

**ORDINANCE NO. 2020-5**

**AN ORDINANCE OF THE CITY OF JAMAICA BEACH, TEXAS, AMENDING ORDINANCE 2020-3 ESTABLISHING USAGE AND PARKING REGULATIONS FOR THE CITY OWNED JAMAICA BEACH REGATTA BASIN FACILITY (ALSO KNOWN AS THE "MARINA"); TO PROVIDE PERMIT REQUIREMENTS; TO PROVIDE VIOLATIONS AND PENALTIES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR THE REPEAL OF ALL OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND TO PROVIDE FOR AN EFFECTIVE DATE, AS AMENDED, TO INCLUDE PARKING RESTRICTIONS ON BASIN DRIVE.**

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**WHEREAS**, the City Council of the City of Jamaica Beach, Texas, finds it in the best interest of law enforcement and the citizens of the City of Jamaica Beach to adopt this Ordinance to establish regulations for the usage and parking at the city owned Regatta Basin Facility (also known as the "Marina") and to include parking restrictions on Basin Drive.

**WHEREAS**, this ordinance covers topics that include usage and parking regulations, permit requirements, violations and penalties, and it provides for severability, the repeal of all or parts of Ordinances in conflict herewith, and an effective date.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JAMAICA BEACH, TEXAS:**

**SECTION 1. USAGE:**

- A. The launching or removing of any watercraft at the Marina is for the use of home owners, residents and guests of homeowners and residents only. It shall be unlawful for non-residents and non-homeowners to launch, or remove any watercraft from the Marina, or park any vehicles at the Marina.
- B. No commercial watercraft or barges will be allowed to be launched or removed from the Marina.

**SECTION 2. PARKING:**

- A. It shall be unlawful for any person to park an unattached trailer or recreational vehicle at the Marina at any time. Recreational vehicles and unattached trailers parked at the Marina can be towed at the owner's expense and the owner may be issued a citation for a violation of this Ordinance.
- B. It shall be unlawful for any person to park any vehicles or trailers at the Marina for more than (24) consecutive hours as established in Ordinance 2001-1, City of Jamaica Beach Code of Ordinances.
- C. It shall be unlawful to park on Basin Drive without a permit.

**SECTION 3. PERMITS REQUIRED:**

- A. All homeowners or residents that wish to use the Marina or to park on Basin Drive must register their vehicles and/or trailers used in the launching, removing and parking at the Marina or for parking on Basin Drive. The homeowners or residents will be issued stickers or decals for their registered vehicles. These permits must be picked up at City Hall during normal business hours. The annual cost for a parking permit is \$25.00.
- B. Homeowners or residents can also secure temporary placards for guest's vehicles that must be marked for the dates of usage clearly visible with the beginning and ending dates of usage. These placards must be picked up at City Hall during normal business hours. The fee for a temporary placard is \$10.00 per day.
- C. It shall be unlawful for any homeowner or resident to use the Marina facility without first securing a permit for such use. Additionally, it shall be unlawful for any homeowner or resident to allow a non-resident to use the Marina facility, knowing that they are not a guest of the homeowner.

**SECTION 4. VIOLATIONS AND PENALTIES:**

- A. Violations of any parking restrictions as defined by this Ordinance can result in the vehicle, or trailer being towed at the owner's expense and the owner or operator of the vehicle or trailer issued a citation and upon conviction will be assessed a fine of no less than fifty dollars (\$50 USD) or more than five hundred dollars (\$500 USD).
- B. Violations of any launching or removal of watercraft as defined by this Ordinance is considered a misdemeanor offense and upon conviction a fine of no less than one hundred dollars (\$100 USD) and no more than five hundred dollars (\$500 USD) can be assessed.

**SECTION 5.** It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect and of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance.

**SECTION 6.** All Ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict only.

**SECTION 7.** This ordinance shall be and become effective immediately after its adoption.

**APPROVED AND ADOPTED** this the 28<sup>th</sup> day of September, 2020.

**CITY OF JAMAICA BEACH, TEXAS:**



Steve Spicer, Mayor

**ATTEST:**



Sean Hutchison, City Administrator