

ORDINANCE NO. 2025-428

AN ORDINANCE OF THE CITY OF PARKER, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF PARKER (ORDINANCE NO. 2010-349, AS AMENDED); AMENDING CERTAIN PROVISIONS OF CHAPTER 54 OF THE CODE OF ORDINANCES RELATED TO HOURS OF PARK USE; PROVIDING A MECHANISM FOR THE CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR THE LIBERAL CONSTRUCTION OF THIS ORDINANCE; PROVIDING FOR CODIFICATION AND REPEALER CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PARKER AS FOLLOWS:

Section 1. Section 54-35 of the Code of Ordinances, City of Parker, Florida, is hereby amended to read as follows:

Sec. 54-35. Hours and conditions of use.

(a) Except for the fishing pier and absent a rule promulgated in accordance with (c) below, the parks shall be open to the public between the hours of 6:00 a.m. and 10:00 p.m. and shall be closed to the public at all other times. It shall be unlawful for any person or vehicle to enter or remain in a park during the closed hours. However, only in Earl Gilbert Park, it shall not be unlawful to enter during the closed hours for the sole purpose of launching or loading a boat or for parking or retrieving a motor vehicle and trailer in the parking area after launching a boat from the boat ramp at Earl Gilbert Park. No camper, tent, trailer, mobile home, or other similar facility for temporary living shall be allowed to remain overnight in a park. No overnight parking or storage of boats shall be permitted in a park.

(b) No person shall jump, dive, throw or eject any person or object off or from the fishing pier (except for items commonly used in fishing or crabbing).

(c) The City may adopt or the public works director may promulgate additional rules for any or all city parks including but not limited to the fishing pier.

Section 2. Severability.

If any section, subsection, sentence, clause, phrase, word or provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance. If any penalty of this section is deemed inconsistent with any Florida Statute, the provisions of the Florida Statute shall prevail.

Section 3. Scrivener's Errors.

The City Attorney may correct any scrivener's errors found in this Ordinance, without public hearing, by filing a corrected copy of the Ordinance with the Clerk. A scrivener's error may not include an amendment that changes the intent or meaning of the Ordinance.

Section 4. Ordinance to be Liberally Construed.

This ordinance shall be liberally construed in order to effectively carry out the purposes hereof which are deemed not to adversely affect public health, safety, or welfare.

Section 5. Codification.

The provisions of this Ordinance shall become and be made part of the Code of the City. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intention, and the

word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 6. Repeal of Conflicting Codes, Ordinances, and Resolutions.

All codes, ordinances and resolutions or parts of codes, ordinances and resolutions or portions thereof of the City of Parker, in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 7. Effective Date.

This Ordinance shall take effect immediately upon its passage.

PASSED, ADOPTED AND ADOPTED at a Meeting of the City Council of the City of Parker, Florida as of the 16th day of September, 2025.

CITY OF PARKER

Andrew Kelly, Mayor

ATTEST:

Ingrid Bundy, City Clerk

Examined and approved by me, this 16th day of September, 2025.

Andrew Kelly, Mayor