

ORDINANCE 16-01

AN ORDINANCE OF THE CITY OF DUNEDIN AMENDING SECTION 54-36 OF THE CODE OF ORDINANCES TO CLARIFY LANGUAGE PROVIDING FOR AN EXCEPTION TO THE PROHIBITION OF COMMERCIAL ACTIVITIES ON DUNEDIN CAUSEWAY BEACH; AND PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, the City periodically receives inquiries concerning its authority to regulate commercial activity along Dunedin Causeway Beach; and

WHEREAS, Dunedin Causeway Beach is located wholly within the jurisdiction of the City and the City retains the authority to regulate activity within its jurisdiction; and

WHEREAS, the City owns some parcels of land along the northern and southern borders of Causeway Boulevard and therein retains the authority to affirmatively permit activity on property it owns; and

WHEREAS, additional parcels of land along the northern and southern borders of Causeway Boulevard are under ownership of other than the City who has the authority to affirmatively permit activity on its property, provided that activity is an allowable use under the City's authority to regulate use within its jurisdiction; and

WHEREAS, the City cannot and does not offer authority to affirmatively permit activity on property which it does not own regardless of whether such activity is an allowable use; and

WHEREAS, City staff has determined an amendment to Section 54-36 of the Code of Ordinances is necessary to clarify the City's authority, and said revision has been found to be appropriate; now, therefore

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:

Section 1: That Section 54-36 of Article II of Chapter 54 of the Dunedin Code of Ordinances is amended to read as follows:

Sec. 54-36 - Commercial activities on Dunedin Causeway Beach.

All commercial activities on any public lands belonging to the city, the county or the state or any of their agencies within the geographical area known as

the Dunedin Causeway Beach, as is otherwise defined in exhibit A incorporated in this section by reference, are prohibited except for any commercial activities on city-owned property performed under a franchise granted by the city. Such commercial activities shall include, but not be limited to, retail and wholesale of food, beverages, beach apparel or any other products, as well as any vending operations or rental of any products or equipment.

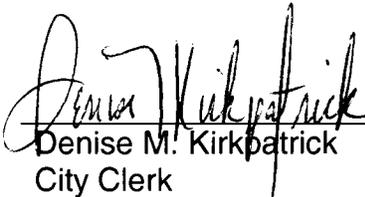
Section 2: This Ordinance shall become effective upon final passage and adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 4th day of February, 2015.



Julie Ward Bujalski
Mayor

ATTEST:



Denise M. Kirkpatrick
City Clerk

READ FIRST TIME AND PASSED:

January 7, 2016

READ SECOND TIME AND ADOPTED:

February 4, 2016