

ORDINANCE NO. 2021-_____

AN ORDINANCE AMENDING NASSAU COUNTY ORDINANCE NO. 2020-31, PROVIDING FOR THE RESTRICTIONS FOR DRIVING AND PARKING IN THE UNINCORPORATED AREAS OF THE BEACHES OF NASSAU COUNTY, SPECIFICALLY SECTION 1(2)(f) AND SECTION 1(10), MOTORIZED VEHICLES ON THE ATLANTIC OCEAN BEACHES AND SECTION 4(2)(a), REGULATED FIRES ON THE BEACH; PROVIDING SEVERABILITY; PROVIDING AN EFFECTIVE DATE

WHEREAS, the Board of County Commissioners of Nassau County, Florida has found it necessary to amend Ordinance No. 2020-31 providing for the restrictions for driving and parking in the unincorporated areas of the beaches of Nassau County; and

WHEREAS, the Board of County Commissioners has found it necessary to amend Section 1(2)(f), Section 1(10) and Section 4(2)(a) of Ordinance No. 2020-31 and that the amendments are in the best interests of the citizens of Nassau County, Florida.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Nassau County, Florida, that Sections 1(2)(f), 1(10) and 4(2)(a) of Ordinance No. 2020-31, shall be amended to read as follows:

SECTION 1. MOTORIZED VEHICLES ON THE ATLANTIC OCEAN BEACHES.

2. The parking and driving areas for motorized vehicles on the Atlantic Ocean beaches in the unincorporated areas of Nassau County are as follows:
 - a. The Peters Point Road intersection with the beach area north to the city limits of Fernandina Beach;
 - b. The Lewis Street intersection with the beach area north to the developed resort area parcel and south to the developed resort area parcel;

- c. The southerly end of Amelia Island from the Nassau Sound side to the developed resort area parcel on the Atlantic Ocean side;
- d. Scott Road intersection with the beach area; and
- e. In the event the access at the south end is closed to public use by any state or federal law or regulation (and for so long as such access is closed), access to the parking areas permitted by Section 1(3)(c) of Senate Bill 1577 will be permitted from the Lewis Street access south to the southerly end of Amelia Island. In addition, in the event any state or federal law or regulation closes or limits the access at the south end of any part of a twenty-four (24) hour period, then during such time, access to the south end will be permitted from the Lewis Street south (unless such closure or limitation is applicable to all the beaches under the jurisdiction of Nassau County), in accordance with the provisions of Senate Bill 1577; and
- f. Annually, the Board of County Commissioners may, at the recommendation of the County Manager, restrict driving and parking, based on factors determined by the County Manager in areas located directly in front of the Peters Point Park and Burney Park. The factors and restrictions shall be set forth in a resolution to be considered by the Board of County Commissioners at a publicly noticed meeting.

~~10. Receipt of a vehicle pass, issued by Nassau County, subjects any vehicle to a search and a search of any cooler in the vehicle or trunk and confiscation of any alcoholic beverage. If a driver does not consent to a search, a pass will not be issued, and the vehicle cannot park or drive on the beach.~~

SECTION 4. REGULATED FIRES ON THE BEACH.

2. Fires, outside of those dates, shall be allowed subject to the following:
- a. No fires allowed in the dunes ~~or areas outside the designated areas for vehicles.~~
 - b. The use of wood containing nails, staples, rivets, fasteners, straps or similar items is prohibited.
 - c. No fire area shall be vacated or left without completely extinguishing the fire and covering up the fire area.

SEVERABILITY.

If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any Court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

EFFECTIVE DATE.

This ordinance shall become effective upon its being filed in the office of the Secretary of State.

DULY ADOPTED this _____ day of _____, 2021.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA

THOMAS R. FORD
Its: Chairman

ATTEST AS TO CHAIRMAN'S SIGNATURE:

JOHN A. CRAWFORD
Its: Ex-Officio Clerk

Approved as to form by the Nassau County Attorney:

MICHAEL S. MULLIN