

By Senator Peaden

1-713-02

1                                   A bill to be entitled  
2           An act relating to Escambia County; amending s.  
3           1, ch. 57-1291, Laws of Florida; providing an  
4           exception for stormwater management facilities  
5           to a requirement of enclosures around certain  
6           depressions; providing an effective date.

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

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10           Section 1. Section 1 of chapter 57-1291, Laws of  
11 Florida, is amended to read:

12           Section 1. In the interest of public safety, it shall  
13 be the duty of the owner, lessor, or occupant of any real  
14 property within the limits of Escambia county, wherein there  
15 exists any clay pits, caves or other depression so located and  
16 of such depth that a child might conceivably be drowned  
17 therein when filled with rain water or other liquid, to  
18 enclose the depression with a fence or other device of a  
19 height of four (4) feet or more. The enclosure shall be of  
20 such construction as not to be penetrable without the aid of  
21 tools or other mechanical device. This section does not apply  
22 to a stormwater management facility within the City of  
23 Pensacola which is constructed in accordance with uniform  
24 state rules adopted pursuant to section 120.54, Florida  
25 Statutes, or with more-restrictive ordinances adopted by local  
26 government.

27           Section 2. This act shall take effect upon becoming a  
28 law.

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