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ORDINANCE NO. 2015-09

AN ORDINANCE OF THE TOWN OF WINDERMERE, FLORIDA, PERTAINING TO LAKE ACCESS FROM TOWN PROPERTY; REVISING SECTION 36-20 OF THE TOWN'S CODE OF ORDINANCES TO PROVIDE AN EXCEPTION TO ALLOW ISLEWORTH RESIDENTS AND PROPERTY OWNERS TO USE THE LAKE BESSIE BOAT RAMP FOR LIMITED NON-RECREATIONAL PURPOSES SUCH AS LAUNCHING NEW BOATS, BOAT REPAIRS, DOCK BUILDING, AND DOCK REPAIRS; PROVIDING FOR SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE TOWN OF WINDERMERE:

Section 1. Amendments to the Town of Windermere's Code of Ordinances. Section 36-20 of the Town of Windermere's Code of Ordinances is hereby revised as indicated by the following strike-through and underlined language:

Sec. 36-20. - Boat launching locations.

- (a) Residents and property owners of the town may launch and recover boats or watercraft within the town from town property providing they have obtained a park pass, which must be renewed annually. The park pass must be displayed on the dashboard of a vehicle. Parking of boat trailers is not allowed on town property. The annual pass may be obtained upon payment of a fee to the town in an amount to be established by resolution of the town council and on file in the town clerk's office. The passes shall be renewable each year by a date set by resolution of the town council.
- (b) It shall be unlawful for any boat or craft to be launched or recovered from any town property by any resident or property owner of the town, except at the places designated in subsection (a) of this section.
- (c) Except as provided in subsection (d) of this section, ~~Nonresidents~~ nonresidents or nonowners of property in the town shall not launch or recover any boat or craft within the town from town property except at County Road 439 near the east portion of the town.
- (d) Residents and property owners in Isleworth may use the Lake Bessie Boat ramp for limited non-recreational purposes such as launching new boats, boat repairs, dock building, and dock repairs. Such access shall be granted through the following process: the Isleworth Security Director will be issued one pass and key from the town; a resident or property owner will request access through the Security Director; the Security Director will forward the request to the Town Manager or his designee who will approve or deny the request. If the request is approved, the Security Director will provide access for the resident or property owner. In the event that access under this subsection (d) is used for a manner

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other than as specified herein, the Town Manager may, in his sole discretion, revoke the key and pass.

Section 2. Severability. If any provision or portion of this ordinance is declared by a court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this ordinance shall remain in full effect.

Section 3. Codification. The provisions of this Ordinance shall become and be made a part of the town's Code of Ordinances.

Section 4. Effective Date. This Ordinance takes effect immediately upon its enactment.

ENACTED this 11th day of August, 2015, at a regular meeting of the Town Council of the Town of Windermere, Florida.

Town of Windermere, Florida
by: Town Council

by: [Signature]
Gary Bruhn, Mayor

Attest:

[Signature]
Dorothy Burkhalter, CMC
Town Clerk



First reading: July 14, 2015
Second reading: August 11, 2015