

**ORDINANCE NO. 15-01**

**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 CHAPTER 22 "EMERGENCY SERVICES" UNDER THE JURISDICTION OF THE CODE ENFORCEMENT BOARD; AMENDING SECTION 2-98 TO INCLUDE ALL OF CHAPTER 26 "ENVIRONMENT" AND ALL OF CHAPTER 82 "VEGETATION" AS BEING UNDER 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 or portions of 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 "Emergency Services" was removed from this section by Ordinance #13-03 but should be reinstated under the jurisdiction of the Code Enforcement Board; and

**WHEREAS**, Chapter 26 "Environment" in its entirety should be included under the jurisdiction of the Code Enforcement Board; and

**WHEREAS**, Chapter 82 "Vegetation" in its entirety should be included under the jurisdiction of the Code Enforcement Board

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

**SECTION 1.** The above whereas clauses are true and correct.

**SECTION 2.** 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) Chapter 14 – Businesses;
- (4) Chapter 22 – Emergency Services;
- (4) ~~(5)~~ Chapter 26 —Nuisances; Environment;
- (5) ~~(6)~~ Chapter 30—Offenses;
- (6) ~~(7)~~ Chapter 34—Parks and Recreation;
- (7) ~~(8)~~ Chapter 38—Peddlers and Solicitors;
- (8) ~~(9)~~ Chapter 42—Solid Waste;
- (9) ~~(10)~~ Chapter 46—Streets, Sidewalks and Other Public Places;
- (10) ~~(11)~~ Chapter 50 – Taxation;
- (11) ~~(12)~~ Chapter 54—Traffic and Vehicles;
- (12) ~~(13)~~ Chapter 58 – Utilities;
- (13) ~~(14)~~ Chapter 62 – Waterways;
- (14) ~~(15)~~ Chapter 78—Subdivision and Development Regulations;
- (15) ~~(16)~~ Chapter 82, art. II—Landscaping; Vegetation;
- (16) ~~(17)~~ Chapter 86—Zoning.

**SECTION 3.** 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 4.** 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 14<sup>th</sup> day of April, 2015, on first reading.

**PUBLISHED** this 30<sup>th</sup> day of April, 2015, in Lake Worth Herald.

**PASSED AND ADOPTED** this 12<sup>th</sup> day of May, 2015, on second and final reading.

**TOWN OF LAKE CLARKE SHORES, FLORIDA**

	FOR	AGAINST
BY: <u>[Signature]</u> Robert M. W. Shalhoub, Mayor	<u>X</u>	_____
<u>[Signature]</u> Gregory Freebold, Vice Mayor	<u>v</u>	_____
_____ Valentin Rodriguez, Jr., President Pro Tem	<u>✓</u>	_____
<u>Malcolm K. Lewis</u> Malcolm K. Lewis, Council Member	<u>X</u>	_____
<u>[Signature]</u> Thomas C. Mayes, Jr., Council Member	<u>X</u>	_____

ATTEST:

BY: Mary Pinkerman  
Mary Pinkerman, Town Clerk

*Sponsored by: The Town Council*