

By Senator Saunders

25-2218-99

See HB

1                                   A bill to be entitled  
2           An act relating to Collier County; amending s.  
3           3, chapter 89-449, Laws of Florida; providing  
4           an exception to specified offenses committed  
5           within the boundaries of any county park,  
6           county operated parking facilities, public  
7           beaches, beach access areas adjacent to any  
8           county park, and public areas immediately  
9           adjacent to county parks; prohibiting the  
10          carrying, possession, or consumption of  
11          alcoholic beverages in any park building or  
12          other structure; providing an exception;  
13          providing an effective date.

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15 Be It Enacted by the Legislature of the State of Florida:

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17           Section 1. Subsection (2) of section 3 of chapter  
18   89-449, Laws of Florida, as amended by chapters 97-347 and  
19   98-483, Laws of Florida, is amended to read:

20           Section 3. Powers and duties.--

21           (2) It shall be the duty of any person designated as a  
22   county park enforcement officer (park ranger) to issue  
23   citations for any offenses which occur within a county park  
24   boundary, public beaches, county operated parking facilities,  
25   and public areas immediately adjacent to county parks, and  
26   which are either prohibited by ordinance enacted by the Board  
27   of County Commissioners of Collier County or are specifically  
28   prohibited by this section. Except at such times and in such  
29   manner as then not prohibited by law and to the extent  
30   expressly authorized in advance and in writing by permit  
31   issued by the director of the department in strict adherence

1 with policy rules of the department approved by resolution of  
2 the Board of County Commissioners,it shall be such an offense  
3 to:

4 (a) Willfully mark, deface, disfigure, injure, tamper  
5 with, or displace or remove any building, bridge, table,  
6 bench, fireplace, railing, paving, or paving material, water  
7 line or other public utility or parts appurtenant thereof,  
8 signs, notices or placard whether temporary or permanent,  
9 monuments, stakes, posts, or other boundary markers or other  
10 structures or equipment, facilities or park property or any  
11 appurtenances whatsoever, either real or personal.

12 (b) Cut, break, mutilate, injure, disturb, sever from  
13 the ground or remove any growing thing, including, but not  
14 limited to, any plant, flower, flower bed, shrub, tree, growth  
15 or any branch, item, fruit or leaf thereof; or bring into or  
16 have in his possession in any county park any tool or  
17 instrument which could be used for the cutting thereof, or any  
18 garden or agricultural implements or tools which could be used  
19 for the removal thereof; or pile or maintain any material or  
20 debris of any kind against or upon the same or attach any  
21 rope, cable or other contrivance thereto; or set fire to any  
22 trees, shrubs, plants, flowers, grass, plant growth or living  
23 timber, or suffer any fire upon land to extend into park  
24 lands; or go upon any prohibited lawn, grass plot or planted  
25 area, except at such times and in such manner as the director  
26 of the parks and recreation department may designate.

27 (c) Throw, discharge, or otherwise place or cause to  
28 be placed in the waters of any fountain, pond, lake, stream,  
29 bay, or other body of water in or adjacent to any county park  
30 or any tributary, stream, storm sewer, or drain flowing into  
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1 such waters, any substance, matter or thing, liquid or solid,  
2 which will or may result in the pollution of said waters.

3 (d) Carry, possess, or drink any alcoholic beverage  
4 ~~liquor~~ in any park or in any park building or other park  
5 structure except as authorized for wedding receptions and  
6 other special events.

7 (e) Enter or exit any park facility except at  
8 established entrance ways or exits, or at established times.

9 (f) Attach any posters, or directional signs, to  
10 trees.

11 (g) Cause or permit a dog or other domestic animal to  
12 enter any park facility except for animal shows and other  
13 substantially similar special events as then authorized by  
14 rules of the department that have been approved by the board  
15 of county commissioners.

16 (h) Build fires except in specified areas in county  
17 parks on cooking grills provided therein, except bonfires  
18 directly related to special events may be authorized by the  
19 director of the department on a case-by-case basis as then  
20 authorized by rules of the department approved by the board of  
21 county commissioners.

22 (i) Drive any unauthorized vehicle on any area within  
23 the park except the paved park roads or parking areas; or park  
24 an authorized vehicle in other than an established or  
25 designated parking area; or park any unauthorized vehicle in  
26 the county park area overnight.

27 (j) Ride a bicycle on other than a paved vehicular  
28 road or path designated for that purpose; leave a bicycle in a  
29 place other than a bicycle rack when such is provided, or  
30 leave a bicycle lying on the ground or paving or any place or  
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1 position so as to present any obstruction to pedestrian or  
2 vehicular traffic.

3 (k) Violate any rule for the use of the park which has  
4 been posted on any park sign in a particular park pursuant to  
5 approval by the board of county commissioners including rules  
6 and regulations posted on the grounds or buildings in said  
7 parks.

8 (l) Possess, carry, or transport on or about their  
9 person any glass container in any county park.

10 (m) Injure, kill, molest, collect, possess, or cause  
11 direct or indirect injury to any species of sea turtle, gopher  
12 tortoises, live sand dollars, shorebirds, birds of prey, live  
13 shells, and live sea stars or to interfere, destroy, or tamper  
14 in any way with the nesting of the sea turtle, birds of prey,  
15 gopher tortoises, or shorebirds.

16 (n) Operate or cause to be operated a hand, animal,  
17 motor, or engine driven wheel, track or other vehicle or  
18 implement on, over or across any part of the sand dune, hill  
19 or ridge nearest the Gulf of Mexico, or the vegetation growing  
20 thereon or seaward thereof, or to operate or drive such a  
21 vehicle on the area seaward thereof, commonly referred to as  
22 the beach.

23 Section 2. This act shall take effect upon becoming a  
24 law.

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