

ORDINANCE NO. 13-03

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AMENDING SECTION 2-98 "APPLICABILITY", OF ARTICLE IV "CODE ENFORCEMENT", OF CHAPTER 2 "ADMINISTRATION", OF THE CODE OF ORDINANCES, OF THE TOWN OF LAKE CLARKE SHORES, TO INCLUDE CHAPTERS 50, 58 AND 62 UNDER THE JURISDICTION OF THE CODE ENFORCEMENT BOARD; TO REMOVE CHAPTER 22 "EMERGENCY SERVICES" FROM THE JURISDICTION OF THE CODE ENFORCEMENT BOARD; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, the Code Enforcement Board hears cases on a monthly bases to resolve issues pertaining to violations of the Town Code of Ordinances; and

WHEREAS, certain chapters of the Town Code of Ordinance are not currently listed under the jurisdiction of the Code Enforcement Board; and

WHEREAS, the Town Council finds it to be in the public interest to make certain amendments to Section 2-98 of Chapter 2 of the Town's Code of Ordinances to allow the Code Enforcement Board to have jurisdiction over matters involved within said Chapters; and

WHEREAS, Chapter 22 and Chapter 38, are currently listed under Sec.2-98 (3) as "Licenses and Permits" and should be removed from Sec. 2-98 (3) since Chapter 22 deals with "Emergency Services"; and

WHEREAS, Chapter 38 "Peddlers and Solicitors" is already noted under Sec. 2-98 (8)

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AS FOLLOWS:

SECTION 1. Section 2-98 "Applicability", of Article IV. "Code Enforcement", of Chapter 2 "Administration", of the Town's Code of Ordinances is hereby amended as follows:

* * *

Sec. 2-98. - Applicability.

The code enforcement board shall enforce and have jurisdiction of the following chapters of the Code of Ordinances:

- (1) Chapter 6—Animals;
- (2) Chapter 10—Buildings and Building Regulations;

- (3) Chapters-14, 22, 38—Licenses and Permits Businesses;
- (4) Chapter 26, arts. I—IV—Nuisances, Sanitation and Property Maintenance;
- (5) Chapter 26, art. V—Noise;
- (6) (5) Chapter 30—Offenses;
- (7) (6) Chapter 34—Parks and Recreation;
- (8) (7) Chapter 38—Peddlers and Solicitors;
- (9) (8) Chapter 42—Solid Waste;
- (10) (9) Chapter 46—Streets, Sidewalks and Other Public Places;
- (11) Chapter 50 – Taxation
- (12) Chapter 54—Traffic and Vehicles;
- (13) Chapter 58 – Utilities
- (14) Chapter 62 - Waterways
- (15) (14) Chapter 78—Subdivision and Development Regulations;
- (16) (15) Chapter 82, art. II—Landscaping;
- (17) (16) Chapter 86—Zoning.

SECTION 2. The provisions of this Ordinance will be made a part of the Code of Ordinances of the Town of Lake Clarke Shores, Florida. The sections of this Ordinance may be renumbered or re-lettered to accomplish such, and the word “ordinance” may be changed to “section,” “article,” or any other appropriate word.

SECTION 3. If any section, paragraph, sentence, clause, phrase or word of this Ordinance is for any reason held by a court of competent jurisdiction to be unconstitutional, inoperative, or void, such holding shall not affect the remainder of the Ordinance.

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SECTION 4. The provisions of this Ordinance shall become effective immediately upon adoption.

PASSED this 11th day of June, 2013, on first reading.

PUBLISHED this 20th day of June, 2013, in Lake Worth Herald / Coastal Observer

PASSED AND ADOPTED this 9th day of July, 2013, on second and final reading.

TOWN OF LAKE CLARKE SHORES, FLORIDA

	FOR	AGAINST
BY: <u>[Signature]</u> Valentin Rodriguez, Mayor	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>[Signature]</u> Robert M.W. Shalhoub, Vice-Mayor	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>[Signature]</u> Gregory Freebold, President Pro Tem	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>[Signature]</u> Malcolm K. Lewis, Council Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>[Signature]</u> Thomas C. Mayes, Jr., Council Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>

ATTEST:

BY: Mary Pinkerman
Mary Pinkerman, Town Clerk

Sponsored by: The Town Council