

ORDINANCE NO. 8575-14

AN ORDINANCE OF THE CITY OF CLEARWATER, FLORIDA, RELATING TO PARKS, BEACHES, AND RECREATION; AMENDING APPENDIX A, SCHEDULE OF FEES, RATES AND CHARGES, SECTION XI, PARKS, BEACHES, RECREATION, TO ESTABLISH VARIOUS CATEGORY DEFINITIONS FOR PURPOSES OF APPLYING PARK FACILITY USER FEES; AMENDING THE DEFINITION OF FAMILY TO INCLUDE DOMESTIC PARTNERS AS REGISTERED WITH THE DOMESTIC PARTNERSHIP REGISTRY OF THE CITY OF CLEARWATER OR PINELLAS COUNTY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Code of Ordinances empowers the city manager to regulate the time, place and manner in which City park property is to be used and enjoyed by the public; and

WHEREAS, the City Council has established certain criteria for classes of City residents, including families, for the purpose of imposing fees for the use of recreation facilities; and

WHEREAS, on June 7, 2012, the Clearwater City Council adopted Ordinance No. 8329-12, creating a Domestic Partnership Registry to promote diversity and accommodate residents who are not married under Florida law, but who live together in committed, family relationships; and

WHEREAS, Pinellas County has also established a Domestic Partnership Registry; and

WHEREAS, the City Council finds that providing access to City recreation facilities to families, including those registered on a Domestic Partnership Registry, promotes inclusion and diversity, and is in the best interest of the citizens of Clearwater, NOW THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLEARWATER, FLORIDA;

Section 1. Appendix A, Schedule of Fees, Rates and Charges, is hereby amended to read:

XI. PARKS, BEACHES, RECREATION:

* * *

Use of facilities by nonresidents (ch. 22):

* * *

- (2) The criteria which establish the class of City residents for the purpose of the fees above are:
- (a) Permanent residence within the incorporated boundaries of the City. For the purposes of this Section, Permanent Residence shall mean a place where a person has his or her true, fixed, and permanent home and principal establishment which, whenever absent, he or she has the intention of returning. Residence shall mean such permitted uses of the use category "Residential" in the Clearwater Community Development Code, as may be amended from time to time.
 - (b) Ownership of real property within the incorporated boundaries of the City, as evidenced by the official tax rolls maintained by the county;
 - (c) Tourists and guests temporarily residing at properties three months or less, within the incorporated boundaries of the City as evidenced by a motel key or another resident member;
 - (d) Persons who are employees of the city, and their family ~~which is hereby defined as "Husband and wife or legal guardian and their children who live in the same household, who are 18 years of age or under, or less than 23 years of age and a full time college student;~~
 - (e) Persons who are retirees of the City of Clearwater;
 - (f) Active Military personnel and their family ~~as defined in (d);~~
 - (g) Full Time employees or clients of the Upper Pinellas Association for Retarded Citizens (UPARC), for the use of the Long Center facility and programs only;
 - (h) Corporate memberships to City wellness programs at City facilities funded by businesses or employees of government institutions (within the incorporated boundaries of the City);
 - i) Category definitions for recreation cards and play passes are as follows:
 - (1) Youth: 18 years of age or younger or a full-time college student less than 23 years of age.
 - (2) Senior: 55 years of age or older.
 - (3) Adult: 19 years of age or older.
 - (4) Adult Plus One: Two family members living in the same household.
 - (5) Family: Husband and wife or two persons with a Registered Domestic Partnership with the City of Clearwater or Pinellas County, Florida, or a legal guardian and their children who live in the same household, who are

18 years of age or under, or less than 23 years of age and a full-time college student.

(6) Verification of any age or family status may be required.

Section 2. This ordinance shall take effect immediately upon adoption.

PASSED ON FIRST READING

PASSED ON SECOND AND FINAL
READING AND ADOPTED

George N. Cretekos
Mayor

Approved as to form:

Attest:

Laura Lipowski Mahony
Assistant City Attorney

Rosemarie Call
City Clerk