

**ORDINANCE NO. 2618**

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ANNEXING SIX ENCLAVE AREAS AND PUBLIC RIGHT-OF-WAY, 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 SECTION 171.046, FLORIDA STATUTES, 1993.

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, Section 171.046, entitled "Annexation of Enclaves," Florida Statutes (1993) allows for the municipal annexation of unincorporated enclave areas of ten acres or less in size containing developed or improved property; and

WHEREAS, the City Council of the City of Riviera Beach has executed an Interlocal Agreement with the Board of County Commissioners of Palm Beach County, Florida, agreeing to the City's annexation of six unincorporated enclave areas, pursuant to Section 171.046, Florida Statutes; and

WHEREAS, a copy of the Interlocal Agreement between Riviera Beach and Palm Beach County regarding the annexation of unincorporated enclave areas is attached hereto and made a part of this Ordinance; and

WHEREAS, the City Council of the City of Riviera Beach, Florida, finds the following to be true:

(a) 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.

(b) No part of the properties proposed to be annexed is included within the boundary of another incorporated municipality.

(c) All of the properties to be annexed by this Ordinance are located within unincorporated enclave areas of ten acres or less in size and are developed or otherwise improved, pursuant to Section 171.046, Florida Statutes (1993).

(d) 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 properties at the same level of services as such services are provided within the rest of the municipality.

(e) This ordinance is being initiated by the City of Riviera Beach, Florida, pursuant to Section 171.046 Voluntary Annexation, F.S. (1993).

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, Florida Statutes (1992), the 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 two (2) 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.

**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 the above named parcels within the municipal boundaries.

**SECTION 8.** The corporate limits of the City of Riviera Beach are hereby redefined to include subject annexations 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 ft. 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 ft. 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 ft. 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, 2710.00 ft.± to its point of intersection with the West Right-of-Way line of Military Trail; 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 ft.; thence southerly a distance of 306.81 ft.; 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 ft. 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 ft.; thence North 51°-46'-38" East 677.08 ft.; thence North 38°-13'-22" West 108.88 ft.; thence North 51°-46'-38" East 85.46 ft.; thence along a curve of 110 ft. radius 96.60 ft.; thence North 01°-27'-35" East a distance of 385.46 ft.; thence along a curve of 85 ft. radius 108.14 ft.; thence North 01°-27'-35" East 203.71 ft. 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 Westerly extension of 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 465.09 ft. to a point on the said South Right-of-Way line; thence Southerly 250.09 ft. +/- 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 ft. 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 ft. 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 ft. to a point; thence North 02°-20'-11" East a

distance of 460.00 ft. 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  $87^{\circ}-52'-34''$  West 353.00 ft. to a point on West Right-of-Way line of White Drive; thence South  $02^{\circ}-20'-11''$  West along said West Right-of-Way line a distance of 110.00 ft.; thence North  $87^{\circ}-52'-34''$  West a distance of 265.00 ft.; thence South  $02^{\circ}-20'-11''$  West a distance of 52.00 ft.; thence North  $87^{\circ}-52'-34''$  West a distance of 390.00 ft. to a point on the East Right-of-Way of Military Trail as laid out and now in use; thence North  $02^{\circ}-20'-11''$  East along East Right-of-Way of Military Trail, a distance of 1508.04 ft. to a point; thence South  $53^{\circ}-14'-59''$  East a distance of 472.73 ft.; thence North  $02^{\circ}-20'-11''$  East a distance of 111.92 ft. 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 the 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  $88^{\circ}-28'-12''$  East a distance of 525.95 ft.; thence South  $01^{\circ}-53'-30''$  West 372.73 ft.; thence North  $88^{\circ}-26'-41''$  West a distance of 1153.0 ft.; thence northerly and parallel with the West Right-of-Way line of Military Trail a distance of 372.00 ft. 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 ft.; thence North  $85^{\circ}-06'-49''$  West a distance of 354.34 ft. 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 Northerly along said section line to the Northwest corner of section 25; thence Easterly along North section line of said section 25 to a point on said North line being 1543.17 ft. east of the Northwest corner of the Northwest 1/4 of Section 25 Range 42, Township 42; thence Southerly at a right angle from the previous bearing a distance of 686 ft. to a point on the South Right-of-Way line of Leo Lane, thence Easterly along said Right-of-Way +/-19.52 ft. to a point, thence Southerly at a right angle to the Right-of-Way line a distance of 638 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 ,said 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 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 ft. north of North Right-of-Way of Blue Heron Boulevard a distance of 190.00 ft.; thence Southerly and parallel with and 190.00 ft. 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 ft.; thence South 02°-10'-17" West a distance of 1509.60 ft. 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 ft.; 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 Southeasterly along said South Right-of-Way line 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 ft.+/- 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 ft. and concave to the Northeast; thence proceeding Northwesterly on the arc of said curve a distance of 629.00 ft.+/- 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  $01^{\circ}-56'-54''$  East a distance of 353.98 ft. to a point; thence North  $87^{\circ}-37'-23''$  West along the South line of said Northwest quarter (NW 1/4) 800.74 ft. to Southeast corner of Parcel A-1 as shown on Adair and Brady, Inc., Drawing 599; thence North  $2^{\circ}-22'-37''$  East along East line of the said Parcel perpendicular to the previous course 350.00 ft.; thence North  $87^{\circ}-37'-23''$  West a distance of 400.00 ft. to the intersection of the East Right-of-Way line of State Road 9; thence North  $19^{\circ}-20'-02''$  West along said Easterly Right-of-Way line of I-95, 187.57 ft. to a point in the Southeasterly Right-of-Way line of a drainage canal; thence South  $70^{\circ}-39'-58''$  West along said Canal Right-of-Way line 50.00 ft. to a point in said Easterly Right-of-Way line of I-95; thence North  $19^{\circ}-29'-02''$  West along said Right-of-Way line of I-95 and West Right-of-Way line of said Canal 1015.15 ft.; thence North  $70^{\circ}-39'-58''$  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 ft. to a point in the Southwesterly Right-of-Way line of Interstate Park Road West; thence South  $19^{\circ}-20'-02''$  East along said Right-of-Way line a distance of 308.67 ft. to a point in the extended Southerly Right-of-Way line of Interstate Parkway thence south  $87^{\circ}-56'-50''$  East along said Right-of-Way line to a point on the South Right-of-Way of Interstate Parkway, 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 Road North; thence Easterly along the said South Right-of-Way to the East Right-of-Way line of Garden Road; thence North  $02^{\circ}-37'-43''$  East along said Right-of-Way line a distance of 1460.28 ft. 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 ft. South of the centerline of Blue Heron Boulevard and said the point being on the West Right-of-Way of I-95; thence North  $88^{\circ}-11'-19''$  West a distance of 700.13 ft.; thence North  $01^{\circ}-48'-41''$  West a distance of 400 ft. to the North Right-of-Way line of Blue Heron Boulevard; thence Northerly parallel with East Section line a distance of 600 ft.; thence Easterly a distance of 975.32 ft. 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 continue Northwesterly along said Right-of-Way to a point 649.00 ft. North of the North Right-of-Way line of Blue Heron Boulevard; thence South  $87^{\circ}-40'-36''$  East 853.30 ft.; thence South  $02^{\circ}-19'-24'$  West 749.00 ft. to a point on the North Right-of-Way line of said Blue Heron Boulevard; thence continue Westerly along the North Right-of-Way line of Blue Heron Boulevard to the point of intersection with the East Right-of-Way line of State Road #9 (I-95); thence Southerly a distance of 200.00 ft. 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  $87^{\circ}-40'-36''$  East along North property line of said Plat of Florida-Georgia a distance of 460.99 ft.; thence North  $02^{\circ}-19'-42''$  East a distance of 200.00 ft. 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  $01^{\circ}-28'-43''$  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 South  $87^{\circ}-40'-36''$  East a distance of 154.40 ft.; thence South  $01^{\circ}-28'-43''$  West 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 ft. to a point 2,739.84 ft. South of the North line of Section 30, said Township and Range; thence North  $87^{\circ}-40'-36''$  West a distance of

318.42 ft. to a point; thence South 02°-19'-24" West a distance of 135.00 ft. to a point; thence North 87°-40'-36" West a distance of 367.00 to a point; thence South 02°-19'-24" West a distance of 165.00 ft. to a point; thence North 87°-40'-36" West a distance of 370 ft. to a point; thence North 02°-19'-24" East a distance of 261.00 ft. to a point; thence South 87°-40'-36" East a distance of 370.00 ft.; thence North 02°-19'-24" East a distance of 185.00 ft. to a point; thence North 87°-40'-36" West a distance of 30.00 ft.; thence North 02°-19'-24" East a distance of 313.00 ft.; thence North 87°-40'-36" West a distance of 340.0 ft. 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 ft.; thence South 87°-40'-36" East a distance of 1445.40 ft. to the East Right-of-Way line of Garden Road 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.

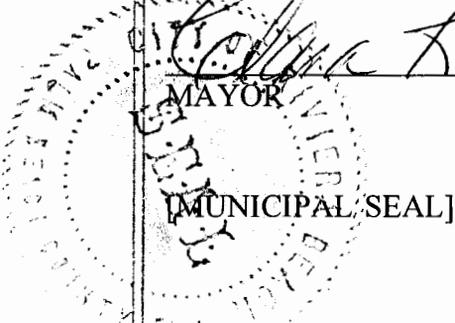
PASSED AND ADOPTED on first reading this 1ST day of DECEMBER, 1993.

PASSED AND ADOPTED on second reading this 15 day of December, 1993.

APPROVED:

Colleen K. Williams  
MAYOR

Hyacinthia "Cynthia" Bolton  
CHAIRPERSON



[Signature]  
CHAIRPERSON PRO-TEM

Bruce A. Huxler

Margaret Culpney

Bertha Orange  
COUNCILMEMBERS

ATTEST:

Carrie L. Hard

CITY CLERK

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

1st Reading

2nd & Final Reading

MOTIONED BY:  
SECONDED BY:

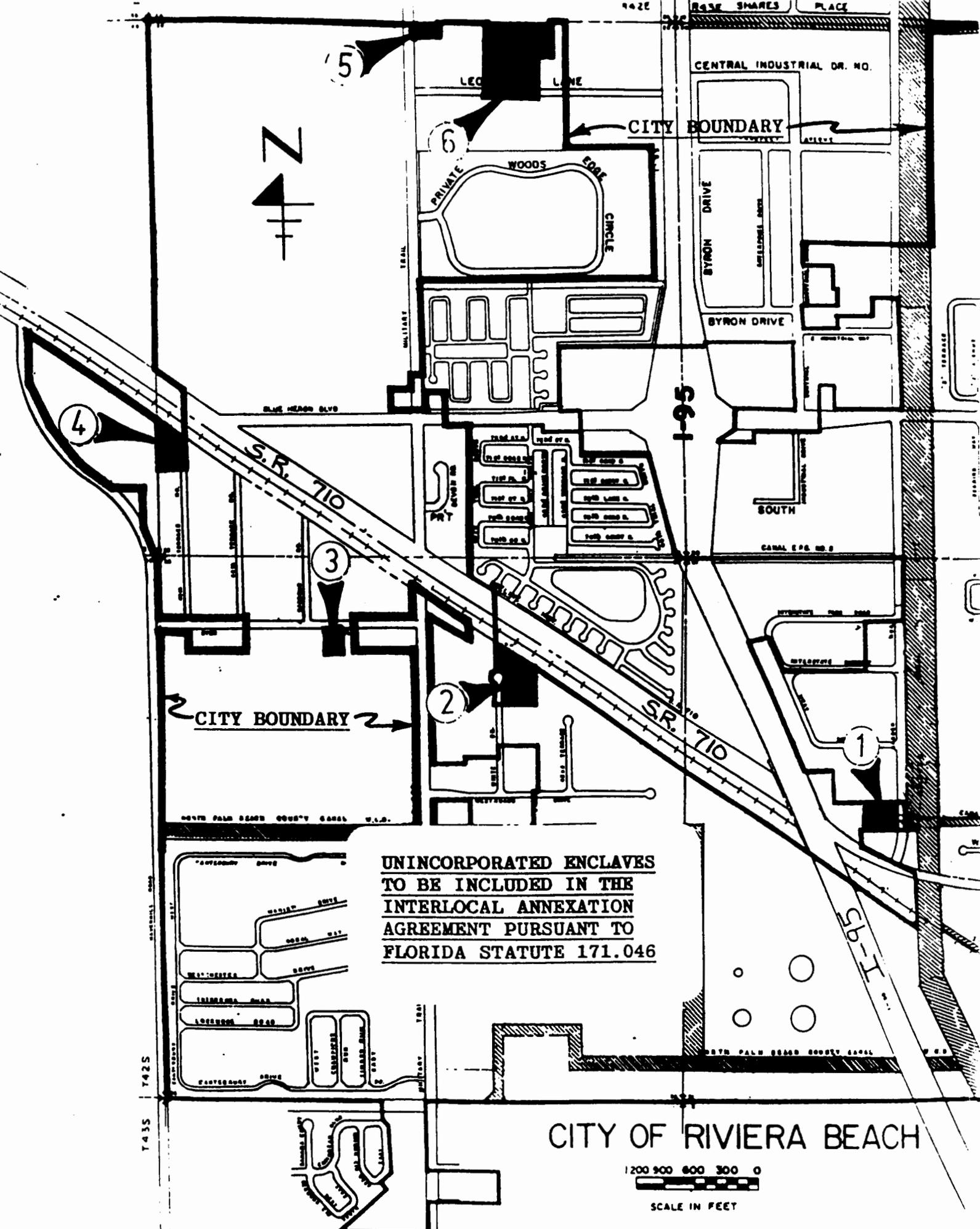
B. GUYTON  
M. CONFREY

B. RODRIGUEZ  
B. GUYTON

M. CONFREY  
C. BECTON  
B. ORANGE  
B. RODRIGUEZ  
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**UNINCORPORATED ENCLAVES  
TO BE INCLUDED IN THE  
INTERLOCAL ANNEXATION  
AGREEMENT PURSUANT TO  
FLORIDA STATUTE 171.046**

**CITY OF RIVIERA BEACH**



10/11/93

**Prepared by:**

City of Riviera Beach  
Department of Community Development  
and Environmental Control  
600 West Blue Heron Boulevard  
Riviera Beach, FL 33404

R93 1617D

**INTERLOCAL AGREEMENT**

Please return to the above address

Palm Beach County Recording Department: 355-2991

An Interlocal Agreement between Palm Beach County, a political subdivision of the State of Florida, and the City of Riviera Beach, providing for the annexation of enclaves pursuant to Section 171.046, Florida Statutes.

This Interlocal Agreement is made the \_\_\_\_ day of DEC 7 1993, 1993, between the City of Riviera Beach, a municipality located in Palm Beach County, Florida, hereinafter referred to as "City," and PALM BEACH COUNTY, a political subdivision of the State of Florida, hereinafter referred to as "COUNTY," each one constituting a public agency, as defined in Part I of Chapter 163, Florida Statutes.

WHEREAS, Section 163.01, Florida Statutes (1991), known as the "Florida Interlocal Cooperation Act of 1969," authorizes local governments to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage and, thereby, to provide services and facilities that will harmonize geographic, economic, population and other factors influencing the needs and development of local communities; and

WHEREAS, The Florida Interlocal Cooperation Act of 1969 permits public agencies, as defined therein, to enter into Interlocal Agreements with each other to jointly exercise any power, privilege, or authority which such agencies share in common and which each might exercise separately; and

**WHEREAS, Section 18 of Chapter 93-206 of the Laws of Florida created Section 171.046, Florida Statutes, providing for annexation of certain enclaves by entering into an Interlocal Agreement between the Municipality and the County having jurisdiction over such enclave; and**

**WHEREAS, Section 171.046, Florida Statutes, limits annexation by Interlocal Agreement to enclaves of ten (10) acres or less in size; and**

**WHEREAS, Section 171.031(13)(a) and (b), as amended by Chapter 93-206, Laws of Florida, defines enclaves as developed or improved property bounded on all sides by a single municipality, or bounded by a single municipality and by a natural or manmade obstacle that allows passage of vehicular traffic to that unincorporated area only through the municipality; and**

**WHEREAS, the County and the City have determined that it is appropriate and will promote efficient provision of governmental services for the City to annex certain enclaves; and**

**WHEREAS, the County and the City have determined that the parcels to be annexed pursuant to this Interlocal Agreement are improved property based upon the availability of water and sewer systems; the availability and access to a public right-of-way; that the lots have previously been cleared; and that the lots have been subdivided in recorded or unrecorded plats; and**

**WHEREAS, it has been determined by the City and by the County that the parcels to be annexed via this Interlocal Agreement meet the requirements set out in Section 171.031(13)(a) and (b) and 171.046, Florida Statutes, as such enclaves are developed or are improved, are ten (10) acres or less in size, and are**

completely surrounded by the City or are surrounded by the City and a natural or manmade obstacle that allows passage of vehicular traffic to the enclaves only through the City; and

WHEREAS, the County and the City agree that the parcels to be annexed via this Interlocal Agreement are subject to the Land Use Atlas of the Palm Beach County Comprehensive Plan and County zoning and subdivision regulations until the City adopts a comprehensive plan amendment to include the parcels to be annexed in the comprehensive plan.

NOW THEREFORE, in consideration of the mutual representations, terms, and covenants hereinafter set forth, the parties hereby agree as follows:

**Section 1. Purpose**

The purpose of this Agreement is to allow annexation by the City of certain unincorporated enclaves which are identified in Exhibit A which is attached hereto and made a part hereof.

**Section 2. Definitions**

The following definitions shall apply to this Agreement:

1. The term "enclave" shall be defined as set forth in Section 171.031(13)(a) and (b), Florida Statutes as adopted by the Legislature in Chapter 93-206, Section 15, Laws of Florida.
2. "Act" means Part I of Chapter 163, Florida Statutes.
3. "Agreement" means this Interlocal Agreement, including any amendments or supplements hereto, executed and delivered in accordance with the terms hereof.

**Section 3. Annexation**

The unincorporated enclaves identified in Exhibit "A," which is attached hereto and made a part hereof, are hereby annexed into and are included in the corporate boundaries of the City of Riviera Beach.

**Section 4. Effective Date**

This Agreement shall take effect upon execution by both parties.

**Section 5. Filing**

Upon execution by both parties, a copy of this Agreement shall be filed with the Clerk of the Circuit Court in and for Palm Beach County.

**Section 6. Notification**

The City hereby acknowledges that it has provided written notice to all owners of real property located in the enclaves identified in Exhibit "A" whose names and addresses are known by reference to the latest published ad valorem tax records of the Palm Beach County Property Appraiser. The written notice, shall describe the purpose of the Interlocal Agreement and shall state the date, time and place of the meeting of the City Council of the City of Riviera Beach where this Interlocal Agreement shall be considered for adoption. The written notice shall also indicate the name and telephone number of a Palm Beach County staff person to contact regarding the date, time and place when the Palm Beach County Board of County Commissioners shall consider the adoption of this Interlocal Agreement.

**Section 7. Captions**

The captions and section designations herein set forth are for convenience only and shall have no substantive meaning.

**Section 8. Severability**

In the event that any section, paragraph, sentence, clause, or provision hereof be held by a court of competent jurisdiction to be invalid, such shall not affect the remaining portions of this Agreement and the same shall remain in full force and effect.

**Section 9. Entirety of Agreement**

This Agreement represents the entire understanding between the parties, and supersedes all other negotiations, representations, or agreement, either written or oral, relating to this Agreement.

ATTEST;  
Dorothy H. Wilken

PALM BEACH COUNTY, FLORIDA BY ITS  
BOARD OF COUNTY COMMISSIONERS

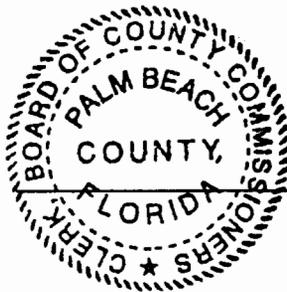
By: *Dorothy H. Wilken*  
Deputy Clerk

By: *Mark McCarty*  
Chair  
DEC 7 1993

(SEAL)

WITNESSES:

*Linda C. Hickman*  
*Thomas J. Keeley*



APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

R93 1617D

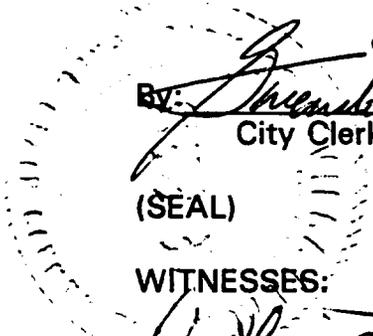
By: *Robert P. Buz*  
County Attorney

ATTEST:

CITY OF RIVIERA BEACH

By: [Signature]  
City Clerk

By: [Signature]  
Mayor



(SEAL)

WITNESSES:

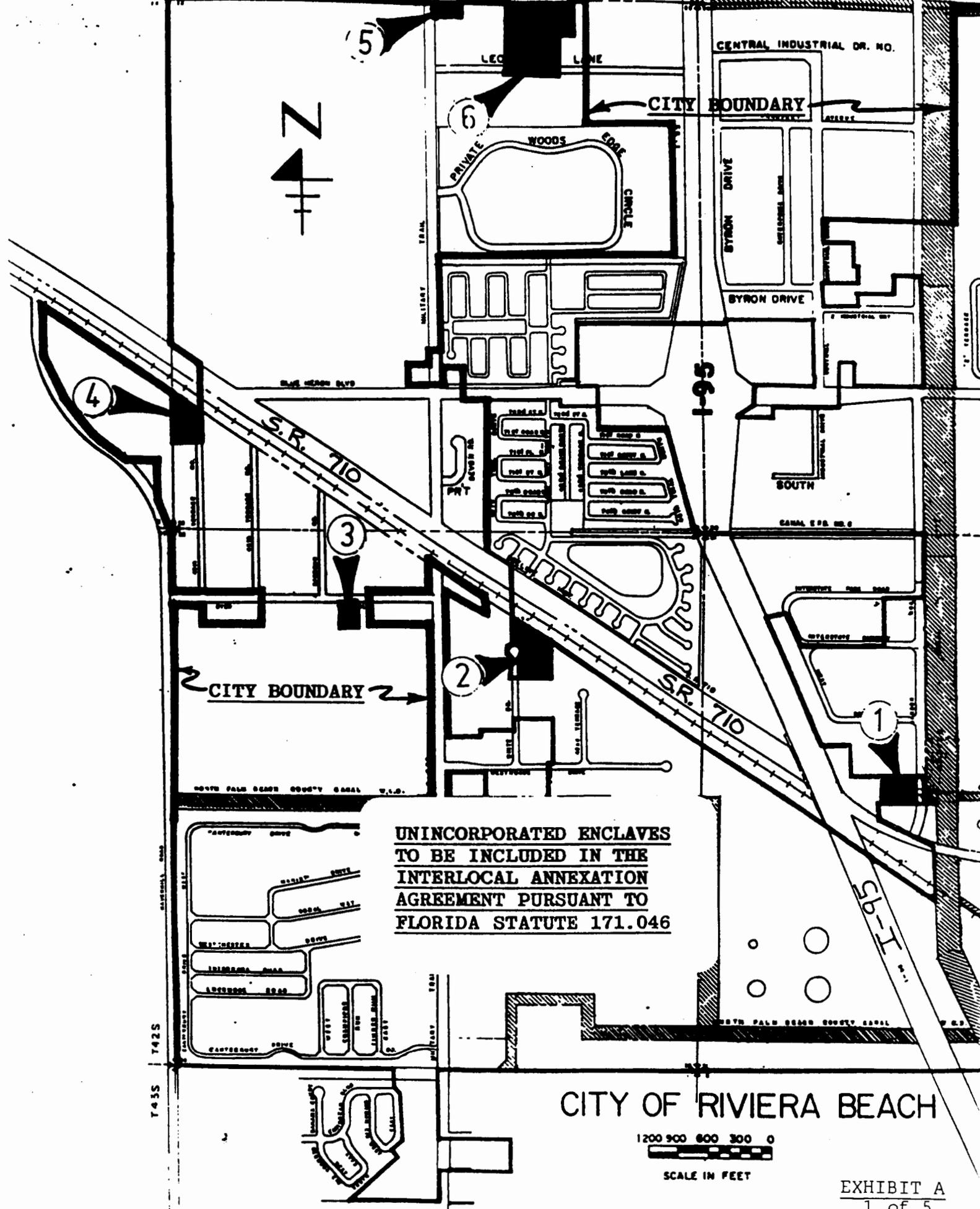
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APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

By: [Signature]  
City Attorney

C:ANNEX  
10/11/93

R93 1617D



**CITY OF RIVIERA BEACH**



SCALE IN FEET

EXHIBIT A  
1 of 5

10/11/93

GENERAL LOCATIONS AND LEGAL DESCRIPTIONS FOR  
UNINCORPORATED ENCLAVE AREAS TO BE INCLUDED IN THE  
INTERLOCAL AGREEMENT BETWEEN RIVIERA BEACH AND PALM BEACH COUNTY

ENCLAVE 1:           Immediately northwest of the intersection of  
Beeline Highway (State Road 710) and Garden Road.

Property Control Number: 00-4243-31-00-000-7052

Section 31, Range 42, Township 43, northerly 193.09 feet of  
southerly 353.98 feet of easterly 422.86 feet of the part of the  
southwest 1/4 lying north of State Road 710 and west of Garden  
Road, as recorded in Plat Book 2570 on page 257, consisting of  
2.08 acres.

ENCLAVE 2:           White Drive.

Property Control Number: 00-4242-36-02-003-0012

Westroads Business and Industrial Park, Plat 2, Tract D (less  
south 1,050 feet) and the part of Tract E lying easterly of the  
northerly extension of the centerline of White Drive, consisting  
of 1.5 acres.

Property Control Number: 00-4242-36-02-003-0010

Westroads Business and Industrial Park, Plat 2, south 1,050 feet  
of Tract D (less south 850 feet), consisting of 1.41 acres.

ENCLAVE 3:           Dyer Boulevard.

Property Control Number: 00-4242-36-00-000-3090

Section 36, Range 42, Township 42, west 125 feet of east 850.96  
feet of north 1/2 of south 1/2 of north 1/2 of northwest 1/4,  
less north 40 feet of road right-of-way, consisting of 0.84 acres.

ENCLAVE 4: North 49th Terrace.

Property Control Number: 00-4242-25-00-000-7120

Section 25, Range 42, Township 42, west 370 feet of southwest 1/4 lying south and west of railroad right-of-way, less south 1,012.76 feet, consisting of 3.0 acres.

ENCLAVE 5: North Military Trail.

Property Control Number: 00-4242-25-00-000-1070

Section 25, Range 42, Township 42, south 120 feet of north 160 feet of east 256 feet of west 316 feet of northeast 1/4, consisting of 0.7 acres.

ENCLAVE 6: Leo Lane.

Property Control Number: 00-4242-25-00-000-1030

Section 25, Range 42, Township 42, east 331 feet of west 1,065 feet of south 596 feet of north 636 feet of north 1/2 of northeast 1/4, consisting of 4.53 acres.

Property Control Number: 00-4242-25-00-000-1140

Section 25, Range 42, Township 42, south 596 feet of north 636 feet of east 330 feet of west 1,390 feet of north 1/2 of northeast 1/4 (less south 266 feet of east 175 feet), consisting of 3.45 acres.

**OWNERS OF PROPERTIES INCLUDED IN ENCLAVE ANNEKATIONS**

**Enclave 1:** Located near the intersection of State Road 710 (Beeline Highway) and Garden Road, next to the Riviera Beach city boundary.

1. Planned Land Development Corporation  
6461 Garden Road  
Riviera Beach, Florida 33404-6301

Property Control Number: 00-4243-31-00-000-7052

**Enclave 2:** Located along White Drive, next to the Riviera Beach city boundary.

2. National G Distribution Center  
c/o K. Flood  
150 South Anchorage Drive  
North Palm Beach, Florida 33408-5025

Property Control Number: 00-4242-36-02-003-0012

3. Diamagnetics, Inc.  
6746 White Drive  
West Palm Beach, Florida 33407-1230

Property Control Number: 00-4242-36-02-003-0010

**Enclave 3:** Located along Dyer Boulevard, next to the Riviera Beach city boundary.

4. Richard F. Morgan, Senior  
4650 Dyer Boulevard  
West Palm Beach, Florida 33407-1027

Property Control Number: 00-4242-36-00-000-3090

**Enclave 4:** Located along 49th Terrace, next to the Riviera Beach city boundary.

5. Public Gas  
8420 Northwest 52nd Avenue, Suite 100  
Miami, Florida 33166-6641

Property Control Number: 00-4242-25-00-000-7120

Enclave 5: Located along Military Trail, next to the Riviera Beach city boundary.

6. William F. and Jacqueline M. Cox  
207 East Ilex Drive  
Lake Park, Florida 33403-2710

Property Control Number: 00-4242-25-00-000-1070

Enclave 6: Located along Leo Lane, next to the Riviera Beach city boundary.

7. A. H. and Carol L. Hearn  
4123 Leo Lane  
Lake Park, Florida 33410-6403

Property Control Number: 00-4242-25-00-000-1030

8. Gaywood and Margaret Wagner  
4279 Leo Lane  
Lake Park, Florida 33410-6405

Property Control Number: 00-4242-25-00-000-1140

c:\enclaves  
10-18-93

ORDINANCE NO. 2619

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING A PETITION FOR VOLUNTARY ANNEXATION FOR AN 0.84 ACRE PARCEL OF LAND OWNED BY RICHARD E. HYDRO 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 PARCEL; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE THEREOF; AND FOR OTHER PURPOSES IN ACCORDANCE WITH SECTION 171.046, FLORIDA STATUTES 1992.

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 Planing 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, Petition and Affidavit for Voluntary Annexation have been submitted by Richard E. Hydro, owner of the property adjacent to the City of Riviera in the Reserve Annexation Area. Copy of said Petition and Affidavit for Voluntary Annexation is attached hereto and made a part of this Ordinance, is filed for the following:

PETITIONER: RICHARD E. HYDRO

Property Control Number: 00-42-42-36-00-000-3090

WHEREAS, the City Council of the City of Riviera Beach, Florida, has

examined the attached petition and finds the following to be true:

- (a) The petitioner is the owner of the property described therein.
- (b) The petition bears the notarized signature of the owner of the property proposed to be annexed.
- (c) The property proposed to be annexed is in the unincorporated area of Palm Beach County, contiguous to the present boundaries of the City of Riviera Beach, Florida.
- (d) No part of the properties proposed to be annexed is 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 parcel 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, pursuant to Section 171.044, Voluntary Annexation, F.S. (1992).

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

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

**SECTION 1.** Pursuant to Section 171.044, Voluntary Annexation, Florida Statutes (1992), the 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 two (2) 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 December 16, 1993.

**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 the above named parcels within the municipal boundaries.

**SECTION 8.** 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 ft. 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 ft. 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 ft. 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, 2710.00 ft.± to its point of intersection with the West Right-of-Way line of Military Trail; 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 ft.; thence southerly a distance of 306.81 ft.; 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 ft. 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 ft.; thence North 51°46'38" East 677.08 ft.; thence North 38°-13'-22" West 108.88 ft.; thence North 51°-46-'38" East 85.46 ft.; thence along a curve of 110 ft. radius 96.60 ft.; thence North 01°- 27'-35" East a distance of 385.46 ft.; thence along a curve of 85 ft. radius 108.14 ft.; thence North 01°-27'-35" East 203.71 ft. 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 ft. 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 ft. 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 ft. to a point of curvature; thence Northeasterly along a 25 ft. radius curve an arc distance of 39.18 ft. 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 ft. to a point

on the said South Right-of-Way line; thence Southerly 250.09 ft. +/- 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 ft. 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 ft. 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 ft. to a point; thence North 02°-20'-11" East a distance of 460.00 ft. 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 ft. 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 ft.; thence North 87°-52'-34" West a distance of 265.00 ft.; thence South 02°-20'-11" West a distance of 52.00 ft.; thence North 87°-52'-34" West a distance of 390.00 ft. 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 ft. to a point; thence South 53°-14'-59" East a distance of 472.73 ft.; thence North 02°-20'-11" East a distance of 111.92 ft. 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 the 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 ft.; thence South 01°-53'-30" West 372.73 ft.; thence North 88°-26'-41" West a distance of 1153.0 ft.; thence northerly and parallel with the West Right-of-Way line of Military Trail a distance of 372.00 ft. 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 ft.; thence North  $85^{\circ}-06'-49''$  West a distance of 354.34 ft. 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 ft.; thence Easterly a distance of 270.00 ft.; thence Northerly at an angle of  $94^{\circ}-19'-38''$  with previous course 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 ft.; thence Easterly a distance of 266 ft.; thence Northerly and parallel with the East Right-of-Way line of Military Trail a distance of 120 ft.; thence Easterly a distance of 414 ft.; 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 ft.; thence easterly along said south Right-of-Way line to a point being 1215 ft. west of the center line of Military Trail, thence Northerly and parallel to the said center line a distance of 266 ft., thence Easterly and parallel to the Right-of-Way of leo Lane a distance of 175 ft.; thence Northerly at a right angle from the previous bearing a distance of 330.ft. to a point on the Southerly Right-of-Way on a drainage canal, thence Easterly along said Right-of-Way a distance of 146.17 ft., thence Southerly at a right angle from the previous bearing a distance of 686 ft. to a point on the South Right-of-Way line of

Leo Lane, thence Easterly along said Right-of-Way +/-19.52 ft. to a point, thence Southerly at a right angle to the Right-of-Way line a distance of 638 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 ,said 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 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 ft. north of North Right-of-Way of Blue Heron Boulevard a distance of 190.00 ft.; thence Southerly and parallel with and 190.00 ft. 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 ft.; thence South 02°-10'-17" West a distance of 1509.60 ft. 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 ft.; 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 ft. radius and being the North Right-of-Way line of White Drive; thence Westerly along said arc a distance of 140.08 ft.; thence along the arc of 25 ft.radius a distance of 21.03 ft. to the point of tangency; thence South 02°-20'-11" West along West Right-of-Way of White Drive a distance of 223.87 ft. to a point; thence South 87°-52'-34" East a distance of 353.00 ft. 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 ft. to a

point designated as a permanent reference monument number 1686 on the Southwesterly Right-of-Way line of Seaboard Coast Line Railroad as now established; thence Southeasterly along said Southwesterly Right-of-Way line 4914.13 ft. +/- 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 ft.+/- 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 ft. and concave to the Northeast; thence proceeding Northwesterly on the arc of said curve a distance of 629.00 ft.+/- 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  $01^{\circ}-56'-54''$  East a distance of 160.89 ft. to a point on the Northwest corner of said property; thence South  $82^{\circ}-30'-24''$  East a distance of 494.00 ft. +/- to a point on the East Right-of-Way line of Garden Road said point on a curve having a radius of 1950.08 ft. and a central angle of  $12^{\circ}-21'-14''$ ; thence Northerly along arc of said curve to the point of tangency; thence North  $02^{\circ}-33'-05''$  East on said Easterly Right-of-Way line a distance of 56.62 ft.; thence North  $87^{\circ}-37'-23''$  West along the South line of said Northwest quarter (NW 1/4) 800.74 ft. to Southeast corner of Parcel A-1 as shown on Adair and Brady, Inc., Drawing 599; thence North  $2^{\circ}-22'-37''$  East along East line of the said Parcel perpendicular to the previous course 350.00 ft.; thence North  $87^{\circ}-37'-23''$  West a distance of 400.00 ft. to the intersection of the East Right-of-Way line of State Road 9; thence North  $19^{\circ}-20'-02''$  West along said Easterly Right-of-Way line of I-95, 187.57 ft. to a point in the Southeasterly Right-of-Way line of a drainage canal; thence South  $70^{\circ}-39'-58''$  West along said Canal Right-of-Way line 50.00 ft. to a point in said Easterly Right-of-Way line of I-95; thence North  $19^{\circ}-29'-02''$  West along said Right-of-Way line of I-95 and West Right-of-Way line of said Canal 1015.15 ft.; thence North  $70^{\circ}-39'-58''$  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 ft. to a point in the Southwesterly Right-of-Way line of Interstate Park Road West; thence South  $19^{\circ}-20'-02''$  East along said Right-of-Way line a distance of 308.67 ft. to a point in the extended Southerly

Right-of-Way line of Interstate Parkway thence south  $87^{\circ}-56'-50''$  East along said Right-of-Way line to a point on the South Right-of-Way of Interstate Parkway, 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 Road North; thence Easterly along the said South Right-of-Way to the East Right-of-Way line of Garden Road; thence North  $02^{\circ}-37'-43''$  East along said Right-of-Way line a distance of 1460.28 ft. 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 ft. South of the centerline of Blue Heron Boulevard and said the point being on the West Right-of-Way of I-95; thence North  $88^{\circ}-11'-19''$  West a distance of 700.13 ft.; thence North  $01^{\circ}-48'-41''$  West a distance of 400 ft. to the North Right-of-Way line of Blue Heron Boulevard; thence Northerly parallel with East Section line a distance of 600 ft.; thence Easterly a distance of 975.32 ft. 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 continue Northwesterly along said Right-of-Way to a point 649.00 ft. North of the North Right-of-Way line of Blue Heron Boulevard; thence South  $87^{\circ}-40'-36''$  East 853.30 ft.; thence South  $02^{\circ}-19'-24''$  West 749.00 ft. to a point on the North Right-of-Way line of said Blue Heron Boulevard; thence continue Westerly along the North Right-of-Way line of Blue Heron Boulevard to the point of intersection with the East Right-of-Way line of State Road #9 (I-95); thence Southerly a distance of 200.00 ft. 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  $87^{\circ}-40'-36''$  East along North property line of said Plat of Florida-Georgia a distance of 460.99 ft.; thence North  $02^{\circ}-19'-42''$  East a distance of 200.00 ft. 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 ( $N 01^{\circ}-28'-43'' E.$ ) 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 ft. to a point 2,739.84 ft. South of the North line of Section 30, said Township and Range; thence North 87°-40'-36" West a distance of 398.42 ft. to a point; thence South 02°-19'-24" West a distance of 135.00 ft. to a point; thence North 87°-40'-36" West a distance of 367.00 to a point; thence South 02°-19'-24" West a distance of 165.00 ft. to a point; thence North 87°-40'-36" West a distance of 370 ft. to a point; thence North 02°-19'-24" East a distance of 261.00 ft. to a point; thence South 87°-40'-36" East a distance of 370.00 ft.; thence North 02°-19'-24" East a distance of 185.00 ft. to a point; thence North 87°-40'-36" West a distance of 30.00 ft.; thence North 02°-19'-24" East a distance of 313.00 ft.; thence North 87°-40'-36" West a distance of 340.0 ft. 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 ft.; thence South 87° 40'-36" East a distance of 1445.40 ft. 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 ADOPTED on first reading this 1ST day of DECEMBER, 1993.

PASSED AND ADOPTED on second reading this 15 day of December, 1993.

APPROVED:

Anna K. Williams  
MAYOR

Hyacinthia "Cynthia" Becton  
CHAIRPERSON

[MUNICIPAL SEAL]

[Signature]  
CHAIRPERSON PRO-TEM

Bruce A. Guyton

Margaret Confrey

Gerda Orange &  
COUNCILMEMBERS

ATTEST:

Carrie L. Hard  
CITY CLERK

1st Reading

2nd & Final Reading

MOTIONED BY: B. GUYTON  
SECONDED BY: M. CONFREY

B. GUYTON  
B. ORANGE

M. CONFREY AYE  
C. BECTON AYE  
B. ORANGE AYE  
B. RODRIGUEZ AYE  
B. GUYTON AYE

AYE  
AYE  
AYE  
AYE  
AYE

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



PETITION  
and  
AFFIDAVIT  
FOR  
VOLUNTARY ANNEXATION  
(INDIVIDUAL)

STATE OF FLORIDA )ss  
COUNTY OF PALM BEACH )

Before me, the undersigned authority personally appeared RICHARD E. HYDRO, who being first duly sworn, under oath deposes and says:

1. That RICHARD E. HYDRO is the fee simple owner(s) of the following described property, to wit: (Give legal description of property to be annexed and indicate same on attached map):

36-42-42

W 125 FT OF E 850.96 FT OF

N 1/2 OF S 1/2 OF N 1/2 OF

NW 1/4 / LESS N 40 FT RD R/W/

(attach if insufficient space).

2. That said individual(s) desires annexation of said property to the City of Riviera Beach, Palm Beach County, Florida.

3. That said individual(s) appointed NONE to act as agent in its behalf to accomplish the above.

Signature

(SEAL)

Signature

(SEAL)

STATE OF FLORIDA )  
COUNTY OF PALM BEACH )SS  
CITY OF RIVIERA BEACH )

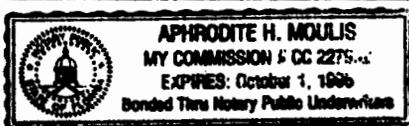
Before me personally appeared RICHARD E. HYDRO  
(owner)  
and NONE, known to me to be the  
(owner)

person(s) described in and who executed the foregoing Petition and Affidavit for Voluntary Annexation and acknowledged before me that said instrument is the free act and deed of said individual(s) executed by said individual(s) for the uses and purposes therein mentioned. FL H360-745-53-109-0

WITNESS my hand and official seal this 9th day of November, 1993.

Notary Public  
State of Florida

My commission expires:



**ORDINANCE NO. 2620**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA REPLACING CHAPTER 17-A, SUBDIVISIONS, OF THE CITY CODE OF ORDINANCES IN ITS ENTIRETY, PROVIDING LEGISLATIVE INTENT; DEFINITIONS; DESIGN STANDARDS, PENALTIES, AND EFFECTIVE DATE; PROVIDING FOR CODIFICATION.

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

SECTION 1. THAT CHAPTER 17-A OF THE CODE OF ORDINANCES OF THE CITY OF RIVIERA BEACH BE HEREBY REPLACED IN ITS ENTIRETY BY THIS ORDINANCE, PLATTING AND SUBDIVISION REGULATIONS.

SECTION 2. THAT A NEW CHAPTER 17-A OF THE CODE OF ORDINANCES OF THE CITY OF RIVIERA BEACH IS HEREBY ENACTED, WHICH NEW CHAPTER READS AS FOLLOWS:

**CHAPTER 17-A**

**PLATTING AND SUBDIVISION REGULATIONS**

SECTION 17A-1.                      TITLE.

This chapter shall be known as the "Platting and Subdivision Regulation of the City of Riviera Beach, Florida".

SECTION 17A-2.                      JURISDICTION.

These platting and subdivision regulations shall apply to all subdivisions, plats, and replats, and land developments as defined herein, after the effective date, located within the corporate limits of the City of Riviera Beach.

SECTION 17A-3.                      PURPOSE.

These regulations are adopted for the following purposes:

1.        To protect and provide for the public health, safety, and general welfare.
2.        To establish procedures and standards for the development and subdivision of land within the City of Riviera Beach.
3.        To guide the future growth and development of the municipality in accordance with the City's adopted Comprehensive Plan.
4.        To ensure proper legal description, identification, monumentation and recording of real estate boundaries.
5.        To protect the character and the social and economic stability of the municipality.
6.        To protect and conserve the value of land throughout the City and the value of buildings and improvements upon the land, and to minimize the conflict among the uses of land and buildings.
7.        To ensure safe and convenient traffic circulation and pedestrian traffic movements appropriate to the various uses of land and buildings and to provide for the proper location and width of streets and building lines.

8. To minimize the pollution of air, waterways and assure the adequacy of drainage facilities; to safeguard the water quality; and to encourage the wise use and management of natural resources throughout the community.

9. To provide for open space for recreation through the most efficient design and layout of the land.

SECTION 17A-4.

DEFINITIONS.

Words in the singular include the plural and those in the plural include the singular. Words in the present tense include the future tense. The words "person", "developer", "subdivider", and "owner" include a corporation, unincorporated association, partnership, or legal entity as well as an individual. The word "structure" includes "building" and shall be construed to be followed by the phrase "or part thereof". The words "should" and "may" are permissive; the words "shall" and "will" are mandatory and directive. Unless otherwise expressly stated, the following terms shall for the purpose of these regulations, have the meaning indicated:

(1) FINAL PLAT. The final tracing map, drawing, or chart on mylar or material of higher quality on which the subdivider's plan or subdivision is presented to the governing body for approval, and which, if approved will be submitted to the County Clerk for recording. The drawing shall be to scale and not smaller than 1" = 100'.

(2) THOROUGHFARE PLAN. The adopted map by the City Council showing the streets laid out and additions thereto resulting from the acceptance of deeded land, from the abandonment of plats, and the approval of subdivision plats by the City Council and subsequent filing of such plats.

(3) PLAT OF RECORD. A plat which conforms to the requirements of the applicable laws of the State of Florida and ordinances of the City, which has been accepted by City Council and placed in the official records of Palm Beach County.

(4) PRELIMINARY PLAT. A tracing, map, drawing, and/or chart indicating the proposed layout of the subdivision submitted for approval.

(5) SKETCH PLAT. A tracing, map, drawing, or chart in sufficient form to indicate conceptually the intended use, size and layout of the proposed subdivision.

(6) STREETS.

(a) "Local" street is a street used primarily for access to abutting properties.

(b) "Cul-de-Sac" is a local street with only one (1) outlet terminating at one (1) end with a turnaround.

(c) "Collector Street" is a street which carries traffic from local streets to arterial streets, including the principal entrance streets of a residential development and streets for circulation within such development.

(d) "Minor Arterial" is a street of higher classification than a local or collector street and serves to carry traffic from collector street to expressways and major arterials.

(e) "Expressway" is a street which is used only for the movement of vehicles providing for no vehicular or pedestrian access to abutting property, except for street access by grade separated interchanges.

(f) "Major Arterial" is a street used primarily for traffic traveling considerable distance within or through an area not served by an expressway.

(g) "Marginal Access Street" is a dual street which is parallel and adjacent to an expressway, or arterial street and which provides access to abutting properties and protection from through traffic. A marginal access street may also be called a frontage street.

(h) "Private Street" is any street or trafficway which has not been dedicated for public use and not accepted for ownership or maintenance by the municipality.

(7) SUBDIVIDER. Any individual, firm, association, syndicate, co-partnership corporation, trust or any other legal entity commencing proceedings under this ordinance to affect the subdivision of land in the City of Riviera Beach. The term "subdivider" includes the term "developer", even though the person involved in successive stages of the project may vary.

(8) SUBDIVISION. The division of a parcel of land, whether improved or unimproved, into two (2) or more contiguous lots or parcels of land for the purpose of transfer of ownership, leasing or building development, or, if a new street is involved, any division of a parcel of land. The term "subdivision" includes re-subdivision of land heretofore divided or platted into lots, site, or parcels.

SECTION 17A-5. ADMINISTRATION OF ORDINANCE.

The City Engineer under the direction of the Director of Community Development and Environmental Control shall be the administrative officer of the ordinance.

SECTION 17A-6. GENERAL.

In all cases where this ordinance requires approval of a subdivision or land development site plan, the City Planning and Zoning Board shall take into consideration the following: (1) the public health, safety and welfare of the public, (2) the comfort and convenience of the public in general and of the residents of the proposed development in particular; (3) consistency with the immediate surrounding area. The Planning and Zoning Board may prescribe such appropriate conditions and safeguards as may be required in order that the result of its action shall further the public interest in general and the accomplishment of the purpose of this ordinance set forth herein before in particular.

SECTION 17A-7. STANDARD PROCEDURES - ZONING AND UNSUITABLE LANDS.

(1) Prior to final approval of any proposed subdivision or land development under terms of this ordinance, the area to be subdivided or developed must have the appropriate zoning required for the intended use.

(2) Unless adequate methods of correction are formulated and approved in accordance with the provisions of the ordinance, land which is determined to be unsuitable for subdivision or development due to poor soil quality, flooding for drainage, or other features likely to be harmful to the health, safety and general welfare of future residents, shall not be subdivided or developed.

SECTION 17A-8. LAND DIVISIONS THAT ARE NOT SUBDIVISIONS.

(1) The division of land into parcels of more than five (5) acres not involving any change in street lines or public easements of whatsoever kind is not a "subdivision."

(2) The definition of "subdivision" shall not apply in instances where lots measuring fifty (50) feet or less in width exist in a plat of records, and the owner or owners thereof desire to change the inside lot lines of such existing lots in order to create larger lots, provided, however, there is no increase in the number of lots in such block created by the change of said lot lines by said owner or owners.

SECTION 17A-9. BUILDING REPAIR PERMITS ISSUED FOR BUILDINGS ON LANDS IN UNIMPROVED AND UNRECORDED PLATS.

(1) The Building Official of the City of Riviera Beach shall not issue building or repair permits for any structure on a land that has not been platted and recorded in the manner prescribed by the ordinances of the City of Riviera Beach.

(2) The Building Official is authorized to issue to an applicant, a building permit for the repair on or an addition to a building existing at the time of the passage of this ordinance, provided that a survey of the tract or parcel of land which shall show the site of each structure existing and proposed additions thereof is submitted together with an engineering development plan providing for but not limited to, adequate storm drainage facilities easements, sewerage disposal facilities, water distribution system, fire protection facilities and right-of-way to serve the subject property or adjacent lands.

SECTION 17A-10. REQUIRED IMPROVEMENTS.

A Florida registered professional engineer shall be employed to design all required improvements. Required improvements covered by this Section include:

(1) Bridges and culverts. Where a subdivision or land development is traversed or develops canals, watercourses, lakes, streams, waterways, or channels, bridges or culverts shall be provided as necessary to facilitate the proposed street system.

(2) Curbs and gutters. Curbs and gutters shall be provided on both sides of all streets in all subdivisions and land developments, except in industrial zoned districts.

(3) Drainage and stormwater treatment. Adequate drainage and stormwater treatment shall be required in all subdivision and land developments as prescribed in Section 17A-11-(8) & (9) of this ordinance.

(4) Fire hydrants. As required by local ordinance and the Fire Chief, fire hydrants shall be installed in all subdivisions and land developments in accordance with City standards and as directed by the Fire Marshall.

(5) Monuments and permanent control points. Monuments and P.C.P.'s shall be set prior to official acceptance of improvements as prescribed by Chapter 1277, Florida Statutes, as then amended.

(6) Sanitary sewage and water distribution. Complete sanitary sewage collection and water distribution systems shall be provided in all subdivisions and land developments. The systems shall be appropriately connected to the City sewage and water supply systems.

(7) Sidewalks. Sidewalks shall be installed in accordance with Chapter 17-Article II of the City Code of Ordinances.

(8) Street, street signs and marking. All streets and related facilities required to serve proposed subdivisions and land developments shall be constructed by the developer. The construction shall consist, but not be limited to, street grading,

base preparation and surface course along with drainage, as required under this ordinance.

Street signs shall be provided at each intersection of a proposed subdivision or land development in the type, size and location required by the City standards. Street name signs shall carry the street name approved on the final plat. Streets obviously in alignment with existing streets shall bear the names of the existing streets.

Street markings and regulatory signs such as channelization, stop signs, stop bars and pedestrian crossings shall be provided as required by the City Engineer.

All subdivisions and land developments shall indicate location of street lighting fixtures and of street lighting easements, if any.

SECTION 17A-11. DESIGN STANDARDS.

(1) All required improvements for subdivision and land developments shall be designed in accordance with the provisions outlined in this section and shall be equal to or exceed the City standards. Whenever other municipal ordinances or regulations impose more restrictive standards and requirements than those contained herein, those other regulations shall be complied with.

(2) Consideration shall be given to applicable provisions of the City and County Comprehensive Plan as they pertain to future school sites, recreation and parks, water supply and sewage treatment systems, highway alignments, and other public facilities. Any conflict therewith shall be addressed on case by case basis.

(3) Development of proposed subdivisions shall take into consideration relevant features of existing adjacent development.

(4) Access.

(a) The subdividing of the land shall be such as to provide each lot with satisfactory and permanent access to an existing public street. Residential lots having direct access to an arterial street shall have adequate turnabout space, or other access control measure as deemed necessary. In general, subdivisions shall be designed to accomplish access to the lots by the use of local street.

(b) Access to townhouse clusters may be via parking lot and/or driveways designated on the plat as access or parking tracts providing the length of said access does not exceed six hundred (600) feet.

(5) BLOCK LAYOUT.

(a) The length, width, and shape of blocks shall be determined with due regard to:

- (1) Provision of adequate sites for buildings of the type proposed.
- (2) Zoning requirements.
- (3) Requirements for safe convenient vehicular and pedestrian circulation, including the reduction of intersection with arterial streets.
- (4) Solar energy and shading factors.

(b) The longer side of a residential block shall ordinarily be no less than five hundred (500) feet nor more than fifteen hundred (1500) feet in length. Where practicable, blocks along arterial and collector streets should be no less than one thousand (1,000) feet long. Lesser or greater lengths may be approved by the City Engineer.

(c) Lots with double frontage shall be avoided and no lot shall have an area or width less than required by any zoning ordinance. No lot shall have an average width of less than sixty feet. Where corner lots back upon lots facing the side street, the corner lots shall have extra width sufficient to permit the establishment of front building lines.

(6) BRIDGES. Bridges shall be designed in general accordance with current Department of Transportation practices and shall include planning for utility installation. They shall be re-inforced concrete, however, other low maintenance material may be used upon request and approval, having a clear roadway width between curbs two(2) feet in excess of the pavement width in each direction and shall provide six (6) feet wide sidewalks on each side.

(7) CURBS AND GUTTERS.

(a) Subdivisions and land developments shall have all streets paved and drained utilizing curb and gutter construction. Where driveway separation of at least one hundred fifty (150) feet can be assured, roadside drainage swales may be utilized.

(b) The width of curb and gutter shall be a minimum of twenty-four (24) inches. Approved mountable median curb may be used around median dividers on the high side of pavement. All curb designed to handle water shall incorporate an approved gutter design. There shall be a stabilized to FBV of fifty (50) pounds subgrade beneath all curbs and one (1) foot beyond the back of the curb.

(c) Water valve boxes, meters, portions of manholes, or other appurtenances of any kind relating to any underground utilities shall not be located in any portion of a curb and gutter section.

(d) The minimum allowable flow line grade of curbs and gutters shall be 0.3% except in intersections where flatter grades may be allowable. The tolerance for ponded water in curb construction is one-fourth inch (1/4") maximum; if exceeded, the section of curb shall be removed and reconstructed to grade.

(e) Plastering shall not be permitted on the face of the curb. Joints shall be sawed (unless an alternate method is used) at intervals of ten (10) feet, except where shorter intervals are required for closures, but in no case, less than four (4) feet. After concrete has set sufficiently, but in not case, later than three days after construction, the curbs shall be backfield.

(f) Use of cross-street valley gutters shall not be permitted.

(8) DRAINAGE.

(a) All subdivisions and land developments shall have drainage systems designed using acceptable engineering principles to protect all future buildings from a one hundred year, three day storm. The design data of the drainage system shall be submitted along with the construction plans in a report form prepared by the developer's engineer indicating the method of control of storm and ground water including the method of drainage, existing water elevations, recurring high water elevations, proposed design water elevations, drainage structures, canals ditches, and other pertinent information pertaining to the system.

(b) The runoff coefficients used in the design of the subdivision shall be those applicable after complete development has occurred and shall be calculated on sample areas of each type of ultimate use. The drainage system shall be designed for long life, low cost, and ease of maintenance.

(c) The drainage system shall provide for the necessary maintenance of ground water levels to prevent over-drainage for the intended land use. The storm sewers shall be designed for rainstorms of maximum intensity predicted for the City of Riviera Beach area at three year intervals according to the charts and data from the South Florida Water Management District. The system shall provide for drainage of lots, streets, roads and other public areas including surface waters which drain into or through the property. The design for drainage of the subdivision must be adequate to provide for surface water drainage of adjacent contributory areas.

(d) The minimum pipe used within a storm sewer system shall be fifteen (15) inches in diameter. Distance between termination or intermediate structures shall not exceed those required by State standards for the construction of maintenance inlets or manholes. Minimum grades for swale sections shall be designed so that the elevation of the hydraulic gradient is never higher than the grate elevation of any inlet in the system. The pipe shall be sloped and structure channeled to develop sufficient scouring to minimize sediment.

(e) The pipe used in the system shall be reinforced concrete. Concrete pipe shall have gasket joints meeting the requirements of AASHTO. Drainage pipe shall be fitted with headwalls, endwalls, inlets and other appropriate terminating and intermediate structures. Structure design shall meet or exceed the City standards.

(9) STORMWATER TREATMENT.

(a) Rainstorm runoff, surface waters and ground waters shall be managed in subdivisions to minimize degradation of water quality nutrients turbidity, debris, and other harmful substances, and to maximize percolation and detention to promote re-use of the water.

(b) Parcels should be developed to maximize the amount of natural rainfall which is infiltrated into the soil and to minimize direct overland runoff into adjoining streets and watercourses.

(c) Storm drainage systems shall be provided in all subdivision and land developments and designed to retain and/or detain rainfall amounts in accordance with the South Florida Water Management District for the entire site prior to outfalling into receiving waters. Street drainage computations shall be based upon a five (5) year storm frequency. Tracts of land with an impervious area of two (2) acres or more shall obtain a drainage permit from the South Florida Management District. The impervious area shall not exceed eight-eight percent (88%) of any tract of land after development.

(d) Runoff from driveways, roofs, or other impervious surfaces shall be diverted so as to flow over grassed areas prior to flowing into any drainage system whenever possible. Pervious areas should be covered with vegetation requiring periodic cutting and removal.

(10) EASEMENTS. Easements for installation of water and sanitary sewer lines shall be twelve (12) feet or wider as determined by the Utilities Director. Easements for storm sewers and other utilities shall be provided as determined necessary by the City Engineer. A minimum of twelve (12) feet shall be provided for underground storm drainage installations and where canals or ditches are permitted the width shall be adequate to accommodate facilities plus twenty (20) feet on one side for maintenance purposes with an overall width not exceeding sixty (60) feet. Drainage easements shall not be fenced or landscaped unless prior approval has been obtained from the City Engineer.

(11) FIRE FLOW AND HYDRANT REQUIREMENTS.

(a) Fire hydrants shall be provided in all water distribution systems and extensions thereof. Fire hydrants shall be spaced every three hundred (300) feet in all developments. Fire hydrants shall be provided at the specified spacing on both sides of any divided highway. Location of all hydrants shall be subject to the approval of the Fire Marshall, Utilities Director and the City Engineer.

(b) Lines to which hydrants are connected shall be a minimum of six inches (6") in diameter in residential areas and eight inches (8") in diameter for other development. All mains shall be looped on the minimum size required for the area when practical. Each branch shall be provided with a gate valve located as close as possible to the main and shall be restrained with adequate thrust blocks.

(c) Fire flow test must conclusively demonstrate that engineering and construction standards have, in fact, produced the requisite fire flows prior to occupancy of the structure(s). The minimum fire flow must be one thousand (1,000) gallons per minute with twenty (20) psi residual pressure in single-family residential areas and one thousand five hundred (1,500) gallons per minute with twenty (20) psi residual pressure for other developments for a period of four hours. Any corrective action required within a one thousand (1,000) foot radius of the proposed development will be at the developer's cost and in accordance with these standards and Chapter 9 of the City Code of Ordinances.

(12) LOTS.

(a) Within the requirements of the city zoning code, the size, shape and orientation of lots shall be appropriate for the type of development and use contemplated. Lot arrangement and design shall be such that all lots will provide satisfactory and desirable building sites.

(b) In-so-far as practical, side lot lines shall be at right angles to straight street lines or radial to curved street lines. However, different lot shapes may be permitted if they can be shown to be necessary or desirable to provide better site utilization and building relationship.

(c) All lots shall have frontage on an existing or proposed public street or on a private street if it meets the street design requirements of this ordinance. Lots not having full frontage on a street, such as in cluster developments, shall have an accessway of at least twenty-four (24) foot width and suitable for access by emergency vehicles. Lots on a cul-de-sac shall have a minimum front length of forty (40) feet. When a subdivision is proposed upon land with existing structures that are proposed to be retained, lots shall be designed so as not to cause said existing structures to become nonconforming with respect to building area or lot size.

(d) Corner lot lines at intersecting right-of-way lines shall be the long chord of a twenty-five (25) foot radius or of a greater radius where deemed necessary. The corner lots shall be designed to facilitate a safe intersection with respect to a sight distance, and a restriction shall be placed on the lot and defined on the plat prohibiting construction or plantings over two and one half (2.5) feet high within the site plan established in the design of the lot or adjacent street, based on the crown elevation of the street.

(13) STREETS.

(a) Proposed streets shall be in accordance with the City's Thoroughfare Plan and should be coordinated with provisions fo the Palm beach County Thoroughfare Plan Ordinance, where applicable. Streets shall be designed to provide adequate vehicular access to all lots or parcels with consideration given to projected volumes of traffic, and further subdivision possibilities in the area.

(b) The street system of proposed subdivision or land development shall be designed to create a hierarchy of street functions and so as to minimize street intersections and pedestrian vehicular conflict points.

(c) Proposed local streets shall be designed so as to discourage through traffic and excessive speeds. Adequate consideration shall be given to provide for the extension and continuation of proposed streets into and from adjoining properties where appropriate.

(d) Dead-end streets or cul-se-sacs designed to be permanent, shall not be longer than one thousand two hundred (1,200) feet in industrial development and six hundred (600) feet in all other developments or shall not furnish access to more than twenty-five (25) dwelling units. At the closed end, a turnaround having an outside roadway diameter twice the width of the right of way shall be provided.

If a dead-end street is of temporary nature, turnaround may be required; and provision made for future extension of street into adjoining property as may be required by the City Engineer.

(e) Street right-of-way and pavement widths in proposed subdivisions and land developments shall be as follows:

<u>Street Type</u>	<u>Right-of-Way</u>	<u>Pavement</u>
Collector w/Median	80 Feet	4-12 Ft. Lanes
Local	50 Feet	26 Feet
Non-Residential	60 Feet	26 Feet

Right of way for expressways, major and minor arterials within the City shall meet the Florida Department of Transportation specification.

(f) The following streets are hereby designated at collector streets:

Lake Shore Drive	Avenue E
Avenue J	Avenue S
Avenue F	Avenue U
Lake Drive	Park Avenue
Avenue O (from Silver Beach Road to Blue Heron Boulevard)	
13th Street (from U.S. Highway 1 to Avenue P)	

(g) Private streets shall be approved only if they meet design and improvement standards set forth in this ordinance.

(h) Street grades. Street grades shall be determined in relation to the drainage installations for the subdivisions. Street grades shall not exceed 2.5% unless adequate protection for erosion is provided or be less than .30% in swale and guttered sections unless otherwise approved by the City Engineer. Road grades shall be shown on the development plans by the direction, percent of fall and with a centerline lineal distance between control points.

(i) Street intersection and alignment. Streets shall intersect at right angles whenever practicable. Multiple intersections involving the junction of more than two (2) streets shall be prohibited. The point of curvature of any local street shall not be closer than two hundred (200) feet to a curve at any intersection. All intersections shall be designed to provide adequate stopping and sight distance in accordance with the current edition of AASHTO Standards. When the centerline of a local street deflects by more than ten (10) degrees, it shall be curved with a radius adequate to assure safe sight distance and driver comfort. Where the algebraic difference in grade lines equals or exceeds one (1) , a vertical curve shall be used.

Property lines at street intersections shall be the long chord of a twenty-five (25) foot or greater radius and street pavement radii shall be a minimum of thirty-five (35) feet and designed to facilitate the intended use.

(j) Street markers and names. One (1) street marker of standard design as prescribed by the City Standards shall be provided at each intersection. A street sign shall be placed at a point eight (8) feet from the edge of pavement on a radial line that bisects the intersection radius curve. Proposed streets which are in alignment with other existing and named streets shall bear the same name of the existing street. All street names shall have a suffix and in no case, except as indicated in the preceding sentence, shall the name of the proposed street duplicate or be phonetically similar to existing street names regardless of the use of suffix street, avenue, boulevard, drive, place, court, etc.

(k) Regulatory signs. "STOP" signs shall be required at every street intersection as a condition for acceptance of subdivision. Paving and drainage improvements shall be in place prior to final inspection. The developer shall furnish and erect regulatory signs as required by the City Engineer. Regulatory signs must conform to the specifications in the City Standards and the Manual on Uniform Traffic Control Devices. Locations of signs shall be subject to approval by the City Engineer. No person shall name or change the name of any street without the consent of the City Council.

(l) Street jogs prohibited. Local street jogs with centerline offsets of less than two hundred (200) feet are prohibited.

(m) Marginal access streets. Where a subdivision abuts or contains an existing limited access highway, freeway or arterial street, an access is desired to adjoining property other than street connections, a marginal access street to afford separation of through and local traffic will be required.

(n) Half street. The creation of new half streets in a proposed subdivision or land development is prohibited unless it is part of an adopted right-of-way map. The developer shall provide the entire required right-of-way within his property.

#### SECTION 17A-12.

#### SANITARY SEWAGE SYSTEM.

(1) All proposed subdivisions and land developments shall be connected to the public sanitary sewage system. All proposed systems, extension, and connections shall be subject to the approval of the City Department of Utilities and shall be in accordance with City Standards governing their installation prior to obtaining a construction permit from the City.

(2) The sanitary sewage system shall be designed by a registered engineer and shall conform to all requirements of state, county, and city authorities. The appurtenances to the system shall be equal to or exceed the minimum requirements of the City Standards. Upon submittal of construction plans for a sewage system as prescribed by this ordinance, the design engineer shall supply data, calculations and analyses showing important features affecting design including but not limited to:

- (a) Number of units served by proposed sewage system.
- (b) The character of units and expected population or estimated flow of sewage from any unit designed for non-residential use.
- (c) A flow chart indicating the number of proposed connection to the system and the anticipated flow of sewage to the sewer plant.

(d) Any other meaningful information necessary to arrive at estimates of amounts and character of sewage pertinent to the design.

(3) Pipe materials used for sewer and water lines will be in accordance with the City Standards. Whenever any pressure or force mains are located underneath pavement or curbs with cover of less than thirty-six (36) inches, the mains shall be of ductile iron for pipe diameter of four (4) inches or more, and polyvinyl chloride for pipe diameter under three (3) inches. Only approved pvc cement will be permitted. Where service lines pass under paving, they must be installed through appropriately sized ductile iron pipe casing normally two (2) inches or larger in diameter. Galvanized steel pipe will not be acceptable.

(4) All connections to existing facilities shall be made under the direction of the Utilities Department.

(5) Manholes capable of withstanding the AASHO H-20 wheel load shall be constructed at all changes in grade or alignment, at all junctions (except service laterals), at the end of any sewer and every four hundred (400) linear feet or less.

SECTION 17A-13. WATER SUPPLY SYSTEM.

(1) The water supply system shall be designed by a registered engineer and shall conform to all county and city requirements. The system shall be designed with minimum six (6) inch mains. Water mains shall be required on all streets and shall be looped. Materials and methods of construction shall be approved by the Utilities Director prior to obtaining a construction permit from the City.

(2) The distribution system shall provide connections to each lot shown in the plat, to each public facility and where median strips are developed. Construction design shall meet or exceed the City Standards.

(3) All connections to existing facilities shall be made under the direction of the Utilities Department.

SECTION 17A-14. NATURAL FEATURES PRESERVATION.

(1) The design and development of all subdivision and land developments shall preserve, whenever possible, natural features such as the natural terrain of the site, woodland areas, large trees, natural watercourses and bodies of water, wetlands, rock outcroppings, and scenic views.

(a) Waterfront preservation, lake, stream, canal and ocean frontage shall be preserved as open space whenever possible.

(b) Access points to water and maintenance easement areas shall be provided at intervals of no more than one-half (1/2) mile. These access points shall be no less than twenty-five (25) feet in width.

(2) Preservation and Planting. Except prohibited species, trees eight (8) inches or more in diameter (measured at a height four and one-half (4 1/2) feet above grade) should be preserved or relocated within the site. Trees located within the proposed cartway or sidewalk portion of a street right-of-way, within fifteen (15) feet of the foundation area of a new building, within a utility easement, or within an area where re-grading is necessary to achieve acceptable site development should be relocated within the site. Where possible, existing open areas should be utilized for such facilities to minimize unnecessary disturbance of existing wooded areas. Areas in which trees are retained shall remain undisturbed and at the original grade level wherever possible.

(3) Topography. The natural terrain of the proposed subdivision or land development tract will be retained wherever possible. Cut and fill should be kept to the minimum necessary to achieve acceptable street grades, parking areas, or building sites where no feasible alternative exists or where it will be used to enhance the site (such as berms or swales which add visual interest or perform a function such as drainage or screening).

SECTION 17A-15. CONSTRUCTION OF REQUIRED IMPROVEMENTS.

(1) After construction plans have been approved and filed the subdivider shall construct the required improvements, subject to obtaining the required permits from the appropriate agencies.

(2) Construction shall be performed under the supervision of the appropriate City agencies and shall at all times be subject to inspection by the Utilities Director for utilities and the City Engineer for all other engineering requirements. However, this in no way shall relieve the subdivider, his engineer and contractor of close field supervision and final compliance with the approved plans and specifications.

(3) In accordance with City Standards, the appropriate agencies shall require the subdivider to employ a registered engineer for periodic inspection of the construction or installation of the improvements involved, and may require progress reports and a final certificate of the construction or installation from such engineer. The appropriate agencies shall establish detailed regulations governing the inspections to be furnished by the developer or his engineer and may refuse to accept work which has been done without proper inspection. No construction work shall be undertaken prior to obtaining the required permits.

(4) When construction is complete in accordance with the approved plan and specifications and complies with the provisions of these regulations, the subdivider shall obtain written final approval and acceptance from the City in the form of a City Council resolution. Final "As Built" mylar drawings for the utilities shall be submitted to the Director of Utilities and for all other work to the City Engineer.

SECTION 17A-16. SECURITY REQUIREMENT.

Before any plat of a subdivision in the City shall be submitted for recording, good and sufficient security shall be furnished for the completion of the required improvement. The security shall be a cash, surety or personal bond, as the City Attorney may determine to be good and sufficient, payable to the City in the amount of one hundred twenty percent (120%) of the actual contract or one hundred thirty percent (130%) of the estimated cost.

SECTION 17A-17. ENFORCEMENT PROVISIONS.

(1) Within the jurisdiction of these regulations, no subdivision shall be made, platted, or recorded, nor shall any building permit be issued, unless such subdivision meets all requirements of these regulations and has been approved in accordance with the requirements as herein provided.

(2) No owner or agent of the owner of any parcel of land located in a proposed subdivision shall transfer or sell any such parcel before a plat of such subdivision has been approved by the City Council in accordance with the provision of these Regulations and recorded in the office of the Clerk of the Circuit Court of Palm Beach County.

(3) The subdivision of any lot or any parcel of land by the use of metes and bounds description for the purpose of sale, transfer, or lease with the intent of evading

these Regulations shall not be permitted. All such subdivisions shall be subject to all the requirements contained in the Regulations.

(4) No building permit shall be issued for the construction of any building or structure located on a lot or plat subdivided or sold in violation of the provision of these Regulations.

(5) The City Council shall enforce the improvement bond by resorting to legal and equitable remedies if required improvements have not been satisfactorily installed within one (1) year after the final plan or plat is approved, unless extended by the City Council for cause and provided the surety consents to the extension. Any owner or agent of the owner who falsely represents to a prospective purchaser of real estate that roads and streets, sewers, water systems, or drainage facilities will be built, constructed, or maintained by the City of Riviera Beach shall be deemed guilty of a civil violation, punishable as provided in Section 1-8 of the City Code.

SECTION 17A-18

APPEALS.

Appeals may be taken by any person aggrieved by any decision of the City Engineer or the Director of the Department of Community Development and Environmental Control in the enforcement of this article to the City Council.

SECTION 3. That all ordinances and parts of ordinances in conflict are hereby repealed.

SECTION 4. Should any section or provision of this ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the remainder of this ordinance.

SECTION 5. Specific authority is hereby granted to codify this ordinance.

SECTION 6. This ordinance shall take effect immediately upon its passage.

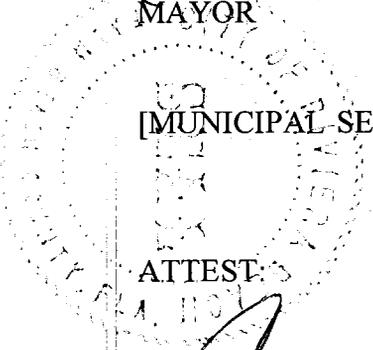
PASSED AND ADOPTED on first reading this 1ST day of DECEMBER, 19 93.

PASSED AND ADOPTED on second reading this 15 day of December, 19 93.

APPROVED:

Anna K. Williams  
MAYOR

Hyacinthia "Cynthia" Pector  
CHAIRPERSON



[MUNICIPAL SEAL]

ATTEST:

Cassie L. Hard  
CITY CLERK

[Signature]  
CHAIRPERSON PRO-TEM

Bruce A. Guyton

Margaret Confrey  
Bertha Orange  
COUNCILMEMBERS

1st Reading

2nd & Final Reading

MOTIONED BY: B. GUYTON  
SECONDED BY: M. CONFREY

B. RODRIGUEZ  
B. ORANGE

M. CONFREY AYE  
C. BECTON AYE  
B. ORANGE AYE  
B. RODRIGUEZ OUT  
B. GUYTON AYE

AYE  
AYE  
AYE  
AYE  
AYE

REVIEWED FOR LEGAL SUFFICIENCY

[Signature]  
ASSISTANT CITY ATTORNEY  
CITY OF RIVIERA BEACH

DATE: 11/17/93

ORDINANCE NO. 2621

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 6 ENTITLED "BUILDINGS." INCLUSIVE AND THEREBY UPDATING AND REVISING THE TECHNICAL CODES FOR THE CITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 166 Florida Statutes, empowers municipalities to provide for the health, safety and general welfare including the enactment and enforcement of construction and related technical codes and regulations; and

WHEREAS, pursuant to Chapter 90-444, Laws of Florida, as amended, Palm Beach County has adopted by Ordinance the Standard Building, Plumbing, Mechanical, and Gas Codes, 1991 Edition; and

WHEREAS, pursuant to Chapter 90-445 and F.S. 553.73 (a), the Building Code Advisory Board of Palm Beach County has reviewed local conditions and based on this review has recommended the adoption of these amendments; and

WHEREAS, it will be in the best interest of the public to strengthen the technical codes for the health, safety, and general welfare of citizens of the City of Riviera Beach, Florida;

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

ARTICLE I OF CHAPTER 6 IS HEREBY AMENDED AND READS AS FOLLOWS:

"ARTICLE I. IN GENERAL.

SECTION 6-1. Technical Codes Adopted.

The City of Riviera Beach hereby adopts as Building Codes for said City, the below listed editions of the codes of the Southern Building Code Congress International, Inc., and the National Electrical Code:

- (1) Standard Building Code, ~~1988~~ 1991 Edition
- (2) Standard Mechanical Code, ~~1988~~ 1991 Edition
- (3) Standard Gas Code, ~~1988~~ 1991 Edition
- (4) Standard Plumbing Code, ~~1988~~ 1991 Edition
- (5) Standard Fire Prevention Code, ~~1988~~ 1991 Edition
- (6) Standard Existing Building Code, ~~1988~~ 1991 Edition
- (7) Standard Housing Code, ~~1988~~ 1991 Edition
- (8) National Electrical Code, 1990 Edition
- (9) Standard Swimming Pool Code, ~~1988~~ 1991 Edition
- (10) Standard Unsafe Building Abatement Code, 1985 Edition
- (11) Standard Excavation and Grading Code, 1975 Edition
- ~~(12) Model Countywide Standard for the Installation of Roof Covering, 1988 Edition.~~
- ~~(13)~~ (12) Model Countywide Administrative Code, ~~1988~~ 1991 Edition

Three (3) copies of the above referenced codes shall be kept on file in the Building Division's Office of the City of Riviera Beach, and shall be available for public inspection upon request. Said codes are herein incorporated by reference and made part of this Code of Ordinance, subject only to specific additions, deletions, or amendments set out within this Code these Code of Ordinances.

#### SECTION 6-2. Amendments to Building Codes.

The following model countywide amendments to the Standard Code are hereby adopted and incorporated herein as part of the minimum building standards for the City of Riviera Beach:

- (1) Amendments to the Standard Building Code, ~~1988~~ 1991 Edition
- (2) Amendments to the Standard Gas Code, ~~1988~~ 1991 Edition
- (3) Amendments to the Standard Mechanical Code, ~~1988~~ 1991 Edition
- (4) Amendments to the Standard Plumbing Code, ~~1988~~ 1991 Edition
- (5) Amendments to the National Electrical Code, 1990 Edition
- (6) Standard Building Code, Appendices A, ~~B~~, ~~C~~, D, ~~E~~, ~~F~~, ~~G~~, ~~H~~, and ~~I~~;
- (7) Amendments to the Standard Building Code, Appendices 1, 2, and 3.

Three (3) copies of the above referenced amendments shall be kept on file in the Building Division's Office of the City and shall be available for public inspection upon request.

SECTION 6-3. Schedule of Permit Fees.

Permit fees shall be based on the estimated value and multiplied by the following percentage rates. Primary or master permits will include one (1) the cost of all subpermits, provided the necessary information is completely detailed on the plans and the total cost of such improvements is included in the estimated value. (Reference: Current Building Valuation Data as listed in the Southern Building Code Publication, quarterly.)

2%--\$	0.00	-	\$	10,000.00	PLUS
1%--\$	10,001.00	-	\$	100,000.00	PLUS
.5%--\$	100,001.00	-	\$	500,000.00	PLUS
.25%--\$	500,001.00	-	\$	1,000,000.00	PLUS
.125%--\$	1,000,000.00	-		AND UP	

The minimum permit fee shall not be less than ~~twenty five~~ thirty dollars ~~(\$25.00)~~ (\$30.00)

Moving Building.....	\$100.00
Building Demolition.....	\$100.00
Construction Trailers.....	<del>\$25.00</del> \$ 30.00
Notary.....	\$ 1.00
Copies (per page).....	\$ .15
Microfilm (per page).....	\$ 1.00
Building Board of Adjustment.....	\$100.00
Occupational License Inspection.....	<del>\$25.00</del> \$ 30.00
Failure to call for final inspection (each permit).....	<del>\$25.00</del> \$ 30.00
Re-inspection Fee.....	<del>\$25.00</del> \$ 30.00
<u>Temporary Electrical Power Fee.....</u>	<u>\$ 30.00</u>

City agents assigned as resident inspectors:

Threshold buildings (per hour).....	\$ 20.00
Residential projects (per hour).....	\$ 16.00

The estimated value shall include the total cost of construction. If in the opinion of the Building Official, the valuation is underestimated on the application, the permit shall be denied, unless the applicant can provide a detailed cost estimate which meets the approval of the Building Official.

SECTION 6-4. On-Site Construction Parking Requirements.

(a) During the course of any construction, off-street parking facilities shall be provided within the construction site to accommodate parking of any motor vehicles operated by any person employed or transacting any business or service to site of construction.

~~(b) Application of section. This section shall have application to any construction that has not been issued a certificate of occupancy by the building department prior to the adoption of this section.~~

~~(c) Right of appeal. Whenever there are practical difficulties or unnecessary hardship in the strict application of this section, the city council is hereby designated as a board of adjustment and appeal and any applicant aggrieved may appeal to such board of adjustment and appeal upon written notice, and after a hearing, the board of adjustment and appeal may grant such relief as it deems equitable and just in the premises.~~

~~(d) Penalty. Any person, firm or corporation convicted of a violation of any of the provisions of this section shall be punished as prescribed in section 1-8. (Ord. No. 2510, § 2, 10-17-90)~~

### SECTION THREE

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 re-numbered to accomplish such intentions.

### SECTION FOUR

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 FIVE

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.

(b) In addition to the criminal penalty imposed herein, the building official shall enforce this section by the suspension of any building permit when such official determines the existence of a violation of this section.

SECTION 6-5. Construction Prohibited.

(a) No Construction shall be done within the corporate limits of the City of Riviera Beach except in accordance with the above listed codes and the applicable provisions of this Code of Ordinances.

(b) Any person, entity, firm, business or corporation whose construction or building-related work and work practices do not conform with the provisions of the City of Riviera Beach Code of Ordinance provisions shall, upon written notice from the Building Official, make required changes or corrections for conformity with the City of Riviera Beach Code of Ordinances. If said changes or corrections have not been made within ten (10) calendar days after notice from the Building Official no more building permits shall be issued to such person unless and until compliance with the City of Riviera Beach Code of Ordinances occurs.

SECTION 6-6. Use of Aluminum Conductors.

(a) Use restricted. The electrical code as referenced herein is amended to omit the use of aluminum conductors in all structures, commercial or residential, in the City of Riviera Beach, other than U.L.-approved bus ways, switch gears and temporary services for construction sites only.

This applies to new construction, fire-damaged existing structures, or major repairs, remodeling of existing structures requiring a change of service.

SECTION SIX

This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED AND APPROVED ON FIRST READING THIS 1ST DAY OF DECEMBER, 1993.

PASSED AND ADOPTED ON SECOND READING AND FINAL READING THIS 15 DAY OF December, 1993.

APPROVED:

Mark K. Williams  
MAYOR

Hyscinthia "Cynthia" Pedro  
CHAIRMAN

[Signature]  
CHAIRMAN PRO TEM

[Signature]  
CITY CLERK

Bruce A. Guyton  
Margaret Confrey  
Beth Orange  
COUNCIL MEMBERS

1ST READING

2ND AND FINAL READING

MOTIONED BY: B. GUYTON

B. GUYTON

SECONDED BY: B. ORANGE

B. RODRIGUEZ

M. CONFREY: AYE

AYE

B. GUYTON: AYE

AYE

C. BECTON: AYE

AYE

B. RODRIGUEZ: OUT

AYE

B. ORANGE: AYE

AYE

REVIEWED FOR LEGAL SUFFICIENCY

[Signature]  
ASSISTANT CITY ATTORNEY  
CITY OF RIVIERA BEACH

DATE: 11/23/93