

ORDINANCE NO. 2969-14

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, PROHIBITING THE CONSTRUCTION OF A PROFESSIONAL MINOR LEAGUE BASEBALL STADIUM IN MARTIN LUTHER KING, JR. PARK (FORMERLY KNOWN AS LAKE ISLAND PARK), A CITY PARK BOUNDED BY W. MORSE BOULEVARD, S. DENNING DRIVE, HARPER ST., AND W. COMSTOCK AVE.; PROVIDING LEGISLATIVE FINDINGS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE FOR THIS ORDINANCE.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF WINTER PARK, FLORIDA:

SECTION 1. AUTHORITY FOR THIS ORDINANCE. This Ordinance is enacted pursuant to the provisions of Article V, "Initiative, Referendum and Recall," of the Charter of the City of Winter Park and other applicable provisions of law.

SECTION 2. LEGISLATIVE FINDINGS. It is hereby ascertained, determined, and declared that:

A. Article V of the City Charter authorizes qualified voters of the City to propose ordinances to the City Commission. If the Commission fails to adopt the proposed ordinance without any change in substance within sixty (60) days, the proposed ordinance must be submitted to the voters of the City at a regular or special election within the time requirements of Section 5.08 of the Charter.

B. A petitioners' committee of five (5) qualified voters commenced initiative proceedings to propose an ordinance prohibiting the construction of a professional minor league baseball stadium at Martin Luther King, Jr. Park (formerly known as Lake Island Park), a City park bounded by West Morse Boulevard, South Denning Drive, Harper Street, and West Comstock Avenue in Winter Park. All papers of the initiative petition filed with the City Clerk have been determined to be sufficient.

SECTION 3. CONSTRUCTION OF A PROFESSIONAL MINOR LEAGUE BASEBALL STADIUM AT MARTIN LUTHER KING, JR., PARK PROHIBITED.

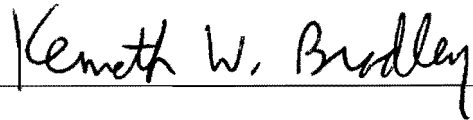
The construction of a professional minor league baseball stadium at Martin Luther King, Jr. Park, shall be prohibited.

SECTION 4. CONFLICTS. All ordinances or parts of ordinances and all resolutions or parts thereof in conflict with any of the provisions of this Ordinance are hereby repealed.

SECTION 5. SEVERABILITY. If any section, subsection, sentence, clause, phrase, word, or provisions of this Ordinance is for any reason held invalid, unlawful, or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, facial, or other reasons, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.

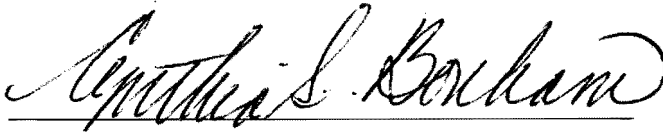
SECTION 6. EFFECTIVE DATE. This Ordinance shall be effective immediately upon its final passage and enactment.

ENACTED after reading by title at a meeting of the City Commission of the City of Winter Park held in City Hall, Winter Park, Florida, on this 14th day of July, 2014.



Mayor Kenneth W. Bradley

ATTEST:



City Clerk, Cynthia S. Bonham