

ORDINANCE NO. 2012-1146

**AN ORDINANCE TO AMEND
CHAPTER 54, ARTICLE I OF THE CODE OF ORDINANCES
OF THE CITY OF ORANGE BEACH
TO ADD A NEW SECTION 54-7, PROHIBITING
CERTAIN USES OF BUNGEE CORDS ON THE
BEACHES AND IN THE WATERWAYS**

BE IT ORDAINED by the City Council of the City of Orange Beach, that Chapter 54, Article I of the Code of Ordinances of the City of Orange Beach, be amended to add a new Section 54-7, prohibiting certain uses of bungee cords on the beaches and in the waterways.

Section 54-7. Use of Bungee Cords on Beaches and in Waterways

(a) Findings

1. The Code of Ordinances of the City of Orange Beach prohibits certain activities relating to the protection of its citizens and visitors.
2. The City's citizens and visitors frequent beaches, waterways, park areas, island and wildlife nesting areas and are potentially placed in unsafe situations due to certain uses of bungee cords.
3. The use of Bungee Cords in conjunction with various anchoring devices including boat anchors, fixed objects and even the human body have been shown to present a danger to not only users but to those persons in the vicinity of the user.
4. The beaches, parks and waterways within the City of Orange Beach and its police jurisdiction have a density of use that is incompatible with the use of such devices.
5. The City Council of the City of Orange Beach has deemed it in the best interest of the public to prohibit certain uses of bungee cords on the beaches, in park areas and in the waterways within the City's police jurisdiction.

(b) Definitions.

Bungee Cord shall include any rope, lanyard, cord, or line made of a material with elastic qualities designed for high strength stretching along with a quick return to its original state upon release.

(c) Prohibited Activities.

- (1) The possession or use of Bungee Cords or similar devices is prohibited on the beaches, in park areas and waterways of the City of Orange Beach, Alabama and its police jurisdiction, including, but not limited to, the Gulf of Mexico, inland waterways, island shores, coves, inlets and any other body of water that flows into the Gulf of Mexico through Perdido Pass.
- (2) It shall be unlawful for any person to use Bungee Cords to assist in body surfing or skiing on the above-referenced waterways or to assist the movement of the human body in any way in such waterways, parks, or on the sands or beaches adjacent to such waterways or parks. This list is not intended to be all inclusive as to use.

(e) Violations / Penalties

Violators of this ordinance shall be punished in accordance with Chapter 1 of the City's Code of Ordinances.

(f) **Effective Date**

This ordinance shall become effective upon its adoption and publication as required by law.

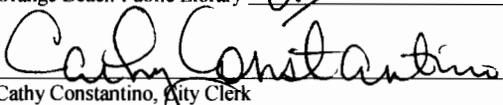
APPROVED and **ADOPTED** this 1st day of May, 2012.



Cathy Constantino, MMC
City Clerk

The City Clerk of the City of Orange Beach, Alabama hereby certifies that the foregoing Ordinance 2012-1146 was posted on 05/03/12 in the following three

(3) public places:
Orange Beach City Hall _____
Orange Beach Post Office _____
Orange Beach Public Library OM _____



Cathy Constantino, City Clerk