

ORDINANCE 2014-4

AN ORDINANCE OF THE TOWN OF INTERLACHEN, FLORIDA, REPEALING ORDINANCE 2013-3; PROVIDING FOR DEFINITIONS; PROVIDING FOR REGULATING THE USE OF PARKS WITHIN THE TOWN OF INTERLACHEN; PROVIDING FOR SETTING FORTH PARK HOURS, PROHIBITED ACTS, RULES AND REGULATIONS, VIOLATIONS AND ENFORCEMENT TO BE IN THE PUBLIC'S INTEREST AND SAFETY; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE.

SECTION I  
REPEAL

**2014-4 – 1.1: Repeal.**

Be it ordained by the Town Council of the Town of Interlachen, Florida; that Ordinance 2013-3 is hereby repealed.

SECTION II  
DEFINITIONS

**2014-4 – 2.1: Definitions.**

**Town:** Shall mean the Town of Interlachen, Florida.

**Town Council:** Shall mean the Town Council of the Town of Interlachen, Florida.

**Parks:** Shall mean all real property and associated facilities owned by or used by the Town of Interlachen and devoted to active or passive recreation.

**Park Property:** Shall include, but is not limited to, all buildings and facilities, equipment, fences, signs and related items, and natural resources of the park, including plants, animals, and geological formations.

**Park Waters:** Shall mean any waters, natural or manmade, attached to or associated with a Town Park.

**Fund Raising:** Shall mean the sale of tickets, acceptance of money, solicitation of donations, offerings, pledges or membership fees, sale of food, drink, refreshments or goods or services, whether to defray expenses or to realize a profit or any other attempt to attain funds by any means whatsoever.

SECTION III  
PARK HOURS

**2014-4 – 3.1: Park Hours.**

It shall be unlawful to be in any Town Park except for the hours stated below. Exceptions must be approved by the Town Council.

- 1) Dowda Park: Picnic area and tennis courts: sunrise to 9p.m. Ball field: sunrise to sunset.
- 2) Hastings Park: sunrise to sunset.

  
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- 3) Lake LaGonda Park and Beach: sunrise to sunset. Fishing is permitted from sunrise to sunset.
- 4) Grassy Lakes Park: sunrise to sunset.
- 5) Jenkins Park: Foot traffic is allowed during all hours. Loitering is prohibited in the areas of the caboose, stage and picnic area from sunset to sunrise.

#### SECTION IV PROHIBITED ACTIVITIES

##### 2014-4 – 4.1: Prohibited Activities.

It shall be unlawful for any person(s) to do any of the following in any Town Park, unless specifically permitted to do so by the Town Council:

- a) Operate any motorized vehicle upon the parks of the Town. Except for Town vehicles and electric personal assistive mobility devices.
- b) Operate a motorized watercraft or jet ski in a reckless manner within one hundred (100) feet of the shoreline of the lakes or other waters of the Town.
- c) Launch or cause to be launched, any type of watercraft with internal combustion engines. Watercraft may be launched in a safe and prudent manner from private property.
- d) Possess and/or consume alcoholic beverages or illegal drugs.
- e) Be under the influence of an alcoholic beverage or a controlled substance to the extent that their faculties are impaired.
- f) Engage in loud, boisterous, threatening, abusing, insulting or indecent language, or engage in any disorderly conduct or behavior that would constitute a breach of peace.
- g) Mar, injure, deface, remove, or destroy park property.
- h) Litter, dump, take into, or deposit on land or in waters of any park, refuse or trash in any form.
- i) Play baseball or softball, except on Dowda field.
- j) Roller skate, skateboard or bicycle on the tennis court at Dowda Park, on or within the pavilion and the deck at Jenkins Park, Lake Lagonda Park, or the basketball court at Grassy Lakes Park.
- k) Bring, possess, set off or otherwise cause to explode, discharge or burn, any firecrackers, rockets or other fireworks or explosives or any other substance that may become an explosive.
- l) Camp or sleep.
- m) Build fires except in provided cooking grills.
- n) Gambling of any form.
- o) Animals: Dogs or other domestic animals are not permitted, with the exception of leashed dogs being permitted in Robert Henry Jenkins Jr. Memorial Park. Service animals, in the performance of their duties are allowed, provided the animal is kept under control at all times. Owners shall be responsible for proper disposal of the animal's solid excrement.

#### SECTION V GENERAL PARK REQUIREMENTS

##### 2014-4 – 5.1: General Park Requirements.

The following requirements, rules, regulations and procedures apply at all Town Parks and Park facilities, unless otherwise authorized by the Town Council.

- 1) **Hastings Park:** Hastings Park has equipment devoted to a certain age bracket of children, therefore the equipment shall be used by children through the age of twelve (12).

  
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- 2) **Park Usage Events:** Town parks are “public” and usually follow the rule of “first come, first serve”. However, this shall not preclude the Town Council from allowing them to be reserved under the following circumstances:

Other than Town sponsored events, permission must be granted by the Interlachen Town Council for any person, group, organization or commercial establishment to hold, organize, or sponsor any event, assemblage, or gathering in a Town park that any or all of the following apply:

- a) Exceeds ninety-nine (99) people.
- b) Restricts access to other users.
- c) Causes operational expense to the Town.
- d) Significantly alters the normal operation of the park.
- e) Fundraising activities.

The Town Council may place reasonable conditions any time permission is granted.

- 3) Any person, group or organization desiring the Interlachen Town Council to consider granting the type of permission noted above, must complete and submit a “Request to be Placed on the Town Council Agenda” form prior to the event or no more than twelve (12) months prior to the date of the proposed activity. The Town Council must grant permission prior to the event, therefore, all applications, deposits and/or proof of insurance must be received by the Town. Applications may be obtained from the Town Office.
- 4) Applicants shall agree to comply with all policies, procedures, rules and regulations pertaining to the use of Parks. The Interlachen Town Council requires proof of a one million dollar (\$1,000,000.00) liability insurance policy in effect at the time of the event naming the Town of Interlachen as an additional insured to be provided to the Town.
- 5) Applicants will provide a security deposit of one hundred dollars (\$100.00) for the repair of any damages and/or cleanup of park property, including the restrooms located at Dowda Park. The deposit will be refunded upon inspection by the Public Works Supervisor or his/her designee that the areas utilized were left in the same condition as prior to the event. Damages found in excess of the deposit amount will be billed to the applicant. If desired, keys may be issued to the electrical box at the caboose area in Jenkins Park and/or the restrooms at Dowda Park. Any unauthorized person, group or organization found duplicating any Town issued keys shall not be eligible to check out the keys in the future.
- 6) Activities involving pony rides, climbing walls, bounce houses or other inflatable equipment must be approved separately and said applicant must provide proof of a one million dollar (\$1,000,000.00) liability insurance policy naming the Town of Interlachen as an additional insured.
- 7) The following criteria shall be considered in determining whether to grant permission:
  - a) The activity must not generate excessive or unreasonable traffic, noise or adversely affect the health, safety or welfare of participants or citizens associated with the event.
  - b) Parking options and control must be adequate
  - c) Appropriate restrooms must be available, i.e. “porta potties”
  - d) The designated area must be compatible with anticipated crowd size and proposed activities.

  
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- 8) After permission has been granted by the Town Council, it may be revoked by the Town for any violation of the terms or conditions thereof or if it is determined that any information provided in the application is false. Permission may also be revoked by the Chief of Police or by any Police Officer if, at any time, the activity becomes or creates a condition dangerous to the health or safety of any person(s), or the activity otherwise fails to meet the terms or conditions under which permission was granted.
- 9) **Parking:** All vehicles shall be parked only in established parking areas or in such areas the Town may designate.

## SECTION VI RECREATIONAL ACTIVITIES

### 2014-4 – 6.1: Recreational Activity Requirements.

**Swimming:** Swimming is only allowed in the designated area of Lake Lagonda Park Beach. Diving and jumping from the dock is prohibited. No swimming is allowed within fifty feet (50') of the fishing dock.

**Picnicking:** Picnicking is only allowed in designated areas.

**Camping:** Camping is not permitted in any Town park.

**Fishing:** Is allowed only at Lake Lagonda with the proper fishing license.

**Games:** No person(s) in a Town park shall take part in or abet the playing or practicing of any games involving thrown or otherwise propelled objects such as balls, stones, javelins, shuttlecocks, horseshoe or model aircraft, except in areas set apart for such forms of recreation. The playing or practicing of rough or potentially dangerous games such as football, softball, baseball, basketball or tennis is prohibited except in the fields and courts or areas specifically designed and set aside for such recreational usage. These areas are subject to reasonable rules and regulations as may be established and permitted by the Town Council.

## SECTION VII VIOLATIONS

### 2014-4 - 7.1 - Violations.

Upon conviction of any violation of this ordinance which is not a violation of Florida Statutes a fine of two-hundred and fifty dollars (\$250.00) will be assessed.

## SECTION VIII CONFLICTS

### 2014-4 - 8.1 - Conflicting Ordinances.

All Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of the conflict.

  
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**SECTION IX  
SEVERABILITY**

**2014-4 - 9.1 - Severability Clause.**

If any provision of this ordinance or the application thereof to any person or circumstances is held to be invalid, the invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared severable.

**SECTION X  
EFFECTIVE DATE**

**2014-4- 10.1 - Effective Date.**

This Ordinance shall become effective immediately upon its final passage as provided by law.

Passed On First Reading March 11, 2014

Passed On Second Reading April 8, 2014

Approved by:

First Reading

Second Reading

Beverly Bakker  
Chairperson, Beverly Bakker

YES

YES

Judi Costanzo  
Vice-Chairperson, Judi Costanzo

YES

YES

David W. Corbin  
Council, David W. Corbin

YES

YES

Larry M. Harris  
Council, Larry M. Harris

YES

YES

Carolyn Meadows  
Council, Carolyn Meadows

YES

YES

Attest:

Ken Larsen  
Mayor, Ken Larsen

By: Pamela S. Wilburn  
Town Clerk, Pamela S. Wilburn

(TOWN SEAL)