

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING PETITIONS FOR VOLUNTARY ANNEXATION OF CERTAIN PARCELS OF LAND IN THE UNINCORPORATED AREA OF PALM BEACH COUNTY, FLORIDA, CONTIGUOUS TO THE PRESENT BOUNDARIES OF THE CITY OF RIVIERA BEACH, PROVIDING FOR REDEFINING OF THE MUNICIPAL BOUNDARIES TO INCLUDE SAID PARCELS, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE THEREOF, AND FOR OTHER PURPOSES IN ACCORDANCE WITH CHAPTER 171, SECTION 171.044 FLORIDA STATUTES 1985.

WHEREAS, in June 1970, the Legislature of the State of Florida by House Bill No. 5236 designated "Greater Riviera Beach Area: and specified that the City of Riviera Beach may annex the "Greater Riviera Beach Area" or any part thereof at any time in any manner then allowed by the constitution and general laws of the State of Florida; and as provided by the City Charter; provided however, that any area thus annexed must be adjacent to and contiguous to the existing limits of the City of Riviera Beach, and

WHEREAS, in July 1972, Area Planning Board of Palm Beach County acting as agent for the Florida Department of Pollution Control designated City of Riviera Beach as the sole agent to provide water distribution and sewage collection and or treatment in Greater Riviera Beach Area (also known as Reserve Annexation Area), and

WHEREAS, Petitions and Affidavits for Voluntary Annexation have been submitted by owners of property adjacent to the City of Riviera in the Reserve Annexation Area. Copies of said Petitions and Affidavits for Voluntary Annexations are attached hereto and made a part of this Ordinance, as filed for the following:

PETITION #1

PETITIONER: GENE AND DAWNA LAMORE, RICHARD WHITTEMORE
Property Control # : 00 - 42 - 42 - 36 - 00 - 000 - 3050

PETITION #2

PETITIONER: TAZ, INC.
Property Control # : 00 - 43 - 42 - 30 - 13 - 000 - 0040

WHEREAS, the City Council of the City of Riviera Beach, Florida has examined the attached petitions and finds the following to be true:

- (a) The petitioners are owners of the properties described therein.
- (b) The petitions bear the notarized signatures of the owners of the properties proposed to be annexed.
- (c) The properties proposed to be annexed are in the unincorporated area of Palm Beach County, contiguous to the present boundaries of the City of Riviera Beach, Florida.
- (d) No parts of the properties proposed to be annexed are included within the boundary of another incorporated municipality.
- (e) The City has the capability to provide municipal services, e.g.; fire and police protection, water and sewer services, garbage and trash collection to the subject parcels at the same level of services as such services are provided within the rest of the municipality.
- (f) This ordinance is being initiated by the City of Riviera Beach, Florida, under Section 171.044 Voluntary Annexation, F.S. 1985.

WHEREAS, the City of Riviera Beach has agreed to furnish the municipal utilities, e.g. water and sewer to subject properties for development purposes upon receipt of their respective Voluntary Petitions for Annexation; and subject to conditions set forth in the petitions.

NOW THEREFORE, BE IT AND IT IS HEREBY ORDAINED BY THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA:

SECTION 1. Pursuant to Chapter 171. Section 171.044 Voluntary Annexation, Florida Statutes, 1979, City of Riviera Beach, Florida, hereby declares its intent and desire to extend its municipal boundaries to include the above described properties after the approval of this Ordinance on second and final reading.

SECTION 2. This Ordinance shall be read by Title on first reading, and shall be published in its entirety once a week for four (4) consecutive weeks in a newspaper of general circulation in Palm Beach County, Florida. Thereupon after second reading by Title only, this Ordinance shall become effective immediately upon passage and adoption, and the annexation shall become effective July 3, 1991.

SECTION 3. Within Thirty (30) days after final passage and publication, a certified copy of this Ordinance shall be filed by the City Clerk with the Secretary of State of the State of Florida as a revision of its Charter, the Clerk of the Circuit Court, Palm Beach County and other agencies as required by Law.

SECTION 4. All Ordinances or parts of Ordinances in conflict herewith are to the extent of such conflict repealed.

SECTION 5. Should any part of provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof than the part declared to be invalid.

SECTION 6. All Ordinances of the City of Riviera Beach, Florida, shall apply to the property proposed to be annexed when the annexation is final.

SECTION 7. The City Clerk is hereby directed to update City's Land Use and Zoning Maps to include above named parcels within the municipal boundaries.

SECTION 8. Upon annexation, the City shall assign the herein referenced Land Use and Zoning designations to said parcels, in accordance with procedures of Chapter 163, Florida Statutes.

SECTION 9. The corporate limits of the City of Riviera Beach are hereby redefined to include subject Petitions as follows:

"Beginning at the Northwest corner of Section 29, Range 43 East, Township 42 South, of the Tallahassee Meridian, Palm Beach County, Florida; thence Easterly along the North lines of said Section 29, Section 28, and Section 27, of said Township and range, to the point of intersection with the centerline of the Intracoastal Waterway, thence northerly along said centerline to the point of intersection with a line parallel to and 1,294.00 feet South of the North line of Section 22, of said Township and Range; thence Easterly along said parallel line to a point in the Westerly boundary of the submerged land area conveyed by the trustees of the Internal Improvement Trust Fund of the State of Florida, to the Lake Worth Realty Company, (a Florida Corporation by the Trustee's Deed No. 17146, recorded in deed Book 205, Page 82, Public Records of Palm Beach County, Florida); thence Northerly along said Westerly boundary to the point of intersection with a line parallel to and 8,000.00 feet South of the North line of Section 10, of said Township and Range; thence Easterly along said parallel line to the Westerly edge of Gulfstream or a distance of three geographical miles, whichever is the greater distance to the common boundary of the State of Florida and that of Palm Beach County; thence Southerly along the edge of the Gulfstream or along a line three geographical miles from the Atlantic Coast Line as described in The Constitution of the State of Florida (as revised in 1968 and subsequently amended by Article III, Section 1, Paragraph (a) to a point in the Easterly extension of a line parallel and 998.96 feet South of the South line a tract of land in Palm Beach County known as Replat Yacht Harbor, (as is recorded in Plat Book 23, Page 57, of the Public Records of Palm Beach County, Florida); thence Westerly along said parallel line to the point of intersection with the centerline of the channel of the Intracoastal Waterway, as now established; thence Southwesterly and Southerly along said centerline of channel

to the South line of Township 42 South, Range 43 East; thence Westerly along said South line of Township 42 South to the Southeast corner of Section 31, of said Township and Range; thence Northerly along the East line of said Section 31, to the South Right-of-Way line of State Road 710; thence Westerly along the South line of State Road 710 to its point of intersection with the proposed centerline of Congress Avenue Right-of-Way; thence Southerly along said centerline to its point of intersection with the South Right-of-Way line of the Seaboard Coast Line Railroad Right-of-Way as now established; thence Southeasterly along said Right-of-Way line to its point of intersection with the South line of said Section 31, Township 42 South, Range 43 East; thence Westerly along said South line of Section 31, to the Southeast corner of Section 36, Township 42 South, Range 42 East; thence continuing Westerly along said South line of Section 36, 2610.00 feet +to its point of intersection with the East Right-of-Way line of Military Trail; thence Northerly along said Right-of-Way line 994.88 + feet to the point of intersection with a line parallel with and 994.88 + feet North, measured at right angles, of the South line of Section 36; thence Easterly along a line parallel to and 230 feet North of the Northerly most Right-of-Way line of North Palm Beach Water Control District Canal a distance of 1305.84 feet to a point 1304.29 feet West of the East line of Section 36, Township 42 South, Range 42 East; thence Northerly along a line parallel with the East line of said Section 36 a distance of 330.00 feet to a point; thence Westerly to the Westerly Right-of-Way line of Military Trail (State Road 809) thence Southerly along the Westerly Right-of-Way line of Military Trail, to the intersection with the westerly extension of the south right of way of Upthegrove Lane; thence easterly along said right of way line a distance of 707.58 feet; thence southerly a distance of 306.81 feet; thence westerly to the point of intersection with the west right of way of Military Trail, thence southerly along said right of way line to a point 1,336.23 feet South of the south section line of section 36, said line having a bearing of North 03 41'15" East; thence North 87 46' 43" West 880.55 feet; thence North 51 46' 38" East 677.08 feet; thence North 38 13' 22" West 108.88 feet; thence North 51 46' 38" East 85.46 feet; thence along a curve of 110 feet radius 96.60 feet; thence North 01 27'

35" East a distance of 385.46 feet; thence along a curve of 85 feet radius 108.14 feet; thence North 01 27' 35" East 203.71 feet to the South section line of section 36; thence Westerly along said South line of section 36, to the Southwest corner of section 36, Township 42 South, Range 42 East, and the East Right-of-Way line of Haverhill Road, thence Northerly along the west section line of Section 36 to the point of intersection with the south Right-of-Way line of Dyer Blvd; thence easterly along said Right-of-Way line a distance of 340.00 ft; thence southerly a distance of 292.00 ft; thence easterly a distance of 2,276.00+/- ft. to a point on the west Right-of-Way line of Military Trail; thence Southerly along said Right-of-Way to the point of intersection with the South Right-of-Way line of the Northern Palm Beach County Water Control District Canal; thence Easterly along said canal Right-of-Way to the point of intersection with the East Right-of-Way line of Military Trail; thence Northerly along the east Right-of-Way line of Military Trail 52.50 feet to the East-West Center Section 36; thence Easterly along said East-West Center Section line also the South Right-of-Way line of Northern Palm Beach Canal a distance of 10.00 feet to a point designated as a Point of Beginning as shown on Plat 1 WESTROADS BUSINESS and INDUSTRIAL PARK (and recorded in Plat Book 29, Page 137, Public Records of Palm Beach County); thence North 02 20' 11" East along the East Right-of-Way line of Military Trail, 270.09 feet to a point of curvature; thence Northeasterly along a 25 foot radius curve an arc distance of 39.18 feet to a point of tangency in the South Right-of-Way line of Westroads Drive; thence South 87 42' 34" East along said South Right-of-Way line of Westroads Drive 355.09 feet to a point on the said South Right-of-Way line; thence Southerly 250.09 feet ± to a point on the South Right-of-Way line of the Northern Palm Beach Water Canal which is the same as the East-West center Section line; thence South 87 52' 34" East along said canal Right-of-Way line and Center Section line 580.01 feet to a point designated as a Point of beginning as shown in Plat No. 2 WESTROADS BUSINESS and INDUSTRIAL PARK (and recorded in Plat Book 29, Page 193, Public Records of Palm Beach County); thence North 02 20' 11" East along the West Boundary line of Tract "B" of said Plat No. 2 a distance of 345.00 feet to a point in the North Right-of-Way line of Westroads Drive; thence South 87 52' 34" East along

the North Right-of-Way of Westroads Drive, a distance of 38.00 feet to a point; thence North 02 20' 11" East a distance of 460.00 feet to a point in the Westerly Plat line of Plat No. 3 WESTROADS BUSINESS and INDUSTRIAL PARK (and recorded in Plat Book 30, Pages 145 and 146, Public Records of Palm Beach County); thence North 87 52' 34" West 353.00 feet to a point on West Right-of-Way line of White Drive; thence South 02 20' 11" West along said West Right-of-Way line a distance of 110.00 feet; thence North 87 52' 34" West a distance of 265.00 feet; thence South 02 20' 11" West a distance of 52.00 feet; thence North 87 52' 34" West a distance of 390.00 feet to a point on the East Right-of-Way of Military Trail as laid out and now in use; thence North 02 20' 11" East along East Right-of-Way of Military Trail, a distance of 1508.04 feet to a point; thence South 53 14' 59" East a distance of 472.73 feet; thence North 02 20' 11" East a distance of 111.92 feet to the point of intersection with the Right-of-Way line of Seaboard Coast Line Railroad; thence continue Northwesterly along said railroad Right-of-Way to the point of intersection with West Right-of-Way line of Military Trail; thence Southerly along the West Right-of-Way line of Military Trail to the point of intersection with the North Right-of-Way line of Dyer Boulevard; thence continue Westerly along said North Right-of-Way line of Dyer Boulevard, said line having a bearing of South 88 28' 12" East a distance of 525.95 feet; thence South 01 53' 30" West 372.73 feet; thence North 88 26' 41" West 140 feet; thence North 01 53' 30" West 372.73 feet to the North Right-of-Way line of Dyer Boulevard; thence North 88 30' 53" West to a point 240 feet + East of the East Right-of-Way line of Barbour Road; thence North 01 53' 30" East a distance of 200.00 feet; thence Westerly a distance of 240.00 feet; thence Southerly along the East Right-of-Way of Barbour Road 200.00 feet to the point of intersection with North Right-of-Way line of Dyer Boulevard; thence Easterly along said North Right-of-Way 34.05 feet; thence Southerly and parallel with the West Right-of-Way line of Military Trail to the point of intersection with the South Right-of-Way line of Dyer Boulevard; thence, in an Easterly direction along said Right-of-Way line a distance of 250.0 feet; thence South 01 53' 30" West a distance of 292.61 feet; thence North 88 26' 41" West a distance of 888.0 feet; thence

northerly and parallel with the west right of way line of Military Trail a distance of 372.00 feet to the North Right-of-Way line of Dyer Boulevard; thence Westerly along the north Right-of-Way of Dyer Boulevard to the point of intersection with the East Right-of-Way line of Haverhill Road as established and now in use; thence Northerly along the West section line of Section 36 to the Southwest corner of Section 25; thence Westerly along the South Section line of Section 26 to the point of intersection with the East Right-of-Way of Haverhill Road; thence Northwesterly along said Right-of-Way line to a point 150 ft. West of the West section line of Section 25; thence northerly along a line parallel and 150 ft. west of said section line a distance of 455.40 feet; thence North 85 06' 49" West a distance of 354.34 feet to a point on the East Right-of-Way of Haverhill Road; thence Northwesterly along said Right-of-Way to the point of intersection with the Seaboard Coast Railroad South Right-of-Way line; thence Southeasterly along said Right-of-Way to the point of intersection with the West section line of Section 25; thence Southerly along said section line a distance 481.74 feet; thence Easterly a distance of 270.00 feet; thence Northerly at an angle of 94 19' 38" with previous course a distance of 225.83 feet to the point of intersection with the Southeasterly Right-of-Way line of Seaboard Coast Line Railroad; thence Southeasterly along said railroad Right-of-Way line to the point of intersection with the East Right-of-Way line of Barbour Road; thence Southerly along said Right-of-Way line to a point 785.00 feet North of the North Right-of-Way line of Dyer Boulevard; thence Easterly and parallel with said Right-of-Way 240.00 feet; thence Northerly and parallel with the centerline of Military Trail to the point of intersection with the Northwesterly Right-of-Way line of Beeline Highway (SR 710); thence Northwesterly along said Right-of-Way to the point of intersection with the West section line of section 25; thence Northerly along said section line to the Northwest corner of section 25; thence Easterly along North section line of said section 25 to the east Right-of-Way line of Military Trail; thence Southerly along said Right-of-Way a distance of 160 feet; thence Easterly a distance of 256 feet; thence Northerly and parallel with the East Right-of-Way line of Military Trail a distance of 120 feet; thence Easterly a distance of 276

feet; thence Southerly and parallel with the East Right-of-Way line of Military Trail to the South Right-of-Way line of Leo Lane a distance of 646.0 feet; thence easterly along said south right-of-way line a distance of 468 ft; thence southerly and parallel with the right-of-way line of Military Trail a distance of 637.9 ft. to the south line of north one half of the northeast quarter of section 25; thence easterly along said line to the point of intersection with the west right-of-way of a drainage canal, said line being 80 ft. west of the west right of way line of S.R. 9 (I-95); thence southerly along said west canal right-of-way to the north right-of-way line of a drainage canal; thence westerly along said north canal right-of-way line to the point of intersection with the east right of way line of Military Trail; thence southerly along said right of way line 915 ft; thence westerly to the west right of way line of Military Trail; thence southerly to a point on the west right-of-way line of Military Trail which point is 200 ft. north of the north right-of-way line of Blue Heron Blvd; thence westerly a distance of 200 ft; thence southerly to the north right-of-way line of Blue Heron Blvd; thence easterly to the point of intersection with the east right-of-way line of Military Trail; thence northerly following the said right of way line to a point 190 ft. north of the north right-of-way line of Blue Heron Boulevard; thence Easterly, parallel with and 190.00 feet north of North Right-of-Way of Blue Heron Boulevard a distance of 190.00 feet; thence Southerly and parallel with and 190.00 feet east of East Right-of-Way of Military Trail to the point of intersection with South Right-of-Way of Blue Heron Boulevard; thence South 88 11' 59" East along the said Right-of-Way a distance of 275.01 feet; thence South 02 10' 17" West a distance of 1509.60 feet to a point in the North Right-of-Way of State Road 710; thence South 53 15' 51" East along said Right-of-Way line a distance of 321.80 feet; thence South 2 10' 17" West parallel with East Right-of-Way of Military Trail to a point on the South Right-of-Way of Seaboard Coast Line Railroad; thence continue Southwesterly along East property line of Tract "E" of Westroads Business and Industrial Park to a point on a curve of 50 foot radius and being the North Right-of-Way line of White Drive; thence Westerly along said arc a distance of 140.08 feet; thence along the arc of 25 foot

radius a distance of 21.03 feet to the point of tangency; thence South 02 20' 11" West along West Right-of-Way of White Drive a distance of 223.87 feet to a point; thence South 87 52' 34" East a distance of 353.00 feet to a point on the West property line of Tract "F"; thence North 02 20' 11" East along the West property line of Tract "F" a distance of 373.66 feet to a point designated as a permanent reference monument number 1686 on the Southwesterly Right-of-Way line of the Seaboard Coast Line Railroad as now established; thence Southeasterly along said Southwesterly Right-of-Way line 4914.13 feet + to the point of intersection with the Westerly Right-of-Way line of South Florida Water Management District Canal C-17; thence Northerly along said Westerly Right-of-Way line of Canal-17 a distance of 770.00 feet + to a point on the North Right-of-Way line of State Road 710 which is on a curve having a radius of 2159.03 feet and concave to the Northeast; thence proceeding Northwesterly on the arc of said curve a distance of 629.00 feet + to a point on the curve being the Southwest corner of a property (as Recorded in Official Record Book 2992 Page 562 Public Records of Palm Beach County); thence North 01 56' 54" East a distance of 160.89 feet to a point on the Northwest corner of said property; thence South 82 30' 24" East a distance of 494.00 feet + to a point on the East Right-of-Way line of Garden Road said point on a curve having a radius of 1950.08 feet and a central angle of 12 21' 14"; thence Northerly along arc of said curve to the point of tangency; thence 02 33' 05" East on said Easterly Right-of-Way line a distance of 56.62 feet; thence North 87 37' 23" West along the South line of said Northwest quarter (NW 1/4) 800.74 feet to Southeast corner of Parcel A-1 as shown on Adair and Brady, Inc., Drawing 599; thence 2 22' 37" East along East line of the said Parcel perpendicular to the previous course 350.00 feet; thence North 87 37' 23" West a distance of 400.00 feet to the intersection of the East Right-of-Way line of State Road 9; thence North 19 20' 02" West along said Easterly Right-of-Way line of I-95, 187.57 feet to a point in the Southeasterly Right-of-Way line of a drainage canal; thence South 70 39' 58" West along said Canal Right-of-Way line 50.00 feet to a point in said Easterly Right-of-Way line of I-95; thence North 19 29' 02" West along said Right-of-Way line of I-95 and West Right-of-Way line of said

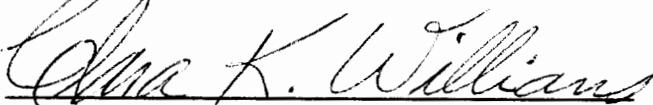
Canal 1015.15 feet; thence North 70 39' 58" East along a line between said Plat No. 2 and Plat No. 1, Interstate Industrial Park (recorded in Plat Book 34, Page 158), a distance of 365.00 feet to a point in the Southwesterly Right-of-Way line of Interstate Park Road West; thence South 19 20' 02" East along said Right-of-Way line a distance of 308.67 feet to a point in the extended Southerly Right-of-Way line of Interstate Park Way; thence south 87 56' 50" East along said Right-of-Way line to a point on the South Right-of-Way of Interstate Park Way, said point being 301.87' from the West Right-of-Way of Garden Road; thence Northerly at right angle with previous course to the South Right-of-Way of Interstate Park Way North; thence Easterly along the said South Right-of-Way to the East Right-of-Way line of Garden Road; thence North 02 37' 43" East along said Right-of-Way line a distance of 1460.28 feet to its point of intersection with the South line of Section 30, Township 42 South, Range 43 East, Palm Beach County, Florida; thence Westerly along said Section line to the point of intersection with the West Right-of-Way line of I-95 (State Road #9); thence Northwesterly along said Right-of-Way to a point 298.72 feet South of the centerline of Blue Heron Boulevard and the said point being on the West Right-of-Way of I-95; thence North 88 11' 19" West a distance of 700.13 feet; thence North 01 48' 41" West a distance of 400 feet to the North Right-of-Way line of Blue Heron Boulevard; thence Northerly parallel with East Section line a distance of 600 feet; thence Easterly a distance of 975.32 feet to a point on the West Right-of-Way line of State Road #9; thence continue Easterly to the East Right-of-Way of State Road #9 (I-95); thence Southeasterly along said East Right-of-Way to a point on the North Right-of-Way of Blue Heron Boulevard; thence Southerly a distance of 200.00 feet on the South Right-of-Way of Blue Heron Boulevard; thence Southwesterly to the point of intersection with East Right-of-Way line of I-95, thence continue along said East Right-of-Way line to a permanent reference monument as shown on Plat No. 1 of Florida-Georgia; thence South 87 40' 36" East along North property line of said Plat of Florida-Georgia a distance of 460.99 feet; thence North 02 19' 42" East a distance of 200.00 feet to a point being on the South Right-of-Way line of Blue Heron Boulevard; thence along said Right-of-Way a

distance of 586.91 ft; thence northerly (N. 01 28' 43" E.) to a point on the north Right-of-Way of Blue Heron Blvd. said point being 893.71 +/- ft. west of the west Right-of-Way line of Garden Road; thence continue in a northerly direction along said line a distance of 244.41 ft; thence S. 87 40' 36" E. a distance of 154.40 ft; thence S. 01 28' 43" W. a distance of 292.45 ft. to a point on the north Right-of-Way line of Blue Heron Blvd.; thence easterly along said north Right-of-Way to the point of intersection with the West Right-of-Way line of South Florida Water Management District Canal C-17; thence Northerly along said Right-of-Way line a distance of 1158 feet to a point 2,739.84 feet South of the North line of Section 30, said Township and Range; thence North 87 40' 36" West a distance of 398.42 feet to a point; thence South 02 19' 24" West a distance of 135.00 feet to a point; thence North 87 40' 36" West a distance of 367.00 feet to a point; thence North 02 19' 24" East a distance of 281.00 feet to a point; thence North 87 40' 36" West a distance of 30 feet to a point; thence North 02 19' 24" East a distance of 313.00 feet; thence North 87 40' 36" West a distance of 340.0 feet to a point of East Right-of-Way line of Central Industrial Drive; thence Northerly along said East Right-of-Way a distance of 220.52 feet; thence South 87 40'36" East a distance of 1445.40 feet to the East Right-of-Way line of South Florida Water Management District Canal C-17; thence Northerly along said Right-of-Way to the point of intersection with the North section line of section 30; thence Easterly along said North section line to the Northwest corner of section 29, Range 43 East, Township 42 South, said point being the point of beginning.

PASSED AND APPROVED on first reading this 5th day of June, 1991.

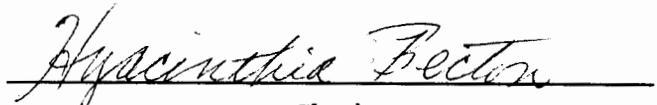
PASSED AND ADOPTED on second and final reading this 3rd day of July, 1991.

APPROVED:



MAYOR

(MUNICIPAL SEAL)



Chairperson

James C. McGann

Chairman Pro Tem

Bryan A. Guyton

Elizabeth A. Wade

Margaret Confrey

Councilmembers

ATTEST:

Carnie E. Hard
City Clerk Acting

1st Reading

2nd Reading

MOTIONED BY: E. Wade

E. Wade

SECONDED BY: M. Confrey

J. McGann

E. Wade aye

aye

J. McGann absent

aye

B. Guyton aye

aye

C. Becton aye

aye

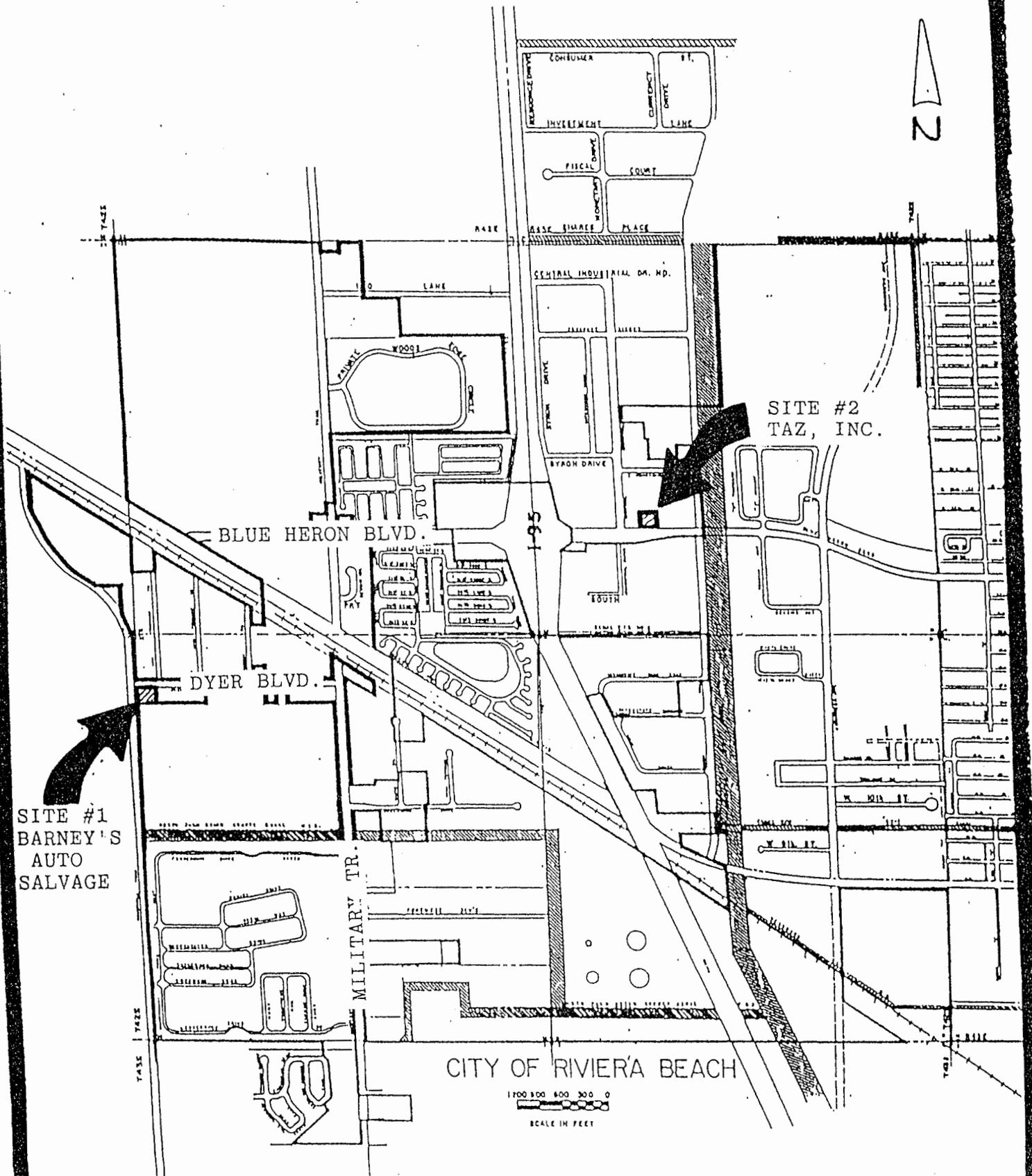
M. Confrey aye

aye

APPROVED AS TO FORM AND LEGALITY
BY THE CLERK AND COUNCIL OF THE
CITY OF WASHINGTON, D.C.

[Signature] 1918

ANNEXATION SITE LOCATION MAP



SITE #2
TAZ, INC.

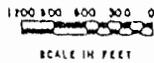
SITE #1
BARNEY'S
AUTO
SALVAGE

BLUE HERON BLVD.

DYER BLVD.

MILITARY TR.

CITY OF RIVIERA BEACH



ORDINANCE NO. 2532

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING 9-19 FEES, ESTABLISHING A FEE SCHEDULE FOR FUNCTIONS PERFORMED UNDER CHAPTER 9, AND THEREBY UPDATING AND PROVIDING FOR PAYMENT AND AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA:

WHEREAS, it has been the policy of the City that the Fire Department perform various services such as automatic extinguishing systems plan review, automatic extinguishing systems tests and inspections, fire detection and alarm systems plan review, fire detection and alarm systems tests and inspections, commercial cooking fire protection systems tests and inspections, fire hydrant flow tests and reports, fire hydrant maintenance and various duties at no cost or expense to the consumer or user; and

WHEREAS, it has been the policy of the City that the Fire Department issue various permits at no cost or expense to the consumer or user; and

WHEREAS, it has been the policy of the City that the Fire Department respond to various calls at no cost or expense to the consumer or user; and

WHEREAS, with increasing costs, decreasing revenues and increasing demand of fire department services, new sources of revenues must be established; and

WHEREAS, the City of Riviera Beach now finds it necessary to charge for certain services rendered by it in the areas of plan review, testing of equipment, inspection of equipment, maintenance of equipment, issuance of permits, and response to certain nuisance calls, in order to defray the administrative and actual costs incurred in providing such services.

NOW THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL FOR THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA THAT THE CODE OF ORDINANCES ARE HEREBY REVISED AS FOLLOWS:

SECTION ONE

Chapter 9, Section 9-19, Fees for permits, certificates, ect. is amended to read as follows:

"Sec. 9-19. Fees for permits, certificates, ect.

The following fees shall be established for permits, certificates, approvals, and other functions performed under this code and shall be payable to the City of Riviera Beach. Such fees shall accompany such application for such permit, approval, certificate, or other related fee-related code provisions.

Automatic Extinguishing Systems plan review	.005 / sq. ft.
Automatic Fire Detection and Alarm System plan review	.005 / sq. ft.
Automatic Extinguishing Systems test and inspection	.0025 / sq. ft.
Fire Pump Acceptance test and inspection	\$25.00
Automatic Fire Detection and Alarm System test and inspection	.0025 / sq. ft.
Commercial Cooking Fire Protection Systems tests and inspections	25.00 initial 5.00 renewal
Fire Hydrant Flow tests and reports	25.00 test and report 10.00 report only
Private Fire Hydrant Maintenance	5.00 per hydrant
Authorization to Burn Permit	20.00 for 30 days 10.00 for 30 day renewal
Response to unauthorized intentional burning.	100.00"

SECTION TWO

Such service fees may be altered from time to time to more adequately reflect the actual cost of services rendered.

SECTION THREE

Billing and collection procedures will be developed and administered by the fire department.

SECTION FOUR

It is the intention of the City Council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of the City of Riviera Beach, Florida, and the sections of this ordinance may be renumbered to accomplish such intentions

SECTION FIVE

If any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this ordinance.

SECTION SIX

That all sections or parts of sections of the Code of Ordinances, all ordinances or parts of ordinances, and all resolutions or parts of resolutions, in conflict herewith, be and the same are hereby repealed to extent of such conflict.

SECTION SEVEN

That this Ordinance shall be in full force and effect immediately upon its passage and adoption.

PASSED AND APPROVED on first reading this 5th day of
June, 1991.

PASSED AND ADOPTED on second and final reading this 19th day of
June, 1991.

APPROVED:

Clara K. Williams Hyacinthia Becton

MAYOR

CHAIRMAN

James C. McGann

(MUNICIPAL SEAL)

CHAIRPERSON PRO TEM

ATTEST:

James C. McGann
CITY CLERK

Bruce A. Guyton
Charlotte K. Wade
Margaret Confrey
COUNCIL MEMBERS

	1st Reading	2nd and Final Reading
Motioned by:	<u>E. Wade</u>	<u>M. Confrey</u>
Seconded by:	<u>M. Confrey</u>	<u>J. McGann</u>
J. McGann	<u>absent</u>	<u>aye</u>
C. Bectin	<u>aye</u>	<u>aye</u>
E. Wade	<u>aye</u>	<u>aye</u>
M. Confrey	<u>aye</u>	<u>aye</u>
B. Guyton	<u>aye</u>	<u>aye</u>

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

James C. McGann
CITY ATTORNEY

ORDINANCE NO. 2533

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 10A ENTITLED "INSURANCE" OF THE CODE OF ORDINANCES BY DELETING IN ITS ENTIRETY ARTICLE III THEREOF RELATING TO THE SELF-INSURED LONG TERM DISABILITY SALARY CONTINUATION PROGRAM; PROVIDING FOR AN EFFECTIVE DATE.

NOW, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA:

SECTION 1. That Article III, Chapter 10A of the City Code of Ordinances is hereby repealed in its entirety.

SECTION 2. It is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and be made part of the Code of Ordinances of the City of Riviera Beach, Florida, and the sections of this Ordinance may be renumbered to accomplish such intentions.

SECTION 3. If any word, phrase, subsection or section of this Ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this Ordinance.

SECTION 4. That all sections or parts of sections of the Code of Ordinances, all ordinances or parts or ordinances, and all resolutions or parts of resolutions, in conflict herewith, be and the same are hereby repealed to extent of such conflict.

SECTION 5. That this Ordinance shall be in full force and effect immediately upon its passage and adoption.

PASSED and APPROVED on first reading this 19th day of June, 1991.

PASSED and ADOPTED on second and final reading this 3 day of July, 1991.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY
CITY ATTORNEY

[Handwritten Signature]

APPROVED BY:

Clara K. Williams
MAYOR

Hyacinthia Becton
CHAIR

James C. McGann
PRO TEM

Attest:

[MUNICIPAL SEAL]

Carrie J. Hard
CITY CLERK

Bruce D. Guyton

Elizabeth A. Wood

Margaret Confrey
COUNCIL MEMBERS

Motioned by: B. Guyton

Seconded by: L. McGann

- C. Becton aye
- J. McGann aye
- E. Wade aye
- M. Confrey aye
- B. Guyton aye

AD/dpm
[5.22.91]

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]

ORDINANCE NO. 2534

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 6, ENTITLED "SPECIAL EXCEPTIONS" OF ORDINANCE NO. 2153 OF THE CODE OF ORDINANCES, RELATING TO "PRESERVATION OF WETLANDS", TO PROVIDE FOR SPECIAL EXCEPTIONS TO BE GRANTED ONLY UPON THE UNANIMOUS VOTE OF THE CITY COUNCIL.

WHEREAS, wetlands serve important natural biological functions including food change production, general habitat, and nesting, spawning, rearing, and resting sites for aquatic or land species; filtering systems for stormy waters; and;

WHEREAS, wetlands are recognized as "local areas of particular concern" and "environmentally sensitive lands" as set forth under the City's Comprehensive Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA that:

SECTION 1. That Section 6 of Ordinance No. 2153, entitled "Special Exceptions" is hereby amended as follows:

A granting of a special exception in the cause for the terms and conditions of this Section shall be effective only upon approval by unanimous vote of the City Council.

SECTION 2. It is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and be made part of the Code of Ordinances of the City of Riviera Beach, Florida, and the sections of this Ordinance may be renumbered to accomplish such intentions.

SECTION 3. If any word, phrase, subsection or section of this Ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this Ordinance.

SECTION 4. That all sections or parts of sections of the Code of Ordinances, all ordinances or parts or ordinances, and all resolutions or parts of resolutions, in conflict herewith, be and the same are hereby repealed to extent of such conflict.

SECTION 5. That all Ordinance shall be in full force and effect immediately upon its passage and adoption.

PASSED and APPROVED on first reading this 19th day of June, 1991.

ORDINANCE NO. 2534

2

PASSED and ADOPTED on second and final reading this 3
day of July, 1991.

APPROVED BY:

Edna K. Williams
MAYOR

Hyacinthia Becton
CHAIR

James C. McGann
PRO TEM

Attest:

[MUNICIPAL SEAL]

Carrie E. Hard
CITY CLERK

Bruce A. Guyton

Elizabeth R. Wade

Margaret Confrey
COUNCIL MEMBERS

Motioned by: M. Confrey

Seconded by: J. McGann

C. Becton nay
J. McGann aye
E. Wade nay
M. Confrey aye
B. Guyton aye

*Wade dissented
Becton dissented*

AD/db/dm
[4.05/6.13.91]

ORDINANCE NO. 2535

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AMENDING CHAPTER 23 "ZONING" OF THE CODE OF ORDINANCES BY ASSIGNING RM-15 (RESIDENTIAL MULTI FAMILY) ZONING FOR A 136.3 ACRE PARCEL DESCRIBED IN ATTACHMENT "A" AND MADE PART HEREOF, DIRECTING THE CITY CLERK TO UPDATE THE CITY'S ZONING MAP; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 166.3194 of the Florida Statutes provides procedures to amend the Zoning Ordinance; and

WHEREAS, legal notice and review procedures were followed in accordance with Section 166.041 (3)(c), (FS), which provides procedures for amendments affecting less than 5% of the City's total land area; and

WHEREAS, on June 27, 1991, the Planning and Zoning Board sitting as the Local Planning Agency, reviewed Petitioner's request for proposed zoning at a Public Hearing, and forwarded recommendations to City Council; and

WHEREAS, on July 17, 1991, the City Council sitting as the Local Governing Body, reviewed the request and recommendations at a Public Hearing and voted to grant Petitioner's request.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. Chapter 23, "Zoning" of the Riviera Beach Code of Ordinances is amended by assigning zoning for the referenced parcel of land, legally described in "Attachment A", from its present Palm Beach County zoning classification to the City's zoning classification of RM-15 (Residential Multi-Family).

SECTION 2. That the City Clerk is authorized and directed to reflect upon the Zoning Map designated as the "Zoning Map of Riviera Beach, Florida" by hatching or other appropriate means of designating the changes effected under this Ordinance.

SECTION 3. If any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this ordinance.

SECTION 4. That this Ordinance shall be in full force and effect immediately upon its passage and adoption.

PASSED and **APPROVED** on first reading this 7th day of August, 1991.

PASSED and **ADOPTED** on second and final reading this 21st day of August, 1991.

APPROVED:

James H. Williams
MAYOR

Hyacinthia Becton
CHAIRPERSON

[MUNICIPAL SEAL]

James C. McGann
CHAIRMAN PRO TEM

ATTEST:
Gwendolyn E. Davis
CITY CLERK

Charles H. Wade
Bruce A. Guyton

COUNCILMEMBERS

1st Reading

2nd and Final Reading

MOTIONED BY: E. WADE
SECONDED BY: B. GUYTON

E. WADE
J. MCGANN

E. Wade AYE
J. McGann ABSENT
B. Guyton AYE
C. Becton AYE
M. Confrey AYE

AYE
AYE
AYE
AYE
ABSENT

CERTIFICATE OF PUBLICATION

I hereby certify that notice of the proposed enactment of this Ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by the applicable Florida Statute.

Gwendolyn E. Davis
Gwendolyn E. Davis, City Clerk

[Signature]

ATTACHMENT "A"

LEGAL DESCRIPTION OF ORDINANCE NO.

A PARCEL OF LAND LYING IN SECTION 25, TOWNSHIP 42 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE NORTHWEST QUARTER (N.W.¼) OF SECTION 25, TOWNSHIP 42 SOUTH, RANGE 42 EAST, LESS AND EXCEPTING THEREFROM THE NORTH 30 FEET THEREOF, LESS THE WEST 475 FEET OF THE SOUTH 425 FEET THEREOF, and LESS THE RIGHT-OF-WAY OF MILITARY TRAIL.

LESS AND EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL OF LAND:

A PARCEL OF LAND LYING IN SECTION 25, TOWNSHIP 42 SOUTH, RANGE 42 EAST, CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA; SAID PARCEL OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 25; THENCE, SOUTH 01°45'20" WEST, ALONG THE EAST LINE OF THE NORTHWEST ONE- QUARTER OF SAID SECTION 25 AND ALONG THE CENTERLINE OF MILITARY TRAIL (STATE ROAD NO. 809), A DISTANCE OF 2644.18 FEET TO THE SOUTHEAST CORNER OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 25; THENCE, NORTH 88°28'25" WEST, ALONG THE SOUTH LINE OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 25, A DISTANCE OF 60.00 FEET TO THE INTERSECTION THEREOF WITH THE WEST RIGHT-OF-WAY LINE OF SAID MILITARY TRAIL AND THE POINT OF BEGINNING;

THENCE CONTINUE NORTH 88°38'25" WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 535.01 FEET; THENCE NORTH 01°45'20" EAST DEPARTING SAID SOUTH LINE, A DISTANCE OF 1099.01 FEET ALONG A LINE 595 FEET WEST OF, AS MEASURED AT RIGHT ANGLES TO, THE SAID CENTERLINE OF MILITARY TRAIL, THENCE SOUTH 88°14'40" EAST, A DISTANCE OF 80.00 FEET: THENCE, NORTH 46°45'20" EAST, A DISTANCE OF 57.28 FEET: THENCE, NORTH 01°45'20" EAST, A DISTANCE OF 211.68 FEET: THENCE NORTH 46°45'20" EAST, A DISTANCE OF 70.00 FEET; THENCE, SOUTH 88°14'40" EAST, A DISTANCE OF 365.00 FEET THENCE SOUTHERLY ALONG THE WEST RIGHT-OF-WAY OF MILITARY TRAIL TO THE POINT OF BEGINNING. CONTAINING 16.03 ACRES MORE OR LESS.

CONTAINING: 136.3 ACRES, MORE OR LESS.

ORDINANCE NO. 2536

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AMENDING CHAPTER 23 "ZONING" OF THE CODE OF ORDINANCES BY ASSIGNING CG (COMMERCIAL GENERAL) ZONING FOR A 16.03 ACRE PARCEL DESCRIBED IN ATTACHMENT "A" AND MADE PART HEREOF, DIRECTING THE CITY CLERK TO UPDATE THE CITY'S ZONING MAP; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 166.3194 of the Florida Statutes provides procedures to amend the Zoning Ordinance; and

WHEREAS, legal notice and review procedures were followed in accordance with Section 166.041 (3) (c), (FS), which provides procedures for amendments affecting less than 5% of the City's total land area; and

WHEREAS, on June 27, 1991, the Planning and Zoning Board sitting as the Local Planning Agency, reviewed Petitioner's request for proposed zoning at a Public Hearing, and forwarded recommendations to City Council; and

WHEREAS, on July 17, 1991, the City Council sitting as the Local Governing Body, reviewed the request and recommendations at a Public Hearing and voted to grant Petitioner's request.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. Chapter 23, "Zoning" of the Riviera Beach Code of Ordinances is amended by assigning zoning for the referenced parcel of land, legally described in "Attachment A", from its present Palm Beach County zoning classification to the City's "CG" (General Commercial).

SECTION 2. That the City Clerk is authorized and directed to reflect upon the Zoning Map designated as the "Zoning Map of Riviera Beach, Florida" by hatching or other appropriate means of designating the changes effected under this Ordinance.

SECTION 3. If any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this ordinance.

SECTION 4. That this Ordinance shall be in full force and effect immediately upon its passage and adoption.

PASSED and **APPROVED** on first reading this 7th day of August, 1991.

PASSED and **ADOPTED** on second and final reading this 21st day of August, 1991.

APPROVED:

Chas. K. Williams
MAYOR

Hyacinthia Becton
CHAIRPERSON

[MUNICIPAL SEAL]

James C. McGann
CHAIRMAN PRO TEM

ATTEST:
Gwendolyn E. Davis
CITY CLERK

Elizabeth K. Wood
Bruce A. Guyton

COUNCILMEMBERS

1st Reading

2nd and Final Reading

MOTIONED BY: E. WADE
SECONDED BY: M. CONFREY

J. MCGANN
E. WADE

E. Wade AYE
J. McGann ABSENT
B. Guyton AYE
C. Becton AYE
M. Confrey AYE

AYE
AYE
AYE
AYE
ABSENT

CERTIFICATE OF PUBLICATION

I hereby certify that notice of the proposed enactment of this Ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by the applicable Florida Statute.

Gwendolyn E. Davis, City Clerk

Gwendolyn E. Davis

ATTACHMENT "A"

LEGAL DESCRIPTION OF ORDINANCE NO.

A PARCEL OF LAND LYING IN SECTION 25, TOWNSHIP 42 SOUTH, RANGE 42 EAST, CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA; SAID PARCEL OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 25; THENCE, SOUTH 01° 45' 20" WEST, ALONG THE EAST LINE OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 25 AND ALONG THE CENTERLINE OF MILITARY TRAIL (STATE ROAD NO. 809), A DISTANCE OF 2644.18 FEET TO THE SOUTHEAST CORNER OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 25; THENCE, NORTH 88° 28' 25" WEST, ALONG THE SOUTH LINE OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 25, A DISTANCE OF 60.00 FEET TO THE INTERSECTION THEREOF WITH THE WEST RIGHT-OF-WAY LINE OF SAID MILITARY TRAIL AND THE POINT OF BEGINNING;

THENCE CONTINUE NORTH 88° 38' 25" WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 535.01 FEET; THENCE NORTH 01° 45' 20" EAST DEPARTING SAID SOUTH LINE, A DISTANCE OF 1099.01 FEET ALONG A LINE 595 FEET WEST OF, AS MEASURED AT RIGHT ANGLES TO, THE SAID CENTERLINE OF MILITARY TRAIL, THENCE SOUTH 88° 14' 40" EAST, A DISTANCE OF 80.00 FEET; THENCE, NORTH 46° 45' 20" EAST, A DISTANCE OF 57.28 FEET; THENCE, NORTH 01° 45' 20" EAST, A DISTANCE OF 211.68 FEET; THENCE, NORTH 46° 45' 20" EAST, A DISTANCE OF 70.00 FEET; THENCE, SOUTH 88° 14' 40" EAST, A DISTANCE OF 365.00 FEET THENCE SOUTHERLY ALONG THE WEST RIGHT-OF-WAY OF MILITARY TRAIL TO THE POINT OF BEGINNING.

CONTAINING 16.03 ACRES MORE OR LESS.

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, FIXING THE ADJUSTED TAX VALUATION OF REAL PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY; LEVYING A TAX ON REAL PROPERTY AND TANGIBLE BUSINESS PERSONAL PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY, FOR FISCAL YEAR BEGINNING OCTOBER 1, 1991 AND ENDING SEPTEMBER 30, 1992; FIXING THE MILLAGE RATE THEREON FOR SAID YEAR; CONTAINING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA:

SECTION ONE

That for the fiscal year beginning October 1, 1991 and ending September 30, 1992, the adjusted valuation on all real property and tangible business personal property within the City of Riviera Beach is hereby determined to be and is fixed as follows:

- (a) Real Property and Tangible Business Personal Property on which tax can be extended, exclusive of homestead property, \$1,378,671,229. *
- * Subject to final approval of the County Equalization Board**

SECTION TWO

That for the fiscal year beginning October 1, 1991 and ending September 30, 1992, a tax of eight point ninety-five (8.95) mills on the dollar shall be, and is levied and shall be collected on all real property and tangible business personal property within the city of Riviera Beach, Florida, not specifically designated as homestead property or owned by the municipality and/or expressly exempted by the laws of the Constitution of the State of Florida for the purpose of raising funds for the improvements and government of the City, and for the payment of its obligations and expenses, and for the purpose of carrying out the purpose and duties granted and imposed by the City Charter and Code. Said real property and tangible business personal property being specifically set forth as Items A in Section 1 hereof and valued in the amount of \$1,378,671,229 subject to final approval of the County Equalization Board.

SECTION THREE

As provided by Section 200.065 (5) Florida Statutes, upon notification from the Property Appraiser of any aggregate change in the certified assessment roll, the City Manager is hereby authorized to certify to the Property Appraiser, within three (3) days of notification, an adjusted millage rate which shall be such that taxes computed by applying the adopted rate against the certified taxable value are equal to the taxable value on the roll to be extended.

SECTION FOUR

The proposed millage of 8.95 represents a 2.37% increase over the rolled-back millage rate.

SECTION FIVE

If any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portion of this ordinance.

SECTION SIX

That all sections or parts of sections of the Code of Ordinances, all ordinances or parts of ordinances and all resolutions or parts of resolutions, in conflict herewith, be and the same are hereby repealed to extent of such conflict.

SECTION SEVEN

This ordinance shall be in full force and effect immediately upon its passage and adoption.

PASSED AND APPROVED on first reading this 4th day of September, 1991.

PASSED AND ADOPTED on second and final reading this 19TH day of SEPTEMBER, 1991.

APPROVED:

Clara K. Williams Hyacinthia Becton
MAYOR CHAIRWOMAN

ATTEST:

James C. McGann
CHAIRMAN PRO TEM

Elizabeth J. Wood
Bruce A. Guyton
Margaret Confrey
CITY CLERK COUNCILMEMBERS

1st Reading

2nd & Final Reading

MOTIONED BY: E. Wade

MOTIONED BY: E. WADE

SECONDED BY: B. Guyton

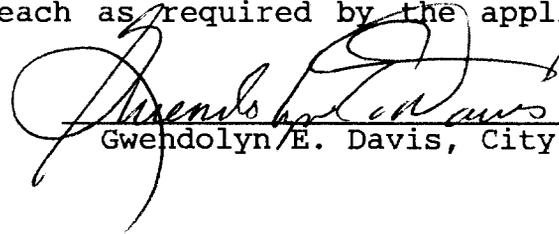
SECONDED BY: B. GUYTON

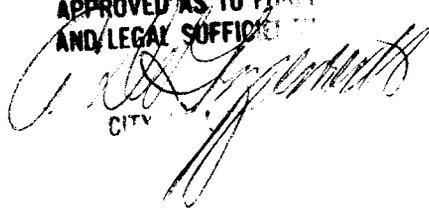
E. Wade: aye
J. McGann: nay
B. Guyton: aye
M. Confrey: nay
C. Becton: aye

E. Wade: AYE
J. McGann: NAY
B. Guyton: AYE
M. Confrey: NAY
C. Becton: AYE

CERTIFICATE OF PUBLICATION

I hereby certify that Notice of the proposed enactment of this ordinance was duly published in a newspaper of general circulation within the city of Riviera Beach as required by the applicable Florida Statute.


Gwendolyn E. Davis, City Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

CITY

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, MAKING APPROPRIATIONS FOR FISCAL YEAR ENDING SEPTEMBER 30, 1992; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Manager has prepared and submitted to the City Council a Budget Estimate of the expenditures and revenues of all City departments, divisions, and offices for the fiscal year commencing October 1, 1991 and ending September 30, 1992, copies of such estimates having been made available to the newspapers in the city and to the municipal library which is open to the public; and

WHEREAS, the City Council has met in a workshop session and held public hearings to ascertain the amount of money which must be raised to conduct the affairs of the municipality for the 1991-92 fiscal year so that the business of the municipality may be conducted on a balanced budget and on sound business principles and has also determined the amount necessary to be raised by ad valorem taxes and other taxes upon all of the property, real and personal, within the corporate limits of the city of Riviera Beach.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA:

SECTION ONE

The following appropriations are made for the municipal operations of the City of Riviera Beach, Florida for the fiscal year 1991-92:

DEPARTMENTS, DIVISIONS AND OFFICES

<u>GENERAL FUND</u>	<u>APPROPRIATIONS</u>	
Legislative	\$ 112,997	
Executive:		
Office of the City Manager	232,521	
General Administration	1,305,046	Amended 1,225,046
Finance	940,152	
City Clerk	327,570	
Personnel	241,183	
Legal	301,404	
Community Development and Environmental Control	1,276,081	
Police	6,849,090	
Fire	4,092,724	
Purchasing	231,832	
Public Works	1,681,419	
Recreation and Parks	1,505,593	
Library	307,757	
TOTAL GENERAL FUND	\$ 19,405,369	Amended 19,355,369

ENTERPRISE FUNDS

Water and Sewer	\$ 7,370,283	
Water and Sewer Renewal and Replacement	1,112,659	
Water and Sewer Construction	2,082,150	Amended 1,982,150
Water and Sewer Debt Service	800,043	
Water and Sewer Debt Service Reserve	420,000	
Marina	1,764,104	
Marina Renewal and Replacement	66,500	
Marina Debt Service	850,948	
Refuse	4,512,570	
Recycling	1,683,614	
TOTAL ENTERPRISE FUNDS	\$ 20,662,871	Amended 20,562,871

OTHER FUNDS

Excise Tax	\$ 3,402,000
Sales Tax	1,400,000
Advance Police Training	2,750
Law Enforcement Trust	142,200
Public Improvement Bond Debt Service	700,753
Public Improvement Bond Debt Service Reserve	50,000
Paving and Drainage Construction	109,000
Street Renewal and Replacement	124,000
Capital Outlay	420,000
Liability Insurance Trust	2,770,691
Health Insurance	2,225,000
Paving and Drainage Assessment	5,000
TOTAL OTHER FUNDS	\$ 11,351,394

SECTION TWO

That the above appropriations are made based on the following anticipated sources of revenue for the 1991-92 fiscal year:

GENERAL FUND

REVENUE

Taxes	\$ 12,247,152	
Franchise Fees	460,500	
Other Fees, Licenses and Permits	322,000	
Grants and Other Government Shared Revenues	194,000	Amended 44,000
Fines and Forfeitures	143,000	
Rents and Leases	64,700	
Other Revenues	242,500	
Interfund Transfers	5,731,517	Amended 5,831,517
Non-Revenues	-0-	
TOTAL GENERAL FUND	\$ 19,405,369	Amended 19,355,369

ENTERPRISE FUNDS

Water and Sewer	\$ 7,370,283	
Water and Sewer Renewal and Replacement	1,112,659	
Water and Sewer Construction	2,082,150	Amended 1,982,150
Water and Sewer Debt Services	800,043	
Water and Sewer Debt Service Reserve	420,000	
Marina	1,764,104	
Marina Renewal and Replacement	66,500	
Marina Debt Service	850,948	
Refuse	4,512,570	
Recycling	1,683,614	
TOTAL ENTERPRISE FUNDS	\$ 20,662,871	Amended 20,562,871

OTHER FUNDS

Excise Tax	\$ 3,402,000
Sales Tax	1,400,000
Advance Police Training	2,750
Law Enforcement Trust	142,200
Public Improvement Bond Debt Service	700,753
Public Improvement Bond Debt Service Reserve	50,000
Paving and Drainage Construction	109,000
Street Renewal and Replacement	124,000
Capital Outlay	420,000
Liability Insurance Trust	2,770,691
Health Insurance	2,225,000
Paving and Drainage	5,000
TOTAL OTHER FUNDS	\$ 11,351,394

SECTION THREE

This ordinance is an ordinance of precedence and all other ordinances in conflict with it are held null and void insofar as they pertain to these appropriations. The appropriations are the anticipated expenditure requirements for the City, but are not mandatory should efficient administration of City departments, divisions and offices or altered economic conditions indicate that a curtailment in certain expenditures is necessary or desirable for the general welfare of the City.

SECTION FOUR

The City Manager is directed to prepare and file with the City Clerk a statement of the proposed expenditures and estimated revenues for the fiscal year 1991-92, which shall be entitled "Annual Budget of the City of Riviera Beach, Fiscal Year October 1, 1991 through September 30, 1992".

SECTION FIVE

The Finance Director is authorized to increase these appropriations by amounts representing encumbrances properly budgeted for, and carried over from fiscal year 1990-91.

SECTION SIX

The City Manager is hereby authorized to invite or advertise for bids for the purchase of any material, equipment, or service provided by the budget for which formal bidding is required; such bids to be returnable to the City Council or City Manager in accordance with Charter or Code provisions.

SECTION SEVEN

If any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portion of this ordinance.

SECTION EIGHT

This ordinance shall be effective upon its passage by the City Council and shall not be delivered to the Municipal Code Corporation for inclusion in the Code Book.

PASSED AND APPROVED on first reading this 4th day of September, 1991.

PASSED AND ADOPTED on second and final reading this 19TH day of SEPTEMBER, 1991.

APPROVED:

Cara K. Williams Hyacinthia Began
MAYOR CHAIRWOMAN

ATTEST:

James C. McGann
CHAIRMAN PRO TEM

Elizabeth A. Wade
Bruce A. Guyton
Margaret Confrey
CITY CLERK COUNCILMEMBERS

1st Reading

2nd & Final Reading

MOTIONED BY: B. Guyton

MOTIONED BY: E. WADE

SECONDED BY: C. Becton

SECONDED BY: B. GUYTON

E. Wade: nay
J. McGann: aye
B. Guyton: aye
M. Confrey: nay
C. Becton: aye

E. Wade: AYE
J. McGann: NAY
B. Guyton: AYE
M. Confrey: NAY
C. Becton: AYE

CERTIFICATE OF PUBLICATION

I hereby certify that Notice of the proposed enactment of this ordinance was duly published in a newspaper of general circulation within the city of Riviera Beach as required by the applicable Florida Statute.

Gwendolyn E. Davis
Gwendolyn E. Davis, City Clerk

APPROVED AS TO FIGURES:

Dennis Widlansky, Asst. City Manager
for Finance & Administrative Services

APPROVED AND ATTESTED
[Signature]
CITY ATTORNEY

AN ORDINANCE OF THE CITY COUNCIL OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING #2391, SECTION 16-31(a)(1), OF ARTICLE III OF THE CITY OF RIVIERA CITY CODE OF ORDINANCES AND THEREBY AMENDING THE CURRENT MARINA DRY STORAGE RATE SCHEDULES BY INCREASING SAME BY FIVE PERCENT (5%) EFFECTIVE OCTOBER 1, 1991

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1: THAT ORDINANCE AMENDING #2391, SECTION 16-31 (a)(1), OF ARTICLE III OF THE CITY OF RIVIERA BEACH CODE OF ORDINANCES AND THEREBY AMENDING THE CURRENT MARINA DRY STORAGE RATE SCHEDULES BY INCREASING SAME BY FIVE PERCENT (5%) EFFECTIVE OCTOBER 1, 1991.

ANNUAL DRY STORAGE AGREEMENT PRIOR TO 10/1/91, WILL NOT BE EFFECTED BY INCREASE UNTIL SUCH AGREEMENT HAS EXPIRED.

DRY STORAGE MONTHLY RATES

<u>SIZE IN FT.</u>	<u>MONTHLY RATE</u>
UP TO 18'	\$112.27
19'	117.81
20'	124.74
21'	130.98
22'	137.22
23'	143.46
24'	149.69
25'	155.93
26'	162.17
27'	167.60

SECTION 2: THAT SECTION 16-31 (a)(1) OF THE CODE OF ORDINANCES OF THE CITY OF RIVIERA BEACH RELATING TO MARINA RENTAL RATES FOR DRY STORAGE BE AMENDED AND RATES INCREASED AND SHALL TAKE EFFECT ON OCTOBER 1, 1991.

PASSED AND APPROVED ON FIRST READING THIS 4th DAY OF September, 1991.

PASSED AND ADOPTED ON SECOND AND FINAL READING THIS 18th DAY OF September, 1991.

APPROVED:

Clara K. Williams
MAYOR

Hyacinthia Becton
CHAIRPERSON

ATTEST:

Phenolyn E. Davis
CITY CLERK

James C. McGann
Elizabeth A. ...
Bruce A. Guyton
Margaret Conroy

MOTIONED BY: J. McGann
J. McGANN aye
C. BECTON aye
E. WADE aye
M. CONFREY aye
B. GUYTON aye

GAC/lhj

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
[Signature]
CITY ATTORNEY

ORDINANCE NO. 2540

A ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY FLORIDA, AMENDING CHAPTER 22 ENTITLES "WATER RATE SCHEDULES" RELATING TO WATER SERVICE; SECTION 22-3, 22-4, 22-37 ENTITLED "SCHEDULE OF RATES" RELATING TO SEWER SERVICE; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AND EFFECTIVE DATE AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION ONE: ARTICLE I - WATER RATES AND PROCEDURES

That Chapter 22 of the Code of Ordinances is amended by revising Sections 22-3, 22-4, and 22-37 as follows:

22-3 (d) Readiness-to-serve Charge, Residential:

<u>READINESS TO SERVE</u>	<u>SINGLE FAMILY</u>		<u>MULTI-FAMILY</u>	
First Unit	\$3.55	\$4.08	\$3.55	\$4.08
Additional Units	\$3.55	\$4.08	\$3.55	\$4.08

USAGE

First 3,000 Gallons	\$0.45	\$0.52	\$0.45	\$0.52
Next 3,000 Gallons	0.80	\$0.92	0.80	\$0.92
Next 3,000 Gallons	1.10	\$1.27	1.10	\$1.27
Next 5,000 Gallons	1.30	\$1.50	1.30	\$1.50
Next 5,000 Gallons	1.50	\$1.73	1.50	\$1.73
Over 20,000 Gallons	1.70	\$1.96	1.70	\$1.96

COMMERCIAL

3/4" METER

READINESS TO SERVE: ~~\$3.55~~ \$4.08

USAGE

First 10,000 Gals.	\$0.95	\$1.09
Next 20,000 Gals.	1.15	\$1.32
Over 30,000 Gals.	1.35	\$1.55

1-1/2" METER

READINESS TO SERVE: ~~\$21.50~~ \$24.73

USAGE

First 60,000 Gals.	\$0.95	\$1.09
Next 120,000 Gals.	\$1.15	\$1.32
Over 180,000 Gals.	\$1.35	\$1.55

3" METER

READINESS TO SERVE: ~~\$71.00~~ \$81.65

USAGE

First 600,000 Gals.	\$0.95	\$1.09
Next 1,200,000 Gals.	\$1.15	\$1.32
Over 1,800,000 Gals.	\$1.35	\$1.55

6" METER

1" METER

READINESS TO SERVE: ~~\$10.75~~ \$12.36

USAGE

First 30,000 Gals.	\$0.95	\$1.09
Next 60,000 Gals.	1.15	\$1.32
Over 90,000 Gals.	1.35	\$1.55

2" METER

READINESS TO SERVE: ~~\$21.50~~ \$49.45

USAGE

First 120,000 Gals.	\$0.95	\$1.09
Next 240,000 Gals.	\$1.15	\$1.32
Over 360,000 Gals.	\$1.35	\$1.55

4" METER

READINESS TO SERVE: ~~\$42.00~~ \$163.30

USAGE

First 900,000 Gals.	\$0.95	\$1.09
Next 1,200,000 Gals.	\$1.15	\$1.32
Over 2,700,000 Gals.	\$1.35	\$1.55

8" METER

READINESS TO SERVE: \$275-90 \$316.25 READINESS TO SERVE: \$478-00 \$549.70

USAGE

First 1,200,000 Gals. \$0-95 \$1.09
Next 2,400,000 Gals. \$1-15 1.32
Over 3,600,000 Gals. \$1-35 1.55

USAGE

First 1,500,000 Gals. \$0-95 \$1.09
Next 3,000,000 Gals. \$1-15 1.32
Over 4,500,000 Gals. \$1-35 1.55

10" METER

READINESS TO SERVE: \$812-00 \$933.80

USAGE

First 1,800,000 Gallons: \$0-95-\$1.09
Next 3,600,000 Gallons: \$1-15 \$1.32
Over 5,400,000 Gallong: \$1-35 \$1.55

MOTELS AND HOTELS

READINESS TO SERVE

First Unit \$3-55 \$4.08
Next Unit \$3-55 \$4.08

IRRIGATION METERS

READINESS TO SERVE \$5-00 \$5.75

USAGE

USAGE

First 10,000 Gal. \$0-95 \$1.09
Next 30,000 Gal. \$1-15 \$1.32
Over 40,000 Gal. \$1-35 \$1.55

First 10,000 Gals. \$1-00 \$1.15
Next 10,000 Gals. \$1-30 \$1.50
Next 10,000 Gals. \$1-50 \$1.73
Next 10,000 Gals. \$1-70 \$1.96
Next 40,000 Gals. \$1-75 \$2.01
Next 70,000 Gals. \$1-85 \$2.13
Next 150,000 Gals. \$1-95 \$2.24
Next 150,000 Gals. \$2-05 \$2.36
Next 150,000 Gals. \$2-15 \$2.47
Next 150,000 Gals. \$2-25 \$2.59
Next 750,000 Gals. \$2-35 \$2.70

* * * *

SECTION 22-3 WATER RATE SCHEDULES

(j) Basis for motel and hotel schedule. A separate classification is for motels and hotels. The schedule of rates presents the motel/hotel rate structure. The readiness-to-serve charge is four dollars and eight cents per unit, with no distinction between the first and next units. Consumption will be billed at the inverse use rate table. The billings for the motel and hotel classification will be on the average consumption per unit.

* * * *

Hydrant Rentals. * This rate will apply to all hydrants the City maintains. The rate will be fourteen dollars and nine cents (\$14.09) per hydrant per month.

* Cross Reference - Hydrant Specifications; 22-86

(n) **Standby private fire protection systems.** This will include service to private hydrants, sprinkler systems, hose cabinets, standpipes or any other device used exclusively for fire protection. The annual charge for unmetered private fire

protection shall be:

Service Diameter (Inches)	Annual Amount
2 -----	\$ 76.00
4 -----	114.00
6 -----	166.00
8 -----	353.00
10 -----	635.00

* * * *

(p) **Billing Deposits*** For each residential unit and each commercial unit the minimum billing security deposit shall be as follows:

METER SIZE <u>(INCHES)</u>	MINIMUM <u>RESIDENTIAL</u>	MINIMUM <u>COMMERCIAL</u>
¼ or smaller	\$ 46.00	\$ 86.00
1	92.00	128.00
1½	127.00	359.00
2	167.00	465.00
3	253.00	1150.00
4	621.00	1725.00
6	805.00	2300.00
8	920.00	3450.00
10	1035.00	4600.00

* * * *

(q) **Connection Charges.**

METER SIZE <u>(Inches)</u>	<u>Charge</u>
¼ or smaller -----	\$ 138.00
1 -----	219.00
1½ -----	345.00
2 -----	489.00
3 -----	cost
4 -----	cost
6 -----	cost
8 -----	cost
10 -----	cost

(r) **Capital Improvements Charge.**

(1) Except as otherwise provided by law, every property owner or developer whose property receives water service and/or sewer service from systems owned, supplied or served by the City of Riviera Beach shall pay to the city a water and sewer capital improvement charge prior to the issuance of a service or a building permit on each dwelling unit or equivalent residential unit as follows:

Water service per equivalent residential unit -\$853.00

* * * *

(s) **Standby Service.** The regular minimum charge (readiness to serve) remains the same for water and sewer service while the water is turned off, plus a five-dollar and seventy-five cents (\$5.75) turn-off charge. When service is resumed, there is a turn-on charge of five dollars and seventy-five cents (\$5.75). Standby charges for the full number of units effective upon requesting water and/or service.

* * * *

SECTION 2. THAT CHAPTER 22, ARTICLE I, SECTION 22-4 OF THE CITY CODE IS HEREBY AMENDED TO READ AS FOLLOWS:

SECTION 22-4. ADDITIONAL FEES AND CHARGES.

Construction Meter Deposit:

2" Fire Hydrant Meter -----	\$ 288.00
3" Fire Hydrant Meter -----	\$ 575.00

* * * *

SECTION 3. THAT CHAPTER 22, ARTICLE II, SECTION 22-37 OF THE CITY CODE IS HEREBY AMENDED TO READ AS FOLLOWS:

SECTION 22-37. Schedule of Rates.

* * * *

(b) **Residential Single and Multiple Unit Sewer Service.**

(1) **Availability.**

(The rates listed below are available to) all residences, apartments, condominiums and mobile home parks within the territory served by the City of Riviera Beach, Florida.

(2) **Readiness-to-serve Charge:**

All single unit accounts shall pay a monthly rate of----- \$4.08

All multiple units shall pay a monthly rate for the first unit in each building of ----- \$4.08

Each additional unit within each building shall pay a monthly rate of ----- \$4.08

Each unit where no water is furnished or metered shall pay a flat monthly rate of-----\$8.45

The readiness-to-serve charge does not include any usage.

Each unit of any building having separate units which are used for the housing of two (2) or more families or for commercial purposes, or for both such purposes, and each trailer space of any trailer park shall be considered a unit. As in the case of storage bays, the number of units will be based on the number of water closets required under the Southern Building Code (sic) in relation to the number of bays. One water closet equals one unit. Where more than one meter serves a property, the rate is computed on the basis of each meter.

(3) Usage.

All sewer service will be charged on the basis of monthly metered usage at the rate of one dollar and seven cents (\$1.07) per one thousand (1,000) gallons monthly metered water usage up to a maximum usage of ten thousand (10,000) gallons, per unit.

* * * *

(h) Capital Improvements Charge.

(1) Except as otherwise provided by law, every property owner or developer whose property receives water service and/or sewer service from system owned, supplied or serviced by the City of Riviera Beach shall pay to the city a water and sewer capital improvement charge prior to the issuance of a building permit on each dwelling unit, or equivalent residential unit as follows:

Sewer service per equivalent residential unit----- \$668.00

* * * *

(i) Standby Service. The regular minimum charge, readi-

ness-to-serve, remains the same for water and sewer service while the water is turned off, plus a five-dollar and seventy-five cents (\$5.75) turn-off charge. When service is resumed, there is a turn-on charge of five dollars and seventy-five cents (\$5.75). Standby charges for the full number of units become effective upon requesting water and/or sewer services.

(j) Commercial Single and Multiple Unit Sewer Rate.

(1) Availability.

(The rates listed below are available to) all commercial and motel/hotel entities within the territory served by the City of Riviera Beach, Florida.

(2) Monthly Rate; readiness-to-serve charge:

All Single unit Accounts shall pay a monthly rate of ----- \$4.31

All multiple units shall pay a monthly rate for the first unit in each building of -----\$4.31

Each additional unit within each building shall pay a monthly rate of-----\$4.31

(3) Usage. All sewer service will be charged on the basis of monthly metered water usage at the rate of one dollar and twenty-nine cents (~~\$1.17~~) \$1.29 per thousand (1,000) gallons.

PASSED and APPROVED on first reading this 4th **day of**
September, 1991.

PASSED AND ADOPTED this 19TH **day of** SEPTEMBER, 1991.

APPROVED:

Clara K. Williams
MAYOR

Theracynthia Becton
CHAIRPERSON

ATTEST:

[Signature]
CITY CLERK

James C. McGann
CHAIRPERSON PRO TEM

MOTIONED BY: E. Wade

SECONDED BY: B. Guyton

Elizabeth K. Wade
Bruce A. Guyton
Margaret Confrey
COUNCIL MEMBERS

C. BECTON aye
M. CONFREY nay
B. GUYTON aye
J. MCGANN nay
E. WADE aye

ORDINANCE NO. 2541

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH REDEFINING THE BASE FLOOD ELEVATION UNDER SECTION 6-111 ARTICLE VIII OF THE CITY BUILDINGS CODE BY DELETING THE SENTENCE "CURRENTLY THE BASE FLOOD ELEVATION IS SEVEN FEET ABOVE MEAN SEA LEVEL", PROVIDING FOR AUTHORITY TO CODIFY AND AN EFFECTIVE DATE.

WHEREAS, The City of Riviera Beach desires to clarify the definition of Base Flood Elevation under definitions, Section 6-111 of the City Code; and

WHEREAS, legal notice procedures was followed in accordance with the Riviera Beach Code of Ordinances; and

WHEREAS, on September 18, 1991 the City Council reviewed the recommendation and revision at a public hearing.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

Section 1. That the sentence "currently the base flood elevation is seven (7) feet above mean sea level" be deleted under definition of Base Flood Elevation, Section 6-111.

Section 2. That this Ordinance shall be in full effect upon its passage and adoption.

APPROVED:

Clara K. Williams MAYOR *Hyacintha Fiedler* CHAIRPERSON

[MUNICIPAL SEAL]

James C. McGann CHAIRMAN PRO TEM

ATTEST:

Gwendolyn E. Davis CITY CLERK

Christina K. Becton
Bruce A. Guyton
Margaret Confrey
COUNCIL MEMBERS

	1st Reading	2nd and Final Reading
MOTIONED BY:	B. GUYTON	B. GUYTON
SECONDED BY:	E. WADE	J. MCGANN
E. Wade	AYE	AYE
J. McGann	AYE	AYE
B. Guyton	AYE	AYE
C. Becton	AYE	AYE
M. Confrey	AYE	AYE

CERTIFICATE OF PUBLICATION

I hereby certify that notice of the proposed enactment of this Ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by the applicable Florida Statute.

APPROVED AS TO FORM AND LEGAL COUNSEL
Gwendolyn E. Davis

Gwendolyn E. Davis, City Clerk

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE 2462 (A)(4) CONTAINER SERVICE RATES AND ADDING PARAGRAPH (A)(4)(A) TITLED COMMERCIAL CONTAINER SERVICE-OTHER. THEREBY REDUCING RATES CHARGED IN THE COMMERCIAL COLLECTION DIVISION DUE TO THE DISPOSAL FEE SPLIT BILLING SYSTEM ADAPTED BY THE PALM BEACH COUNTY SOLID WASTE AUTHORITY BEGINNING FY 1991/1992.

BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION ONE

That paragraphs (a) and (b) of Section 10-20.6 entitled "Fees" of Division 1A entitled "Municipal Refuse Collection Service" of Article II entitled "Garbage, Trash, Weeds and Litter" of Chapter 10 entitled "Health and Sanitation" of the Code of Ordinance is HEREBY AMENDED TO READ AS FOLLOWS:

"(A) GROUND LEVEL: AT CURB SIDE OR SWALE AREA.

The fee for collection and disposal of refuse placed for collection at ground level and at curb side or swale area shall be as follows:

- (1) RESIDENTIAL UNITS which includes single family residences, duplexes, triplexes, apartments and mobile units and multi-units, to include condominiums, shall be thirteen dollars and eighty cents (13.80) per month per living unit.
- (2) MOTELS not having container shall be charged thirteen dollars and eighty cents (13.80) per month per living unit
- (3) SMALL COMMERCIAL BUSINESSES not having container service shall be charged fifty six dollars and fifty nine cents (56.59) per month.
- (4) CONTAINER SERVICE rates shall be as follows:

NUMBER OF PICKUPS PER WEEK

Container Size Yards	1	2	3	4	5	6
2	114/87 109.22	147/24 139.88	227/88 216.49	282/40 277.78	392/64 375.86	437/38 415.70
3	131/70 125.12	228/48 217.06	278/28 262.57	428/48 407.06	518/82 492.91	577/81 548.16
4	148/41 140.99	287/83 273.55	429/08 407.64	571/02 542.47	712/83 677.30	834/91 812.16
6	211/86 201.27	428/62 408.14	571/62 543.04	712/32 677.87	852/21 812.73	987/44 947.57
8	288/20 273.89	526/68 509.86	714/12 678.42	1040/18 988.15	1068/00 1015.55	1246/42 1184.11

(4) (a) COMMERCIAL CONTAINER SERVICE-OTHER

GOVERNMENTS: Other governments being billed directly for disposal costs by the Palm Beach County Solid Waste Authority shall be charged from the rates listed below.

NUMBER OF PICKUPS PER WEEK

Container Size Yards	1	2	3	4	5	6
2	82/12 65.71	108/17 84.14	162/77 130.22	208/86 167.09	282/80 226.08	312/38 250.05
3	94/07 75.26	163/20 130.56	197/42 157.94	306/08 244.85	370/81 296.49	412/12 329.72
4	108/01 84.81	208/60 164.54	308/48 245.19	407/87 326.30	508/28 407.40	610/82 488.52
6	151/33 121.06	308/87 245.50	408/30 326.64	508/68 407.74	611/08 488.86	712/42 569.97
8	208/82 164.74	308/38 306.68	510/08 408.07	742/87 594.38	782/37 610.86	890/21 712.25

(5) COMMERCIAL UNITS WITH OWN

COMPACTION: for any customer that has its own compaction, the container rate shall be charged double the normal rate.

(6) WHEN MULTIPLE RESIDENCE UNITS, EXCLUDING MOTELS, use container service the charge will be the Residential Unit Rate or the Container Rate, whichever is the greater.

(7) THE CITY shall reserve the right to decide in the case of multiple residence the use of cans or containers of which will be more suitable for adequate collection for Refuse.

(B) Special Pickup. If the City Makes a special pickup the rate to be charged shall be ninety eight dollars (\$98.00) for the first hour or fraction of an hour, and twenty four dollars and fifty cents (\$24.50) for each fifteen (15) minutes thereafter or fraction of a 1/4 hour."

SECTION TWO

This ordinance shall be effective for all billings for service commencing October 1, 1991.

PASSED and APPROVED on first reading this 19TH day of SEPTEMBER, 1991.

PASSED and ADOPTED on second and final reading this _____ day of _____, 1991.

APPROVED:

MAYOR

CHAIRMAN

(MUNICIPAL SEAL)

CHAIRMAN PRO TEM

CITY CLERK

COUNCIL MEMBERS

1st Reading

2nd & Final Reading

MOTIONED BY: E. WADE
SECONDED BY: B. GUYTON

C. BECTON	<u>AYE</u>
M. CONFREY	<u>AYE</u>
B. GUYTON	<u>AYE</u>
J. MCGANN	<u>NAY</u>
E. WADE	<u>AYE</u>

CERTIFICATE OF PUBLICATION

I hereby certify that notice of the proposed enactment of this ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by the applicable Florida Statute.

CITY CLERK

ORDINANCE WAS DELETED FROM THE AGENDA OCTOBER 2, 1991 PER REQUEST OF CITY MANAGER TONY SMITH.

ORDINANCE NO. 2543

A ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY FLORIDA, AMENDING CHAPTER 22 ENTITLES "WATER RATE SCHEDULES" RELATING TO WATER SERVICE; SECTION 22-3, 22-4, 22-37 ENTITLED "SCHEDULE OF RATES" RELATING TO SEWER SERVICE; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AND EFFECTIVE DATE AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION ONE: ARTICLE I - WATER RATES AND PROCEDURES

That Chapter 22 of the Code of Ordinances is amended by revising Sections 22-3, 22-4, and 22-37 as follows:

22-3 (d) Readiness-to-serve Charge, Residential:

<u>READINESS TO SERVE</u>	<u>SINGLE FAMILY</u>		<u>MULTI-FAMILY</u>	
First Unit	\$3.55	<u>\$4.08</u>	\$3.55	<u>\$4.08</u>
Additional Units	\$3.55	<u>\$4.08</u>	\$3.55	<u>\$4.08</u>

USAGE

First 3,000 Gallons	\$0.45	<u>\$0.52</u>	\$0.45	<u>\$0.52</u>
Next 3,000 Gallons	0.80	<u>\$0.92</u>	0.80	<u>\$0.92</u>
Next 4,000 Gallons	1.10	<u>\$1.27</u>	1.10	<u>\$1.27</u>
Next 5,000 Gallons	1.30	<u>\$1.50</u>	1.30	<u>\$1.50</u>
Next 5,000 Gallons	1.50	<u>\$1.73</u>	1.50	<u>\$1.73</u>
Over 20,000 Gallons	1.70	<u>\$1.96</u>	1.70	<u>\$1.96</u>

COMMERCIAL

3/4" METER

READINESS TO SERVE: ~~\$3.55~~ 4.08

USAGE

First 10,000 Gals.	\$0.95	<u>\$1.09</u>
Next 20,000 Gals.	1.15	<u>1.32</u>
Over 30,000 Gals.	1.35	<u>1.55</u>

1-1/2" METER

READINESS TO SERVE: ~~\$21.50~~ 24.73

USAGE

First 60,000 Gals.	\$0.95	<u>\$1.09</u>
Next 120,000 Gals.	\$1.15	<u>\$1.32</u>
Over 180,000 Gals.	\$1.35	<u>\$1.55</u>

3" METER

READINESS TO SERVE: ~~\$71.00~~ \$81.65

USAGE

First 600,000 Gals.	\$0.95	<u>\$1.09</u>
Next 1,200,000 Gals.	\$1.15	<u>\$1.32</u>
Over 1,800,000 Gals.	\$1.35	<u>\$1.55</u>

6" METER

1" METER

READINESS TO SERVE: ~~\$10.75~~ \$12.36

USAGE

First 30,000 Gals.	\$0.95	<u>\$1.09</u>
Next 60,000 Gals.	1.15	<u>\$1.32</u>
Over 90,000 Gals.	1.35	<u>\$1.55</u>

2" METER

READINESS TO SERVE: ~~\$21.50~~ 49.45

USAGE

First 120,000 Gals.	\$0.95	<u>\$1.09</u>
Next 240,000 Gals.	\$1.15	<u>\$1.32</u>
Over 360,000 Gals.	\$1.35	<u>\$1.55</u>

4" METER

READINESS TO SERVE: ~~\$142.00~~ \$163.30

USAGE

First 900,000 Gals.	\$0.95	<u>\$1.09</u>
Next 1,200,000 Gals.	\$1.15	<u>\$1.32</u>
Over 2,700,000 Gals.	\$1.35	<u>\$1.55</u>

8" METER

READINESS TO SERVE: ~~\$275.00~~ \$316.25 READINESS TO SERVE: ~~\$478.00~~ \$549.70

USAGE

First 1,200,000 Gals. ~~\$0.95~~ \$1.09
Next 2,400,000 Gals. ~~\$1.15~~ 1.32
Over 3,600,000 Gals. ~~\$1.35~~ 1.55

USAGE

First 1,500,000 Gals. ~~\$0.95~~ \$1.09
Next 3,000,000 Gals. ~~\$1.15~~ 1.32
Over 4,500,000 Gals. ~~\$1.35~~ 1.55

10" METER

READINESS TO SERVE: ~~\$812.00~~ \$933.80

USAGE

First 1,800,000 Gallons: ~~\$0.95~~ \$1.09
Next 3,600,000 Gallons: ~~\$1.15~~ \$1.32
Over 5,400,000 Gallong: ~~\$1.35~~ \$1.55

MOTELS AND HOTELS

READINESS TO SERVE

First Unit ~~\$3.55~~ \$4.08
Next Unit ~~\$3.55~~ \$4.08

IRRIGATION METERS

READINESS TO SERVE ~~\$5.00~~ \$5.75

USAGE

USAGE

First 10,000 Gal. ~~\$0.95~~ \$1.09
Next 30,000 Gal. ~~\$1.15~~ \$1.32
Over 40,000 Gal. ~~\$1.35~~ \$1.55

First 10,000 Gals. ~~\$1.00~~ \$1.15
Next 10,000 Gals. ~~\$1.30~~ \$1.50
Next 10,000 Gals. ~~\$1.50~~ \$1.73
Next 10,000 Gals. ~~\$1.70~~ \$1.96
Next 40,000 Gals. ~~\$1.75~~ \$2.01
Next 70,000 Gals. ~~\$1.85~~ \$2.13
Next 150,000 Gals. ~~\$1.95~~ \$2.24
Next 150,000 Gals. ~~\$2.05~~ \$2.36
Next 150,000 Gals. ~~\$2.15~~ \$2.47
Next 150,000 Gals. ~~\$2.25~~ \$2.59
Over 750,000 Gals. ~~\$2.35~~ \$2.70

* * * *

SECTION 22-3 WATER RATE SCHEDULES

(j) Basis for motel and hotel schedule. A separate classification is for motels and hotels. The schedule of rates presents the motel/hotel rate structure. The readiness-to-serve charge is four dollars and eight cents per unit, with no distinction between the first and next units. Consumption will be billed at the inverse use rate table. The billings for the motel and hotel classification will be on the average consumption per unit.

* * * *

Hydrant Rentals. * This rate will apply to all hydrants the City maintains. The rate will be fourteen dollars and nine cents (\$14.09) per hydrant per month.

* Cross Reference - Hydrant Specifications; 22-86

(n) **Standby private fire protection systems.** This will include service to private hydrants, sprinkler systems, hose cabinets, standpipes or any other device used exclusively for fire protection. The annual charge for unmetered private fire

protection shall be:

Service Diameter (Inches)	Annual Amount
2 -----	\$ 76.00
4 -----	114.00
6 -----	166.00
8 -----	353.00
10 -----	635.00

* * * *

(p) **Billing Deposits*** For each residential unit and each commercial unit the minimum billing security deposit shall be as follows:

METER SIZE <u>(INCHES)</u>	MINIMUM <u>RESIDENTIAL</u>	MINIMUM <u>COMMERCIAL</u>
$\frac{3}{4}$ or smaller	46.00	86.00
1	92.00	128.00
1 $\frac{1}{2}$	127.00	359.00
2	167.00	465.00
3	253.00	1150.00
4	621.00	1725.00
6	805.00	2300.00
8	920.00	3450.00
10	1035.00	4600.00

* * * *

(q) **Connection Charges.**

METER SIZE

<u>(Inches)</u>	<u>Charge</u>
$\frac{3}{4}$ or smaller -----	\$ 138.00
1 -----	219.00
1 $\frac{1}{2}$ -----	345.00
2 -----	489.00
3 -----	cost
4 -----	cost
6 -----	cost
8 -----	cost
10 -----	cost

(r) **Capital Improvements Charge.**

(1) Except as otherwise provided by law, every property owner or developer whose property receives water service and/or sewer service from systems owned, supplied or served by the City of Riviera Beach shall pay to the city a water and sewer capital improvement charge prior to the issuance of a service or a building permit on each dwelling unit or equivalent residential unit as follows:

Water service per equivalent residential unit -\$853.00

* * * *

(s) **Standby Service.** The regular minimum charge (readiness to serve) remains the same for water and sewer service while the water is turned off, plus a five-dollar and seventy-five cents (\$5.75) turn-off charge. When service is resumed, there is a turn-on charge of five dollars and seventy-five cents (\$5.75). Standby charges for the full number of units effective upon requesting water and/or service.

* * * *

SECTION 2. THAT CHAPTER 22, ARTICLE I, SECTION 22-4 OF THE CITY CODE IS HEREBY AMENDED TO READ AS FOLLOWS:

SECTION 22-4. ADDITIONAL FEES AND CHARGES.

Construction Meter Deposit:

2" Fire Hydrant Meter -----\$ 288.00

3" Fire Hydrant Meter -----\$ 575.00

* * * *

SECTION 3. THAT CHAPTER 22, ARTICLE II, SECTION 22-37 OF THE CITY CODE IS HEREBY AMENDED TO READ AS FOLLOWS:

SECTION 22-37. Schedule of Rates.

* * * *

(b) **Residential Single and Multiple Unit Sewer Service.**

(1) **Availability.**

(The rates listed below are available to) all residences, apartments, condominiums and mobile home parks within the territory served by the City of Riviera Beach, Florida.

(2) **Readiness-to-serve Charge:**

All single unit accounts shall pay a monthly rate of----- \$4.08

All multiple units shall pay a monthly rate for the first unit in each building of ----- \$4.08

Each additional unit within each building shall pay a monthly rate of ----- \$4.08

Each unit where no water is furnished or metered shall pay a flat monthly rate of-----\$8.45

The readiness-to-serve charge does not include any usage.

Each unit of any building having separate units which are used for the housing of two (2) or more families or for commercial purposes, or for both such purposes, and each trailer space of any trailer park shall be considered a unit. As in the case of storage bays, the number of units will be based on the number of water closets required under the Southern Building Code (sic) in relation to the number of bays. One water closet equals one unit. Where more than one meter serves a property, the rate is computed on the basis of each meter.

(3) Usage.

All sewer service will be charged on the basis of monthly metered usage at the rate of one dollar and seven cents (\$1.07) per one thousand (1,000) gallons monthly metered water usage up to a maximum usage of ten thousand (10,000) gallons, per unit.

* * * *

(h) Capital Improvements Charge.

- (1)** Except as otherwise provided by law, every property owner or developer whose property receives water service and/or sewer service from system owned, supplied or serviced by the City of Riviera Beach shall pay to the city a water and sewer capital improvement charge prior to the issuance of a building permit on each dwelling unit, or equivalent residential unit as follows:

Sewer service per equivalent residential unit----- \$668.00

* * * *

- (i) Standby Service.** The regular minimum charge, readi-

ness-to-serve, remains the same for water and sewer service while the water is turned off, plus a five-dollar and seventy-five cents (\$5.75) turn-off charge. When service is resumed, there is a turn-on charge of five dollars and seventy-five cents (\$5.75). Standby charges for the full number of units become effective upon requesting water and/or sewer services.

(j) Commercial Single and Multiple Unit Sewer Rate.

(1) Availability.

(The rates listed below are available to) all commercial and motel/hotel entities within the territory served by the City of Riviera Beach, Florida.

(2) Monthly Rate; readiness-to-serve charge:

All Single unit Accounts shall pay a monthly rate of ----- \$4.31

All multiple units shall pay a monthly rate for the first unit in each building of -----\$4.31

Each additional unit within each building shall pay a monthly rate of-----\$4.31

(3) Usage. All sewer service will be charged on the basis of monthly metered water usage at the rate of one dollar and twenty-nine cents (~~\$1.17~~) \$1.29 per thousand (1,000) gallons.

PASSED and APPROVED on first reading this 2ND day of OCTOBER, 1991.

PASSED AND ADOPTED this 16TH day of OCTOBER, 1991.

APPROVED:

MAYOR

CHAIRPERSON

ATTEST:

CHAIRPERSON PRO TEM

CITY CLERK

MOTIONED BY: E. WADE

SECONDED BY: C. BECTON

COUNCIL MEMBERS

C. BECTON AYE
M. CONFREY NAY
B. GUYTON AYE
J. MCGANN NAY
E. WADE AYE

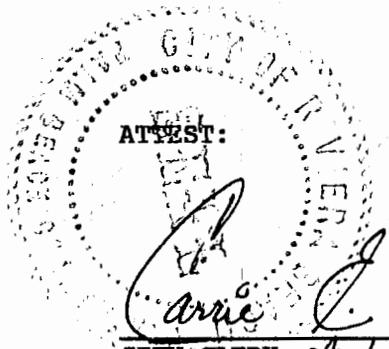
APPROVED:

Clara K. Williams

MAYOR
CLARA K. WILLIAMS

*Hypocinthia
Cynthia Becton*

CHAIRPERSON
CINTHIA BECTON



ATTEST:

Carrie E. Hard

CITY CLERK *Acting*
GWENDOLYN E. DAVIS

James "Bucky" McGann

CHAIRMAN PRO TEM
JAMES "BUCKY" MCGANN

Charlotta E. Wade

Bruce A. Guyton

Margaret Confrey

COUNCILMEMBERS

MOTIONED BY: J. McGann

SECONDED BY: E. Wade

C. Becton	<u>aye</u>
J. McGann	<u>aye</u>
E. Wade	<u>aye</u>
M. Confrey	<u>aye</u>
B. Guyton	<u>aye</u>

DATE APPROVED: 11/6/91

ORDINANCE NO. 2544

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 14-6.2 OF THE CITY CODE RELATING TO CONTRIBUTIONS TO THE RIVIERA BEACH POLICE PENSION FUND BY AMENDING SUBSECTION (2) THEREOF TO PROVIDE THAT THE CITY'S CONTRIBUTION TO THE FUND ON AN ANNUAL BASIS SHALL BE BASED ON THE AMOUNT OF FUNDS NECESSARY TO MAINTAIN THE SYSTEM AS DETERMINED BY THE CITY'S ACTUARY.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA:

SECTION 1. That Subsection 2 of Section 14-6.2 of the City Code is hereby amended to read as follows:

"City contributions. The city shall contribute to the pension fund annually an amount which, together with the contributions from the police officers and the amount derived from the premium tax provided in Chapter 185, Florida Statutes, and other income sources as authorized by the law, shall be sufficient to meet the normal cost of the pension fund and to fund the actuarial deficiency as determined by an actuary of the city's choosing over a period of not more than forty (40) years. The city contributions shall be made to the pension fund at least quarterly."

SECTION 2. It is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and be made part of the Code of Ordinances of the City of Riviera Beach, Florida, and the sections of this Ordinance may be renumbered to accomplish such intentions.

SECTION 3. If any word, phrase, subsection or section of this Ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this Ordinance.

SECTION 4. That all sections or parts of sections of the Code of Ordinances, all ordinances or parts or ordinances, and all resolutions or parts of resolutions, in conflict herewith, be and the same are hereby repealed to extent of such conflict.

SECTION 5. That this Ordinance shall be in full force and effect immediately upon its passage and adoption.

PASSED and APPROVED on first reading this 16th day of OCTOBER, 1991.

PASSED and ADOPTED on second and final reading this _____ day of _____, 1991.

ORDINANCE NO. 2544

2

APPROVED BY:

MAYOR

CHAIR

Attest:

PRO TEM

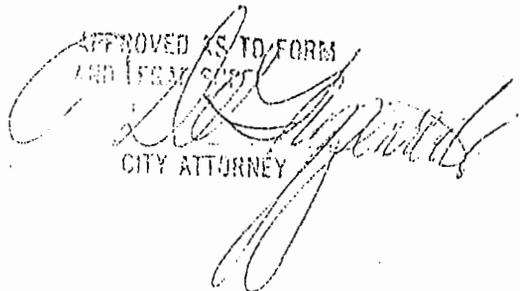
[MUNICIPAL SEAL]

CITY CLERK

COUNCIL MEMBERS

Motioned by: E. WADE
Seconded by: C. BECTON

C. Becton AYE
J. McGann AYE
E. Wade AYE
M. Confrey AYE
B. Guyton OUT

APPROVED AS TO FORM
AND LEGAL EFFECT

CITY ATTORNEY

AD/dpm
[8.05.91]

ORDINANCE WAS APPROVED ON FIRST READING ONLY

AGENDA 11-6-91 NOTE: ORDINANCE WAS NOT PROVIDED FOR SECOND & FINAL READING

ORDINANCE NO. 2545

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AMENDING CHAPTER 23 "ZONING" OF THE CODE OF ORDINANCES BY CHANGING CN (NEIGHBORHOOD COMMERCIAL) ZONING FOR A 2.07 ACRE PARCEL DESCRIBED IN SECTION 1, TO RML-12 (RESIDENTIAL LOW DENSITY MULTIPLE FAMILY) ZONING, DIRECTING THE CITY CLERK TO UPDATE THE CITY'S ZONING MAP; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 166.3194 of the Florida Statutes provides procedures to amend the Zoning Ordinance; and

WHEREAS, legal notice and review procedures were followed in accordance with Section 166.041 (3)(c), (FS), which provides procedures for amendments affecting less than 5% of the City's total land area; and

WHEREAS, Chapter 163 F.S. requires that zoning be brought into conformance with land use designations; and

WHEREAS, said parcel now contains a multiple family land use designation; and

WHEREAS, on November 14, 1991, the Planning and Zoning Board sitting as the Local Planning Agency, reviewed the request for proposed zoning at a Public Hearing, and forwarded recommendations to City Council; and

WHEREAS, on December 4, 1991, the City Council sitting as the Local Governing Body, reviewed the request and recommendations at a Public Hearing and voted to approve said change.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. Chapter 23, "Zoning" of the Riviera Beach Code of Ordinances is amended by changing zoning for the referenced parcel of land, legally described as a parcel of land lying in Section 33 Township 42 south, range 42 east, Palm Beach County, Florida, and being more particularly described as follows, as lots 1 through 9 inclusive Block 1 Plat No. 1 Park Manor subdivision (PB 26, pg. 72) from its present City zoning classification of CN (Neighborhood Commercial) to the City's zoning classification of RML-12 (Residential Low Density Multi-Family).

SECTION 2. That the City Clerk is authorized and directed to reflect upon the Zoning Map designated as the "Zoning Map of Riviera Beach, Florida" by hatching or other appropriate means of designating the changes effected under this Ordinance.

SECTION 3. If any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this ordinance.

SECTION 4. That this Ordinance shall be in full force and effect immediately upon its passage and adoption.

PASSED and **APPROVED** on first reading this 4th day of December, 1991

PASSED and **ADOPTED** on second and final reading this 18th day of December, 1991

APPROVED:

Clara K. Williams
MAYOR

Elizabeth Guerin Foster
CHAIRPERSON

[MUNICIPAL SEAL]

James C. McGann
CHAIRMAN PRO TEM

ATTEST:

Gwendolyn E. Davis
CITY CLERK

Elizabeth Guerin Foster

Bruce A. Guyton

Margaret Confrey
COUNCIL MEMBERS

1st Reading

2nd and Final Reading

MOTIONED BY: E. Wade
SECONDED BY: M. Confrey

J. McGann
E. Wade

E. Wade aye
J. McGann absent
B. Guyton aye
C. Becton aye
M. Confrey aye

aye
aye
aye
aye
aye

CERTIFICATE OF PUBLICATION

I hereby certify that notice of the proposed enactment of this Ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by the applicable Florida Statute.

Gwendolyn E. Davis, City Clerk

**APPROVED TO FORM
AND SEAL CERTIFICATE**
Gwendolyn E. Davis
CITY CLERK

ORDINANCE NO. 2546

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, VACATING AND ABANDONING A PORTION OF A STREET NAMED PORTWEST BOULEVARD, RIVIERA BEACH, MORE PARTICULARLY DESCRIBED BELOW. SAID ROAD IS LYING APPROXIMATELY 1,350 FEET EAST OF THE EAST RIGHT OF WAY LINE OF MILITARY TRAIL; PROVIDING AN EFFECTIVE DATE.

WHEREAS, FP&L (Florida Power and Light) P.O. Box 14000, Juno, Beach, Florida, 33408, has requested the Abandonment of a portion of Portwest Boulevard in the City of Riviera Beach, Florida, as described below, and

WHEREAS, the City has acquired appropriate easements established on FP&L Plat N.4, and

WHEREAS, the City Council deems it fair and equitable and to be in the best interest of all parties concerned that this said street, which is the subject matter of this ordinance, should be abandoned and vacated as a public street, and

WHEREAS, the Planning and Zoning Board of the City of Riviera Beach held a Public Hearing on this ROW Abandonment on July 11, 1991 and recommended approval to City Council, and

WHEREAS, the City Council held a public hearing on this abandonment on August 7, 1991 and voted to abandon this R.O.W.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1: That the portion of Portwest Blvd. more particularly described hereinafter be and the same is vacated, closed and abandoned and the City of Riviera Beach hereby relinquishes all of its claim and right, title and interest in and to said property for public street purposes. Said segment is more particularly described as follows:

A PARCEL OF LAND, BEING PART OF PORTWEST BOULEVARD AS SHOWN BY THE PLAT, PLAT NO., 1 EFC, RECORDED IN PLAT BOOK 34, PAGES 116 AND 117 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA AND LYING IN THE SOUTHEAST ONE-QUARTER OF SECTION 36, TOWNSHIP 42 SOUTH, RANGE 42 EAST, CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEING AT THE SOUTHEAST CORNER OF THE RIGHT-OF-WAY OF SAID PORTWEST BOULEVARD; THENCE NORTH 88°10'01" WEST ALONG THE SOUTH RIGHT-OF-WAY LINE OF SAID PORTWEST BOULEVARD, A DISTANCE OF 1304.29 FEET; THENCE NORTH 01°49'59" EAST, A DISTANCE OF 80.00 FEET TO THE NORTH RIGHT-OF-WAY LINE OF SAID PORTWEST BOULEVARD; THENCE SOUTH 88°10'01" EAST ALONG SAID NORTH RIGHT-OF-WAY LINE, A DISTANCE OF 1304.55 FEET TO THE NORTHEAST CORNER OF SAID RIGHT-OF-WAY; THENCE SOUTH 02°01'04" WEST ALONG THE EAST BOUNDARY OF SAID PORTWEST BOULEVARD, A DISTANCE OF 80.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 2.396 ACRES, MORE OR LESS.

SECTION 2. If this Ordinance is passed after the public hearing, it shall be effective upon that date, and this Ordinance shall not be codified.

ORDINANCE NO. 2546

PASSED and **APPROVED** on the first reading this 18th day of December, 1991.

PASSED and **ADOPTED** on the second and final reading this 15th day of January, 1991.2

APPROVED:

Clara K. Williams *Hyacinthia "Cynthia" Becton*
MAYOR CHAIRPERSON

[MUNICIPAL SEAL]

James C. McGann
CHAIRPERSON PRO TEM

ATTEST:

Gwendolyn E. Davis
CITY CLERK

Elizabeth K. Wade
Bruce A. Guyton
Margaret Confrey
COUNCILMEMBERS

1st Reading

2nd & Final Reading

Motioned By: J. McGann
Seconded By: B. Guyton

E. Wade
J. McGann

E. Wade aye
J. McGann aye
B. Guyton aye
C. Becton aye
M. Confrey aye

aye
aye
aye
aye
aye

CERTIFICATE OF SERVICE

I hereby certify that notice of the proposed enactment of this ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by the applicable Florida Statutes.

Gwendolyn E. Davis
Gwendolyn E. Davis, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
[Signature]
CITY ATTORNEY

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF COMMERCIAL COLLECTIONS BUDGET BY ADDING THE CLASSIFIED POSITION OF PUBLIC WORKS FOREMAN III AND FUNDING SAME BY TRANSFERRING FUNDS FROM REFUSE CONTINGENCY ACCOUNT NO. 440-1124-5340-5399 TO ACCOUNT NO. 440-1124-5340-1201 THERETO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

SECTION 1. That the Department of Public Works, Division of Commercial Collections Budget be amended by adding the classified position of Public Works Foreman III and funding same by transferring funds from Refuse Contingency Account No. 440-1124-5340-5399 to Account No. 440-1124-5340-1201 thereto.

SECTION 2. This Ordinance shall take effect upon its final passage and adoption by the City Council and shall not be codified.

PASSED AND APPROVED on first reading this 15th day of January, 1991.

PASSED AND ADOPTED on second and final reading this 5th day of February, 1991.

APPROVED:

Clara K. Williams
MAYOR

Jacqueline "Cathy" Becton
CHAIRPERSON

James C. McGann
CHAIR PRO TEM

ATTEST:
Reginald E. Plunk
CITY CLERK

Elizabeth K. Wade

Bruce A. Guyton

Margaret Confrey
COUNCIL MEMBERS

	1st Reading	2nd and Final Reading
MOTIONED BY:	<u>J. McGann</u>	<u>E. Wade</u>
SECONDED BY:	<u>E. Wade</u>	<u>B. Guyton</u>
C. BECTON:	<u>aye</u>	<u>aye</u>
J. MCGANN:	<u>aye</u>	<u>aye</u>
E. WADE:	<u>aye</u>	<u>aye</u>
B. GUYTON:	<u>aye</u>	<u>aye</u>
M. CONFREY:	<u>aye</u>	<u>aye</u>

Clara K. Williams
MAYOR

Ordinance

2548

2549

MISSING

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REPEALING ORDINANCE NO. 2376 IN ITS ENTIRETY AND DECLARING THE MEMBERS OF THE CITY COUNCIL TO BE THE COMMUNITY REDEVELOPMENT AGENCY OF RIVIERA BEACH, FLORIDA, IN ACCORDANCE WITH SECTION 163.357 OF THE FLORIDA STATUTES AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council in accordance with Section 163.357 of the Florida Statutes declared by resolution, itself, the governing body, to be the commissioners of the Riviera Beach Community Redevelopment Agency; and

WHEREAS, all ordinances and resolutions in conflict with that resolution need to be repealed; and

WHEREAS, Ordinance 2376 conflicts with Resolution No. 36-92 declaring the City Council of Riviera Beach to be the commissioners of the Redevelopment Agency of the City of Riviera Beach.

NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

SECTION 1. That Ordinance 2376 is hereby repealed in its entirety.

SECTION 2. In accordance with the provision of Florida Statute 163.357, the City Council declares itself to be the Community Redevelopment Agency empowered to transact business and exercise powers as provided for in Part III of Chapter 163, Florida Statutes. This Agency shall assume all of the responsibilities and liabilities imposed on or incurred by the previously existing Agency.

SECTION 3. The Agency shall consist of the five (5) members of the City Council.

SECTION 4. Each commissioner shall serve without compensation for his services, but shall be entitled to the necessary expenses, including traveling expenses, incurred in the discharge of his duties.

SECTION 5. It is the intention of the City Council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of the City of Riviera Beach, and the sections of this ordinance may be renumbered to accomplish such intentions.

SECTION 6. If any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this ordinance.

SECTION 7. That all sections or parts of sections of the Code of Ordinances, all ordinances or parts of ordinances, and all resolutions or parts of resolutions in conflict herewith, be and the same are hereby repealed to extent of such conflict.

SECTION 8. That this Ordinance shall be in full force and effect immediately upon its final passage and adoption.

PASSED and APPROVED on first reading this 18th day of March, 1992.

ORDINANCE NO. 2550
PAGE -2-

PASSED and ADOPTED on second and final reading this 1st day
of April, 1992.

APPROVED:

Edna K. Williams
MAYOR

Hyacinthia "Cinthia" Becton
CHAIR

James C. McGinnis
CHAIR PRO TEM

Elizabeth K. Wade

ATTEST:

Shirley E. Davis
CITY CLERK

Margaret Confrey
COUNCIL MEMBERS

	1st Reading	2nd & Final Reading
MOTIONED BY:	<u>E. Wade</u>	<u>E. Wade</u>
SECONDED BY:	<u>B. Guyton</u>	<u>M. Confrey</u>
C. BECTON	<u>aye</u>	<u>aye</u>
J. MCGANN	<u>absent</u>	<u>aye</u>
E. WADE	<u>aye</u>	<u>aye</u>
B. GUYTON	<u>aye</u>	<u>absent</u>
M. CONFREY	<u>aye</u>	<u>aye</u>

AD/dpm
3.3.92

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY
[Signature]
CITY ATTORNEY