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**Staff Summary**

10 This ordinance amends Section 16-52, Lake County Code, entitled Lake Joanna Park. The  
11 purpose of this ordinance is to prohibit the loading and unloading of motorized watercraft from  
12 the public right-of-way adjacent to Lake Joanna Park.  
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**ORDINANCE NO. 2016-32**

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**AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LAKE  
COUNTY, FLORIDA; AMENDING SECTION 16-52, LAKE COUNTY CODE,  
ENTITLED LAKE JOANNA PARK; PROHIBITING THE LOADING AND  
UNLOADING OF MOTORIZED WATERCRAFT FROM THE RIGHT-OF-WAY  
ADJACENT TO LAKE JOANNA PARK; PROVIDING FOR SEVERABILITY;  
PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR FILING WITH  
THE DEPARTMENT OF STATE; AND PROVIDING FOR AN EFFECTIVE DATE.**

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**WHEREAS**, the County owns and maintains a neighborhood park located at 33415 East  
Lake Joanna Drive, Eustis; and

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**WHEREAS**, the park is approximately one-half acre in size, provides lake access to  
Lake Joanna, and is located within a residential neighborhood; and

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**WHEREAS**, upon receipt of a request from residents within the neighborhood  
surrounding the park, the County intends to clear some of the shoreline vegetation to make the  
lake more accessible; and

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**WHEREAS**, due to the small size of the park, parking is prohibited on park property and  
along the right-of-way adjacent to the park; and

**WHEREAS**, there are no restroom facilities or other public amenities located in the park;  
and

**WHEREAS**, the Board now finds it is in the best interests of the citizens of Lake County  
to prohibit the loading and unloading of motorized watercraft from the right-of-way adjacent to  
Lake Joanna Park as the park is not intended to be utilized as a public boat ramp.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of County Commissioners of  
Lake County, Florida as follows:

**Section 1. Recitals.** The foregoing recitals are true and correct and incorporated  
herein by reference.

**Section 2. Amendment.** Section 16-52, Lake County Code, entitled Lake Joanna  
Park, is amended to read as follows:

1 **Sec. 16-52. Lake Joanna Park.**

2 In addition to the requirements of article I above, the following shall apply:

- 3 (1) *Legal description.* For purposes of this section, the Lake Joanna Park shall mean the
- 4 real property in unincorporated Lake County legally described as: Joanna Park,
- 5 according to the plat of Lake Front Layout for Belleaux Estates, incorporated as Lake
- 6 Joanna Estates as recorded in Plat Book 8, Page 51, Public Records of Lake County,
- 7 Florida.
- 8 (2) *Uses prohibited.* The following uses are prohibited: ~~Ne~~ Neither the parking of vehicles
- 9 nor the loading or unloading of motorized watercraft shall be permitted in the public
- 10 right-of-way adjacent to the park.

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12 **Section 3. Severability.** If any section, sentence, clause, or phrase of the Ordinance  
13 is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding  
14 shall in no way affect the validity of the remaining portion of this Ordinance.

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16 **Section 4. Inclusion in the Code.** It is the intent of the Board of County  
17 Commissioners that the provisions of this Ordinance shall become and be made a part of the  
18 Lake County Code and that the sections of this Ordinance may be renumbered or relettered and  
19 the word "ordinance" may be changed to "section," "article," or such other appropriate word or  
20 phrase in order to accomplish such intentions.

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22 **Section 5. Filing with the Department of State.** The clerk shall be and is  
23 hereby directed forthwith to send a certified copy of this Ordinance to the Secretary of State for  
24 the State of Florida.

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26 **Section 6. Effective.** This Ordinance shall become effective as provide for by  
27 law.

28 Enacted this 26<sup>th</sup> day of July, 2016.

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31 Filed with the Secretary of State August 1, 2016.

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33 BOARD OF COUNTY COMMISSIONERS  
34 OF LAKE COUNTY, FLORIDA

35 ATTEST:

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38 Neil Kelly, Clerk of the  
39 Board of County Commissioners  
40 of Lake County, Florida

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38 Sean M. Parks, Chairman

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40 This 26<sup>th</sup> day of July, 2016.

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42 Approved as to form and legality:

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45 Melanie Marsh, County Attorney