

RESOLUTION #RES2022-07

A RESOLUTION OF THE CITY OF DUNNELLON AMENDING THE BLUE RUN OF DUNNELLON PARK MANAGEMENT PLAN AS SPECIFIED HEREIN; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

WHEREAS, the Blue Run of Dunnellon Park Management Plan (the “MP”) provides for the establishment and administration of Blue Run Park; and

WHEREAS, the City of Dunnellon adopted the MP via Resolution #RES2010-15 on September 27, 2010 and has since amended same by resolution from time to time; and

WHEREAS, the City of Dunnellon desires to amend the MP as set forth herein; and

WHEREAS, per the terms of the MP, the City, Marion County, and Office of Greenways and Trails have a direct interest in the management of Blue Run Park; and

WHEREAS, a copy of the amendments to the MP proposed herein have been provided to Marion County, the Office of Greenways and Trails, and Florida Communities Trust (“FCT”) for feedback and comment; and

WHEREAS, FCT has approved the amendments proposed herein in writing; and

WHEREAS, the City owns Blue Run Park and per the MP is the entity with primary responsibility for management of the Park and ensuring compliance with the MP; and

WHEREAS, the concept of the MP is to carefully overlay the required public facilities and trails on the property to ensure the long-term protection of Blue Run Park’s natural communities while providing park visitors with access to the Park’s exceptional natural resources and interpretive experiences; and

WHEREAS, the MP identifies the capital improvement facilities required for visitor comfort, access, and safety as well as the park’s maintenance, operational, and regulatory needs; and

WHEREAS, the MP recognizes the importance of a comprehensive approach for a successful park program; and

WHEREAS, the overall goal of the MP is to provide visitors with a safe experience in one Florida’s natural treasures, while ensuring that the park’s natural resources are protected for future generations; and

WHEREAS, Blue Run Park is intended to be managed for the conservation, protection, and enhancement of natural resources and for public outdoor passive recreation that is compatible with the conservation, protection, and enhancement of the park; and

WHEREAS, in furtherance of that goal, Section V of the MP requires the City to adopt park rules, regulations and policies to ensure the protection of the natural resources of the park; and

WHEREAS, the K.P. Hole shuttle service provided by Marion County (or its contractor on behalf of Marion County) is the sole transportation service authorized to operate within Blue Run Park; and

WHEREAS, City desires to amend the MP to implement identification requirements for designated K.P. Hole shuttles in order to ensure that shuttles performing transportation services within the Park are permitted to do so; and

WHEREAS, nature trails are meant to provide non-motorized, low-impact, low-traffic pedestrian passage and recreation within the park; and

WHEREAS, individuals using the park to take part in relatively high-impact, high-traffic water-based recreational purposes such as tubing, kayaking and other water-based activities sometimes carry bulky water-based recreational equipment and other supplies over the nature trails; and

WHEREAS, such use of nature trails increases impact to natural resources and the environment as well as increases danger to park attendees due to individuals having reduced awareness while carrying heavy and/or bulky objects in the presence of dangerous wildlife; and

WHEREAS, the City desires to amend the MP to address same; and

WHEREAS, the City Council of the City of Dunnellon finds the amendments to the MP as specified herein to be in the best interests of the City and its residents.

LEGISLATIVE UNDERSCORING: Underlined words constitute additions to the MP, ~~strike through~~ constitutes deletions from the original, and asterisks (***) indicate an omission from the existing text which is intended to remain unchanged.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. Legislative Findings. The Whereas clauses above are adopted as legislative findings of the City Council.

SECTION 2. The City of Dunnellon hereby amends the MP as follows:

- a) The section entitled “Easements, Concession, Leases” of “Chapter IV. Site Development and Improvement” located on page 17 of the MP is amended by addition of the following underlined language:

The K.P. Hole shuttle service provided by Marion County (or its contractor on behalf of Marion County) is the sole transportation service authorized to operate within Blue Run Park. All such designated shuttles responsible for guest transportation must be identified by signage on the side of the shuttle that reads “KP Hole Park Shuttle” visible from no less than 50 feet away (letters must be a minimum of five (5) inches in height).

- b) The section entitled “Easements, Concession, Leases” of “Chapter V. Management Needs” located on page 21 of the MP is amended by addition of the following underlined language:

The K.P. Hole shuttle service provided by Marion County (or its contractor on behalf of Marion County) is the sole transportation service authorized to operate within Blue Run Park. All such designated shuttles responsible for guest transportation must be identified by signage on the side of the shuttle that reads “KP Hole Park Shuttle” visible from no less than 50 feet away (letters must be a minimum of five (5) inches in height).

SECTION 3. The City of Dunnellon hereby amends the MP as follows:

The section entitled “Park Rules, Regulations and Policies” of “Chapter V. Management Needs” located on page 21 of the MP is amended by addition of the following underlined language:

The City of Dunnellon, within one year, will develop an ordinance that will establish the rules, regulations, and policies for public use of the Blue Run of Dunnellon Park. The purpose of the ordinance will be to ensure that the natural resources of the park are protected while providing visitors with compatible access that is consistent with the goals of the Management Plan. The rules will ensure that nature trails are used in a manner consistent with their purpose of providing low-impact recreational passage that will not cause undue environmental impacts or dangers to park users. The rules will also reduce user conflicts that can result from inappropriate use. The rules and policies will be posted throughout the park and be available in a park brochure. Examples are listed below:

- Bulky and/or heavy equipment is prohibited on nature trails and unimproved areas of the Park. (City will specify size restriction within ordinance applicable to equipment including, but not limited to kayaks, inflated tubes and/or inner tubes, paddleboards, canoes, and coolers. This rule shall not be applicable to equipment that is necessary for accessibility by persons with disabilities, equipment utilized for administrative purposes, equipment which must be allowed under state or federal law, or fishing poles.)

SECTION 4. If any section, sentence, clause or phrase of this Resolution is held to be invalid or

unconstitutional by any court of competent jurisdiction, that holding in no way affects the remaining portions of this Resolution.

SECTION 5. All resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 6. This resolution shall take effect on _____, 2022.

Upon motion duly made and carried, the foregoing Resolution was adopted by the City Council of the City of Dunnellon on the ___th day of _____ 2022.

CITY OF DUNNELTON, FLORIDA

ATTEST:

William P. White, Mayor

Amanda Odom, CMC, City Clerk

Approved as to form and legality:

Andrew J. Hand, City Attorney