

ORDINANCE NO. 1406

AN ORDINANCE OF THE CITY OF MAITLAND, FLORIDA AMENDING CHAPTERS 11 AND 18 OF THE MAITLAND CODE OF ORDINANCES TO PROVIDE FOR PAID BOAT TRAILER PARKING AND GENERAL PARKING ENFORCEMENT AT FORT MAITLAND PARK; PROVIDING FOR FINDINGS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City recently renovated Fort Maitland Park, which includes a boat ramp and parking which allows for drop-off of boats into Lake Maitland; and

WHEREAS, to enable such recreational boating, Fort Maitland Park provides parking spaces specifically for vehicles with boat trailers attached; and

WHEREAS, to recover some of the costs of renovating and maintaining the Park, including the parking lot, the City wishes to charge a fee for the use of such boat trailer parking spaces; and

WHEREAS, to acknowledge that parks are meant to provide recreation primarily to City residents and that City residents directly or indirectly contribute ad valorem taxes which fund the park and its improvements, the City desires to provide annual parking passes to City residents who also purchase an annual boating pass; and

WHEREAS, the City wishes to enforce said rules by ordinary parking enforcement mechanisms;

NOW, THEREFORE, BE IT ENACTED by the City Council of the City of Maitland, Florida, as follows:

LEGISLATIVE UNDERSCORING: underlined words constitute additions to the existing text of the code; strikethroughs constitute deletions to the existing text, and *** represents omissions which remain unchanged.

SECTION 1. The foregoing recitals are hereby ratified and confirmed as being true and correct and are hereby made a part of this Ordinance.

SECTION 2. Section 11-3 of the City of Maitland Code of Ordinances is amended to read as follows:

Sec. 11-3. – Fort Maitland Park Regulations.

The authorized hours for operation of Fort Maitland Park shall be 6:00 a.m. to ~~11:00~~ 10:00 p.m. daily, Monday through Sunday.

(a) It shall be unlawful for any person to utilize Fort Maitland Park, including, but not

limited to, its docks, boat launching facilities, beach area, restroom facilities, parking, and recreational areas, except between the authorized hours defined above.

- (b) It shall be unlawful to park vehicles without boat trailers attached, in those areas specified for such parking.
- (c) It shall be unlawful for any vehicle to park in any space or area not designated for parking. This prohibition shall include parking on grassy areas and in the immediate area of the ramp itself.
- (d) The police department shall have the authority to tow away any and all vehicles and trailers found to be in violation of any part of this section and shall release such vehicles and trailers to the duly identified owners thereof, only upon the payment of and towing, storage and other charges incurred because of such violation.
- (e) All persons using the Fort Maitland Park facilities as enumerated in section (a) shall conform to all rules and regulations set forth in Article II of Chapter II of the Code of Ordinances pertaining to boats, boating, and the use of waterways.
- (f) It is unlawful to park in a boat trailer parking space on a Saturday or Sunday without either (i) paying a daily fee as established by resolution of the City Council, or (ii) obtaining a trailer parking permit issued by the City. Parking permits will be available free of charge to City residents who purchase an annual boat pass under Chapter 11, Article II of this Code.
- (g) Each parking permit relates to the single vessel for which an annual boat pass has been issued and expires with it. It is a violation of this Chapter to use a parking permit to park a trailer that is not registered to the person to whom the related annual boat pass has been issued.
- (h) Parking a trailer and/or vehicle in violation of this section may be prosecuted as a parking violation, including by towing or removal, as provided by Chapter 18, Article II of this Code.
- (i) This section applies in addition to other generally applicable provisions regarding public parks and other City property.

SECTION 3. Section 18-33 of the City of Maitland Code of Ordinances is amended to read as follows.

Sec. 18-33. – Penalties.

There is hereby adopted the following schedule of civil penalties for parking violations occurring within the City of Maitland for which payment may be made at the Parking Violations Division of the Maitland Police Department:

<i>(1) Violation</i>	<i>Amount of Civil Penalty</i>
Parking where prohibited	30.00
<u>Parking in violation of Sec. 11-3(b or f)</u>	<u>100.00</u>

* * *

SECTION 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.


SECTION 5. If any section, subsection, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity portion thereto.

SECTION 6. It is the intent of the City Council of the City of Maitland that the provisions of this Ordinance shall be codified. The codifier is granted broad and liberal authority in codifying the provision of this Ordinance.

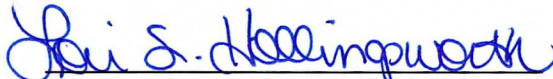
SECTION 6. This ordinance shall become effective immediately upon adoption.

ADOPTED by the City Council of the City of Maitland, Florida, this 22nd day of August 2022.

CITY OF MAITLAND, FLORIDA


JOHN P. LOWNDES, MAYOR

ATTEST:


LORI S. HOLLINGSWORTH
CITY CLERK