ENFORCEMENT AND PENALTIES BY AMENDING THE TITLE AND THE ENFORCEMENT AUTHORITY, PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ORDINANCES OR PARTS THEREOF IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Code of Ordinances of the City of Fort Pierce were originally drafted in 1960 and periodically amended by the City Commission as the needs of the community changed; and

WHEREAS, such amendments that have been adopted by the City Commission often provide for conflicting or unclear methods of enforcement; and

WHEREAS, it is the desire of the City of Fort Pierce to provide the citizens of the City of Fort Pierce with uniform and consistent enforcement of the Code of Ordinances of the City of Fort Pierce; and

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Fort Pierce, Florida;

SECTION 1. Chapter 12 – Parks, recreation and special events, Article I – General, Section 12-101 - Enforcement and penalties of the Code of Ordinances of the City of Fort Pierce is hereby amended so that same shall read hereinafter as follows:

Sec. 12-101. – Enforcement ~~and penalties~~.

(a) The police department's officers, code enforcement officers, and any other city employees designated by the city manager shall enforce this chapter.

(b) Any city employee authorized to enforce this chapter, as provided herein, has the authority to eject from a park or public facility any person in violation of this chapter or any other law.

(c) Any person who violates any provision of this chapter shall be subject to municipal enforcement as set forth in Chapter 2, Article XIII and Article XIII.5 of the Code of Ordinances of the City of Fort Pierce for which another penalty is not specifically provided herein, shall be subject to penalty as provided in Section 1-5 of the City Code.

SECTION 2. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but and they shall remain in full force and effect, notwithstanding the invalidity of any part hereof.

SECTION 3. All Ordinances or parts of Ordinances in conflict herewith are and the same shall be repealed and shall be of no further force or effect whatsoever.

SECTION 4. This Ordinance is and the same shall become effective immediately upon final passage hereof.

IN WITNESS HERewith, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this ____ day of _____, 2020.

Linda Hudson, Mayor

ATTEST:

Linda Cox, City Clerk

(SEAL)

Approved as to Form
And Correctness:

Peter J. Sweeney, Esq.
City Attorney