

AMENDED ORDINANCE NO. : 591

AN ORDINANCE OF THE CITY OF PORT ST. JOE, FLORIDA SETTING FORTH THE MONETARY FINE/PENALTY FOR FAILURE TO PAY THE BOAT LANUCH FEE FOR USING THE BOAT RAMP AT FRANK PATE PARK; PROVIDING FOR REPEAL OR ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Port St. Joe, Florida , by Resolution No. 2014-10, dated July 15, 2014, imposed boat launch fees for the use of the public launch facility (boat ramp) located in Frank Pate Park; and

WHEREAS, it is the intent of the City Commission with this Ordinance to impose a monetary fine/penalty for any person failing to pay the boat launch fee as set forth in Resolution 2014-10;

NOW THEREFORE, be it enacted by the people of the City of Port St. Joe, Florida as follows:

1. DEFINITIONS.

- A. Launch Fees: The daily or annual fee charged for the launching of watercraft at the city-owned boat ramp located at Frank Pate Park.
- B. Permit: The annual permit issued free to Gulf County property owners or the permit issued by the City of Port St. Joe evidencing payment of the required annual fee by Non-Gulf County property owners for launching a watercraft at the Frank Pate Park Boat Ramp.
- C. Watercraft: Any and all kinds or types of flotation vessels designated for use on the water whether or not motorized including, but not limited to, boats, sail boats, canoes, kayaks, jet skis, skidoos, pedal craft, pontoon boats, rafts, inflatable craft, tubes, paddleboards, or wind propelled surfboards.
- D. Gulf County Property Owner: A person who owns real property within the boundaries of Gulf County, Florida.

2. AUTHORITY. The City of Port St. Joe has authority to adopt this Ordinance pursuant to Article VIII of the Constitution of the State of Florida, Chapter 166, Florida Statutes and Section 316.1967, Florida Statutes.

3. LAUNCH FEES:

- A. Daily launch fee for Non-County property owners is \$10.00. County property owners can avoid paying the daily launch fee by obtaining an annual permit.
- B. Annual permits are \$50.00 for Non-County property owners and free of charge for County property owners.
- C. Annual permits may be obtained at Port St. Joe City Hall. Annual permits shall be permanently displayed and attached to the driver's side rear window on the permit holder's vehicle.
- D. Any person launching a watercraft at the Frank Pate Park Boat Ramp who does not have an annual permit shall pay the daily launch fee at the designated Kiosk. The Kiosk shall issue a daily receipt, which must be displayed in the driver's side front window on the dash of the vehicle and must be clearly visible.
- E. The Amount of the required launch fees may be changed at any time by resolution of the Board of City Commissioners.
- F. Launch fees may be waived for special events by resolution of the Board of City Commissioners.

4. VIOLATION. Any person failing to pay the boat launch fee and display the daily receipt or valid annual permit as set forth herein shall be in violation of this Ordinance and guilty of a civil infraction.

5. FINE/PENALTY. The Civil Fine/Penalty for the violation of this Ordinance shall be the amount of \$150.00 (one hundred and fifty dollars) plus administrative and court costs. County property owners can have the Civil Fine/Penalty waived if they present to the Gulf County Clerk of Court a valid annual permit within 30 days of receiving the citation for violating this ordinance and pay all administrative costs charged by the Clerk of Court.

6. ENFORCEMENT. This Ordinance will be enforced by the Port St. Joe, Police Department pursuant to Chapter 316.1967 Florida Statutes and the Gulf County Clerk of the Circuit Court via Chapter 28.2402 Florida Statutes.

7. SEVERABILITY: If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder shall not be affected by such invalidity.

8. REPEAL: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

8. EFFECTIVE DATE: This ordinance shall become effective upon adoption.

THIS ORDINANCE ADOPTED this 6th day of July, 2021.

**BOARD OF CITY COMMISSIONERS
PORT ST. JOE, FLORIDA**



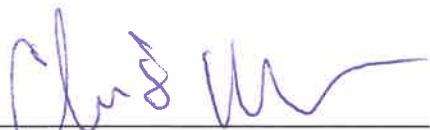
REX BUZZETT
MAYOR-COMMISSSIONER

ATTEST:



CHARLOTTE M. PIERCE
CITY CLERK

Approved as to form:



Clinton T. McCahill, City Attorney