



SUBJECT: Safety Harbor City Code Amendment: Chapter 25 - Yacht Boat Basin and Waterways

ACTION REQUESTED: Adoption/Denial of Ordinance No. 2026-01.

REQUESTED BY: Julie Inman, Recreation Director

SUPPORTING DOCUMENTS: Yes

SUMMARY

Draft Ordinance No. 2026-01 is an amendment to the Chapter 25: Yacht Basin and Waterways of the Safety Harbor City Code. The code amendment is part of the City Commission Marina discussion which started on October 20, 2025.

The ordinance has been amended based upon City Commission direction at the April 6, 2026, meeting, first reading:

- Modify the ordinance slip permits can be offered only to natural individuals up to 3 registered owners of boats and can be transferrable to the other owners of boat or by way of administrative approval by the city manager. No new people can be added to the permit after the initial issuance.

The specific changes are summarized below:

(d) Individual and Entity Permit Holders:

- A permit issued by the City authorizing the use of a designated boat slip within the City's boat basin shall be personal and non-transferable, and shall be subject to the following conditions:
 - i. Individual Permit Holders
 - a. A dock permit shall be issued only to the individual(s) identified on the originally issued permit.
 - b. No more than three (3) named individuals may be identified on a permit at the time of initial issuance.

- c. Each individual listed on the originally issued permit, and on any subsequent renewal, must be, and remain, a legal owner of the vessel docked at the City marina.
 - d. The City may require documentation at any time to verify ownership and eligibility, including but not limited to:
 - Current vessel registration reflecting all legal owners; and
 - Proof of insurance naming all legal owners.
 - e. The non-resident rate shall apply when at least one named individual on the permit is a non-resident of the City.
 - f. An individual may be permanently removed from the permit upon written request to the City.
 - g. No individual may be added to a permit, including at annual renewal, without the prior written authorization of the City Manager or his/her designee, and required supporting documentation.
- ii. Permits Issued to Corporations or Other Legal Entities
- a. When a dock permit is issued in the name of a corporation, limited liability company, partnership, trust, or other legal entity ("Entity"), the permit shall be conditioned upon the designation of up to no more than three (3) named individuals.
 - b. The designated individuals must:
 - Be officers, members, partners, trustees, or otherwise authorized representatives of the Entity; and
 - Be legal owners of the vessel, either individually or through the Entity.
 - c. The Entity shall provide, upon issuance and upon request by the City, documentation establishing:
 - The Entity's legal existence and authorization;
 - Ownership of the vessel by the Entity and/or the named individuals; and
 - Proof of insurance listing all legal owners.
 - d. The permit shall remain personal to the named individuals, and not to the Entity itself, notwithstanding the Entity's ownership interest in the vessel.
 - e. The non-resident rate shall apply if any designated individual associated with the Entity is a non-resident of the City.
 - f. Any change, addition, or substitution of designated individuals shall require prior written approval of the City Manager or his/her designee, and shall not occur automatically upon renewal, and required supporting documentation.
- iii. Termination of Permit
- a. In addition to any other grounds for termination identified in the Safety Harbor Code of ordinances, resolution(s) or adopted

policies and procedures, the dock permit shall be automatically terminated when:

- All named individual permit holders are permanently removed;
 - All named individuals associated with an Entity are removed or no longer eligible.
- b. Upon termination, the dock permit shall be returned to the City and offered to the next eligible applicant on the established waitlist.
- iv. Under no circumstances shall a dock permit be assigned, transferred, inherited, or conveyed through a change in ownership of a vessel or Entity without express written approval of the City.

Staff recommend adoption of Ordinance No. 2026-01 on second reading.

Legal Ad: A legal ad is required for the ordinance prior to the second reading. A legal ad was published in the Tampa Bay Times on March 25, 2026, and April 8, 2026.

To view legal ads, visit:

<http://fl-safetyharbor3.civicplus.com/59/Legal-NoticesElections>

To sign up for legal ad reminder e-mails, visit

<http://www.cityofsafetyharbor.com/list.aspx>

ORDINANCE NO. 2026-01

AN ORDINANCE OF THE CITY OF SAFETY HARBOR, FLORIDA, AMENDING CHAPTER 25 ENTITLED YACHT BASIN AND WATERWAYS OF THE SAFETY HARBOR CITY CODE TO CHANGE THE NAME OF THE CHAPTER TO BOAT BASIN AND WATERWAYS AND TO AMEND THE GUIDELINES FOR USE OF THE CITY'S BOAT BASIN, PROVIDE FOR THE TERMINATION OF A SLIP PERMIT, REQUIRE PERMITS FOR CERTAIN ACTIVITIES AND TO PROVIDE FOR THE REMOVAL AND DISPOSAL OF DERELICT AND ABANDONED VESSELS IN ACCORDANCE WITH STATE LAW; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Safety Harbor ("City"), as the owner of the Safety Harbor Marina Boat Basin and Waterways Docks ("Safety Harbor Marina"), is responsible for regulating the use of the of boat slips, slip permits, and mooring of boats ; and

WHEREAS, the City regularly updates code regulations as needed; and

WHEREAS, City Commission desires to amend the Safety Harbor Code to update assignments of boat slips, permit slips, and mooring of boats regulations within the Safety Harbor Marina; and

WHEREAS, the City Commission finds that the proposed amendments promote administrative efficiency, consistency, and compliance with state law while protecting the health, safety, and welfare of the citizens of Safety Harbor.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SAFETY HARBOR, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED THAT:

SECTION 1. The above recitals are true, correct, and incorporated by reference as the findings of fact of the City.

SECTION 2. That Chapter 25, Yacht Basin and Waterways, of the Safety Harbor City Code is amended as follows:

Chapter 25 ~~YACHT~~BOAT BASIN AND WATERWAYS¹

ARTICLE I. IN GENERAL

Sec. 25.01. Application of this Article.

All persons owning, operating, leasing or otherwise exercising control of any boat operating in or utilizing the facilities of the Safety Harbor Marina Boat Basin and Waterways Docks shall be governed by and subject to the provisions of this article.

Sec. 25.012. Mooring of boats.

- (a) Permission shall be obtained from the city manager or his duly appointed agent before any boat may be anchored, tied or occupy space in the city yacht basin. No person shall anchor, tie or occupy space in the city boat basin a boat of any kind or nature at any city-owned boat slip or docking space without first having paid for and obtained a written permit for the use of the same. The city reserves the right to use any slip during the temporary absence of a boat or tenant permittee for transient boats. However, when the lessee- permittee returns the original boat to the slip, any such transient boat shall be moved.
- (b) Written permits shall be used which shall be uniform except as to the fee to be charged for different type spaces, and which shall contain the conditions under which use is to be allowed. Such permits shall be on a month-to-month basis only, except where specifically exempted from such requirements by the City Manager or his/her authorized representative. The fee for written permits will be established by resolution.
- (b c) The number of slips for commercial boats used for such activities as fishing, netting or collection of traps, whose primary purpose is to sell their products, shall be established by motion of the city commission and may be so amended from time to time.
- (d) Individual and Entity Permit Holders:
- A permit issued by the City authorizing the use of a designated boat slip within the City's boat basin shall be personal and non-transferable, and shall be subject to the following conditions:
 - i. Individual Permit Holders
 - a. A dock permit shall be issued only to the individual(s) identified on the originally issued permit.
 - b. No more than three (3) named individuals may be identified on a permit at the time of initial issuance.
 - c. Each individual listed on the originally issued permit, and on any subsequent renewal, must be, and remain, a legal owner of the vessel docked at the City marina.
 - d. The City may require documentation at any time to verify ownership and eligibility, including but not limited to:
 - Current vessel registration reflecting all legal owners; and
 - Proof of insurance naming all legal owners.
 - e. The non-resident rate shall apply when at least one named individual on the permit is a non-resident of the City.
 - f. An individual may be permanently removed from the permit upon written request to the City.
 - g. No individual may be added to a permit, including at annual renewal, without the prior written authorization of the City Manager or his/her designee, and required supporting documentation.

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- ii. Permits Issued to Corporations or Other Legal Entities
- a. When a dock permit is issued in the name of a corporation, limited liability company, partnership, trust, or other legal entity ("Entity"), the permit shall be conditioned upon the designation of up to no more than three (3) named individuals.
 - b. The designated individuals must:
 - Be officers, members, partners, trustees, or otherwise authorized representatives of the Entity; and
 - Be legal owners of the vessel, either individually or through the Entity.
 - c. The Entity shall provide, upon issuance and upon request by the City, documentation establishing:
 - The Entity's legal existence and authorization;
 - Ownership of the vessel by the Entity and/or the named individuals; and
 - Proof of insurance listing all legal owners.
 - d. The permit shall remain personal to the named individuals, and not to the Entity itself, notwithstanding the Entity's ownership interest in the vessel.
 - e. The non-resident rate shall apply if any designated individual associated with the Entity is a non-resident of the City.
 - f. Any change, addition, or substitution of designated individuals shall require prior written approval of the City Manager or his/her designee, and shall not occur automatically upon renewal, and required supporting documentation.
- iii. Termination of Permit
- a. In addition to any other grounds for termination identified in the Safety Harbor Code of ordinances, resolution(s) or adopted policies and procedures, the dock permit shall be automatically terminated when:
 - All named individual permit holders are permanently removed;
 - All named individuals associated with an Entity are removed or no longer eligible.
 - b. Upon termination, the dock permit shall be returned to the City and offered to the next eligible applicant on the established waitlist.
- iv. Under no circumstances shall a dock permit be assigned, transferred, inherited, or conveyed through a change in ownership of a vessel or Entity without express written approval of the City.

(Code 1970, § 27-1; Ord. No. 88-12, § 2, 5-16-88)

Sec. 25.023. Schedule of ~~rental~~ dockage fees.

The basis of payment and the terms of payment for use of the ~~yacht~~ boat basin shall be set by the commission by resolution.

(Code 1970, § 27-2)

Sec. 25.034. Boats to occupy assigned spaces.

No entity or person shall cause a boat to occupy more than the one (1) space assigned to the boat without first obtaining permission from the city manager or his/her designee ~~agent~~. The assigned space ~~shall may~~ not be ~~subleased~~ used or occupied by any other boat, entity or individual, other than the permit holder, without the prior written consent of the city nor shall ~~may~~ there be more than one (1) boat per slip.

(Code 1970, § 27-3)

Sec. 25.045. Mooring specifications with regard to mooring boats within the city ~~yacht~~ boat basin.

The following specifications shall apply:

- (1) All ~~lessees~~ permittees of space shall furnish their own equipment to properly secure boats to mooring cable and pier;
- (2) When all boat slips are filled, and with the authorization of the city manager or his/her designee, a boat may be tied to the shore of the basin;
- (3) ~~Lessees~~ Permittees are responsible for the proper security of their boats, using only approved lines and weights and being moored in a manner as directed by the city manager or his/her designee agent;
- (4) No boat shall be left in the basin when it has become filled with water to the extent that it is partially or totally submerged;
- (5) No boat shall be moored in such a manner that it swings in a circle or in any way to cause damage to the basin, pier or any other boat;
- (6) No boat shall be moored or attached to the city pier in any manner;
- (7) No major repairs shall be made upon any boat within the basin. if Any such repairs shall necessitate the removal of the boat from the basin.
- (8) No part of the boat projects beyond the property lines extended into the bay or channel.
- (9) The moored boat does not interfere with the flow of boat traffic.

(Code 1970, § 27-4)

Sec. 25.056. Damage to boats.

The city shall not be held liable for any damage, fire or theft of any boat, article or articles left in a boat, while moored in the city ~~yacht~~ boat basin. Use of a slip by any person or entity shall mean by such act that such person accepts all provisions of this chapter and the rules and regulations prescribed with regard to the ~~yacht~~ boat basin, and agrees to hold the city and its officers and employees harmless for any acts taken pursuant to this chapter.

(Code 1970, § 27-5)

Sec. 25.067. Prohibited acts.

In addition to the prohibitions found in section 16.07.1 of this Code, the following shall be prohibited acts within the city ~~yacht~~ boat basin:

- (1) No boat shall be launched other than at the boat ramp;
- (2) No boat shall exceed a speed limit of five (5) miles per hour within the basin;
- (3) No garbage, trash, fish carcasses, etc., shall be deposited in the water or on the shore adjacent to the water within the basin;
- (4) No person or entity shall fish, swim, net or castnet from the dock or seawall, or within the basin;
- (5) No one shall park a trailer or automobile car on the shore of the basin except that automobiles cars shall be permitted to park on the south side of ~~South Boulevard~~ Veterans Memorial Lane and automobiles

~~cars~~ with trailers shall be permitted to park on the north side of ~~South Boulevard~~ Veterans Memorial Lane;

- (6) Except for ~~lessees~~ permittees, their families and their guests, the general public shall be prohibited from all docks and catwalks;
- (7) No boat shall be occupied as living quarters while moored in the ~~yacht boat~~ basin;
- (8) Selling bait or seafood products from the boat basin or pier shall be prohibited except in a licensed bait and tackle shop;
- (9) No boat, slip permittee, or boat owner shall be allowed to dump, spill or drop or in any other way deposit any type of fuel oil, kerosene, gasoline, waste fuel, flammable liquid or any other type refuse into the ~~yacht boat~~ basin;
- (10) All walks and docks adjacent to slips occupied by boats or other watercraft are to be ~~left clear~~ kept clean by the owner/operator of such craft.
- (11) No permittee shall continue to use or occupy a boat slip after the associated slip permit has expired. A permit holder or boat owner who fails to timely pay the required slip permit fee shall be deemed to be in unauthorized use of the slip, and the City may take any enforcement action authorized under this Code, including revocation of the permit, assessment of penalties, or removal of the vessel from the Safety Harbor Marina Boat Basin and Waterways Docks.

(Code 1970, § 27-6; Ord. No. 88-12, § 1, 5-16-88; Ord. No. 95-50, § 1, 12-18-95)

Sec. 25.078. Rules and regulations.

- (a) The city manager shall be empowered to promulgate rules and regulations for the use, operation and maintenance of the boat yacht-basin. Such rules and regulations shall be posted ~~in city hall and one (1) conspicuous location at the yacht basin.~~ adjacent to the boat ramp, near the boat basin and available on the City's website.
- (b) The rules and regulations shall be construed as being supplementary to this chapter, and shall include but not be limited to:
 - (1) Safety regulations and precautions;
 - (2) Usage and hours of operation;
 - (3) Payment of ~~rentals~~ permits;
 - (4) Assignment of slips;
 - (5) Handling of flammable substances;
 - (6) Conditions of vessels using the facility;
 - (7) Conduct of persons and noise; and
 - (8) Regulations of vessels and equipment during hours of normal rest.

(Code 1970, § 27-7)

Sec. 25.089. Vacancy.

If a permit holder slip owner shall fail to keep his/her boat in his/her slip for a period of thirty (30) days, the assignment of the slip shall revert to the city and ~~shall may~~ be considered vacant and subject to reassignment. However, if the permit holder of such owner of such vessel shall notify the city manager or his/her designee agent in writing prior to his/her leaving, stating the reason for his/her absence, the city may, in its discretion, retain the the slip assignment ~~shall not be forfeited.~~

(Code 1970, § 27-8)

Sec. 25.0910. Lien of the city.

The city shall have a lien on any boat for delinquent ~~rental-permit~~ charges or penalties incurred, including interest, cost of resale and attorney's fees under the provisions of this chapter. Pursuant to law, the city may sell or dispose of the boat if such charges or penalties are not paid within the time prescribed by the city.

(Code 1970, § 27-9)

Sec. 25.11. Sale of boat terminates slip permit.

- (a) A permit issued by the city authorizing the use of a designated boat slip within the city's boat basin is personal to the individual, or entity identified in the issued permit, and cannot be sold, assigned, transferred, or otherwise conveyed to any other person or entity without the prior written authorization of the city manager or his/her designee.
- (b) The sale, transfer, or conveyance of a boat, or any interest therein, shall automatically terminate the slip permit for the boat, and the new owner of the boat shall have a period of 10 days in which to remove the boat from the boat basin.
- (c) No permit holder shall attempt to circumvent this section by entering into any agreement or understanding that has the effect of granting another person the right to occupy or use a city boat basin slip in place of the permit holder. Any such attempt shall constitute grounds for immediate revocation of the permit and shall not be recognized by the city.
- (d) Each permit holder shall acknowledge in writing that the boat basin permit is a privilege, not a property right, and that the city retains full authority to reassign any slip in accordance with its policies and waitlist procedures.

Sec. 25.12. Removal of Derelict and Abandoned Vessels.

- (1) For the purpose of this section *Derelict vessel* means a vessel as defined in section 327.02, Florida Statutes, as amended from time to time, that is left, stored, or abandoned:
 - (a) In a wrecked, junked, or substantially dismantled condition upon any public waters of this state;
 - (b) At a port in this state without the consent of the agency having jurisdiction thereof; or
 - (c) Docked, grounded, or beached upon the property of another without the consent of the owner of the property.
- (2) No person shall leave, store, or abandon a derelict vessel upon waters of this city. For purposes of this paragraph, the term "leave" means to allow a vessel to remain occupied or unoccupied on the waters of this city for more than 24 hours, subject to the applicable exception under state law.
- (3) It shall be unlawful for any vessel that is declared a public nuisance pursuant to section 327.73(1) (aa), Florida Statutes, to be kept in the city's boat basin.
- (4) If a vessel is kept in the city's boat basin in violation of this article, the City Manager is hereby authorized to remove, take custody of, and dispose of the vessel, after all applicable notices, in accordance with sections 823.11, and 705.103, Florida Statutes.

Sec. 25.13 Regattas, Races, Marine Parades, Tournaments; Permit Required

Any person directing the holding of a regatta, tournament or marine parade or exhibition, shall secure a permit from the city when such event is held in waters within the city. A person directing such affairs shall apply to the City Manager for a permit at least 30 days prior to the scheduled date of any event. Safety, noise level and public convenience will be considered in allowing or refusing permits for such affairs. The issuance of such a permit shall not relieve the applicant of the responsibility for securing such additional permits as may be required by the U.S. Coast Guard or other agency having jurisdiction.

Sec. 25.14 Restrictions on use of public property

- (a) No person shall secure any boat or vessel of any kind to any public dock or boat launching ramp in such a manner as to interfere with the landing or docking of other boats or vessels, except when such boat or vessel is actually engaged in the loading or discharging of persons or freight. No person shall secure, tie, dock or anchor a boat or vessel of any kind in such a manner as to interfere with the use of any public dock or launching ramp.
- (b) No person shall secure, tie, dock, or anchor any boat or vessel of any kind to any public property, including any beach, tree, pole, bulk-head or seawall adjacent to any public right of way or easement, within the city, except public docks or boat launching ramps under those conditions provided in subsection (a) upon the issuance of a permit by the city manager, authorizing specific use of the public property for docking or unloading.
- (c) The limitations in subsection (a) of this section on use of public docks and boat launching ramps shall not be applicable where emergency conditions exist with respect to the boat or vessel using the facility.
- (d) Any boat or vessel of any kind found in violation of this section may be impounded by the city. The city is directed to clearly publish the provisions contained in subsections (a), (b), (c) and (d) of this section on each public dock or public launching ramp. Further, the city shall clearly notify the public that violations of the posted subsections (a), (b) and (c) of this section will result in the impounding of the boat or vessel.

ARTICLE II. IDLE SPEED ZONES

Sec. 25.105. Definitions.

As used in this article, the following words and terms shall have the meanings respectively ascribed to them as follows:

City shall mean the City of Safety Harbor, Florida.

Idle speed shall mean the minimum speed necessary for a vessel to maintain steerageway.

Person, as used in this article, shall mean any person, firm, corporation, county, municipality, township or any other public agency.

(Ord. No. 90-12, § 1, 6-4-90; Ord. No. 91-03, § 1, 2-4-91)

Sec. 25.116. Criteria for establishing zones; actions regulated.

- (a) Idle speed zones may be established in waterways where, by virtue of their shape, size or normal traffic levels, hazards are created to persons unless certain limitations are placed upon the operation of vessels.
- (b) Within an idle speed zone, it shall be a violation of this article to operate a vessel at a speed in excess of idle.

(Ord. No. 90-12, § 2, 6-4-90; Ord. No. 91-03, § 2, 2-4-91; Ord. No. 91-29, § 1, 12-2-91)

Sec. 25.127. Location.

- (a) The following described waterway area is hereby established as an idle speed zone: All of the Safety Harbor Marina Basin lying within the entrance to the basin, said entrance being defined by a line lying between an intersection of two (2) seawalls and the southeast corner of a dock as further described below. Also the entrance channel to said marina basin described as follows:

That part of the Southeast ¼ of Section 3, Township 29 South, Range 16 East, Tallahassee Meridian, lying within Pinellas County, Florida, and more particularly described as follows:

Commence at the Northwest Corner of the Southeast ¼ of said Section 3; thence run S 00° 25' 50" E, 30.60 feet along the centerline of First Avenue (C.R. 30); thence, S 57° 52' 20" E, 460.38 feet along the southerly right-of-way line of ~~South Boulevard~~ Veterans Memorial Lane; thence, S 32° 02' 00" W, 188.31 feet to an intersection of two (2) seawalls for a point of beginning. Thence run S 22° 08' 48" W, 65.04 feet to channel marker #10; thence run S 38° 07' 44" E, 58.62 feet to channel marker #8; thence run S 63° 30' 46" E, 301.04 feet to channel marker #6; thence run S 80° 40' 38" E, 242.23 feet to channel marker #4; thence run S 80° 44' 57" E, 255.59 feet to channel marker #2; thence run S 25° 46' 51" W, 96.60 feet to channel marker #1; thence run N 77° 46' 42" W, 247.09 feet to channel marker #3; thence run N 78° 17' 02" W 238.21 feet to channel marker #5; thence run N 64° 46' 50" W, 310.51 feet to channel marker #7; thence run N 25° 17' 28" W, 172.51 feet to channel marker #9; thence run N 23° 33' 43" E, 70.41 feet to the southeast corner of a dock; thence run across the entrance of the marina basin S 57° 13' 45" E, 84.19 feet to the intersection of the seawall which is the point of beginning.

- (b) Reserved.

(Ord. No. 90-12, § 3, 6-4-90; Ord. No. 91-03, § 3, 2-4-91; Ord. No. 94-15, § 1, 8-1-94; Ord. No. 98-13, § 1, 4-20-98)

Sec. 25.138. Restrictions to be posted.

The restrictions of this article are to be posted at each end of the affected channel area encompassed and at intervals between as deemed appropriate. The restrictions include navigable channel areas and those areas [described in section 25.12].

(Ord. No. 90-12, § 4, 6-4-90)

Sec. 25.149. Enforcement and penalties.

- (a) Violators of this article shall be subject to prosecution pursuant to section 1.12 of the Safety Harbor City Code and Sections 327.70 through 327.74, Florida Statutes, and upon conviction, shall be punished by a fine in accordance with Sections 327.72 and 327.73, Florida Statutes.
- (b) In any prosecution under this article for the establishment of idle speed zones, each separate operation, regardless of the fact that such may occur on the same day, will constitute a separate offense. The provisions of this article shall not apply to law enforcement personnel or public officials acting in their official capacity.
- (c) In addition to the penalties provided in subsection (a) herein, any violation of this article shall be subject to appropriate civil action in a court of competent jurisdiction.
- (d) Enforcement will begin thirty (30) days after completion of the posting of each area.

(Ord. No. 90-12, § 5, 6-4-90; Ord. No. 91-03, § 4, 2-4-91)

ARTICLE III. RESERVED

Secs. 25.1520—25.1924. Reserved.

ARTICLE IV. BUFFER ZONES

Sec. 25.205. Definitions.

As used in this article, the following words and terms shall have the meaning respectively ascribed to them as follows:

Person shall mean any person, firm, corporation, county, municipality, township or any other public agency.

(Ord. No. 94-15, § 2, 8-1-94)

Sec. 25.216. Purpose.

Buffer zones are intended to protect birds and wildlife from human disturbance in order to prevent significant negative effects on wildlife and bird colonies, such as, but not limited to, egg and nestling mortality and premature fledging or nest evacuation.

(Ord. No. 94-15, § 2, 8-1-94)

Sec. 25.227. Establishment; actions regulated.

- (a) A buffer zone may be established by the city commission where it is determined, based on evidence presented, that such a zone is necessary for the protection of birds and/or wildlife.
- (b) The size of a buffer zone shall be as determined by the city commission.
- (c) It shall be a violation of this article for any person and/or vessel to encroach into a buffer zone.

(Ord. No. 94-15, § 2, 8-1-94)

Sec. 25.238. Restrictions to be posted.

The restrictions of this article are to be posted within affected areas and at intervals as deemed appropriate by the city manager or designee of the city manager. Posting of these restrictions within affected waterways shall be as may be approved by the appropriate state regulatory agencies.

(Ord. No. 94-15, § 2, 8-1-94)

Sec. 25.249. Enforcement; penalties; exceptions.

- (a) Violators of this article shall be subject to prosecution pursuant to section 1.12 of the City Code and governing sections of the Florida Statutes, and, upon conviction, shall be punished in accordance with the City Code and Florida Statutes.
- (b) In any prosecution under this article, each separate violation, regardless of the fact that such may occur on the same day, will constitute a separate offense.
- (c) In addition to the penalties provided in subsection (a) herein, any violation of this article shall be subject to appropriate civil action in a court of competent jurisdiction.
- (d) The provisions of this article shall not apply to law enforcement personnel, emergency personnel, or public officials acting in their official capacity.

(Ord. No. 94-15, § 2, 8-1-94)

SECTION 3. This Ordinance shall be published in accordance with the requirements of law.

SECTION 4. Each provision of this Ordinance shall be deemed separate and severable and, if, any section or part thereof is held to be invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected.

SECTION 5. This Ordinance shall be codified and made part of the Safety Harbor City Code and all sections shall be alphabetized and/or renumbered to accomplish such codification.

SECTION 6. This Ordinance shall become effective immediately upon its passage and enactment.

PASSED ON FIRST READING THIS 6 DAY OF APRIL 2026.

PASSED AND ENACTED ON SECOND AND FINAL READING THIS 20 DAY OF APRIL 2026.

Mayor – Commissioner

APPROVED AS TO FORM:

Sarah L. Johnston, City Attorney

Vice Mayor – Commissioner

ATTEST:

Commissioner

Commissioner

Rachael Telesca, CMC, City Clerk

Commissioner

City of Safety Harbor Business Impact Estimate

This form should be included in the agenda packet for the item under which the proposed ordinance is to be considered and must be posted on the City's website by the time notice of the proposed ordinance is published.

Proposed ordinance's title/reference:

Chapter 25 Boat Basin and Waterways: An ordinance of the City Commission of the City of Safety Harbor Florida. The City Commission desires to amend the Safety Harbor City Code, Chapter 25, Yacht Basin and Waterways to update assignments of boat slips, permit slips, and mooring of boat regulations within the Safety Harbor Marina.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes.

Question 1. Does the proposed ordinance meet one or more of the exceptions listed below? If so, then please check the applicable exception below and move to Question 2. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by section 166.041(4), Florida Statutes, for the proposed ordinance. If there is no applicable exception, proceed with completing the business impact estimate at Question 3.

- The proposed ordinance is required for compliance with Federal or State law or regulation;
- The proposed ordinance relates to the issuance or refinancing of debt;
- The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- The proposed ordinance is an emergency ordinance;
- The ordinance relates to procurement; or
- The proposed ordinance is enacted to implement the following:
 - a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
 - b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
 - c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
 - d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.

Question 2. Based on the exception you selected above and in accordance with the provisions of the controlling law, please provide an explanation below of why the ordinance meets the exception(s).

N/A

Question 3. If there is no applicable exception, proceed with completing the below Business Impact Estimate. In accordance, the City hereby publishes the following information:

A. Summary of the proposed ordinance (must include a statement of the public purpose to be served by the proposed ordinance, such as serving the public health, safety, morals and welfare of the City):

Ordinance 2026-01 establishes standards to regulate the use of the boat slips, slip permits, mooring of boat regulations within the Safety Harbor Marina Boat Basin and Waterways.

B. An estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the City, including the following, if any:

(1) An estimate of direct compliance costs that businesses may reasonably incur if the ordinance is enacted;

\$0

(2) Identification of any new charge or fee on businesses subject to the proposed ordinance, or for which businesses will be financially responsible; and

\$0

(3) An estimate of the City's regulatory costs, including an estimate of revenues from any new charges or fees that will be imposed on businesses to cover such costs.

\$0

(4) Any other direct economic impacts of the proposed ordinance on private, for-profit businesses in the City that are not covered by (1), (2), or (3):

This proposed ordinance imposes no direct economic costs on private, for-profit businesses within the city.

C. Good faith estimate of the number of businesses likely to be impacted by the ordinance:

None

D. Additional information the governing body deems useful (what steps did the City take to answer A, B, and C?):

No additional information.