

RESOLUTION NO. 2009 - 078

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, ESTABLISHING RULES AND REGULATIONS PERTAINING TO THE SUNSHINE RANCHES EQUESTRIAN PARK, IN FURTHERANCE OF ORDINANCE NO. 2009-014; ESTABLISHING REGULATIONS RELATING TO THE RESERVATION OF THE PAVILION AND PARK AMENITIES; ESTABLISHING A FEE SCHEDULE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on April 14, 2005, pursuant to Ordinance No. 2005-04, the Town adopted general rules and regulations governing the use of the Town's parks; and

WHEREAS, since the use of each park differs, on September 3, 2009, the Town adopted Ordinance No. 2009-014, to enable the Town to enact specific park rules and regulations by Resolution; and

WHEREAS, the Town's Recreation, Forestry, and Natural Resources Advisory Board (RFNRAB) has analyzed the Town's Sunshine Ranches Equestrian Park and after an extensive analysis of current Park's usage, has proposed Rules and Regulations pertaining to the park and for reservation of the park's pavilion and other amenities; and

WHEREAS, the Town Council also desires to establish a fee schedule for the reservation of the park amenities to help to ensure adherence to the park rules and regulations;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Southwest Ranches, Florida:

Section 1: The above-referenced recitals are true and correct and are incorporated herein by reference.

Section 2: The Town Council hereby establishes the Sunshine Ranches Equestrian Park Usage Regulations and Fee Schedule for Pavilion and Park Amenity Rental, as specifically delineated in Exhibit "A", which is attached hereto and is specifically incorporated herein by reference.

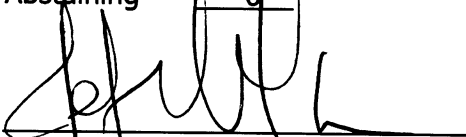
Section 3: Effective Date. This Resolution shall be effective immediately upon its adoption.

[Signatures on Following Pages]

PASSED AND ADOPTED ON this 3rd day of September 2009, on a motion made by Council Member Knight and seconded by Council Member McKay.


Nelson	<u>YES</u>
Breitkreuz	<u>YES</u>
Fisikelli	<u>YES</u>
Knight	<u>YES</u>
McKay	<u>YES</u>

Ayes	<u>5</u>
Nays	<u>0</u>
Absent	<u>0</u>
Abstaining	<u>0</u>



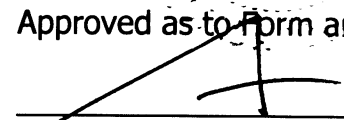
Jeff Nelson, Mayor

ATTEST:



Debra Doré-Thomas, CMC, Town Clerk

Approved as to Form and Correctness:



Gary A. Poliakoff, J.D., Town Attorney

ACTIVE: 2667485_1

**Town of Southwest Ranches
Sunshine Ranches Equestrian Park Policy**

EXHIBIT "A"

1. The Sunshine Ranches Equestrian Park shall be open to the public between sunrise and sunset. Park gates shall be closed and locked at dusk. Said hours of operation, however, shall remain at the sole discretion of the Town.
2. Use of the pavilion and other park amenities are on a first-come, first-served basis. Any organized gathering seeking to utilize a park amenity requires a reservation at least one week in advance. The pavilion may be reserved for two 6-hour periods per week (see Attachments 1 through 3 for details). Anyone seeking to reserve a park amenity must sign a form acknowledging that they have read and understand the Park Policies, Rules, and Regulations.
3. Equestrian use is the primary focus of the park. Park users shall take extreme care not to disturb horses and shall never approach any horse without the owner's permission. Horse riders must be able to share the facilities with other park users.
4. Children shall be under adult supervision at all times.
5. All users of the park facilities must clean up after themselves and their guests. Trash, including but not limited to decorations, must be disposed of properly.
6. The Town of Southwest Ranches shall not be responsible for any loss of personal property or injury by fire, theft, accident, or natural incident at the park.

Parks Policy – Prohibited Activities

Although park users are urged to check with the Town to see if their proposed activities will be acceptable, the following is a non-exhaustive list of prohibited activities:

1. Use of the park for events with bounce houses or inflatable equipment is prohibited.
2. Use of the park by commercial vendors or enterprises, and for-profit purposes are prohibited.
3. Stapling, taping, tacking, or any affixation to park facilities is prohibited. Balloons, glitter, sequins, confetti, and similar materials are prohibited.
4. No alcoholic beverages or glass containers shall be allowed in the park.
5. Parking at the park shall only be in designated areas; all unloading shall occur only in the designated parking areas.
6. Postings of signs and/or notifications shall be prohibited.
7. All animals shall be under control at all times and domestic pets shall be on a leash of 6 feet or less. Feeding of wildlife is prohibited.
8. Display or discharge of any firearms, fireworks, explosives, paintball guns, and/or similar types of weapons and items is strictly prohibited.
9. No swimming, wading, fishing, or boating.
10. No fires, barbeques, or overnight camping.
11. No organized picnic outing, event, or assembly of more than ten (10) people without a reservation. This includes, but shall not be limited to, parades, drills, maneuvers, sports, skills, or contests. The Town Council or Administrator at its sole discretion may grant an exception for non-profit, charitable or youth organizations affiliated with another unit of government.

Attachment 1
Town of Southwest Ranches
Sunshine Ranches Equestrian Park Pavilion / Facility Rental

The Town's Sunshine Ranches Equestrian Park has a Pavilion and Equestrian Riding Ring facilities that may be rented; however, for-profit activities will not be allowed in the park at any time.

Rules and Regulations:

1. The park pavilion may be rented for only two 6-hour periods in any week. The approved rental of the Pavilion or Riding Ring entitles the person the exclusive use of the Pavilion or Riding Ring only. Restrooms, parking, and other park facilities shall remain open to the general public at all times. The rental of the Pavilion or Riding Ring restricts the use to a maximum of fifty (50) guests.
2. The Sunshine Ranches Equestrian Park Policy (Page 1) shall apply to all persons utilizing the park property. All permit holders shall take all necessary steps to make sure that their guests follow the Equestrian Park Policy. Children shall be supervised at all times. Any person or persons violating Amenity Rental or Park Rules and Regulations or, in the opinion of the Town constituting a public nuisance or potential hazard to public or park property, or exhibiting disorderly conduct, shall be asked to exit the park property. No refunds shall be given to any person or person asked to leave the park.
3. Any person holding a permit to rent a park amenity shall be responsible for their vendor(s)' personnel, vehicles, and equipment and said vendor(s)' compliance with all policies, rules, and regulations.
4. Applicants must specify in their rental application any vendors that will serve the event (i.e., pony rides, food, etc.).
5. Pony ride vendors or other livestock vendors hired for permitted parties must provide proof of negative coggins and any other health certificates as may be required by Broward County for all livestock that will be brought to the park. (This information must be presented upon request at the time of the event.)
6. Applicant MUST present a valid driver's license or State photo ID when submitting an application.
7. The Town will not process incomplete applications. All required documentation must be submitted at the time of application.
8. Noncompliance with the Town's stated policies, rules or regulations may result in the revocation of the permit, loss of cleanup/security deposit, and refusal of any subsequent permit applications for up to one year.

Pavilion Rental – Fees, Payment, and Insurance:

1. Full payment for rental fee including security deposit is due at the time of application. All fees are subject to sales tax.
2. Facility Rental and Cleanup/Security Deposit fees are set forth in Attachment 3.
3. Payment may be by cash, check, or credit card. If paid by check or credit card, a picture I.D. must be presented. Checks should be made payable to the Town of Southwest Ranches.
4. If applicant pays by check, the application must be submitted three (3) weeks prior to the event for funds to be processed. Application MAY BE denied, and the applicant will be responsible for all fees, including legal costs and fees, that may result from insufficient funds.
5. All vendors hired for any permitted party (i.e., pony rides, food vendors, etc.) will be required to provide a current Certificate of Insurance evidencing liability coverage in the amounts set forth in Attachment 3. This information must be submitted at the time of application.
6. If application is denied for any reason, the deposit and rental fee will be returned in full.

Attachment 1

Town of Southwest Ranches

Sunshine Ranches Equestrian Park Pavilion / Facility Rental, continued

Setup/Cleanup/Security Deposit:

1. Cleanup/security deposit is due at the time of application. The Town will inspect the facilities before and following the event.
2. Decorations shall not be stapled, taped, nailed, tacked, affixed, or adhered in any way to park property.
3. All decorations, including tying material, must be removed completely and disposed of properly within the permit time.
4. All trash shall be picked up and placed in receptacles. If amount of debris exceeds receptacle space, the permit holder is responsible for bagging and removing trash from the property as a part of cleanup.
5. After the event, if the facility has been sufficiently cleaned, as determined by the Town, the deposit will be returned to the permit holder within two (2) weeks.
6. All costs associated with any damage, trash removal, or other expenses incurred by the Town will be deducted from the security deposit. If cleanup costs exceed the deposit amount, the Town will use all means available to collect from the permit holder; and if not paid, the person will be prohibited from future use of the facilities. Any property damaged by the permit holder or a guest will be replaced/repared at the sole cost and expense of the permit holder.
7. Failure to clean the facility properly or a violation of park rules will result in the complete loss of the security deposit.

Cancellation:

1. The rental fee and security deposit will be refunded, less \$75 for administrative costs by the Town, if the Town is notified in writing of the cancellation at least one (1) week prior to the scheduled event.
2. If the Town is notified of the cancellation less than one (1) week prior to the scheduled event, only the security deposit will be refunded.
3. No refund of the security deposit will be made if the pavilion is not vacated promptly at the end of the rental period.
4. Applicant MUST initial acceptance of these terms at the time of submission of the application.

• **INITIAL:** _____

Attachment 2

**Town of Southwest Ranches
Application for Sunshine Ranches Equestrian Park Facility Rental**

Date of Application: _____

Applicant:

Name: _____

Address: _____

City/State: _____

Phone Number: Home: _____ Cell: _____

Driver's License Number or Photo ID Number (attach copy): _____

Date of Rental: _____

Time of Rental (6 Hour Maximum): _____

Additional Person to Contact:

Name: _____

Phone Number: (Home) _____ (Cell:) _____

List participating vendors (i.e., pony rides, clowns, face painters, food vendors, etc.):

Company Name*: _____

Contact Person: _____

Phone Number: (Business) _____ (Cell:) _____

Policy Number on Certificate of Insurance (attach copy to application): _____

Company Name*: _____

Contact Person: _____

Phone Number: (Business) _____ (Cell:) _____

Policy Number on Certificate of Insurance (attach copy to application): _____

Attachment 2

Town of Southwest Ranches

Application for Sunshine Ranches Equestrian Park Facility Rental, continued

Company Name*: _____

Contact Person: _____

Phone Number: (Business) _____ (Cell:) _____

Policy Number on Certificate of Insurance (attach copy to application): _____

- ***If company has equines, the vendor MUST furnish proof of negative coggins upon request at the time of the event. All animals must be properly vaccinated in accordance with Chapter 14 of the Town of Southwest Ranches Code of Ordinances.** Other livestock vendors hired for permitted parties must provide other health certificates as may be required by Broward County for all livestock that will be brought to the park. (This information must be presented upon request at the time of the event.)

Amount of Rental Fee Paid: _____

Amount of Deposit Paid: _____

Total Amount Paid: _____ Applicant's Initials: _____

Circle Type of Remittance: Check Cash Money Order Credit Card

Check/Money Order Number: _____

Date of Check/Money Order: _____

Type of Credit Card: _____

Credit Card Number: _____

Credit Card Expiration Date: _____

Credit Card Signature: _____

Applications containing fraudulent and/or omitted information will be denied.

I, _____, the undersigned applicant, have read and understand the
(Print) Name of Applicant
rental and cancellation rules and the Equestrian Park Rules and use policy, as provided to me as part of
this application on _____.
Date

(Print) Name of Applicant

(Print) Name of Town Representative

Signature of Applicant

Signature of Town Representative

Attachment 3

Town of Southwest Ranches

Sunshine Ranches Equestrian Park Rental Fee Schedule

Pavilion Rental Fees

Six hours (between 9:00 a.m. – 4 p.m.) \$250

Security Deposit: \$300

Cleanup and Security Deposit required at time of application.

(Deposit will be returned if the facility is vacated promptly and left in condition found.)

Equestrian Facility Rental Fees

Six hours (between 9:00 a.m. – 4 p.m.) \$250

Security Deposit: \$300

Cleanup and Security Deposit required at time of application.

(Deposit will be returned if the facility is vacated promptly and left in condition found.)

Reservation Cancellation:

In order to be eligible for a refund, notice of cancellation must be made in writing to the Town at least one week prior to intended date of use. The rental fee and security deposit will be refunded, less \$75 for administrative costs by the Town. No refunds will be given for inclement weather, but applicant may request to reschedule.

Ring Preparation:

\$200 per dragging (at least 48 hours advance notice is required)

Insurance Requirements for Event Concessions and/or Vendors:

Certificate of Insurance is acceptable evidence of insurance. Certificates will not be processed without a contact name and phone number, as well as a business description, so we may determine liability coverage.

1. Certificate must be signed by the insurance company's authorized representative.
2. Town of Southwest Ranches, 6589 SW 160 Avenue, Southwest Ranches, FL 33331, must be listed as Certificate Holder.
3. Certificate Holder (Town of Southwest Ranches) must be named as Additional Insured.
4. Business contact name and phone number are required on certificate.
5. Please include a brief description of business operation and indicate that the certificate is for a special event at the Southwest Ranches park.
6. \$300,000 minimum general liability insurance is required, except where noted below.
7. Thirty days' written notice of cancellation is required (except 10 days for nonpayment of premium).
8. Fax certificates to 954-434-1490 and mail an original to the Town of Southwest Ranches, 6589 SW 160 Avenue, Southwest Ranches, FL 33331.
9. All vendors must have a Broward County Occupational License.

Pony Ride, Petting Animal Operations:

\$500,000 minimum general liability is required. **In addition**, an adult employee of the vendor must be in attendance at all times during the event. Attendants must be at least 18 years old.

Clowns, Face Painters, Magicians

\$100,000 minimum general liability is required.