

ORDINANCE NO. 2025-09

AN ORDINANCE ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, AMENDING THE CODE OF ORDINANCES AT CHAPTER 11, ENTITLED “STREETS, SIDEWALKS AND OTHER PUBLIC PLACES”, ARTICLE IV ENTITLED “CITY PARKS”, SECTION 11-73 ENTITLED “OPERATING HOURS; SPECIAL EVENTS PERMIT”, TO ESTABLISH HOURS OF OPERATION FOR GLADIATOR PARK AND FOR OTHER PURPOSES; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY, INCLUSION IN CODE, AND AN EFFECTIVE DATE.

WHEREAS, the City of Greenacres, Florida (the “City”) is a duly constituted municipality having such home rule power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the City is responsible for the operation and maintenance of the public parks located within the municipal limits; and

WHEREAS, it is necessary to establish hours of operation for Gladiator Park, a newly improved park located within the City, to be consistent with the operational hours of other improved City parks; and

WHEREAS, the adoption of the hours of operation for Gladiator Park is within the City’s exercise of its valid police power; and,

WHEREAS, the City Council deems approval of this Ordinance to be in the best interest of the health, safety, and welfare of the residents and citizens of the City of Greenacres and the public at large and serving a valid public purpose.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, AS FOLLOWS:

Section 1. The foregoing recitals are incorporated into this Ordinance as true and correct findings of the City Council of the City of Greenacres, Florida.

Section 2. Chapter 11 of the Code of Ordinances entitled “Streets, Sidewalks and Other Public Places”, Article IV entitled “City Parks”, Section 11-73 entitled “Operating Hours; Special Events Permit”, is hereby amended as follows (underlined language indicates language being added; ~~stricken~~ language indicates language being deleted):

Article IV. CITY PARKS

Sec. 11-73. - Operating hours; special events permit.

(a) *Park operating hours.* All parks located within the city shall be open to the public every day of the year at sunrise and shall be closed at sunset, except for the following parks which shall operate as provided herein:

- (1) Samuel J. Ferreri Community Park: Open at sunrise; closed at 10:00 p.m.;
- (2) Ira Van Bullock Park: Open at sunrise; closed at 10:00 p.m.;
- (3) Rambo Park: Open at sunrise; closed at 10:00 p.m.;
- (4) Veterans Park: Open at sunrise; closed at 10:00 p.m.;
- (5) Bowman Park: Open at sunrise; closed at 10:00 p.m.;
- (6) Burrowing Owl Park: Open at sunrise; closed at 10:00 p.m.
- (7) Freedom Park: Open at sunrise; closed at 10:00 p.m.
- (8) Gladiator Park: Open at sunrise; closed at 10:00 p.m.

(b) *Special events permit.* Any person, group, firm, organization or corporation seeking to utilize or occupy a city park beyond the permitted hours of operation enumerated above may apply for a "special events permit" with the department of community and recreation services~~engineering, planning and building~~ at least thirty (30) days prior to the intended park use date. Such permit request shall be reviewed by all affected city departments to ensure compliance with all federal, state, county and municipal regulations. Requests for the sale, distribution and consumption of alcoholic beverages in the city's parks shall be incidental to a city special event and follow the process set forth in section 8-26. If

the application is determined to be in conformance with all applicable regulations, and upon payment of the appropriate permit fee, department of community and recreation services~~engineering, planning and building~~ shall issue a permit for the proposed event.

Section 3. Repeal of Conflicting Ordinances. All ordinances or parts thereof or parts of the Code conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

Section 4. Severability. If any section, part of a section, paragraph, sentence, clause, phrase or word of this Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holdings of invalidity shall not affect the remaining portion of this Ordinance and it shall be construed to have been the legislative intent to pass the Ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this Ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this Ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances, or set of circumstances, such holdings shall not affect the applicability thereof to any other person, property or circumstances.

Section 5. Inclusion in Code. It is the intention of the City Council, entered as hereby ordained, that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Greenacres, Florida; that the Section(s) of this Ordinance may be renumbered or re-lettered to accomplish such intention, and that the word "Ordinance" may be changed to "Section", "Article" or another word.

Section 6. Effective Date. This Ordinance shall become effective upon adoption.

Passed on the first reading this 5th day of May, 2025.

Chuck Shaw, Mayor

Attest:

Quintella Moorer, City Clerk

Voted:
John Tharp, Council Member, *District I*

Voted:
Peter Noble, Council Member, *District II*

Voted:
Judith Dugo, Council Member, *District III*

Voted:
Susy Diaz, Council Member, *Deputy Mayor*

Voted:
Paula Bousquet, Council Member, *District V*

Approved as to Form and Legal Sufficiency:

Glen J. Torcivia, City Attorney

