

City of South Daytona

Office of the City Manager

1672 S. Ridgewood Avenue • South Daytona, FL 32119 • 386/322-3014



Memorandum

To: James L. Gillis, Jr., City Manager
From: Becky Witte, Deputy City Clerk
Date: March 31, 2025
Re: Ordinance No. 2025-07, amending Section 10.5-2 to formally prohibit recreational vehicles, campers, and enclosed trailers in city parks and associated parking areas unless permitted for a city-sponsored special event. **First Reading was held on March 11, 2025. Second and final reading. Public Hearing.**

This item was heard on March 11, 2025 for First Reading.

The City of South Daytona is dedicated to ensuring that public parks and recreation areas remain safe, accessible, and available for their intended recreational use. Recently, there have been instances where recreational vehicles (RVs), campers, and enclosed trailers have been parked in city parks and associated parking areas without authorization, leading to concerns regarding public access, safety, and proper use of these facilities.

To address these concerns, staff recommends amending Section 10.5-2 of the Code of Ordinances to prohibit RVs, campers, and enclosed trailers in city parks and associated parking areas unless they have obtained a permit associated with a city-sponsored special event. This change will:

- Prevent unauthorized and extended use of park facilities for non-recreational purposes.
- Enhance public safety by reducing potential obstructions and unauthorized overnight parking.
- Ensure that parking areas remain available for park users.
- Allow exceptions for city-sponsored events that require the temporary use of such vehicles or trailers.

Staff recommends the City Council approve Ordinance No. 2025-07, amending Section 10.5-2 to formally prohibit recreational vehicles, campers, and enclosed trailers in city parks and associated parking areas unless permitted for a city-sponsored special event.

ORDINANCE NO. 2025-07

AN ORDINANCE OF THE CITY OF SOUTH DAYTONA, FLORIDA, AMENDING THE CITY OF SOUTH DAYTONA CODE OF ORDINANCES, SECTION 10.5-2 RULES AND REGULATIONS FOR PARKS AND RECREATION AREAS TO PROHIBIT RECREATIONAL VEHICLES (RVs), CAMPERS AND ENCLOSED TRAILERS IN PARKS AND ASSOCIATED PARKING AREAS WITHOUT A PERMIT ASSOCIATED WITH A CITY SPONSORED SPECIAL EVENT; AND PROVIDING FOR CONFLICTS, SEVERABILITY, APPLICABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, Chapters 166 and 163, *Florida Statutes*, include authority to enact regulations to protect the health, safety, and welfare, and in the interest of the citizens of the City; and

WHEREAS, the City of South Daytona is committed to maintaining the safety, accessibility, and intended use of its parks and recreation areas for all residents and visitors; and

WHEREAS, the presence of recreational vehicles (RVs), campers, and enclosed trailers in parks and associated parking areas, when not related to a city-sponsored special event, can obstruct public access, create safety concerns, and impact the overall recreational experience; and

WHEREAS, amending Section 10.5-2 of the City of South Daytona Code of Ordinances to prohibit RVs, campers, and enclosed trailers in parks and associated parking areas, unless permitted for a city-sponsored special event, will help preserve the intended use of these spaces and ensure a safe and enjoyable environment for the community; and

WHEREAS, the Council finds the amendment of the code is in the best interest of the protecting the health, safety, and welfare of the residents and guests of the City; and

WHEREAS, for purposes of this Ordinance, underlined type shall constitute additions to the original text, *** shall constitute ellipses to the original text and ~~strikethrough~~ shall constitute deletions to the original text.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, VOLUSIA COUNTY, FLORIDA, THAT:

SECTION 1. Recitals. The above recitals are true and correct and are incorporated herein by reference.

SECTION 2. Adoption. The following portions of Section 10.5-2 of the *City of South Daytona Code of Ordinances* are amended to read as follows:

Sec. 10.5-2. Rules and regulations for parks and recreation areas.

- (a) *Prohibited acts.* It is unlawful and prohibited for persons in or on the premises of any park and recreation area to perform the acts set forth herein below:

- (13) The parking of recreational vehicles (RVs), campers, enclosed trailers, or any vehicles that may be used for habitation in parks and associated parking areas without a permit associated with a city-sponsored special event.

SECTION 3. Administrative Actions. The City Manager, or designee, is hereby authorized and directed to implement the provisions of this Ordinance and to take any and all necessary administrative actions to include, but not be limited to, the adoption of administrative forms, policies, procedures, processes and rules.

SECTION 4. Codification. The provisions of this Ordinance, including its recitals, shall become and be made a part of the City of South Daytona Code of Ordinances and the Sections of this Ordinance may be re-numbered or re-lettered to accomplish such intention and the word "Ordinance", or similar words, may be changed to "Section," "Article", or other appropriate word; provided, however, that sections other than Section 2 shall not be codified. The Code codifier is granted liberal authority to codify the provisions of this Ordinance.

SECTION 5. Conflicts. All ordinances or parts thereof in conflict with this Ordinance are hereby repealed to the extent of such conflict.

SECTION 6. Severability. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance, or application hereof, is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion or application shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 7. Effective Date. This Ordinance shall take effect immediately upon enactment.

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APPROVED upon first reading on the 11th day of March 2025 at a regular meeting of the City Council of the City of South Daytona.

APPROVED AND ADOPTED upon second and final reading on the 8th day of April 2025 at a regular meeting of the City Council of the City of South Daytona.

CITY OF SOUTH DAYTONA:

ATTEST:

William C. Hall, Mayor

James L. Gillis, Jr., City Manager

CERTIFIED AS TO FORM:

Wade C. Vose, City Attorney