

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF HOLLYWOOD, FLORIDA, AMENDING CHAPTER 103 OF THE CODE OF ORDINANCES, ENTITLED "PARKS AND RECREATION", BY CREATING SECTION 103.04, ENTITLED "DESIGNATED CHILDREN PLAY AREAS", TO ESTABLISH REGULATIONS RELATING TO PLAY AREAS WITHIN CITY PARKS; PROVIDING FOR A REPEALER PROVISION; A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 103 of the Hollywood Code of Ordinances sets forth regulations and guidelines relating to parks and other city recreation facilities; and

WHEREAS, play activity is vital to the healthy development of children and research has indicated that outdoor play provides physical, emotional, social and cognitive enrichment; and

WHEREAS, many public parks provide play space for children thereby fostering child development, social interaction skills, and opportunities for physical exercise; and

WHEREAS, play areas for children are not designed to be used by adults, except for circumstances where adults are accompanying the children utilizing these play areas; and

WHEREAS, play areas for children are intended to furnish and provide age appropriate recreational play equipment and open space to accommodate the needs and play behavior of minor children in the City who are supervised by parents, guardians, caretakers, or other appropriate adults; and

WHEREAS, in order to provide for the safest play areas for children and minors in the City of Hollywood, and to maximize play area equipment available for children and minors for whom the City's play equipment and play areas are specifically designed, the Police Chief and city staff have determined that is necessary to establish regulations and guidelines for such play areas;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That Chapter 103 of the Hollywood Code of Ordinances entitled "Parks and Recreation" is hereby amended by creating Section 103.04 entitled "Designated Children Play Areas" as follows:

## TITLE IX: GENERAL REGULATIONS

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### CHAPTER 103: PARKS AND RECREATION

#### GENERAL PROVISIONS

\* \* \*

#### **§103.04 DESIGNATED CHILDREN PLAY AREAS.**

(A) **DEFINITIONS.** For the purpose of this Section, the following definitions shall apply unless the context indicates or requires a different meaning.

**ADULT.** A person who has reached the age of eighteen (18) years.

**CHILDREN.** A person twelve (12) years of age or younger.

**PLAY AREAS.** Any portion of an area within a city park that contains playground equipment for use by children, and has been posted with signs identifying the designated area as a children's play area.

(B) It shall be unlawful for any adult to enter or remain in a designated Play Area, where signage is posted, unless the adult is supervising and/or accompanying child(ren) who is/are then visiting the Play Area.

(C) Any person who violates this Section shall be subject to the penalties set forth in § 10.99 of the Code of Ordinances.

Section 2: That it is the intention of the City Commission and it is hereby ordained that the provisions of this section shall be made a part of the Code of Ordinances of the City of Hollywood, Florida, and the sections of this Code may be renumbered to accomplish such intention.

Section 3: That if any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this ordinance.

ORDINANCE CREATING SECTION 103.04 OF THE HOLLYWOOD CODE OF ORDINANCES TO ESTABLISH PLAY AREAS IN CITY PARKS FOR EXCLUSIVE USE BY CHILDREN.

Section 4: That all sections or parts of sections of the Code of Ordinances, all ordinances or parts of ordinances, and all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Section 5: That this Ordinance shall be in full force and effect immediately upon its passage and adoption.

ADVERTISED on \_\_\_\_\_, 2014.

PASSED on first reading this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

PASSED AND ADOPTED on second reading this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
PETER BOBER

ATTEST:

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PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM & LEGALITY  
for the use and reliance of the City of  
Hollywood, Florida, only.

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JEFFREY P. SHEFFEL, CITY ATTORNEY