



# Parks and Conservation Resources Ordinance Update

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# Proposed Ordinance Updates



**The Parks and Conservation Resources Ordinance (Chapter 90 of the Pinellas County Code of Ordinances)** covers rules and regulations related to the management and protection of the county's parks, preserves, ecological management areas, special purpose areas and other department designated lands and waterways

- Last updated July 19, 2016
- Proposed update is intended to revise term of appointments to the Parks and Conservation Resources Advisory Board, clarify or amend definitions as it pertains to activities in parks and environmental lands, address smoking bans, and ensure references are current as it relates to other statutes

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## Section 90-1 Parks and Conservation Resources Advisory Board

90-1(a)(2): *Appointment.* One member shall be a member of and nominated by the county youth advisory committee and appointed by the board of county commissioners. Of the nine remaining members, each county commissioner shall nominate one member without regard to political affiliation, and the members shall be appointed by the board of county commissioners and two members with experience in environmental science and/or policy shall be appointed by the board of county commissioners. The term of office shall be ~~one year~~ **two years** and shall run concurrently with the term of the nominating commissioner, or, in the case of the county youth advisory committee and environmental science/policy nominees, from August 1 through July 31

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## Section 90-3. – Definitions

*Bicycle* means a transportation device composed of a single frame and wheels usually propelled by pedals and steered with handlebars, including passenger bicycles and Class 1, 2 & 3 electric bicycles as defined in F.S. § 316.003(23), as may be amended from time to time. ~~for purposes of this article, "bicycle" does not include a motorized bicycle regardless of speed capabilities.~~

*Motorized* means motive power is generated by the burning of gasoline, oil, or other fuel by an internal combustion engine or other mechanism

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## Section 90-6 Protection of property, facilities, flora and fauna

### (a) Buildings and Facilities

(6) Climb on or over and/or suspend from any buildings, facilities, fences, benches, picnic tables, structures, historic ruins, or boardwalk and bridge railings; nor shall any person stand or sit on any structure not intended for such use;

### (b) Plant life.

(2) Dig in, disturb, or in any other way impair the natural condition of any area, except within designated special use areas; nor shall any person place debris or materials of any kind on or about any tree or plant, or climb, or attach any rope, wire, wooden boards, or ladders thereto, unless attached to trees that are a minimum of 12 inches in diameter measured at chest height and using a minimum of 1-inch-wide flat web straps for the express purpose of setting up a temporary hammock, except within designated special use areas;

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## Section 90-7. – Activities within County Owned or Managed Lands

(6) ~~Smoking is prohibited in environmental lands except in designated areas.~~ The smoking of cigarettes, filtered cigars, pipes or any other device that can be used to inhale smoke from a burning tobacco product is prohibited in environmental lands, County owned public beaches, Florida Botanical Gardens and Heritage Village, except in designated areas. For purposes of this section, a "beach" is defined as: a sandy or rocky area along the shoreline located waterward or seaward of and including the vegetation line and/or the dune environment that is owned by the County. The term "smoking" shall mean "inhaling, exhaling, burning, carrying, or possessing any lighted tobacco product, including cigarettes, filtered cigars, pipe tobacco, and any other lighted tobacco product." The department may, in its sole discretion, prohibit smoking at other county owned or managed lands by the department when necessary for fire prevention purposes

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## Section 90-7. – Activities within County- owned or Managed Lands

### *(c) Fires*

(3) Frying of any kind is prohibited, including but not limited to turkey fryers, deep fat fryers, skillets, and electric frying pans or any other apparatus which uses or produces hot oil.

*(e) Fishing* Fishing is prohibited except in those public areas designated for such activity. Persons fishing shall obey all state and federal laws pertaining to fishing as well as any posted rules and regulations. Fishing is prohibited from beaches in any area designated for ~~where bathing or and swimming are permitted.~~ No person shall leave the area without disposing of unwanted fish and bait on piers, catwalks, or other areas where fishing is authorized.

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## Section 90-7. – Activities within County- owned or Managed Lands

### *(f) Bathing and Swimming*

(1) Use soap or other cleansers in any swimming area or any other waters, including but not limited to beaches, lakes, streams, and stormwater facilities, including any freestanding shower towers or similar apparatus;

*(s) Miscellaneous.* No person shall engage in any activity within any county-owned or managed land that is dangerous to the health, safety or welfare of any person or that could foreseeably damage private or county property, including but not limited to hitting golf balls, racing or speeding in a dangerous manner, and suspending, diving or jumping from bridges or catwalks. Nor shall any person engage in any activity within any county-owned or managed land that interferes with the use and enjoyment of the county-owned or managed land and its facilities by other patrons. No person shall possess ~~helium-filled~~ balloons in any county-owned or managed land, except in enclosed buildings, provided, however, that **any** the helium balloons shall be properly secured when bringing balloons into and out of enclosed buildings.



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## Section 90-9. – Permits

(g) The following standards shall apply to the use of docks and boat ramps within county-owned or managed lands:

(8) No fueling of any vessels on any docks or boat ramps. ~~Fuel containers shall only be used while refueling vessels, and no fuel containers of any type shall be left unattended.~~

(9) Storage of vessels and/or trailers is prohibited except in designated storage facilities. For purposes of this Section, "storage" shall mean one of the following:

a. an unattached trailer with or without a boat;

b. an attached trailer with a boat;

c. an oversized vehicle or trailer not intended for the space, e.g. recreational vehicle, camper, landscape or cargo trailer

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## Section 90-18. – Citizen Support Organizations

(c) Between ~~September 15~~ October 1 and ~~September 30~~ October 30 of each year, each CSO shall provide the department with the following:

- (1) A balance sheet and supporting financial statements for the ending current fiscal year;
- (2) The CSO's budget for the upcoming fiscal year;
- (3) The CSO's most recent federal Internal Revenue Service return of organization exempt from income tax form (Form 990);
- (4) The CSO's annual goals and objectives;
- (5) An evaluation of the CSO's operations and programs for the ending current fiscal year; and
- (6) A list of the CSO's current officers.

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**Questions or Comments?**