

ORDINANCE NO. C-21-26

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, REPEALING ARTICLE IV OF CHAPTER 19, OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, ENTITLED, "LOCKHART AND FORT LAUDERDALE STADIUMS", IN ITS ENTIRETY, PROVIDING FOR SEVERABILITY, REPEAL OF CONFLICTING ORDINANCE PROVISIONS, AND AN EFFECTIVE DATE.

WHEREAS, on July 18, 2019, the City of Fort Lauderdale entered into a Comprehensive Agreement with Miami Beckham United, LLC to design, construct, occupy, manage and maintain portions of the property described as Parcels 19B, 25, 26, and 27 located at the Fort Lauderdale Executive Airport in the City of Fort Lauderdale with an initial term of the agreement scheduled to expire on December 21, 2069 ("Comprehensive Agreement"); and

WHEREAS, parcels 19B, 25, 26, and 27 located at the Fort Lauderdale Executive Airport in the City of Fort Lauderdale, were collectively and commonly known as the Lockhart and Fort Lauderdale Stadiums ("Lockhart and Fort Lauderdale Stadiums"); and

WHEREAS, pursuant to the Comprehensive Agreement, Miami Beckham United, LLC has constructed a new state-of-the-art stadium currently known as the "DRV PNK Stadium at Lockhart Park", and a new training facility, both used, managed, and operated by the MLS professional soccer team, Inter Miami CF; and

WHEREAS, as a result of the newly constructed state-of-the-art stadium and training facility, the Lockhart and Fort Lauderdale Stadiums no longer exist; and

WHEREAS, pursuant to the terms and conditions of the Comprehensive Agreement, Miami Beckham United, LLC is unilaterally and solely responsible for the management, operation and maintenance of the Stadium and training facility, thereby relieving the City of Fort Lauderdale of any further management or operational duties and obligations for the entire term of the Comprehensive Agreement; and

WHEREAS, given the rights and obligations outlined in the Comprehensive Agreement, and since the Lockhart and Fort Lauderdale Stadiums no longer exist, Article IV of

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Chapter 19, of the Fort Lauderdale Code of Ordinances, serves no purpose and should therefore be repealed in its entirety.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That Article IV of Chapter 19, entitled, "Lockhart and Fort Lauderdale Stadiums" of the Code of Ordinances, of the City of Fort Lauderdale, Florida, is hereby repealed in its entirety as follows:

~~ARTICLE IV. LOCKHART AND FORT LAUDERDALE STADIUMS~~

~~DIVISION 1. GENERALLY~~

~~Sec. 19-71. Rental fees.~~

~~Lockhart Stadium and Fort Lauderdale Stadium are municipally owned stadiums for rent to the general public under the rules and regulations approved by the city commission and as contained in this Code or as provided in this article. The rental fees for such stadiums shall be as follows:~~

- ~~(1) Such rental fees or rates as may be authorized by lease, such lease to be approved by the city commission; or~~
- ~~(2) For short term leases or permits, as provided in section 19-72, such rental fees or rates as may be authorized by the city manager as set out in section 19-3.~~

~~Sec. 19-72. Leases and concessions.~~

- ~~(a) The city manager or his designee is hereby empowered to lease Lockhart and Fort Lauderdale Stadiums for periods not exceeding fifteen (15) days, such leases to be executed by the city manager or his designee on forms approved by the city attorney.~~
- ~~(b) The director of the parks and recreation department or his designee is hereby authorized to issue permits for the use of Lockhart and Fort Lauderdale Stadiums for periods not exceeding three (3) days for events which meet the following conditions:~~

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- ~~(1) The general public is not invited to the event; or~~
 - ~~(2) No more than two thousand (2,000) person will be in attendance; and~~
 - ~~(3) No alteration of the stadiums are to be made.~~
- ~~The form of permit shall be approved by the city attorney.~~

~~(c) The grant of concessions and concession rights pertaining to Lockhart and Fort Lauderdale Stadiums to private persons for periods exceeding one (1) year shall be accomplished by either the formal bid procedure established by section 8.09 of the city charter or by negotiation. The determination as to whether a concession is to be granted by formal bid procedure or negotiation shall be made by the city commission.~~

~~Secs. 19-73—19-85. Reserved.~~

~~DIVISION 2. FACILITY RULES~~

~~Sec. 19-86. Definition.~~

~~For the purposes of this division the term "unauthorized person" shall mean any person who has not obtained permission to be at or within a prohibited area from either the director of the parks and recreation department, a police officer of the city, the stadium managers of either Lockhart or Fort Lauderdale Stadiums or their duly authorized assistants or any city employee who is on duty at such stadiums.~~

~~Sec. 19-87. Scope, application of division.~~

~~The provisions of this division shall govern behavior and conduct at Lockhart and Fort Lauderdale Stadiums and shall apply to that area of the city bounded on the south by Northwest 52nd Street, on the north by Northwest 57th Street, on the east by Northwest 12th Avenue and on the west by Northwest 15th Avenue.~~

~~Sec. 19-88. Penalty for violations.~~

~~It shall be unlawful for any person to violate any of the provisions of this division. Any person violating this division shall be subject to immediate expulsion and shall leave the area immediately upon being ordered to do so by the director of the parks and recreation department,~~

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~~a police officer of the city, the stadium managers of either Lockhart or Fort Lauderdale Stadiums, or their duly authorized assistants, or any city employee who is on duty at such stadiums. Upon the failure of any such person to so immediately leave the area, such person shall be deemed to have committed a trespass, shall be subject to arrest, and, upon conviction, shall be punished as provided in section 1-6 of this Code.~~

~~Sec. 19-89. Violation of laws generally.~~

~~No person shall commit, within the boundaries of the Lockhart or Fort Lauderdale Stadiums, any act which is a violation of the laws of either the city or the state.~~

~~Sec. 19-90. Trespass on playing field.~~

~~It shall be unlawful for any unauthorized person to be upon the playing field of the baseball stadium known as Fort Lauderdale Stadium or the playing field of the football stadium known as Lockhart Stadium located at Prospect Field. The playing field is that area contained by a fence, wall, shrubs or other device separating it from the grandstand, bleachers and other facilities for use by the general public.~~

~~Sec. 19-91. Standing along, jumping or climbing over fences.~~

- ~~(a) — No person shall stand along the fence bordering the playing fields of either Lockhart or Fort Lauderdale Stadiums while an athletic event is in progress.~~
- ~~(b) — No person shall jump or climb over the outside or perimeter fence enclosing the stadium complexes of either Lockhart or Fort Lauderdale Stadiums.~~

~~Sec. 19-92. Obstructing passageways, access, etc.~~

~~No person shall block any passageway or access area or entrance or exit of the Lockhart or Fort Lauderdale Stadiums.~~

~~Sec. 19-93. Access to press boxes restricted.~~

~~No unauthorized persons shall enter upon or be on top of or in the press boxes of either Lockhart~~

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~~or Fort Lauderdale Stadiums.~~

~~Sec. 19-94. Unauthorized persons in locker room areas.~~

~~No unauthorized person shall enter or be within the locker room areas of either Lockhart or Fort Lauderdale Stadiums.~~

~~Sec. 19-95. Throwing missiles.~~

~~No unauthorized person shall throw any stone, brick, bottle, device, liquid or any other missile or discharge any substance whatsoever upon or within the Lockhart or Fort Lauderdale Stadiums.~~

~~Sec. 19-96. Sellers, vendors generally.~~

~~No person shall sell or vend any article or thing whatsoever within the boundaries of the Lockhart or Fort Lauderdale Stadiums without having previously been authorized to do so by the city commission or by such person as may have been authorized by the city commission to use such stadiums during a particular time or for a particular event.~~

~~Sec. 19-97. Containers prohibited.~~

~~A person shall neither possess nor bring any container (including, but not limited to, containers such as coolers, ice chests, food chests) designed for or capable of carrying or storing foods and beverages in cans or bottles within the perimeter fenced areas enclosing the stadium complexes of either Lockhart or Fort Lauderdale Stadiums. The provisions of this section shall not apply to licensed vendors authorized by the city commission to sell foods and beverages. The term "container" shall not include paper cups.~~

~~Sec. 19-98. Alcoholic beverages restricted.~~

~~No alcoholic beverages shall be allowed within the area coming under the provisions of this division, save and except such as may be purchased from licensed vendors authorized by the city commission to sell the same.~~

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~~Sec. 19-99. Cans, bottles prohibited.~~

~~No cans or bottles shall be permitted within the area coming under the provisions of this division.~~

~~Sec. 19-100. Animals restricted.~~

~~No person shall bring an animal, except service animals, into the stadium areas of either Lockhart or Fort Lauderdale Stadiums, unless such person has been authorized to do so by the stadium management.~~

~~Sec. 19-101. Parking vehicles generally.~~

~~No person shall disobey any reasonable instruction of a parking attendant relating to the parking of a vehicle within the areas coming under the provisions of this division.~~

~~Sec. 19-102. Footwear required.~~

~~All persons entering the area coming under the provisions of this division shall wear shoes, sandals or other such footwear that will protect their feet from broken glass and other sharp objects.~~

~~Sec. 19-103. Confetti prohibited.~~

~~No confetti shall be permitted upon or in the area coming under the provisions of this division.~~

SECTION 2. That if any clause, section, or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

SECTION 3. That all ordinance or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. That this Ordinance shall be in full force and effect, on September 9, 2021.

PASSED FIRST READING this 17th day of August, 2021.

PASSED SECOND READING this _____ day of _____, 2021.

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Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
JEFFREY A. MODARELLI

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