

1 EXHIBIT 1

2
3 ORDINANCE NO. 2016 -

4
5 AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF
6 THE CITY OF HALLANDALE BEACH, FLORIDA, AMENDING
7 CHAPTER 16 PARKS AND RECREATION, ARTICLE II,
8 CONDUCT, BY AMENDING SECTION 16-8 PROHIBITED
9 ACTIVITIES, TO ALLOW FOR PENNY-ANTE GAMES OF
10 CHANCE AS ENUMERATED IN FLORIDA STATUTE SECTION
11 849.085 IN CITY PARKS, PROVIDING FOR CONFLICT;
12 PROVIDING FOR SEVERABILITY; PROVIDING FOR
13 CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.
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15 WHEREAS, the Mayor and City Commission have previously adopted a comprehensive
16 Parks and Recreation Ordinance which prohibits all forms of gambling in city parks; and
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18 WHEREAS, the Florida Legislature has decriminalized certain games of chance
19 declaring that under specific conditions they are not illegal; and
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21 WHEREAS, the Mayor and City Commission desire to allow for the penny-ante games
22 of chance enumerated by the State of Florida legislature to be played in the city parks,
23 especially the city's Cultural Center; and
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25 WHEREAS, the Mayor and the City Commission have determined that amending
26 Section 16-8 to be consistent with the State Statutes and specifically stating which penny-ante
27 games of chance will be permitted in the city parks would be in the best interest of the City and
28 its residents.
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30 NOW, THEREFORE BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF
31 HALLANDALE BEACH, FLORIDA:
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33 *****

34 **SECTION 1.** Chapter 16 Parks and Recreation of the Code of Ordinances of the City of
35 Hallandale Beach, Florida is hereby amended to read as follows:
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37 *****

38 **Sec. 16-8. - Prohibited activities.**

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40 To ensure the enjoyment and safety of all users, the following activities are prohibited in city
41 parks:

42 *****

43 (3) Conduct any games of chance such as raffles, bingo games, dice, or card games for money;
44 or hold drawings for prizes; or participate in any other forms of gambling, with the exception of
45 those penny-ante games of chance specifically enumerated in Section 849.085 of the Florida
46 Statutes under the conditions specified.

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48 *****

49 **SECTION 3. Conflict.** All ordinances or portions of the Code of Ordinances of the City
50 of Hallandale Beach in conflict with the provisions of this ordinance shall be repealed to the
51 extent of such conflict.

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53 **SECTION 4. Severability.** Should any provision of this ordinance be declared by a court
54 of competent jurisdiction to be invalid, the same shall not affect the validity of the ordinance as a
55 whole, or any part thereof, other than the part declared to be invalid.

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57 **SECTION 5. Codification.** It is the intention of the Mayor and City Commission that
58 the provisions of this ordinance be incorporated into the Code of Ordinances; to effect such
59 intention the words "ordinance" or "section" may be changed to other appropriate words.

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61 **SECTION 6. Effective date.** This Ordinance shall take effect immediately upon
62 adoption.

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64 PASSED AND ADOPTED on 1st reading on _____, 2016.

65 PASSED AND ADOPTED on 2nd reading on _____, 2016.

66
67 _____
68 JOY F. COOPER
69 MAYOR
70

71 SPONSORED BY: CITY ADMINISTRATION

72 ATTEST:

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77 _____
MARIO BATAILLE, CMC

78 CITY CLERK

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80 APPROVED AS TO LEGAL SUFFICIENCY

81 FORM

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83

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85

86 _____
V. LYNN WHITFIELD

87 CITY ATTORNEY