

ORDINANCE 89 - 12

AN ORDINANCE AMENDING ORDINANCE NO. 83-11; SPECIFICALLY AMENDING SECTION 3. FEES, PROVIDING THAT OUT OF STATE RESIDENTS PAY TWENTY-FIVE DOLLARS (\$25.00) FOR A PERMIT; AMENDING SECTION 11. PENALTIES, REVOCATION OF PERMIT, PROVIDING THAT A VIOLATION SHALL BE A MISDEMEANOR; ADDING A SECTION TO PROVIDE THAT THERE BE NO ALCOHOLIC BEVERAGES ON THE BEACH; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the ever increasing number of motor vehicles entering the Atlantic Ocean Beaches increasing the demand for police protection, traffic control, trash removal and sanitation facilities; and

WHEREAS, the County had previously enacted Ordinance 83-11 and there have been ever increasing costs to the County for police protection and traffic control; and

WHEREAS, the beaches of Nassau County, first and foremost, are dedicated to the residents of the State of Florida, and primarily the residents of Nassau County; and

WHEREAS, fees collected are not collected for the purpose of raising general revenue, but are for the purpose of providing: police protection, traffic and parking control, safety and beach preservation, the protection of the beach environment, and beach and ramp maintenance.

NOW, THEREFORE, BE IT ORDAINED this 31st day of March, 1989, by the Board of County Commissioners of Nassau County, Florida, that Ordinance 83-11 be amended as follows:

1. SECTION 3. FEES.

(a) There is hereby levied a \$15.00 seasonal fee per motor vehicle for driving or parking a motor vehicle on County beaches or County controlled beaches of Nassau County. This seasonal fee shall be applicable for residents of the State of Florida.

(b) There is hereby levied a \$25.00 seasonal fee per motor vehicle for driving or parking a motor vehicle on County beaches

or County controlled beaches of Nassau County. This seasonal fee shall be applicable for non-residents of the State of Florida.

~~2. SECTION 10. Beach Permit Summons. Every prosecution on any charge involving any violation of this ordinance shall be by the issuance of a summons.~~

SECTION 10. SALE, CONSUMPTION OR CONTROL OF ALCOHOLIC/INTOXICATING BEVERAGES.

(a) It shall be unlawful for any person on the beach to sell, consume, possess, or control any unsealed or open container containing any type of alcoholic or intoxicating beverage.

3. SECTION 11. Penalties, Revocation of Permit. A ~~violation of any section of this Ordinance shall, upon conviction in County Court, subject to the violator to the following:~~

~~----- (a) First Offense --- a fine of up to one hundred dollars (\$100.00):~~

~~----- (b) Second Offense --- a fine of up to three hundred dollars (\$300.00):~~

~~----- (c) Third Offense --- a fine of up to five hundred dollars (\$500.00) and/or ten (10) days incarceration in the County Jail and two (2) years revocation of a beach permit.~~

(a) Any violation of any provision of this Ordinance shall be a separate violation of this Ordinance, and upon conviction in County Court, the violator may be fined up to five hundred dollars (\$500.00) or ten (10) days incarceration in the County Jail.

(b) In addition to the above penalty upon a conviction in the County Court of a violation of this Ordinance, the violator shall not be entitled to a permit for one (1) year from the date of conviction.

(c) The Bond for an offense shall be a minimum of fifty dollars (\$50.00) and may be posted with an authorized law

enforcement officer. If the Bond is posted with an authorized law enforcement officer, said officer shall provide notification to the violator of the respective Court date.

3. This Ordinance shall take effect immediately upon receipt of official acknowledgment by the Office of the Secretary of State to the Clerk of the Board of County Commissioners of Nassau County, Florida, that same has been filed.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA


HAZEL JONES
Its: Vice Chairman

ATTEST:


T. J. GREESON
Its: Ex-Officio Clerk