

CITY OF BONITA SPRINGS, FLORIDA
ORDINANCE NO. 19-04

AN ORDINANCE OF THE CITY OF BONITA SPRINGS REPEALING AND REPLACING ORDINANCE 17-13 SETTING FORTH THE PARKS AND RECREATION FEE SCHEDULE; PROVIDING FOR CONFLICTS OF LAW, SEVERABILITY, CODIFICATION, SCRIVENER'S ERRORS, INCLUSION IN CODE AND AN EFFECTIVE DATE.

WHEREAS, on September 10, 2001 the City of Bonita Springs adopted a fee structure for use of City Parks and Recreation facilities, which has been amended from time to time; and

WHEREAS, City Council desires to implement a policy under which the youth athletic programs of Bonita Springs are exempt from the required fees for use of City facilities.

THE CITY OF BONITA SPRINGS HEREBY ORDAINS:

SECTION ONE: FEE SCHEDULE

1. The City Council, by resolution, may establish reasonable fees and charges for the use of any park facility or services. City Council may amend the fee schedule from time to time to reconcile the incurred costs of providing the staff to maintain the facilities where the use of the parks and facilities creates an additional demand.
2. The Director of Parks and Recreation may create an independent fee amount for any use for which there is not a specific fee in the schedule, to accommodate new and different activities and facility rental.

SECTION TWO: CONFLICTS

Whenever the requirements or provisions of this amending ordinance are in conflict with the requirements or provisions of any other lawfully adopted ordinance or statute, the most restrictive requirements shall apply.

SECTION THREE: SEVERABILITY

If any part, section, subsection, or other portion of this Ordinance or any application thereof to any person or circumstance is declared void, unconstitutional or invalid for any reasons, such part, section, subsection, or other portion or the prescribed application thereof, shall be severable, and the remaining provisions of this Ordinance, and all applications thereof not having been declared void, unconstitutional or invalid, shall remain in full force and effect. The City declares that no invalid or prescribed provision or application was an inducement to the enactment of this Ordinance, and that it would have enacted this Ordinance regardless of the invalid or prescribed provision or application.

SECTION FOUR: CODIFICATION AND SCRIVENER'S ERRORS

It is the intent of the City Council for the City of Bonita Springs that the provisions of this ordinance shall become and be made a part of the Bonita Springs City Code; that sections of this ordinance may be renumbered or re-lettered and that the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intention; and that typographical errors that do not affect the intent may be authorized by the City Manager, or the City Manager's designee, without need of public hearing, by filing a corrected or re-codified copy of same with the City Clerk.

SECTION FIVE: EFFECTIVE DATE

This ordinance shall become effective thirty (30) days from the date of adoption, pursuant to Section 29(c) of the City Charter.

DULY PASSED AND ENACTED by the City Council of the City of Bonita Springs, Lee County, Florida, this 15th day of May, 2019.

AUTHENTICATION:



Mayor



City Clerk

APPROVED AS TO FORM:



City Attorney's Office

Vote:

Carr	Aye	O'Flinn	Aye
DeWitt	Aye	Quaremba	Aye
Forbes	Aye	Simmons	Aye
Gibson	Aye		

Date filed with City Clerk: _____

5/17/19