

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

ORDINANCE NO. 190308

An ordinance of the City of Gainesville, Florida, amending portions of Chapter 18 of the City Code of Ordinances relating to Parks, Recreation and Cultural Affairs, by amending the title of Chapter 18; by amending Section 18-1 regarding the Director of Parks, Recreation and Cultural Affairs; by amending Section 18-18 to update the list and names of parks; by amending Sections 18-20 and 18-21 relating to prohibited activities; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

WHEREAS, at least 10 days' notice has been given once by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of public hearings to be held in the City Commission Auditorium, City Hall, City of Gainesville; and

WHEREAS, the public hearings were held pursuant to the published notice described at which hearings the parties in interest and all others had an opportunity to be and were, in fact heard.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA:

Section 1. The title of Chapter 18 of the City Code of Ordinances is amended as follows.

Chapter 18 – PARKS, RECREATION AND CULTURAL AFFAIRS

Section 2. Section 18-1 of the City Code of Ordinances is amended as follows.

Sec. 18-1. - Director of ~~public recreation~~ parks, recreation and cultural affairs.

(a) *Appointment; qualifications; duties.* The city manager shall have the authority to employ a director of ~~public recreation~~ parks, recreation and cultural affairs who shall be trained and properly qualified for the work and who shall conduct and supervise parks, cultural facilities, public playgrounds, athletic fields, recreation centers and other recreation facilities and activities on any of the properties owned or controlled by the city, or on other properties with the consent of the owners and authorities in control thereof. He/she shall have the power to conduct any form of recreation or cultural activities that will employ the leisure time of the people in a constructive and wholesome manner.

1 (b) *Reports.* The director of ~~public recreation~~ public recreation parks, recreation and cultural affairs shall make
2 reports to the city manager as may be requested from time to time.

3

4 **Section 3.** Section 18-18 of the City Code of Ordinances is amended as follows. Except as
5 amended herein, the remainder of Section 18-18 remains in full force and effect.

6 **Sec. 18-18. - Listing of city parks.**

7 The following are city parks to which closing hours set forth in section 18-19 apply:

8 (a) *Active/recreational etc.:*

- 9 (1) Albert "Ray" Massey ~~Westside~~ Westside Park.
10 (2) ~~Anne~~ A.N.N.E. Park.
11 (3) Barbara Higgins Park.
12 ~~(3)(4)~~ Cedar Grove Park.
13 ~~(4)(5)~~ ~~C.F.~~ C.F. Franklin Memorial Park.
14 ~~(5)(6)~~ Citizen's Park/Martin Luther King, Jr. Recreation Complex.
15 ~~(6)(7)~~ Clarence R. Kelly Community Center and Park.
16 ~~(8)~~ ~~Turnblin-Creek-Park~~ Cora P. Roberson Park.
17 ~~(9)~~ Depot Park.
18 ~~(7)~~ ~~(10)~~ Dolliree Bowens Tot Lot.
19 ~~(11)~~ Forest Park.
20 ~~(8)~~ ~~(12)~~ Fred Cone Park/Eastside Recreation Center.
21 ~~(9)~~ ~~(13)~~ Green Acres Park.
22 ~~(10)~~ ~~(14)~~ Greentree Park.
23 ~~(15)~~ Haisley Lynch Park.
24 ~~(16)~~ Hibiscus Park.
25 ~~(11)~~ ~~(17)~~ Hidden Gem Park.
26 ~~(18)~~ Park located at J.J. Finley Elementary School, to be named (this is a placeholder).
27 ~~(12)~~ ~~(19)~~ Kiwanis Challenge Park.
28 ~~(13)~~ ~~Kiwanis/Girl Scout~~ Park.
29 ~~(14)~~ ~~(20)~~ Lincoln Park.
30 ~~(15)~~ ~~(21)~~ Mother Lucille Perkins Tot Lot.
31 ~~(16)~~ ~~NE 31st Avenue~~ Park.
32 ~~(17)~~ ~~Northeast~~ Park.

- 1 ~~(18)~~(22) Northside Park.
- 2 ~~(19)~~(23) Oak Hill Park.
- 3 (24) Oakview Park. ~~Kiwanis/Girl Scout Park.~~
- 4 ~~(20)~~(25) Phoenix Neighborhood Playground.
- 5 (26) Pine Ridge Tot Lot.
- 6 ~~(21)~~(27) Pleasant Park.
- 7 ~~(22)~~(28) ~~Porter's~~ Porters Community Center.
- 8 ~~(23)~~(29) Possum Creek Park.
- 9 (30) Reserve Park.
- 10 ~~(24)~~(31) Roper Park.
- 11 ~~(25)~~(32) Rosa B. Williams Center. ~~Union Academy Recreation Complex.~~
- 12 ~~(26)~~(33) SE 8th and 9th Tot Lot.
- 13 ~~(27)~~(34) Seminary Tot Lot.
- 14 ~~(28)~~(35) Smokey Bear Park.
- 15 (36) Springhill Park.
- 16 (37) SR 26A Park.
- 17 (38) Sweetwater Branch Park.
- 18 ~~(29)~~(39) T.B. McPherson Recreation Complex.
- 19 ~~(17)~~ (40) ~~Northeast Park.~~ Tom Petty Park.
- 20 (41) Tot Lot No. 4 (500 block of NW 6th Avenue).
- 21 ~~(30)~~ ~~Tumblin Creek Park~~
- 22 ~~(16)~~ ~~NE 31st Avenue Park.~~ Unity Park.
- 23 ~~(31)~~ ~~Tot Lot No. 4.~~
- 24 ~~(32)~~ ~~Tot Lot No. 5 (Barbara Higgins Park).~~
- 25 ~~(33)~~ ~~Wacahoota Archery Range and Park.~~
- 26

27 (b) *Nature parks, centers and conservation areas:*

- 28 (1) 29th Road Nature Park.
- 29 (2) Alfred A. Ring Park.
- 30 (3) Bivens Arm Nature Park.
- 31 (4) Boulware Springs Nature Park.
- 32 (5) Broken Arrow Bluff Nature Park.
- 33 (6) Clear Lake Nature Park.
- 34 (7) Cofrin Nature Park.
- 35 (8) Colclough Pond Nature Park.
- 36 (9) Cone Park Conservation Area.
- 37 ~~(9)~~(10) Duval Park.

- 1 ~~(10)~~(11) Flatwoods ~~Nature Park~~ Conservation Area.
- 2 ~~(11)~~(12) Forest ~~Nature Park~~ Conservation Area.
- 3 ~~(12)~~(13) Gum Root Park.
- 4 ~~(13)~~(14) Hogtown Creek Headwaters Nature Park.
- 5 (15) Hull Road Conservation Area.
- 6 ~~(14)~~(16) John Mahon Nature Park.
- 7 ~~(15)~~(17) Loblolly Woods, ~~Nature Park (Hogtown Creek Greenway).~~
- 8 ~~(16)~~(18) Morningside Nature Center.
- 9 (19) NW 34th Street Conservation Area.
- 10 ~~(17)~~(20) Palm Point Nature Park.
- 11 (21) Pinkoson Property.
- 12 ~~(18)~~(22) San Felasco Park.
- 13 ~~(19)~~(23) Split Rock Conservation Area.
- 14 ~~(20)~~(24) Springtree Park.
- 15 (25) Sweetwater Wetlands Park.
- 16 ~~(21)~~(26) Sugarfoot Prairie Conservation Area.
- 17 ~~(22)~~(27) Terwilliger Pond Conservation Area.
- 18

19 (c) *Other:*

- 20 (1) 121 Property.
- 21 (2) A. Quinn Jones Museum & Cultural Center.
- 22 (3) Bo Diddley Community Plaza. ~~Downtown Community Plaza.~~
- 23 ~~(1)~~(4) Boulware Springs Historic Water Works.
- 24 ~~(2)~~(5) City Hall Plaza.
- 25 ~~(3)~~(6) City of Gainesville/Alachua County Senior Recreation Center.
- 26 ~~(4)~~ ~~Depot Park.~~
- 27 ~~(5)~~ ~~Downtown Community Plaza.~~
- 28 (7) Evergreen Cemetery.
- 29 (8) Old Post Office Building and Federal Courthouse (The Hippodrome).
- 30 ~~(6)~~(9) Ironwood Golf Course.
- 31 ~~(7)~~(10) Loblolly Environmental Facility.
- 32 ~~(8)~~ ~~Lynch Park.~~
- 33 ~~(9)~~ ~~Springhill Park.~~
- 34 ~~(10)~~(11) SW 5th Avenue Basin.
- 35 ~~(11)~~ ~~Sweetwater Park.~~
- 36 (12) Tench Building.
- 37 ~~(12)~~(13) Thelma A. Boltin ~~Boltin Senior Activity~~ Center.

- 1 ~~(13)~~(14) Thomas Center and Grounds and Gardens.
- 2 ~~(14)~~(15) Wilhelmina Johnson Center and Sharmie Ffar Complex.
- 3 ~~(15)~~(16) Woodlawn Park.

4

5 **Section 5.** Section 18-20 (6) of the City Code of Ordinances is amended as follows. Except as
6 amended herein, the remainder of Section 18-20 remains in full force and effect.

7 **Sec. 18-20. - Prohibited activities.**

8 It shall be unlawful for any person to do any of the following in any park listed in section 18-18
9 of this article or any other areas officially designated by the city commission as a park and posted
10 as such unless specifically permitted by the appropriate authorization received from the city
11 manager or designee and issued pursuant to this article, except for activities of the City of
12 Gainesville which are undertaken within the scope of its governmental authority:

- 13 (6) Litter, or to Ddump or deposit yard waste;

14

15 **Section 6.** Section 18-21 (7) of the City Code of Ordinances is amended as follows. Except as
16 amended herein, the remainder of Section 18-21 remains in full force and effect.

17 **Sec. 18-21. - Additional provisions.**

18 Unless otherwise specified herein and in addition to the restrictions stated in section 18-20, the
19 following additional provisions shall be applicable to the parks listed in section 18-18(b):

- 20 (7) Swimming and water access is prohibited at all nature parks, centers and conservation
21 areas except in areas posted for swimming and water access.

22

23 **Section 7.** It is the intent of the City Commission that the provisions of Sections 1 through 6 of
24 this ordinance shall become and be made a part of the Code of Ordinances of the City of
25 Gainesville, Florida, and that the sections and paragraphs of this Ordinance may be renumbered
26 or relettered in order to accomplish such intentions.


1 **Section 8.** If any word, phrase, clause, paragraph, section or provision of this ordinance or the
2 application hereof to any person or circumstance is held invalid or unconstitutional, such finding
3 shall not affect the other provisions or application of the ordinance which can be given effect
4 without the invalid or unconstitutional provisions or application, and to this end the provisions
5 of this ordinance are declared severable.

6 **Section 9.** All ordinances or parts of ordinances, in conflict herewith are to the extent of such
7 conflict hereby repealed.

8 **Section 10.** This ordinance shall become effective immediately upon adoption.

9 **PASSED AND ADOPTED** this 6th day of February, 2020.

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24



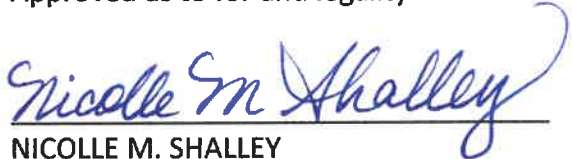
LAUREN POE
MAYOR

Attest:

Approved as to for and legality:



OMICHELE D. GAINNEY
CLERK OF THE COMMISSION



NICOLLE M. SHALLEY
CITY ATTORNEY

This ordinance passed on first reading this 16th day of January, 2020.
This ordinance passed on second reading this 6th day of February, 2020