

CHAPTER 2002-379

House Bill No. 1099

An act relating to Escambia County; amending s. 1, ch. 57-1291, Laws of Florida; providing an exception for stormwater management facilities to a requirement of enclosures around certain depressions; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 1 of chapter 57-1291, Laws of Florida, is amended to read:

Section 1. In the interest of public safety, it shall be the duty of the owner, lessor, or occupant of any real property within the limits of Escambia county, wherein there exists any clay pits, caves or other depression so located and of such depth that a child might conceivably be drowned therein when filled with rain water or other liquid, to enclose the depression with a fence or other device of a height of four (4) feet or more. The enclosure shall be of such construction as not to be penetrable without the aid of tools or other mechanical device. This section does not apply to a stormwater management facility within the City of Pensacola which is constructed in accordance with uniform state rules adopted pursuant to section 120.54, Florida Statutes, or with more-restrictive ordinances adopted by local government.

Section 2. This act shall take effect upon becoming a law.

Approved by the Governor May 15, 2002.

Filed in Office Secretary of State May 15, 2002.