

ORDINANCE NUMBER 2025-_____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA, TO PRESERVE AND PROTECT THE CHARACTER OF PUBLIC PARKS IN NAVY POINT SUBDIVISION; PROHIBITING CONSTRUCTION OF ANY NEW STRUCTURES WITHIN THE PARK AREAS; PROHIBITING THE SALE OF THE PARK AREAS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Escambia County is the holder of certain dedicated park areas shown on the plat of Navy Point Subdivision, as recorded in Plat Book 1 at pages 100A, 100B and 100C of the public records of Escambia County, Florida; and

WHEREAS, the restrictive covenants for Navy Point Subdivision, recorded in Deed Book 191 at page 669 of the public records of Escambia County, Florida, preclude structures from being placed or created in the park areas, including, wharves, docks, piers, and boathouses; and

WHEREAS, the Board of County Commissioners wishes to preserve and protect the public character of the parks dedicated on the plat of Navy Point Subdivision;

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Escambia County, as follows:

Section 1. Recitals. The foregoing recitals are true and correct and incorporated herein by reference.

Section 2. Part I, Chapter 74, Parks and Recreation, Article I, General, Section 74-16, Escambia County Code of Ordinance is created to read as follows:

Sec. 74-16. Protection of Parks in Navy Point Subdivision.

- (a) As of the date of this Ordinance, no new structures of any kind, nature, or character, including wharves, docks, piers, and boathouses, will be placed or created on any of the park areas designated on the plat of Navy Point subdivision.
- (b) The Board of County Commissioners shall not sell or otherwise convey any portion of the parks dedicated on the plat of Navy Point Subdivision.

(c) This Ordinance may not be repealed except by a unanimous vote of the Board of County Commissioners.

Section 3. Severability

If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any Court of competent jurisdiction, the holding shall in no way affect the validity of the remaining portions of this Ordinance.

Section 4. Inclusion in the Code

It is the intention of the Board of County Commissioners that the provisions of this Ordinance shall be codified as required by Section 125.68, Florida Statutes, and that the sections, subsections and other provisions of this Ordinance may be renumbered or re-lettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

Section 5. Effective Date

This ordinance shall become effective upon filing with the Department of State.

ENACTED this _____ day of _____, 2025.

**ESCAMBIA COUNTY, FLORIDA by and
through its duly authorized BOARD
OF COUNTY COMMISSIONERS**

Michael S. Kohler, Chairman

ATTEST: Pam Childers
Clerk of the Circuit Court

Deputy Clerk

This document approved as to form
and legal sufficiency.

By: Stephen G. West, Sr. Assistant County Attorney

Date: October 16, 2025

(SEAL)

ENACTED:
FILED WITH DEPARTMENT OF STATE:
EFFECTIVE DATE: