

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE FUTURE LAND USE MAP IN THE CITY OF RIVIERA BEACH COMPREHENSIVE PLAN BY ASSIGNING THE FUTURE LAND-USE DESIGNATION OF "COMMERCIAL" TO AN 11.6 ACRE PARCEL OF LAND DESCRIBED IN SECTION 1; TRANSMITTING THIS FUTURE LAND USE MAP AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS FOR REVIEW; DIRECTING THE CITY CLERK TO UPDATE THE FUTURE LAND USE MAP; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the State of Florida "Local Government Comprehensive Planning and Land Development Regulation Act" of 1985 provides procedures to amend the adopted Comprehensive Plan; and

**WHEREAS**, the subject property was annexed into the City of Riviera Beach and thereby became eligible for a City of Riviera Beach future land-use designation; and

**WHEREAS**, the Planning and Zoning Board, sitting as the Local Planning Agency, reviewed the petitioner's proposed future land-use map amendment at a public hearing and forwarded its recommendation to the City Council; and

**WHEREAS**, the City Council, sitting as the Local Governing Body, reviewed the proposed future land-use map amendment and recommendation at two public hearings; and

**WHEREAS**, pursuant to Florida Statutes, the City shall transmit this proposed future land-use map amendment to the Florida Department of Community Affairs for review and comment.

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

**Section 1.** The Future Land Use Map in the Riviera Beach Comprehensive Plan is hereby amended to incorporate a certain 11.6 - acre parcel of land annexed from Palm Beach County and assigning the Riviera Beach future land-use designation of "Commercial" to that parcel. The subject parcel is located at the northeast corner of Blue Heron Boulevard and Interstate 95 and is legally described as follows:

COMMENCE AT THE SOUTHWEST CORNER OF SECTION 30, TOWNSHIP 42 SOUTH, RANGE 43 EAST, PALM BEACH COUNTY, FLORIDA, AND RUN NORTH 01 DEGREES 34 MINUTES 06 SECONDS EAST, ALONG THE WEST LINE OF SECTION 30, A DISTANCE OF 1345.31 FEET TO A POINT ON THE CENTERLINE OF BLUE HERON BOULEVARD; THENCE SOUTH 87 DEGREES 40 MINUTES 36 SECONDS EAST ALONG THE CENTERLINE OF BLUE HERON BOULEVARD 593.81 FEET; THENCE NORTH 02 DEGREES 19 MINUTES 24 SECONDS EAST, 81.00 FEET TO A POINT ON THE PROPOSED NORTH RIGHT-OF-WAY LINE OF SAID BLUE HERON BOULEVARD, SAID POINT BEING ALSO THE BEGINNING OF THE LIMITED ACCESS RIGHT-OF-WAY LINE OF STATE ROAD NO. 9 (INTERSTATE HIGHWAY #95) AND THE POINT OF BEGINNING; THENCE NORTH 87 DEGREES 40 MINUTES 36 SECONDS WEST ALONG SAID

LIMITED ACCESS RIGHT-OF-WAY LINE OF STATE NO. 9 (INTERSTATE HIGHWAY #95), A DISTANCE OF 100.00 FEET; THENCE NORTH 53 DEGREES 59 MINUTES 12 SECONDS WEST STILL ALONG SAID LIMITED ACCESS RIGHT-OF-WAY LINE 180.31 FEET; THENCE NORTH 08 DEGREES 18 MINUTES 36 SECONDS WEST ALONG SAID LIMITED ACCESS RIGHT-OF-WAY LINE 558.57 FEET; THENCE SOUTH 87 DEGREES 40 MINUTES 36 SECONDS EAST 853.10 FEET; THENCE SOUTH 02 DEGREES 19 MINUTES 24 SECONDS WEST 624.00 FEET TO A POINT OF CURVATURE OF A CIRCULAR CURVE CONCAVE TO THE NORTHWEST; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE; HAVING A RADIUS OF 25.00 FEET, THRU A CENTRAL ANGLE OF 90 DEGREES FOR AN ARC DISTANCE OF 39.27 FEET TO A POINT OF TANGENCY; THENCE NORTH 87 DEGREES 40 MINUTES 36 SECONDS WEST, ALONG SAID PROPOSED NORTH RIGHT-OF-WAY LINE 475.00 FEET TO THE POINT OF BEGINNING.

**Section 2.** The Director of the Department of Community Development and Environmental Control is hereby authorized and directed to transmit this Future Land Use Map amendment to the Florida Department of Community Affairs for review and comment.

**Section 3.** The City Clerk is hereby authorized and directed to reflect these amendments on the Future Land Use Map by the appropriate means of designating all changes described by this Ordinance.

**Section 4.** The effective date of this ordinance shall be: (a) the date a final order is issued by the State of Florida Department of Community Affairs finding the ordinance to be in compliance in accordance with Section 163.3184, Florida Statutes; or (b) the date a final order is issued by the State of Florida Administration Commission finding the ordinance to be in compliance in accordance with Section 163.3184, Florida Statutes.

PASSED AND APPROVED this 19<sup>th</sup> day of April, 1995

PASSED and ADOPTED this 19 day of July, 1995.

APPROVED:

Clayton K. Williams  
MAYOR

John West  
CHAIRPERSON

[MUNICIPAL SEAL]

Marilyn B. Moffitt  
CHAIRPERSON PRO-TEM

ATTEST:

Cario P. Ward  
CITY CLERK

Margaret Confrey  
Kyrcynthia "Cuddie" Becton  
Elizabeth Wade  
COUNCILMEMBERS

	<u>1st Reading</u>	<u>2nd &amp; Final Reading</u>
MOTIONED BY:	<u>M. CONFREY</u>	<u>M. MOFFITT</u>
SECONDED BY:	<u>C. BECTON</u>	<u>E. WADE</u>
E. JORDAN-WESTON	<u>AYE</u>	<u>AYE</u>
M. MOFFITT	<u>AYE</u>	<u>AYE</u>
C. BECTON	<u>AYE</u>	<u>AYE</u>
E. WADE	<u>AYE</u>	<u>AYE</u>
M. CONFREY	<u>AYE</u>	<u>AYE</u>

DATE: 7/12/95  
CITY CLERK: CARIO P. WARD  
CITY OF TAMPA, FLORIDA  
REVIEWED: [Signature]

ORDINANCE NO. 2671

AN ORDINANCE OF THE CITY OF RIVIERA BEACH,  
PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 14-54  
OF CHAPTER 14, PENSIONS AND RETIREMENT, OF THE CITY  
CODE OF ORDINANCES, TO PROVIDE FOR RETIREMENT  
AFTER TWENTY (20) YEARS OF SERVICE REGARDLESS OF AGE,  
PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council, in accordance with Chapter 14 relating to additions to the Pensions and Retirement codes; is hereby amended as follows 14-54...

Sec. 14-54 Retirement monthly income ~~at age 50~~ after 20 years of service regardless of age.

The amount of the monthly retirement income benefit payable to a firefighter who retired ~~at age 50~~ after 20 years of service regardless of age, and the contribution of eight percent of his annual salary to the city firefighters' pension trust fund from the date of October 21, 1981, or from the date of his employment if hired at a later date shall be three percent of the number of years of his credited service times the amount of his final average monthly compensation.

(Code 1957, & 14-4.6; Ord. No. 2355, & 6,7,11-18-87)

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

**SECTION 1.** That Chapter 14, "Pensions and Retirement" is hereby amended as quoted above.

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

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

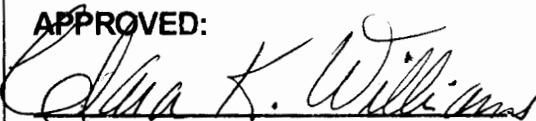
**SECTION 4.** That all sections or parts of sections of the Code of Ordinances, all ordinances or parts of ordinances, and all resolutions or parts of resolutions in conflict herewith, be and the same are hereby repealed to extent of such conflict.

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

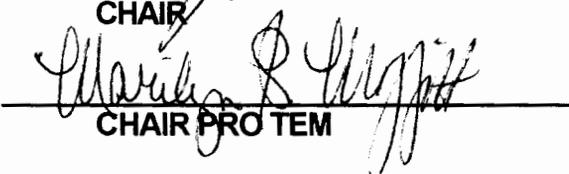
**PASSED AND APPROVED** on first reading this 19<sup>th</sup> day of April, 1995.

**PASSED AND ADOPTED** on second and final reading this 3<sup>rd</sup> day of May, 1995.

APPROVED:

  
MAYOR

  
CHAIR

  
CHAIR PRO TEM

ATTEST:

CITY CLERK

*[Signature]*

*Hyacinthia "Cynthia" Becton*  
*Margaret Confrey*  
*Elizabeth Wade*

COUNCIL MEMBERS

1st Reading

2nd & Final reading

MOTIONED BY:	<u>C. BECTON</u>	<u>M. MOFFITT</u>
SECONDED BY:	<u>E. WADE</u>	<u>E. WADE</u>
M. MOFFITT	<u>NAY</u>	<u>AYE</u>
M. CONFREY	<u>NAY</u>	<u>AYE</u>
E. WADE	<u>AYE</u>	<u>AYE</u>
C. BECTON	<u>AYE</u>	<u>AYE</u>
E. WESTON	<u>AYE</u>	<u>AYE</u>

*[Signature]*

Tabled Ordinance  
2672

ORDINANCE NO. 2673

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 2, ARTICLE VI, DIVISION 3, OF SECTION 2-100 OF THE CODE OF ORDINANCES OF RIVIERA BEACH, FLORIDA, RELATING TO RATES OF PAY AND SALARY SCHEDULE BY INCREASING THE SALARY OF GENERAL EMPLOYEES REPRESENTED BY THE INTERNATIONAL BROTHERHOOD OF FIREMEN & OILERS COLLECTIVE BARGAINING AGREEMENT; PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That Section 2-100 of Chapter 2, Article VI, Division 3, of the Code of Ordinances of Riviera Beach, relating to rates of pay and salary schedule be amended by increasing the salary of certain general employees represented by the International Brotherhood of Firemen and Oilers Collective Bargaining Agreement as follows:

(a) For the 1994-'95 Contract year, the Employer will adjust the individual employee's 1993 -'94 wages by three percent (3%). There will be no further wage adjustments during the 1994-'95 Contract year.

Section 2. This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED AND APPROVED on first reading this 17th day of May 1995.

PASSED AND ADOPTED on second and final reading this 7th day of June 1995.

Signatures on next page.....

APPROVED:

Clark K. Williams  
MAYOR

[Signature]  
CHAIRPERSON

ATTEST:

[Signature]  
CITY CLERK

Wanda S. Moffitt  
CHAIRPERSON PRO TEM

Elizabeth West

Assunta "Cynthia" Becton

Margaret Confrey  
Councilmembers

1st Reading

2nd Reading

Motioned by: E. WADE  
Seconded by: C. BECTON  
E. Weston AYE  
M. Moffitt AYE  
M. Confrey AYE  
C. Becton AYE  
E. Wade AYE

E. WADE  
C. BECTON  
AYE  
AYE  
AYE  
AYE  
AYE

REVIEWED FOR LEGAL SUFFICIENCY  
[Signature]  
CITY ATTORNEY  
CITY OF RIVIERA BEACH  
DATE: 5.10.95

ORDINANCE NO. 2674

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 2, ARTICLE VI, DIVISION 3, OF SECTION 2-100 OF THE CODE OF ORDINANCE OF RIVIERA BEACH, FLORIDA, RELATING TO RATES OF PAY AND SALARY SCHEDULE BY INCREASING THE SALARY OF ADMINISTRATIVE PERSONNEL.

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

SECTION 1. That Section 2-100 of Chapter 2, of Article VI, Division 3 of the Code of Ordinances of Riviera Beach, relating to rates of pay and salary schedule be amended by increasing the salary of Administrative Personnel as follows:

(A) For the 1993-94 fiscal year, effective October 1, 1994, each administrative employee wages will increase by three percent (3%). There will be no further wage adjustments during the 1994-95 fiscal year.

Section 2. This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED AND APPROVED on first reading this 17th day of May, 1995.

PASSED AND ADOPTED on the second and final reading this 7th day of June, 1995.

APPROVED:

Sam K. Williams MAYOR Antone Richardson CHAIRPERSON

ATTEST:

Ann Marie Davis CITY CLERK

Marilyn S. Moffitt CHAIRPERSON PRO TEM

Elizabeth Wade

Hyacintha "Cathie" Becton

Margaret Confrey COUNCIL MEMBERS

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

M. MOFFITT  
E. WADE

E. Weston: AYE  
M. Confrey: AYE  
M. Moffitt: AYE  
E. Wade: AYE  
C. Becton: AYE

REVIEWED FOR LEGAL SUFFICIENCY  
[Signature]  
CITY ATTORNEY  
CITY OF RIVIERA BEACH  
DATE 5.10.95

**CITY OF RIVIERA BEACH  
 CLASSIFICATION PLAN  
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 EFFECTIVE DATE: 10\01\94**

**ADMINISTRATIVE SALARY SCHEDULE  
 1994-95**

<b>RANGE</b>	<b>CLASSIFICATION</b>	<b>SALARY</b>	
A	-----	18,670 –	24,272
B	Legislative Aide Program Coordinator	21,469 –	27,911
C	Grant Writer	24,689 –	32,099
D	Administrative Assistant to the Police Chief Information Manager	28,394 –	36,912
E	Deputy City Clerk Emergency Communications Manager Housing & Community Development Coordinator Senior Planner	32,652 –	42,448
F	Assistant Building Official Budget & Management Specialist Code Administrator Director of Marina Director of Purchasing Risk Manager	37,549 –	48,813
G	Assistant Director of Finance Building Official City Clerk Director of Human Resources Director of Planning & Zoning Director of Recreation & Parks Library Director	43,182 –	56,136
H	Assistant Director of Utilities Assistant Police Chief City Engineer Deputy Fire Chief	49,659 –	64,558

**CITY OF RIVIERA BEACH  
 CLASSIFICATION PLAN 1994–95  
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 EFFECTIVE DATE: 10\01\94**

RANGE	CLASSIFICATION	SALARY	
I	Assistant City Manager for Finance and Administrative Services Chief of Police Deputy City Manager Director of Community Development & Environmental Control Director of Utilities Fire Chief	57,108 –	74,241
CONTRACT	Assistant City Attorney/Prosecutor City Attorney City Manager		

**CITY OF RIVIERA BEACH  
PAY & CLASSIFICATION PLAN**

1994 - 1995 (Effective 10/10/94)

**CLASS TITLE**

**PAY RANGE / GRADE**

**ADMINISTRATIVE, GENERAL**

Administrative Aide	G28
Assistant City Attorney	Contractual
Assistant City Manager for Finance & Administrative Services	Admin. I
City Attorney	Contractual
City Clerk	Admin. G
City Manager	Contractual
Deputy City Clerk	Admin. E
Deputy City Manager	Admin. I
Director of Human Resources	Admin. G
Grant Writer	Admin. C
Legal Assistant	G31
Legislative Aide	Admin. B
Paralegal/Administrative Assistant	G33
Personnel Specialist	G33
Program Coordinator	Admin. B
Risk Manager	Admin. F

**CLERICAL & RELATED**

Administrative Secretary	G24
Clerk Typist I	G08
Clerk Typist II	G11
Clerical Technician	G11
Insurance Clerk	G22
Secretary I	G16
Secretary II	G22
Telephone Operator	G11

**BUILDING & INSPECTIONS**

Assistant Building Official	Admin. F
Building Inspector I	G28
Building Official	Admin. G
Building Clerk	G20
Director of Community Development & Environmental Control	Admin. I

CITY OF RIVIERA BEACH  
PAY & CLASSIFICATION PLAN  
1994 - 1995 (Effective 10/01/94)

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**CLASS TITLE**

**PAY RANGE / GRADE**

**BUILDING & INSPECTIONS (continued)**

Electrical Inspector II	G31
Plans Examiner	G32
Plumbing Inspector II	G31

**ENGINEERING & RELATED**

City Engineer	Admin. H
Engineering Technician II	G29

**FINANCE & ACCOUNTING**

Accountant	G30
Accounting Clerk II	G20
Assistant Finance Director	Admin. G
Budget & Management Specialist	Admin. F
Cashier	G18
Computer Operator	G22
Data Processing Manager	G33
EDP Control Clerk II	G18
Payroll Technician	G24
Utility Billing Clerk I	G18
Utility Billing Clerk II	G20
Utility Billing Office Manager	G27

**LIBRARY SERVICE**

Director of Library	Admin. G
Librarian I	G25
Librarian II	G28
Library Aide	G09
Library Assistant	G15
Library Page	Minimum wage

**PLANNING**

Associate Planner	G30
Director of Planning & Zoning	Admin. G
Senior Planner	Admin. E

CITY OF RIVIERA BEACH  
 PAY & CLASSIFICATION PLAN  
 1994 - 1995 (Effective 10/01/94)

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CLASS TITLE PAY RANGE / GRADE

**POLICE (NON - SWORN)**

Asset Technician	G11
Booking Technician	G23
Community Organizer	G24
Crime Analyst	G24
Emergency Communications Operator	G20
Emergency Communications Manager	Admin. E
Emergency Communications Supervisor	G26
Evidence Custodian (Police Property)	G18
Information Manager	Admin. D
Police Aide	G24
Police Records Technician	G11
School Crossing Guard	P/T

**PUBLIC WORKS SERVICE**

Auto Mechanic I	G26
Auto Mechanic II	G28
Auto Mechanic III	G29
Automotive Records Specialist	G26
Carpenter	G27
Custodian I	G12
Custodian II	G14
Electrician	G29
Equipment Operator I (Trucks)	G20
Equipment Operator II (Packers)	G24
Equipment Operator III (hydro cranes, roto booms, and sweepers)	G26
Maintenance Mechanic	G20
Maintenance Worker I	G12
Maintenance Worker II	G15
Paint & Body Mechanic	G26
Painter	G25
Property Maintenance Technician	G28
Public Works Foreman I	G25
Public Works Foreman II	G29
Public Works Foreman III	G31
Senior Equipment Operator III	G28

CITY OF RIVIERA BEACH  
 PAY & CLASSIFICATION PLAN  
 1994 - 1995 (Effective 10/10/94)

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<u>CLASS TITLE</u>	<u>PAY RANGE / GRADE</u>
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PUBLIC WORKS SERVICE (continued)

Sign Technician	G23
Store Clerk	G18
Superintendent of Public Works	G36

PURCHASING

Buyer	G26
Director of Purchasing	Admin. F
Printer/Courier Clerk	G14
Purchasing Coordinator	G24
Senior Buyer	G28

PARKS & RECREATION

Aquatics Supervisor	G27
Athletic Superintendent	G33
Crew Leader	G18
Director of Parks & Recreation	Admin. G
Lifeguard	G22
Lifeguard Captain	G24
Parks Foreman	G25
Parks Superintendent	G31
Pool Guard II	G16
Pool Guard Captain	G24
Recreation Aide	G14
Recreation Center Director	G24
Recreation Leader	G17
Recreation Supervisor	G27
Recreation Superintendent	G31

UTILITIES SERVICES - WATER / SEWER

Assistant Director of Utilities	Admin. H
Back-Flow Prevention Technician	G27
Customer Service Representative	G26
Director of Utilities	Admin. I

CITY OF RIVERA BEACH  
 PAY & CLASSIFICATION PLAN  
 1994 - 1995 (Effective 10/01/94)

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CLASS TITLE

PAY RANGE / GRADE

UTILITIES SERVICES - WATER / SEWER (continued)

Electrical & Instrumentation Technician	G32
Laboratory Technician	G28
Meter Reader I	G23
Water Plant Operator I	G25
Water Plant Operator II (*and **)	G28
Water Plant Supervisor	G33
Water Service Foreman	G30
Water / Sewer Plant Mechanic	G29
Water / Sewer Systems Foreman	G30
Water / Sewer Systems Mechanic I	G23
Water / Sewer Systems Mechanic II	G27
Water / Sewer System Superintendent	G36

\*5% - "B" Certificate      \*\*10% - "C" Certificate

MARINA

Director of Marina	Admin. F
Dock Attendant I	G12
Dock Attendant II	G15
Marina Foreman	G25
Marina Forklift Operator	G26
Security Guard	G10

CODE ENFORCEMENT

Code Administrator	Admin. F
Code Inspector I	G25
Code Inspector II	G31
Housing & Community Development Coordinator	Admin. E
Occupational License Technician	G14

CITY OF RIVIERA BEACH  
PAY & CLASSIFICATION PLAN  
1994 - 1995 (Effective 10/01/94)

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**PUBLIC SAFETY & SERVICE**

**FIRE** (\*) (\*\*) (\*\*\*)

Deputy Fire Chief	Admin. H
Driver Engineer	F31
Emergency Medical Division Chief	F36
Fire Division Chief	F36
Fire Division Chief (Fire Prevention Bureau)	F36
Firefighter	F29
Fire Captain	F33

(\*) Additional \$5.00 per week for maintaining EMT I Certificate.

(\*\*) Additional 10% per week for maintaining Paramedics Certificate

(\*\*\*) Additional 10% to Paramedics assigned to A.L.S. Unit.

**POLICE (SWORN)**

Administrative Assistant to the Police Chief	Admin. D
Assistant Police Chief	Admin. H
Captain of Police	P34
Chief of Police	Admin. I
Crime Scene Specialist	P28
Detective	P28
Lieutenant of Police	P32
Police Officer	P28
Sergeant of Police	P30

SUPERVISORY AND CONFIDENTIAL  
 SALARY SCHEDULE  
 1994-95

RANGE	CLASSIFICATION	SALARY	
G11	Clerk Typist II (Department of Human Resources)	13,935 –	21,659
G22	Insurance Clerk	17,947 –	28,001
G24	Administrative Secretary (Finance & Department of Human Resources)	18,802 –	29,352
G25	Librarian I Marina Foreman Parks Foreman Public Works Foreman I	19,243 –	30,053
G26	Emergency Communications Supervisor	20,162 –	31,507
G27	Aquatics Supervisor Recreation Supervisor Utility Billing Office Manager	21,130 –	33,033
G28	Administrative Aide Librarian II Senior Buyer	22,144 –	34,637
G29	Public Works Foreman II	23,211 –	36,325
G30	Water Service Foreman Water/Sewer Systems Foreman	24,331 –	38,097
G31	Legal Assistant Parks Superintendent Public Works Foreman III	25,509 –	40,030
G33	Data Processing Manager Paralegal/Administrative Assistant Personnel Specialist Water Plant Supervisor Athletic Superintendent	28,044 –	43,966
G36	Water/Sewer Systems Superintendent Superintendent of Public Works	32,350 –	50,775
P34	Police Captain	30,292 –	47,730

ADMINISTRATIVE SALARY SCHEDULE  
 1994-95

RANGE	CLASSIFICATION	SALARY	
A	-----	18,670 –	24,272
B	Legislative Aide Program Coordinator	21,469 –	27,911
C	Grant Writer	24,689 –	32,099
D	Administrative Assistant to the Police Chief Information Manager	28,394 –	36,912
E	Deputy City Clerk Emergency Communications Manager Housing & Community Development Coordinator Senior Planner	32,652 –	42,448
F	Assistant Building Official Budget & Management Specialist Code Administrator Director of Marina Director of Purchasing Risk Manager	37,549 –	48,813
G	Assistant Director of Finance Building Official City Clerk Director of Human Resources Director of Planning & Zoning Director of Recreation & Parks Library Director	43,182 –	56,136
H	Assistant Director of Utilities Assistant Police Chief City Engineer Deputy Fire Chief	49,659 –	64,558

CITY OF RIVIERA BEACH  
CLASSIFICATION PLAN 1994-95  
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EFFECTIVE DATE: 10\01\94

RANGE	CLASSIFICATION	SALARY	
I	Assistant City Manager for Finance and Administrative Services Chief of Police Deputy City Manager Director of Community Development & Environmental Control Director of Utilities Fire Chief	57,108 –	74,241
CONTRACT	Assistant City Attorney/Prosecutor City Attorney City Manager		

CITY OF RIVIERA BEACH, FL  
EFFECTIVE 10/01/94

GENERAL EMPLOYEES  
PAGE 10

GRADE	MINIMUM	MAXIMUM
G-08		
HOUR	6.2585	9.7158
WEEK	250.3369	388.6184
ANNUAL	13,017.5526	20,208.2519
G-09		
HOUR	6.4023	9.9433
WEEK	256.0927	397.7308
ANNUAL	13,316.7489	20,681.7893
G-10		
HOUR	6.5493	10.1755
WEEK	261.9667	407.0206
ANNUAL	13,622.1738	21,164.9119
G-11		
HOUR	6.6996	10.4131
WEEK	267.9825	416.5229
ANNUAL	13,934.9264	21,659.3098
G-12		
HOUR	6.8538	10.6577
WEEK	274.1520	426.3090
ANNUAL	14,256.0706	22,167.9377
G-13		
HOUR	7.0125	10.9083
WEEK	280.4988	436.3314
ANNUAL	14,585.8780	22,689.3300
G-14		
HOUR	7.1747	11.1653
WEEK	286.9874	446.6140
ANNUAL	14,923.2849	23,224.0068

CITY OF RIVIERA BEACH

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GENERAL EMPLOYEES

	MINIMUM	MAXIMUM
G-15		
HOUR	7.3419	11.4277
WEEK	293.6769	457.1092
ANNUAL	15,270.9744	23,769.4743
G-16		
HOUR	7.5121	11.5847
WEEK	300.4847	463.3849
ANNUAL	15,624.9279	24,095.7124
G-17		
HOUR	7.6863	11.9744
WEEK	307.4459	478.9742
ANNUAL	15,987.0010	24,906.4913
G-18		
HOUR	7.8660	12.2568
WEEK	314.6438	490.2731
ANNUAL	16,361.5076	25,494.2707
G-19		
HOUR	8.0497	12.5476
WEEK	321.9833	501.9028
ANNUAL	16,742.8336	26,098.7028
G-20		
HOUR	8.2374	12.8459
WEEK	329.5001	513.8283
ANNUAL	17,133.8867	26,719.1615
G-21		
HOUR	8.4307	13.1497
WEEK	337.2296	525.9899
ANNUAL	17,535.7897	27,351.2736

**CITY OF RIVIERA BEACH**

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**EFFECTIVE: 10/01/94**

**GENERAL EMPLOYEES**

	<b>MINIMUM</b>	<b>MAXIMUM</b>
G-22		
HOUR	8.6285	13.4623
WEEK	345.1484	538.4943
ANNUAL	17,947.4550	28,001.4214
G-23		
HOUR	8.8311	13.7830
WEEK	353.2444	551.3179
ANNUAL	18,368.8710	28,668.4583
G-24		
HOUR	9.0391	14.1115
WEEK	361.5649	564.4605
ANNUAL	18,801.4085	29,352.1129
G-25		
HOUR	9.2518	14.4485
WEEK	370.0745	577.9460
ANNUAL	19,243.6850	30,052.9994
G-26		
HOUR	9.6936	15.1474
WEEK	387.7438	605.8977
ANNUAL	20,162.6780	31,506.6458
G-27		
HOUR	10.1590	15.8815
WEEK	406.3587	635.2560
ANNUAL	21,130.4361	33,033.3921
G-28		
HOUR	10.6460	16.6523
WEEK	425.8362	666.0916
ANNUAL	22,143.7326	34,636.6898

CITY OF RIVIERA BEACH

PAGE 13

EFFECTIVE: 10/01/94

GENERAL EMPLOYEES

	MINIMUM	MAXIMUM
G-29		
HOUR	11.0056	17.4640
WEEK	440.2199	698.5582
ANNUAL	23,210.6869	36,325.2020
G-30		
HOUR	11.6975	18.3158
WEEK	467.8999	732.6322
ANNUAL	24,330.7555	38,096.9785
G-31		
HOUR	12.2639	19.2450
WEEK	490.5568	769.8027
ANNUAL	25,508.8316	40,029.6936
G-32		
HOUR	12.8582	20.1500
WEEK	514.3246	806.0041
ANNUAL	26,744.9031	41,911.9536
G-33		
HOUR	13.4827	21.1370
WEEK	539.3098	845.4912
ANNUAL	28,044.0995	43,965.2336
G-34		
HOUR	14.1395	22.1748
WEEK	565.5833	886.9874
ANNUAL	29,410.2502	46,123.3002
G-35		
HOUR	14.8283	23.2653
WEEK	593.1333	930.6112
ANNUAL	30,842.7879	48,391.7793
G-36		
HOUR	15.5530	24.4108
WEEK	622.1132	976.4332
ANNUAL	32,350.1395	50,774.5358

ORDINANCE NO. 2675

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 2, ARTICLE VI, DIVISION 3, OF SECTION 2-100 OF THE CODE OF ORDINANCES OF RIVIERA BEACH, FLORIDA, RELATING TO RATES OF PAY AND SALARY SCHEDULE BY INCREASING THE SALARY OF SUPERVISORY AND CONFIDENTIAL EMPLOYEES, PROVIDING AN EFFECTIVE DATE.

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

SECTION 1: That Section 2-100 of Chapter 2, Article VI, Division 3, of Code of Ordinances of Riviera Beach, relating to rates of pay and salary schedule be amended by increasing the salary of Supervisory and Confidential employees as follows:

(a) For the 1994-'95 Contract year, the Employer will adjust the individual employee's 1993-'94 wages by three (3%) percent. There will be no further wage adjustments during the 1994-'95 Contract year.

SECTION 2: This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED and APPROVED on first reading this 17th day of May 1995.

PASSED and ADOPTED on the second and final reading this 7th day of June, 1995.

Signatures on next page.....

APPROVED:

*Clara K. Williams*  
MAYOR

*E. Wade Weston*  
CHAIRPERSON

*Marilyn S. Moffitt*  
CHAIRPERSON/PRO TEM

ATTEST:

*J. [Signature]*  
CITY CLERK

*Elizabeth Wade*  
*Hyacintha Lucia Becton*  
*Margaret Confrey*  
COUNCIL MEMBERS

1st Reading

2nd Reading

Motioned by: E. WADE  
Seconded by: C. BECTON  
E. Weston: AYE  
M. Moffitt: AYE  
M. Confrey: AYE  
C. Becton: AYE  
E. Wade: AYE

E. WADE  
M. MOFFITT  
AYE  
AYE  
AYE  
AYE  
AYE

REVIEWED FOR LEGAL SUFFICIENCY  
[Signature]  
CITY ATTORNEY  
CITY OF BIVIERA, MISSISSIPPI  
DATE: 5.10.95

ORDINANCE NO. 2676

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 2, ARTICLE VI, DIVISION 3, OF SECTION 2-100 OF THE CODE OF ORDINANCE OF RIVIERA BEACH, FLORIDA RELATING TO RATES OF PAY AND SALARY SCHEDULE BY REGRADING VARIOUS CLASSIFIED POSITIONS UNDER CERTAIN CLASS TITLES AND CREATING THE POSITION OF CODE ENFORCEMENT ANALYST UNDER CLASS TITLE CODE ENFORCEMENT AND REGRADING THE UNCLASSIFIED POSITION DEPUTY CITY CLERK UNDER THE ADMINISTRATIVE SALARY SCHEDULE AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That Section 2-100 of Chapter 2, Article VI, Division 3, of the Code of Ordinance of Riviera Beach relating to rates of pay and salary schedule be amended by regrading the various classified positions:

**FROM**

<b>CLASS TITLE</b>	<b>CLASSIFICATION</b>	<b>PAY GRADE</b>	<b>SALARY</b>
Building & Insp.	Plans Examiner	G-32	\$25,966-40,691
"	Building Inspector I	G-28	\$21,499-33,628
"	Electrical Inspector II	G-31	\$24,766-38,864
"	Plumbing Inspector II	G-31	\$24,766-38,864
"	Building Technician I	G22	\$17,425-27,186
"	Occupational License Technician	G-14	\$14,489-22,548
Police (Non-Sworn)	Communications Operator	G-20	\$16,635-25,941

**TO**

<b>CLASS TITLE</b>	<b>CLASSIFICATION</b>	<b>PAY GRADE</b>	<b>SALARY</b>
Building & Insp.	Plans Examiner	G-34	\$29,410-46,123
"	Building Inspector I	G-30	\$24,331-38,097
"	Electrical Inspector II	G-33	\$28,044-43,965
"	Plumbing Inspector II	G-33	\$28,044-43,965
	Building Technician I	G-28	\$22,144-34,637

CLASS TITLE	CLASSIFICATION	PAY GRADE	SALARY
Building & Insp.	Occupational License Technician	G-25	\$19,244-30,053
Police (Non-Sworn)	Communications Operator	G-24	\$18,801-29,352

SECTION 2. That Section 2-100 of Chapter 2, Article VI, Division 3, of the Code of Ordinance of Riviera Beach relating to rates of pay and salary schedule be amended by creating the classified position of :

CLASS TITLE	CLASSIFICATION	PAY GRADE	SALARY
Code Enforcement	Code Enforcement Analyst	G-28	\$22,144-34,637

SECTION 3. That Section 2-100 of Chapter 2, Article VI, Division 3, of the Code of Ordinance of Riviera Beach relating to rates of pay and salary schedule be amended by regrading the unclassified position of Deputy City Clerk as follows:

**FROM**

CLASS TITLE	CLASSIFICATION	PAY GRADE	SALARY
Administrative	Deputy City Clerk	Admin. "E"	\$31,701-41,212

**TO**

Administrative	Deputy City Clerk	Admin. "F"	\$37,549-48,813
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SECTION 4. This Ordinance shall take effect as provided by law.

PASSED AND APPROVED on first reading this 17 day of

May, 1995.

PASSED AND ADOPTED on second and final reading this 7th day of

June, 1995.

Signatures on next page.....

APPROVED:

Edna K. Williams  
MAYOR

Charles Weston  
CHAIRPERSON

Marilyn S. Moffitt  
CHAIRPERSON PRO TEM

ATTEST:

[Signature]  
CITY CLERK

Elizabeth Ward  
Hyacintha "Cynthia" Becton  
Margaret Confrey  
COUNCIL MEMBERS

SECTION 2

1st Reading

2nd Reading \*

Motioned by: C. BECTON  
Seconded by: E. WADE  
E. Weston AYE  
M. Moffitt NAY  
M. Confrey AYE  
C. Becton AYE  
E. Wade NAY

M. MOFFITT  
E. WADE  
AYE  
AYE  
AYE  
AYE  
AYE

SECTION 3

\* ALL THREE SECTIONS APPROVED

Motioned by: C. BECTON  
Seconded by: E. WADE  
E. Weston AYE  
M. Moffitt AYE  
M. Confrey AYE  
C. Becton AYE  
E. Wade AYE

SECTION 1

Motioned by: C. BECTON  
Seconded by: E. WADE  
E. Weston AYE  
M. Moffitt AYE  
M. Confrey AYE  
C. Becton AYE  
E. WADE AYE

REVIEWED FOR LEGAL SUFFICIENCY  
[Signature]  
CITY ATTORNEY  
CITY OF RIVIERA BEACH  
DATE 2.31.95

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 2, ARTICLE VI, DIVISION 3 OF SECTION 2-100 OF THE CODE OF ORDINANCES OF RIVIERA BEACH, FLORIDA, RELATING TO RATES OF PAY AND SALARY SCHEDULE BE AMENDED BY THE VEHICLE MAINTENANCE DIVISION OF THE DEPARTMENT OF PUBLIC WORKS BUDGET BY ADDING THE CLASSIFIED POSITION OF SECRETARY II AND DELETING ONE CLASSIFIED POSITION OF COMPUTER OPERATOR THERETO; THIS AMENDMENT WILL HAVE NO ADVERSE AFFECT ON THE BUDGET.

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

**SECTION 1:** That Section 2-100 of Chapter 2, Article VI, Division 3, of the Code of Ordinance of Riviera Beach relating to rates of pay and salary schedule be amended by the Vehicle Maintenance Division of the Department of Public Works Budget by adding the classified position of Secretary II and deleting one classified position of Computer Operator thereto.

**SECTION 2:** This Ordinance shall take effect as provided by law.

PASSED AND APPROVED on first reading this 17 day of May, 1995.

PASSED AND ADOPTED on second and final reading this 7th day of June, 1995.

APPROVED:

Clara K. Williams  
MAYOR

James West  
CHAIRPERSON

ATTEST:

Stephanie Collins  
CITY CLERK

Wendy Moffitt  
CHAIRMAN PRO TEM

Elizabeth Wade  
Hypocynthia "Cynthia" Becton  
Margaret Confrey  
COUNCIL MEMBERS

1ST READING

2ND READING

Motioned By: M. MOFFITT  
Seconded By: C. BECTON

C. BECTON  
E. WADE

E. Weston AYE  
M. Moffitt AYE  
M. Confrey AYE  
C. Becton AYE  
E. Wade NAY

AYE  
AYE  
AYE  
AYE  
AYE

5.9.95

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 11 OF THE CITY'S CODE BY AMENDING SECTION 11-174(17)(a) RELATING TO PUBLIC ENTERTAINMENT ESTABLISHMENTS.

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

**SECTION 1.** Section 11-174(17)(a) [Code 1957, Section 12-128(17)(a)] is hereby amended as follows:

It shall be unlawful to use or operate any amplitude modulation equipment or device in any place of public entertainment, including but not limited to restaurants, bars, cafes, discotheques or dance halls in any building or structure not completely enclosed. Public entertainment facilities shall be permitted to conduct outdoor entertainment activities such as live performances, live bands and the playing of recorded music and dancing as an ancillary activity of their normal operations, between the hours of 5:00 p.m. and 10:00 p.m. on Fridays and Saturdays, between the hours of 4:00 p.m. and 9:00 p.m. on Sundays, and between the hours of 5:00 p.m. and 10:00 p.m. on holidays, provided that any noises generated by such activities do not exceed ~~100~~ 60 dBA.

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

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

**SECTION 4.** That 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 the extent of such conflict.

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

**PASSED and APPROVED** on first reading this 21st day of June, 1995.

**PASSED and ADOPTED** on second and final reading this 5th day of July, 1995.

ORDINANCE NO.: 2678

APPROVED:

Alma K. Williams MAYOR Carol Preston CHAIRPERSON

[MUNICIPAL SEAL]

Marilyn S. Moffitt  
CHAIRPERSON PRO-TEM

Hyacinthia "Cynthia" Becton

ATTEST:

Spencer Robert Davis  
CITY CLERK

Margaret Confrey  
Elyette A. Wade  
COUNCIL MEMBERS

1st Reading

2nd & Final Reading

MOTIONED BY: M. MOFFITT

M. CONFREY

SECONDED BY: E. WADE

E. WADE

M. MOFFITT AYE  
M. CONFREY AYE  
E. WADE AYE  
C. BECTON AYE  
E. WESTON AYE

AYE  
AYE  
AYE  
AYE  
AYE

REVIEWED FOR LEGAL SUFFICIENCY

[Signature]  
CITY ATTORNEY  
CITY OF OCEANA BEACH  
DATE: 6-20-05

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, FIXING THE ADJUSTED TAX VALUATION OF REAL PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY; LEVYING A TAX ON REAL PROPERTY AND TANGIBLE BUSINESS PERSONAL PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY, FOR FISCAL YEAR BEGINNING OCTOBER 1, 1995 AND ENDING SEPTEMBER 30, 1996; FIXING THE MILLAGE RATE THEREON FOR SAID YEAR; CONTAINING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.

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

SECTION ONE

That for the fiscal year beginning October 1, 1995 and ending September 30, 1996, the adjusted valuation on all real property and tangible business personal property within the City of Riviera Beach is hereby determined to be and is fixed as follows:

- (a) Real Property and Tangible Business Personal Property on which tax can be extended, exclusive of homestead property, \$1,354,606,928. \*
- \* **Subject to final approval of the County Equalization Board**

SECTION TWO

That for the fiscal year beginning October 1, 1995 and ending September 30, 1996, a tax of ~~eight~~ <sup>eight</sup> point ~~one nine two nine nine~~ <sup>one nine two nine nine</sup> ~~seven~~ <sup>seven</sup> (~~8.9997~~ <sup>8.9997</sup>) mills on the dollar shall be, and is levied and shall be collected on all real property and tangible business personal property within the City of Riviera Beach, Florida, not specifically designated as homestead property or owned by the municipality and/or expressly exempted by the laws of the Constitution of the State of Florida for the purpose of raising funds for the improvements and government of the City, and for the payment of its obligations and expenses, and for the purpose of carrying out the purpose and duties granted and imposed by the City Charter and Code. Said real property and tangible business personal property being specifically set forth as Items A in Section 1 hereof and valued in the amount of \$1,354,606,928 subject to final approval of the County Equalization Board.

SECTION THREE

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

SECTION FOUR

The proposed millage of ~~8.9997~~ <sup>8.9997</sup> ~~9.16~~ <sup>9.16</sup> ~~9.9997~~ <sup>9.9997</sup> represents a ~~zero~~ <sup>zero</sup> percent increase over the rolled-back millage rate.

SECTION FIVE

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

SECTION SIX

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

SECTION SEVEN

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

PASSED AND APPROVED on first reading this 6th day of September, 1995.

PASSED AND ADOPTED on second and final reading this 20th day of September, 1995

APPROVED:

Oliver S. Williams MAYOR  
Robert J. Weston CHAIRPERSON

ATTEST:

Gwendolyn E. Davis CITY CLERK  
Elizabeth Wade CHAIRPERSON PRO TEM

Margaret Confrey  
Hypocynthia "Cynthia" Becton  
COUNCILMEMBERS

1st Reading

2nd & Final Reading

MOTIONED BY: M. CONFREY

MOTIONED BY: C. BECTON

SECONDED BY: M. MOFFITT

SECONDED BY: E. WADE

E. Weston: AYE  
M. Confrey: AYE  
C. Becton: NAY  
E. Wade: AYE  
M. Moffitt: AYE

E. Weston: AYE  
M. Confrey: NAY  
C. Becton: AYE  
E. Wade: AYE  
M. Moffitt: ABS

CERTIFICATE OF PUBLICATION

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

Gwendolyn E. Davis  
Gwendolyn E. Davis, City Clerk

**REVIEWED FOR LEGAL SUFFICIENCY**  
[Signature]  
CITY ATTORNEY  
CITY OF RIVIERA BEACH  
DATE 8/31/95

ORDINANCE NO. 2680

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, MAKING APPROPRIATIONS FOR FISCAL YEAR ENDING SEPTEMBER 30, 1996; CONTAINING REPEALER PROVISION AND A SEVERABILITY CLAUSE: PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Manager has prepared and submitted to the City Council a Budget Estimate of the expenditures and revenues of all City departments, divisions, and offices for the fiscal year commencing October 1, 1995 and ending September 30, 1996, copies of such estimates having been made available to the newspapers in the city and to the municipal library that is open to the public; and

WHEREAS, the City Council has met in workshop sessions and held public hearings to ascertain the amount of money that must be raised to conduct the affairs of the municipality for the 1995-96 fiscal year so that the business of the municipality may be conducted on a balanced budget and on sound business principles and has also determined the amount necessary to be raised by ad valorem taxes and other taxes upon all of the property, real and personal, within the corporate limits of the City of Riviera Beach.

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

SECTION ONE

The following appropriations are made for the municipal operations of the City of Riviera Beach, Florida for the fiscal year 1995-96.

DEPARTMENTS, DIVISIONS AND OFFICES

<u>GENERAL FUND</u>	<u>APPROPRIATIONS</u>
Legislative	\$ 137,854
Executive:	
Office of the City Manager	<del>245,610</del> 180,651
General Administration	<del>1,816,758</del> <del>2,010,791</del> 1,697,260
Finance	957,734
City Clerk	337,508
Human Resources	310,325
Legal	419,346
Community Development and Environmental Control	<del>1,213,511</del> 1,185,011
Police	<del>6,955,000</del> 7,090,619
Fire	4,136,709
Public Works	<del>1,855,834</del> 1,933,172
Recreation & Parks	1,476,676
Library	311,408
Civil Court	32,695
Purchasing	237,732
<b>TOTAL GENERAL FUND</b>	<del>20,444,700</del> <del>20,573,774</del> 20,444,700

ENTERPRISE FUND

Water and Sewer	7,273,631
Water and Sewer Renewal and Replacement	517,533
Water and Sewer Construction	250,000
Water and Sewer Debt Service	711,535
New Bond Construction Fund	13,341,713
Marina	1,381,077
Marina Debt Service	551,376
Marina Renewal and Replacement	108,000
Refuse	345,000

**TOTAL ENTERPRISE FUNDS 24,479,865**

OTHER FUNDS

Excise Tax	\$ 3,463,000
Sales Tax	1,600,000
Advance Police Training	2,000
Community Development Block Grant	456,893
Cops Fast Grant	75,218
Crime Prevention	2,950
Beach Renourishment	29,701
Weed & Seed Grant	408,770
Donations Fund	5,500
Dare Program	2,000
Law Enforcement Trust	56,400
Public Improvement Bond Debt Service	708,316
Public Improvement Bond Debt Service Reserve	300,000
Paving and Drainage Construction	252,000
Street Renewal and Replacement	187,322
Capital Improvement Fund	420,000
Liability Insurance Trust	<del>2,900,000</del> 2,800,000
Special Assessment Fund	7,000

**TOTAL OTHER FUNDS ~~10,677,670~~ 10,777,070**

SECTION TWO

That the above appropriations are made based on the following anticipated sources of revenue for the 1995-96 fiscal year:

<u>GENERAL FUND</u>	<u>REVENUE</u>
Taxes	\$ <del>12,131,503</del> 12,131,503 <del>12,260,577</del>
Franchise Fees	1,298,748
Other Fees, Licenses and Permits	709,500
Grants and Other Government Shared Revenues	393,477
Fines and Forfeitures	109,000
Rents and Leases	37,400
Other Revenues	339,750
Interfund Transfers	5,425,322
<b>TOTAL GENERAL FUND</b>	<b><del>20,444,700</del> 20,573,774 20,444,700</b>

ENTERPRISE FUNDS

Water and Sewer	\$ 7,273,631
Water and Sewer Renewal and Replacement	517,533
Water and Sewer Construction	250,000
Water and Sewer Debt Service	711,535
New Bond Construction Fund	13,341,713
Marina	1,381,077
Marina Debt Service	551,376
Marina Renewal and Replacement	108,000
Refuse	345,000
<b>TOTAL ENTERPRISE FUNDS</b>	<b>24,479,865</b>

OTHER FUNDS

Excise Tax	\$ 3,463,000
Sales Tax	1,600,000
Advance Police Training	2,000
Community Development Block Grant	456,893
Cops Fast Grant	75,218
Crime Prevention	2,950
Beach Renourishment	29,701
Weed & Seed Grant	408,770
Donations Fund	5,500
Dare Program	2,000
Law Enforcement Trust	56,400
Public Improvement Bond Debt Service	708,316
Public Improvement Bond Debt Service Reserve	300,000
Paving and Drainage Construction	252,000
Street Renewal and Replacement	187,322
Capital Improvement Fund	420,000
Liability Insurance Trust	<del>2,900,000</del> 2,800,000
Special Assessment Fund	7,000
<b>TOTAL OTHER FUNDS</b>	<b><del>10,877,070</del> 10,777,070</b>

SECTION THREE

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

SECTION FOUR

The City Manager is directed to prepare and file with the City Clerk a statement of the proposed expenditures and estimated revenues for the fiscal year 1995-96, which shall be entitled "Annual Budget of the City of Riviera Beach, Fiscal Year October 1, 1995 through September 30, 1996".

SECTION FIVE

The Finance Director is authorized to increase these appropriations by amounts representing encumbrances properly budgeted for, and carried over from fiscal year 1994-95.

SECTION SIX

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

SECTION SEVEN

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

SECTION EIGHT

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

PASSED AND APPROVED on first reading this 6th day of September, 1995

PASSED AND ADOPTED on second and final reading this 20th day of September, 1995.

APPROVED:

Edna K. Williams  
MAYOR

[Signature]  
CHAIRPERSON

ATTEST:

[Signature]  
CITY CLERK

CHAIRPERSON PRO TEM

Elizabeth Wood

Margaret Confrey

Hyacinthia "Cynthia" Becton  
COUNCILPERSONS

1st Reading

2nd & Final Reading

MOTIONED BY: E. WADE

MOTIONED BY: C. BECTON

SECONDED BY: C. BECTON

SECONDED BY: M. CONFREY

E. Weston: AYE  
M. Confrey: AYE  
C. Becton: AYE  
E. Wade: AYE  
M. Moffitt: NAY

E. Weston: AYE  
M. Confrey: AYE  
C. Becton: AYE  
E. Wade: AYE  
M. Moffitt: ABS

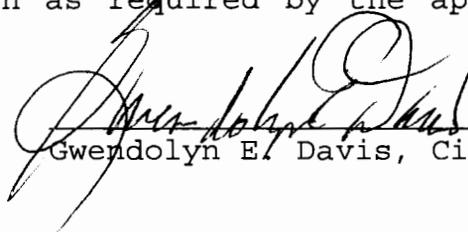
REVIEWED FOR LEGAL SUFFICIENCY  
[Signature]  
ATTORNEY  
RIVERA BEACH  
8/31/95

PAGE 6

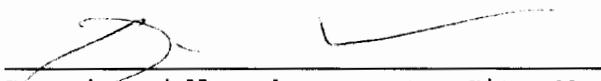
ORDINANCE NO. 2680

CERTIFICATE OF PUBLICATION

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

  
Gwendolyn E. Davis, City Clerk

APPROVED AS TO FIGURES:

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

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY FLORIDA, ESTABLISHING ARTICLE I "IN GENERAL", BUSINESS REGULATIONS OF CHAPTER 10, "LICENSES AND BUSINESS REGULATIONS" FOR PURPOSE OF CREATING UNIFORM REGULATIONS APPLICABLE TO ALL REGULATED BUSINESSES WITHIN THE CORPORATE LIMITS OF THE CITY OF RIVIERA BEACH, PROVIDING FOR SEVERABILITY, REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, it is in the best interest of the Community to uniformly regulate all business and professions operating in the corporate limits of the City and provide for consumer protection, health, morals, safety and welfare; pursuant to Chapter 166 F.S.

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

SECTION 1. Chapter 10 of the City of Riviera Beach Code of Ordinances entitled "Licenses and Business Regulations" is hereby amended by establishing Article I, "In General" for the regulation of businesses, occupations and professions as follows:

SECTION 10-1. PURPOSE

The purpose of this Chapter is to protect the health, safety and welfare of the general public through the administration and regulation of Businesses and Professions.

SECTION 10-2. APPLICABILITY

Unless otherwise expressly exempted by law, the provisions of this Chapter shall apply to all businesses and professions within the corporate limits of the City.

SECTION 10-3. SCOPE OF CHAPTER

Where this Chapter imposes a greater restriction upon persons, premises or personal property than is imposed or required by existing provisions of laws and ordinances, the provisions of this Chapter shall control.

SECTION 10-4. COMPLIANCE WITH CHAPTER; BUSINESS REGISTRATION

It shall be unlawful for any person(s) or entity directly or indirectly to conduct any business, profession or occupation or to use in connection therewith any vehicle, premises, machine or device, in whole or in part, for which a registration, license or permit is required by any law or ordinance of this City without a license or permit therefore being first procured and kept current and in effect at all times as required by this Chapter or other laws or ordinances of the City.

- (1) Occupational licenses shall be required for any person or entity who maintains a permanent business location or branch office or transacts business with sufficient nexus within the City jurisdiction for the privilege of engaging in or managing any business, profession or occupation except, where exempted by law.
- (2) Those businesses, occupations and professions exempted from occupational license shall obtain a business regulation registration for a fee of \$25.00. Contractors who obtain a Palm Beach County county-wide license will continue to pay the \$2.00 registration fee pursuant to the Special Act Chapter 70-858 Laws of Florida 6/14/70.

SECTION 10-5. OCCUPATIONAL LICENSE TAX

Occupational license is a tax levy for the privilege of engaging in or managing any business profession or occupation within the jurisdiction of the City. Issuance of the occupational license receipt does not guarantee or certify the competence, legitimacy or quality of the licensee. The occupational license tax is not regulatory except where specified pursuant to Chapter 205 F.S. The amount of the tax is designated by classification and schedule of fees in Article V of this Chapter. Possession of or issuance of a license does not permit a use normally not permitted or illegal by licensee or holder of the license.

SECTION 10-6. ADMINISTRATION

The provision of this Article shall be enforced by the Code and Licensing Division of the Department of Community Development and Environmental Control (CDEC). The CDEC Director or his designees shall make all investigations reasonably necessary for the enforcement of this Article. All police officers may also inspect or examine businesses located within the City to enforce compliance with this Chapter.

SECTION 10-7. AUTHORITY TO INSPECT

All persons authorized herein to inspect all licensees and businesses shall have the authority to enter, at all reasonable times, the following premises:

- (1) Those for which a license is required.
- (2) Those for which a license was issued and at the time of inspection are operating under such license.
- (3) Those for which the license has been revoked or suspended.
- (4) Persons inspecting licensees, their businesses or premises, as herein authorized, shall report all violations of this Chapter or other laws and ordinances to Code Administrator and shall submit such other reports as the Code Administrator may order.

SECTION 10-8 ENFORCEMENT PROCEDURES1. Provisional Order:

When an inspector has reported the violation of this Chapter or any law or ordinance, the Code Administrator shall issue to the violator a provisional order to comply.

The provisional order and all other notices issued in compliance herewith shall be in writing, shall be served upon violator and shall apprise respondent of his specific violations. In the absence of the person affected or local designated agent or employee, a copy of such notice shall be affixed to a structure on the premises. Depositing such notice in the U.S. mail shall constitute service thereof provided the mail is certified with return receipt.

2. Police officers may enforce provisions of this Chapter by filing a notice to appear in court to violators.

3. Summary Action. When the conduct of any licensee, agent or employee imposes immediate danger to the public health, safety and welfare and upon the recommendation of the Code Administrator, the City Inspectors and police officers shall have the authority to summarily order cessation of a business and to close a business and premises, suspending the license and business operation. (A special hearing of the Nuisance Abatement Board shall be held within 10 days after the City has acted summarily).

SECTION 10-9. NEW BUSINESSES, LOCATION CHANGES

All new businesses and changes in location of existing businesses will require inspections by the Fire Department and Building Division upon payment of the required inspection fee, pursuant to Section 22-33, "Schedule of Permit Fees".

SECTION 10-10. ZONING APPROVAL

1. All applicants for license will require zoning approval for location prior to the processing of any license permit or registration.
2. Any license issued prior to zoning approval will automatically be voided if business use on license is not permitted in the zoning district. The City will refund the license tax fee without any additional responsibility or liability on behalf of the City.

SECTION 10-11. GARAGE SALES, YARD SALES AND OTHER PERMIT REQUIRED

- (1) Residents of the City of Riviera Beach will be permitted the maximum of three garage sales a year with a permit. The first such sale in a residential district will be permitted each year without a fee. The second and third sale permit will have a \$10.00 permit fee. Any non-permitted sales will subject the violator with a first violation fine of \$25.00 and a second violation and each violation thereafter a fine of \$50.00.

SECTION 10-12. SPECIAL PROMOTIONS AND OUTDOOR DISPLAYS

- (1) Businesses located in the City of Riviera Beach will conduct all business inside the store or the building. All merchandise, promotional material and temporary signage will be displayed inside the business and not in the parking lot or outside grounds. Vehicle, heavy equipment and boat dealerships, Marinas and boat yards shall be exempt from this provision.
- (2) Notwithstanding Section (1) above; any business may have a special promotion or grand opening with a permit giving conditions and requirements. All permitted special promotions, sales and outside displays will be limited to a maximum of 14 days.

A fee of \$25.00 will be paid for each permit. Any such event held without a permit will result in a fine of \$50.00 for the first violation and \$100.00 for each subsequent violation.

- (3) Street vendors and roadside vendors are prohibited in the City of Riviera Beach. Warning will be given upon first offense. Violation after warning with a second offense by the same business or offender is a fine of \$100 for each offense thereafter. Each day being a different offense.

SECTION 10-13. GOING OUT OF BUSINESS SALES

Any business located in the City of Riviera Beach must obtain a permit to have a going out of business sale. The sale cannot be in duration longer than 30 days. All going out of business sales must be an actual closure and the business will surrender its license to do business in the City to obtain the 30 day permit. The permit fee is \$100.00. A fine for non-permitted going out of business sales is \$200.00.

SECTION 10-14. TEMPORARY, ILLEGAL, NON-PERMITTED SIGNAGE

All illegal signage located on public right-of-ways, public easements and public properties will be confiscated and disposed of by the City of Riviera Beach. Any signage on private property will be removed by the City, after warning, if such signage constitutes an immediate danger to health, safety and welfare of the Community.

SECTION 10-15. COMMERCIAL PROPERTY STANDARDS

Commercial property licensed and located in the City of Riviera Beach will be maintained in good condition and repair. All commercial buildings and structures will receive routine maintenance to the exterior through necessary repairing of damaged exteriors and repainting of unpainted areas caused by weather, wear, chipping, cracking and chalking. The facades of all commercial structures will be maintained in a manner to preserve the esthetics quality and property values of the city. Any graffiti or spray paint type of vandalism will be removed or repainted within ten(10) days of notice. All parking lots, and landscaping will be maintained in accordance with applicable codes, including all right of ways and easements adjacent to commercial property.

SECTION 10-16. DENIAL, REVOCATION OR SUSPENSION.

(A) A license or permit under this Chapter may be denied or any license or permit other than an occupational license granted may be revoked or suspended by the City Council after due notice and hearing, for any one of the following causes:

- (1) Any fraud, misrepresentation or false statement contained in the application for license.
- (2) Any fraud, misrepresentation or false statement made in connection with the conduct of a business, occupation or profession.
- (3) Any violation of this Chapter or any rule or order made pursuant to this Chapter or violation of the laws and ordinances of the City, Palm Beach County, State of Florida or United States.
- (4) Conviction or admission of guilt, including a plea of nolo contendere, within the last ten (10) years, to a crime against the laws of this state or any other state or of the United States which relates to pawnbrokers or secondhand dealers or which involves larceny, dealing in stolen property, receiving stolen property, burglary, embezzlement, obtaining property by false pretenses, possession of altered property, or any fraudulent or dishonest dealing or any felony drug offense.

- (5) Conducting a business, occupation or profession licensed or permitted under this Chapter in an unlawful manner, or in such a manner as to constitute a breach of the peace, nuisance or to constitute a menace to the health, safety or general welfare of the public.
- (6) Committing a fraudulent act in connection with any purchase or sale, or engaging in any practice, purchase, or sale which is a violation of the law.
- (7) Found guilty in a civil action of fraud, embezzlement, misrepresentation or deceit.
- (8) Revocation, suspension or denial of a business or occupational registration, permit or license by any department or agency of the State of Florida, after notice had been given to applicant.
- (9) Failure to pay occupational license tax or permit fees owed to the City, after notice had been given to applicant.
- (10) Failure to obtain or renew a Palm Beach County license.
- (11) Any licensee who fails or refuses to comply with the regulations and Code of Ordinances of the City or has been ruled by Final Order of the Code Enforcement Board as a repeat offender pursuant to Section 162.06(3) F.S..

(B) Notice of hearing for revocation or suspension of a license shall be given in writing by the Code Administrator setting forth specifically the grounds therefor and the time and place of the hearing. Such notice shall be delivered or mailed to the licensee at the licensee's place of business at least ten (10) days prior to the date set for the hearing.

(C) In the event the City determines to deny, revoke or suspend a license, the City shall enter a written final order setting forth its findings and conclusions. Denial, revocation or suspension of the license of a licensee shall also constitute a denial, revocation or suspension of the license of such licensee's business associates.

SECTION 10-17 TO 10-30. RESERVED

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

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

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

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

PASSED AND APPROVED on first reading this 20th day of September, 1995.

PASSED AND ADOPTED on second reading this 4th day of October, 1995.

APPROVED:

<u><i>Alan K. Williams</i></u> MAYOR	<u><i>[Signature]</i></u> CHAIRPERSON
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[MUNICIPAL SEAL]

<u><i>Marilyn B. Moffitt</i></u> CHAIRPERSON PRO-TEM
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ATTEST:

<u><i>[Signature]</i></u> CITY CLERK
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<u><i>Margaret Confrey</i></u>
<u><i>Elizabeth Wade</i></u>
<u><i>Hyacintha "Cintha" Becton</i></u>
COUNCIL MEMBERS

1st Reading

2nd & Final Reading

MOTIONED BY:	<u>C. BECTON</u>
SECONDED BY:	<u>E. WADE</u>

<u>C. BECTON</u>
<u>E. WADE</u>

E. WESTON	<u>AYE</u>
M. MOFFITT	<u>ABS</u>
M. CONFREY	<u>AYE</u>
C. BECTON	<u>AYE</u>
E. WADE	<u>AYE</u>

<u>AYE</u>

REVIEWED FOR LEGAL SUFFICIENCY

<u><i>[Signature]</i></u> CITY ATTORNEY CITY OF AVONERA BEACH
DATE: <u>9-14-95</u>

DH/jh  
8/16/95  
ORD-ART1.DH

**ORDINANCE NO. 2682**

*An Ordinance of the City of Riviera Beach repealing Sec. 11-3.2 through 11-6.4 of Chapter 11 of the City Code of Ordinances and enacting an Article V in New Chapter 10 entitled Occupation License Tax starting with Sec. 10-130 relating to Occupation License Tax and Reclassification of Occupations and businesses with a fee schedule assessment pursuant to Section 205.043 Florida Statutes "Conditions for Levy; Municipalities for Occupational License Tax".*

**WHEREAS**, Pursuant to changes in Florida Statute 205 governing Occupational License Tax, the City Council of the City of Riviera Beach deems it necessary and advisable to readopt and publish sections of Ordinances relating to Occupational License Tax.

**BE IT ORDAINED** by the City Council of the City of Riviera Beach, Palm Beach County, Florida as follows:

**Section 1:**

*Ordinance #2088 of the City of Riviera Beach Code of Ordinances be repealed. Chapter 10 of the Code of Ordinances be amended by the addition of Article V "Occupational License Tax" pursuant to Chapter 205 Florida Statutes; Section 205.043 providing for conditions for levy; municipalities as amended by the 1993 Legislative Session as follows:*

**ARTICLE V. OCCUPATIONAL LICENSE TAX**

**Section 10-130** definitions when used in this Article the following terms and phrases shall have meanings ascribed to them in this Article, except when context clearly indicates a different meaning:

- 1). *"Occupational License" means the method by which the City of Riviera Beach grants the privilege of engaging in or managing any business, profession or occupation within its jurisdiction. It does not mean any fees or licenses paid to any board, commission or officer for permits, registration, examination or inspection; unless otherwise provided by law, these are deemed to be regulatory and in addition to, but not in lieu of any local Occupational License Tax imposed under the provisions of this Article.*
- 2). *"Person" means any individual, firm, partnership, joint adventure, syndicate, or other group or combination acting as a unit, association, corporation, estate, trust, business trust, trustee, executor, administrator, receiver, or other fiduciary and includes the plural as well as the singular.*
- 3). *"Taxpayer" means any person liable for taxes imposed under the provisions of this Article; any agent required to file and pay taxes imposed hereunder and their heirs, successors, assignees and transferee of any such person or agent.*
- 4). *"Classification" means the method by which an occupation, business or group of businesses is identified by size, type or both.*
- 5). *"Business", "Profession and Occupation" do not include the customary religious, nonprofit charitable, and nonprofit educational institutions in the State of Florida which institutions are more particularly defined and limited as follows:*
  - a. *"Religious Institutions" means churches and ecclesiastical or denominational organizations or established physical places for worship in the State of Florida at which nonprofit religious services and activities are regularly conducted and carried on, also includes church cemeteries.*

- b. *"Educational Institutions" means state tax supported or parochial, church and nonprofit private schools, colleges or universities conducting regular classes and courses of study required for accreditation by or membership in the southern association of colleges and schools, the Department of Education, or the Florida Council of Independent Schools. Nonprofit libraries, art galleries and museums open to the public are defined as educational institutions and eligible for exemption.*
  - c. *"Charitable Institutions" means only nonprofit corporations operating physical facilities in this state at which are provided charitable services, a reasonable percentage of which are without cost to those unable to pay.*
6. *"Tax Collector" means the city officer designated by this ordinance to collect the occupational license tax.*

**Section 10-131 License Required;** *it shall be unlawful for any person, either directly or indirectly, to conduct any business, profession or occupation or to use in connection therewith any vehicle, premises, machine or device, in whole or in part, for which a license or permit is required by any law or ordinance of this City without a license or permit therefor being first procured and kept in effect at all times as required by this Article or Chapter or other laws or ordinances of the City. Such occupational licenses shall be required of:*

- 1). *Any person who maintains a permanent business location or branch office within this City for the privilege of engaging in or managing any business within this jurisdiction.*
- 2). *Any person who maintains a permanent business location or branch office within this City for the privilege of engaging in or managing any profession or occupation within this jurisdiction.*
- 3). *Any person who does not qualify under subsection (1) or Subsection (2) and who transacts any business or engages in any occupation or profession in interstate commerce if the license tax is not prohibited by Section 8 of Article 1 of the United States Constitution.*

**Section 10-132 License or Privilege Tax Levied;** *same to be on basis of one year. A license or privilege tax is hereby imposed upon every business engaged in or carried on either wholly or in part, within this City in respective amounts set forth in the classification and fee schedule. Every person, engaging in, carrying on, managing or practicing any business, profession or occupation; either wholly or in part within the jurisdiction of this City is hereby required to pay to the City a license or privilege tax in the amount designated by classification and fee schedule. A license is not valid for more than one (1) year and all licenses expire on September 30 of each year except as otherwise provided by law.*

**Section 10-133 Duration and Proration of License, issuance of same.**

- 1). *All licenses shall be renewed by the City Tax Collector beginning August 1 of each year are due and payable on or before September 30 of each year and expire on September 30 of the succeeding year. If September 30 falls on a weekend or holiday, the tax is due and payable on or before the first working day following September 30.*

- 2). *Any person who engages in or manages any business, occupation or profession without first obtaining an Occupational License as required by this Article is subject to a penalty of 25% of license due, in addition to other penalties set forth in this Chapter and Code of Ordinances of the City.*
- 3). *Any person who engages in any business, occupation or profession covered by this Chapter, who does not pay the required Occupational License Tax within 150 days after the initial notice of tax due and who does not obtain the required Occupational License is subject to civil actions and penalties, including court costs, reasonable attorney's fees, additional administrative costs incurred as a result of collection efforts, and a penalty of up to \$250.00 pursuant to Section 205.053(3)F.S..*
- 4). *Licenses that are not renewed when due and payable are delinquent and subject to delinquency penalty of 10% for the month of October plus an additional 5% penalty for each subsequent month of delinquency until paid. However the total delinquency may not exceed 25% of the Occupational License Tax for the delinquent establishment. All delinquent licenses expire after January 31 and subject the unlicensed person to additional penalties as provided in this Chapter or other laws or ordinances.*
- 5). *New licenses issued between September 1 and April 1 shall require the full tax for any(1) year be paid. for each license issued between April 1 and July 1, one-half(½) of the full amount of tax for one(1) year shall be paid. For each license due between July 1st and September 1st, one-fourth(¼) at the full amount of tax for one(1) year shall be paid.*
- 6). *The fact that the licensee has not received a bill or notice from the City of the license tax due shall not be a defense in any prosecution for violation of this Chapter or justification for waiver of any penalty provided the city has mailed renewal notices on August 1 and September 1.*
- 7). *Upon payment of such tax, the Tax Collector shall issue to the person paying same, a receipt or license in which ~~receipt or license~~ shall expire at the end of the period ~~for which~~ that such license is issued as specified in this Article.*

**Section 10-134 Transfer of License.**

- 1). *Any business license may be transferred to a new owner, when there is a bona fide sale of a business, upon payment of a transfer fee of \$25.00 and evidence of sale.*
- 2). *Upon written request and presentation of the original license, any license may be transferred from one location to another location in this City upon payment of a transfer fee of \$25.00.*

**Section 10-135 Taxation as to professions; the license or privilege tax provide in the license schedule for professions such as Architects, Physicians, Lawyers, Real Estate Salesman and similar professions shall be construed to mean that each individual shall pay the tax provided; whether practicing by individually or in partnership or employed by another. Professional persons practicing in the employment of a government agency is exempt from this provision.**

**Section 10-136** Affidavits as to the amount of stock in trade, number of units or other declaration.

- 1). Whenever the amount of license fee applied for depends upon the amount of stock in trade carried or the number of units being used by a licensee or any other facts not within the personal knowledge of the Tax Collector; no license shall be issued until the applicant, therefore, has made and filed with the Tax Collector an affidavit, duly authenticated, setting forth the amount of stock in trade, number of units or other facts which determines the license fee.
- 2). The Tax Collector may request an affidavit as to quantities or other information as may be required to accurately determine the correct tax. Any licensee shall be subject to perjury and false report ordinances and laws for filing fraudulent affidavits to avoid or understate taxes.
- 3). Any license issued upon any false statement made under oath on the application shall be considered as void from the beginning and shall not protect the holder thereof from prosecution for transacting business without a license or during business with a greater stock in trade or number of units.

**Section 10-137** Evidence of Engaging in Business; Prosecution and penalties.

- 1). The fact that a person represents himself as being engaged in any business for which a license is required for the transaction of business or the practice of a profession shall be evidence of the liability of such person to pay for a license. Soliciting business, displaying a sign or advertising which indicates the conducting of a business or profession shall be sufficient evidence that such person is conducting a business and required to obtain an Occupational License. Such person does not have to actually transact any business or practice a profession to be liable. Any person with a commercial listing in the telephone directory, city directory or cross reference directory shall be presumed to operate a business or profession and subject to licensing.
- 2). In any prosecutions under this Chapter, the fact that such person is open for business shall be prima facie evidence of engaging in such trade, business, profession or occupation and the burden shall be upon defendant to refute the same.
- 3). Each day or a part of a day that any provision of this Chapter is violation shall constitute a separate and distinct offense, for which such persons or their agents, servants or employees may be prosecuted.

**Section 10-138** Agents Responsible For Obtaining License; The agents or other representatives of non-residents who are doing business in the City shall be personally responsible for compliance with this Chapter by their principals and of the business they represent.

**Section 10-139** Each Location To Have A Separate License; If any person operates a business at more than one location; each location shall be considered a separate business and a separate license required for each location.

**Section 10-140 Tax For Wholesale And Retail Merchant;** Any person who is both wholesale and retail merchant as defined in license classification and fee schedule is hereby required to pay a license tax on both the wholesale and retail business.

**Section 10-141 Administration;** The provisions of this Article shall be administered by the Licensing and Code Division of the Department of community Development and Environmental Control (CDEC). The CDEC Director or his designee shall perform the duties and functions of Tax Collector as stated in Section 213.053 F.S. and Section 12-22 Florida Administrative Code. The Code Administrator under the supervision of CDEC Director shall:

- 1). Promulgate and enforce all reasonable rules and regulations necessary to the operation and enforcement of this Chapter.
- 2). Prepare all forms, certificates, decals and prescribe the information to be given therein as to character and other relevant matters for all necessary requirements.
- 3). Require applicants to submit a completed and signed application with all affidavits and oaths necessary for the administration of this Chapter. Each application will be submitted with payment of a ~~\$10.00~~ \$20.00 non-refundable application fee.
- 4). Investigate and determine the eligibility of any applicant for a license, as prescribed by this Chapter or other governing laws and ordinances. Obtain endorsements of other agencies which may have a regulatory interest in a particular license.
- 5). Notify any applicant of the acceptance or rejection of their application. in writing, with reasons for the denial of license.

**Section 10-142 Duplicate License Procedure;** A duplicate license or special permit shall be issued by the tax collector to replace any license previously issued which has been lost, stolen, defaced or destroyed upon filing by licensee of an affidavit, sworn to before a Notary Public of Florida attesting to such fact. A fee of ~~\$10.00~~ \$5.00 will be assessed for license replacement.

**Section 10-143 Licenses and Insignia;** Every licensee under this Chapter shall:

- 1). Premises
  - a. Post and maintain license upon the licensed premises in a prominent location to be seen by the public at all times.
- 2). Vehicles
  - a. Generally; any general or special license fees required for any kind of vehicle, for the privilege of being operated on public highways, by any statute, provision of this code or other ordinance, shall not abrogate, limit or affect any further requirements of this chapter or other ordinances or laws for additional or separate licenses, permits and insignia and fees for such vehicles or other uses, for and relating to the same in the business so licensed.
  - b. Motor vehicles; affix any insignia for use in connection with a licensed motor vehicle inside the windshield or left windwing of the vehicle or as may be otherwise prescribed by the Tax Collector or by law.

- c. *Motorless vehicles; affix any metal or durable type of insignia delivered for use in connection with a wagon or other type vehicle securely on the outside of vehicle in readily visible location.*
- 3). *Persons; carry such license on their person when there is no licensed business premises.*
- 4). *Machine; affix any City insignia delivered for use in connection therewith upon the outside of any coin vending or other business machine or device, so that it may be seen at all times.*
- 5). *Inoperative Licenses, Special Permits and Insignia; any license, special permit or insignia shall not remain posted, displayed or used after the period for which it was issued has expired, or when it has been suspended or revoked or for any other reason become ineffective. The licensee shall promptly return such inoperative license, special permit or insignia to the Tax Collector.*
- 6). *Unlawful Possession; a licensee shall not loan, sell, give or assign to any other person or allow any other person to use or display or destroy, damage or remove, or have in their possession except as authorized by Tax Collector or by law, any license or insignia which has been issued to such licensee.*

**Section 10-144** *General Standards of Conduct of Licensees; every licensee under this Chapter shall:*

- 1). *Permit Inspection*
  - a. *Permit all reasonable inspections of businesses and examination of records necessary to establish occupational license tax by public authorities so authorized by law.*
  - b. *Comply with the governing laws, ordinances statues and regulations applicable to such licensed business.*
  - c. *Operate business or profession in such a manner not to create conditions that would affect the public health, safety morals or welfare.*
  - d. *Cease business upon expiration of license. Businesses and professions will cease operating on premises or in this city after expiration of license, revocation or suspension.*

**Section 10-145** *Requirement to Report Status of Fictitious Name Registration.*

- 1). *Applicant or new owner of business must present:*
  - a. *A copy of applicants current fictitious name registration issued by Florida Department of State; or*
  - b. *A written statement signed by applicant which sets forth reason applicant need not comply with Fictitious Name Act.*
  - e.
- 2). *Any change in name will require a new fictitious registration.*

**Section 10-146 Requirement to Exhibit State License or Registration.**

- 1). *Any profession regulated by the Department of Business and Professional Regulation must exhibit an actual State Certificate, Registration or License prior to issuance of a city license. Thereafter, only persons applying for the first time for local occupational license must exhibit such certification, registration or license.*

**Section 10-147 Vending and Amusement Machines;** *The business premises where a coin-operated or token operated vending machine that dispenses products, merchandise or services or where an amusement or game machine is operated must assure that the required occupational license for machine is secured.*

**Section 10-148 Prerequisite for Issuance of Certain Occupational License**

- 1). *Pharmacies and Pharmacist*
  - a. *Must exhibit a current permit issued by Board of pharmacy prior to issuance of occupational license.*
- 2). *Adult Congregate Living Facilities*
  - a. *No occupational license may be issued until applicant has been licensed by the Department of Health and Rehabilitation Services to operate such facility at the specified location.*
- 3). *Health Studios or Ballroom Dance Studios*
  - a. *No occupational license will be issued unless such business exhibits a current license, registration or letter or exemption from Department of Agriculture and Consumer Services.*
- 4). *Sellers of Travel; Consumer Protection*
  - a. *No occupational license to engage in the business as seller of travel pursuant to § 559.927 unless such business exhibits a current registration or letter of exemption from the Department of Agriculture and Consumer Services.*
- 5). *Pest Control Occupational License*
  - a. *No occupational license may be issued unless a current license has been procured from the Department of Agriculture and Consumer Services for each of its business locations in the city.*
- 6). *Telemarketing Businesses*
  - a. *An occupational license may not be issued for the operation of a telemarketing business unless such business exhibits a current license or registration from the Department of Agriculture and Consumer Services or a current affidavit of exemption.*

**Section 10-149 Classifications and Rate Structure Revisions;** *Pursuant to 205.0535(2), the City of Riviera Beach has appointed an Equity Study ~~Committee~~ Commission to recommend a classification system and rate structure for occupational license prior to adoption of a reclassification and revision of Occupation License Tax. The current schedule is renumbered from 11-8 to 10-173 being non codified and held on reserve at the City Clerks Office. This section being amended upon adoption of a reclassification and revision ordinance.*

**Section 10-150 Exemptions; From Occupational License**

- 1). *Exemption*
  - a. *Motor Vehicles - vehicles for the sale and delivery of wholesale or retail from a place of a licensed business will not have a separate license tax levy pursuant to 205.063 FS.*

- 2). *Farm agricultural, grove horticultural, floricultural, tropical piscicultural and tropical fish farm products; certain exemptions pursuant to 205.064 FS.*
- 3). *Nonresident persons regulated by Department of Business and Professional Regulations Exemption pursuant to 205.065 FS.*
- 4). *Exemption allowed certain disabled persons, the aged and widows with minor dependents pursuant to 205.162 FS.*
- 5). *Exemptions allowed disabled veterans of any war or their unremarried spouses pursuant to 205.171 FS.*
- 6). *Mobile home setup operations, local license prohibited; pursuant to 205.193 FS.*

**Section 10-151 Religious tenets; exemption;**

- 1). *Nothing in this chapter shall be construed to require a license for practicing the legal tenets of any church.*

**Section 10-152 Charitable, etc, organizations; occasional sales, fund raising; Exemption.** *No occupational license shall be required of any charitable religious, fraternal, youth, civic, service or other such organization when the organization make occasional sales or engages in fund raising projects when the projects are performed exclusively by members thereof and when the proceeds derived from the activities are used exclusively in the charitable, religious, fraternal, youth, civic and service activities of the organization.*

**Section 10-153 - 170 Reserved.**

**Section 2:**

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

**Section 3:**

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

**Section 4:**

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

**Section 5:**

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

PASSED AND APPROVED on first reading this 6th day of September,  
19 95

PASSED AND ADOPTED on second and final reading this 20th day of \_\_\_\_\_  
September \_\_\_\_\_, 19 95

APPROVED:

Clara K. Williams  
MAYOR

Edward Weston  
CHAIRPERSON

{Municipal Seal}

\_\_\_\_\_  
CHAIR PRO-TEM

ATTEST:

Deborah P. Davis  
CITY CLERK

Elizabeth Wood

Margaret Confrey

Hypocinthia "Cynthia" Becton  
COUNCILMEMBERS

1st Reading

2nd & Final Reading

MOTIONED BY: Wade  
SECONDED BY: Confrey

M. CONFREY  
C. BECTON

E. WESTON Aye  
M. MOFFITT Aye  
C. BECTON Aye  
M. CONFREY Aye  
E. WADE Aye

AYE  
ABS  
AYE  
AYE  
AYE

REVIEWED FOR LEGAL EFFICIENCY  
[Signature]  
CITY ATTORNEY  
CITY OF RIVIERA BEACH

DATE: \_\_\_\_\_

ORDINANCE 2683

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 11 BY ADDING ARTICLE V, PUBLIC NUISANCE ABATEMENT, ALLOWING FOR THE ABATEMENT OF PUBLIC NUISANCES; CREATING A NUISANCE ABATEMENT BOARD, PROVIDING DEFINITIONS; DECLARING CERTAIN USES OF PROPERTY NUISANCES; ESTABLISHING PROCEDURES FOR COMPLAINTS AND HEARINGS; PROVIDING BOARD AUTHORITY TO ENTER ORDERS AND EXPIRATIONS OF ORDERS; PROVIDING BOARD AUTHORITY TO SEEK PERMANENT INJUNCTIVE RELIEF; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Riviera Beach finds that public nuisances exist in this city and that there are certain establishments and the use of property operating in flagrant violation of the penal laws of the State of Florida relating to drugs, controlled substances, places of illegal activity such as prostitution, gambling and related conduct.

WHEREAS, the City Council further finds that many abandoned and dangerous buildings exist in the City, an administrative board is required to hear testimony, make findings to correct these nuisances to protect the general health, safety and welfare of the citizens of this City.

WHEREAS, the City Council further finds that sanctions and penalties imposed by a Nuisance Abatement Board pursuant to Florida State Statutes constitute an additional and appropriate method of law enforcement and code compliance to abate public nuisances.

NOW THEREFORE, be it ordained by the City Council of Riviera Beach, Palm Beach County, Florida:

SECTION 1. The City of Riviera Beach Code of Ordinances are amended by adding the following:

CHAPTER 11  
NUISANCES  
ARTICLE V  
PUBLIC NUISANCE ABATEMENT

SEC. 11-180.      CREATION OF PUBLIC NUISANCE ABATEMENT BOARD

Pursuant to Chapter 166, F.S., the City Council of the City of Riviera Beach creates the City of Riviera Beach Public Nuisance Abatement Board.

SEC. 11-181.      INTENT

- (1) It is the intent of this Ordinance to establish the Public Nuisance Abatement Board of the City of Riviera Beach to promote, protect and improve the health, safety and welfare of the citizens of the City of Riviera Beach by providing an equitable, expeditious and effective method to abate public nuisances.

- (2) This Ordinance is not intended to restrict the right of any person to proceed under Florida Statutes, Section 60.05 for an injunction against any public nuisance.

SEC. 11-182. CERTAIN CONDITIONS, ACTIVITIES AND ACTIONS ARE DECLARED PUBLIC NUISANCES.

The City Council of Riviera Beach hereby declares that:

- (1) Any place or premises that has been used on more than two occasions, within a six month period, as a site of unlawful sale or delivery of controlled substances is a public nuisance.
- (2) A place or building used by a youth or street gang for the purpose of conducting a pattern of youth and street gang activity is a place of public nuisance.
- (3) Any place, premises or location that has been used on two or more occasions within a six months period as a site for prostitution.
- (4) Any health and sanitary conditions that affect the well being of citizens of this City.
- (5) Any building or structure which have become dangerous to life, safety, morals and the general welfare and health of the citizens of this City.
- (6) Any location, premises or area that persons congregate in which there have been two or more disturbances, breaches of the peace, drive-by shootings or other illegal activity in a six month period.

SEC. 11-183. DEFINITIONS

- (1) "SECRETARY" shall mean the person appointed to perform the clerical and administrative duties and such duties as provided herein necessary to carry out the activities of the Nuisance Abatement Board.
- (2) "COUNCIL" shall mean the Riviera Beach City Council.
- (3) "BOARD" shall mean the Riviera Beach Public Nuisance Abatement Board.
- (4) "OPERATOR" shall mean tenant, lessee or person having control or possession of the place, structure, premises, vessel, conveyance or location which is the subject of a complaint filed with the Nuisance Abatement Board.
- (5) "OWNER" shall mean the owner of the place, structure, premises, conveyance or location which is the subject of a complaint filed with the Nuisance Abatement Board.
- (6) "PARTY" shall mean a complainant, owner or operator.

SEC. 11-184. JURISDICTION

The Public Nuisance Abatement Board shall have jurisdiction throughout the incorporated area of the City of Riviera Beach.

SEC. 11-185. ORGANIZATION

- (1) The Council shall sit as the Riviera Beach Public Nuisance Abatement Board. The Chairperson and Vice Chairperson of City Council shall be the Chairperson and Vice Chairperson, respectively, of the Nuisance Abatement Board.
- (2) The City Attorney shall provide legal counsel to the Board.
- (3) The Council shall assign the clerical and secretarial duties as provided herein of the Public Nuisance Abatement Board to the City Clerk's Office. The Council will also assign administrative assistance as may be reasonably required by the Board for proper performance of its duties to the Department of Community Development and Environmental Control.

SEC. 11-186. INITIATION OF PROCEDURES

- (1) Any one person or entity may file a complaint with the Public Nuisance Abatement Board with regard to nuisances described in Section 11-183. No member of the Public Nuisance Abatement Board may file a complaint with the Board. All complaints will be filed with the Secretary of the Board. Each complainant must provide written notice of their complaint to the Board Secretary at least 10 days prior to the next Board hearing. The complainant must also provide notice of complaint to the respondents last known address at least ten (10) days prior to the next scheduled hearing date of the Board to determine date complaint will be heard.
- (2) The Nuisance Abatement Board, through its Secretary, shall give written notice of every hearing by certified mail or hand delivery to the respondents, owner(s) and operator(s) at the last known address at least ten (10) days prior to the scheduled hearing. If an attempt to reach an owner or operator by certified mail or hand deliver is unsuccessful, notice of hearing may be by publication as provided in Florida Statutes, Chapter 49. Notice shall include the following:
  - (A) The time, date, place and nature of the hearing.
  - (B) A reference to the City of Riviera Beach Public Nuisance Abatement Board Ordinance.
  - (C) A short and plain statement summarizing the incidents which form the bases of the complaint.
  - (D) A statement that "Failure to attend may result in an order being issued adverse to your interests."
  - (E) A statement that all parties may be represented by counsel.

- (F) A statement that all parties shall be given an opportunity to present evidence in support of their position, submit rebuttal evidence, and conduct cross-examination; and
  - (G) A conspicuous statement reflecting the requirements of Florida Statutes, Chapter 286, that a person deciding to appeal any decision of the Public Nuisance Abatement Board will need to ensure that a verbatim record of the proceedings is made.
- (3) Meetings of the Public Nuisance Abatement Board may be scheduled by the Chairperson, by written notice signed by at least three (3) Board members, or by the Board at any meeting. All meetings shall be open to the public and minutes shall be kept.

SEC. 11-187. CONDUCT OF HEARINGS

- (1) The Public Nuisance Abatement Board shall adopt rules for the conduct of its hearings. All hearings and proceedings shall be open to the public and minutes shall be kept. All testimony shall be taken under oath and shall be recorded.
- (2) The Public Nuisance Abatement Board shall proceed to hear complaints on the agenda for the day scheduled for the public hearings. Before the Public Nuisance Abatement Board may hear a complaint, the Board must make a finding that the notice requirements as set forth in Sec. 11-186 have been satisfied. In no case shall the Public Nuisance Abatement Board proceed to hear any complaint unless the notice requirements set forth in Sec. 11-186 have been met.
- (3) Formal rules of evidence shall not apply, but fundamental due process shall be observed and shall govern the proceedings. The Nuisance Abatement Board may consider any evidence, including evidence of the general reputation of the place or premises. All evidence of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs shall be admissible whether or not such evidence would be admissible in a State of Florida court.
- (4) Each party shall have the following rights:
  - (A) To call and examine witnesses.
  - (B) To introduce documentary evidence, exhibits, or physical evidence.
  - (C) To cross-examine opposing witnesses on any relevant matter.
  - (D) To impeach any witness.
  - (E) To submit rebuttal evidence.
  - (F) To be represented by counsel.
- (5) The owner of the place or premises in question may introduce evidence as to any remedial measures taken to ameliorate the conditions which led to the Public Nuisance complaint.

- (6) All findings of the Public Nuisance Abatement Board shall be based on a preponderance of the evidence. The Board shall not find that a place or premise was the site of an unlawful delivery of a controlled substance unless it has received evidence of convictions for said offense at the place or premise in question or has received the testimony of a sworn law enforcement officer who directly observed the sale or delivery of a controlled substance at the place or premise in question. These shall be the minimum bases for such a finding and in either case, the Board may rely on rebuttal evidence, impeachment evidence or other factors to find that no sale or delivery took place. Hearsay evidence may be used for the purpose of supplementing or explaining other evidence, but it shall not be sufficient in itself to support a finding unless it would be admissible in a civil action. The burden of proof shall be on the complaining party.
- (7) At the conclusion of the hearing, the Public Nuisance Abatement Board shall issue findings of fact and conclusions of law with respect to the issues before it.
- (8) If the Public Nuisance Abatement Board finds that a public nuisance does exist on a place or premises, the Board may declare the place or premises in question a public nuisance. Upon such declaration, the Board may enter an order immediately prohibiting:
- (A) The maintaining of the nuisance;
  - (B) The operating or maintaining of the place or premises; or
  - (C) The conduct, operation, or maintenance of any business or activity on the premises which is conducive to such nuisance.
- (9) The Board may also find other abatement measures for public nuisances which may be appropriate to the nuisance.
- (10) The Board may order a dangerous structure either rehabilitated or demolished within 10 days of notice to owner(s) by notice requirements set forth in Sec. 11-186.

SEC. 11-188. ENFORCEMENT

The Public Nuisance Abatement Board may authorize the City Attorney to file a complaint under Florida Statutes, Section 60.05 seeking a permanent injunction against any place, property or premises found to be a public nuisance. The Board may further seek any other appropriate relief as may be provided or permitted.

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

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

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

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

PASSED AND APPROVED on first reading this 20th day of September, 1995.

PASSED AND ADOPTED on second reading this 4th day of October, 1995.

APPROVED:

*Clara K. Williams*  
MAYOR  
*Robert Weston*  
CHAIRPERSON

[MUNICIPAL SEAL]

*Warilyn S. Moffitt*  
CHAIRPERSON PRO-TEM

ATTEST:

*[Signature]*  
CITY CLERK

*Margaret Confrey*  
*Elizabeth Ward*

*Hesperintha "Cynthia" Becton*  
COUNCIL MEMBERS

	<u>1st Reading</u>	<u>2nd &amp; Final Reading</u>
MOTIONED BY:	<u>E. WADE</u>	<u>E. WADE</u>
SECONDED BY:	<u>C. BECTON</u>	<u>C. BECTON</u>
E. WESTON	<u>AYE</u>	<u>AYE</u>
M. MOFFITT	<u>ABS</u>	<u>AYE</u>
M. CONFREY	<u>NAY</u>	<u>AYE</u>
C. BECTON	<u>AYE</u>	<u>AYE</u>
E. WADE	<u>AYE</u>	<u>AYE</u>

DH/jh  
8/16/95  
ORD-NUIS.DH

REVIEWED FOR LEGAL SUFFICIENCY  
*[Signature]*  
DATE 9-14-95

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 2, ARTICLE VI, DIVISION 3 OF SECTION 2-100 OF THE CODE OF ORDINANCES OF RIVIERA BEACH, FLORIDA, RELATING TO RATES OF PAY AND SALARY SCHEDULE BE AMENDED BY THE VEHICLE MAINTENANCE DIVISION OF THE DEPARTMENT OF PUBLIC WORKS BUDGET BY ADDING THE CLASSIFIED POSITION OF STORE CLERK AND DELETING ONE CLASSIFIED POSITION OF STORE CLERK IN THE DIVISION OF PROPERTY MAINTENANCE THERETO; THIS AMENDMENT WILL HAVE NO ADVERSE AFFECT ON THE BUDGET.

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

**SECTION 1:** That Section 2-100 of Chapter 2, Article VI, Division 3, of the Code of Ordinance of Riviera Beach relating to rates of pay and salary schedule be amended by the Vehicle Maintenance Division of the Department of Public Works Budget by adding the classified position of Store Clerk and deleting one classified position of Store Clerk in the Division of Property Maintenance thereto.

**SECTION 2:** This Ordinance shall take effect as provided by law.

PASSED AND APPROVED on first reading this 20th day of September, 1995.

PASSED AND ADOPTED on second and final reading this 4th day of October, 1995.

APPROVED:

*Anna K. Williams*  
MAYOR

*Arthur Preston*  
CHAIRPERSON

ATTEST:

*[Signature]*  
CITY CLERK

*Wendy Moffitt*  
CHAIRMAN PRO TEM

*Margaret Confrey*  
*Elyabeth Wade*  
*Hyacintia "India" Becton*  
COUNCIL MEMBERS

1ST READING

2ND READING

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

C. BECTON  
M. MOFFITT

E. Weston AYE  
M. Moffitt ABS  
M. Confrey AYE  
C. Becton AYE  
E. Wade AYE

AYE  
AYE  
AYE  
AYE  
OUT

*[Signature]*  
8.29.95

An Ordinance of the City Council of Riviera Beach, Palm Beach County, Florida, Amending #2391, Section 16-31 (a) (1) of Article III of the City of Riviera City Code Ordinances and thereby amending the current Marina Wet Storage Rate.

Be It ordained by the City Council of the City of Riviera Beach, Palm Beach County, Florida as follows:

SECTION I: That ordinance amending #2391, section 16-31 (a) (1), of Article III of the City of Riviera Beach code of ordinances and thereby amending the current Marina Wet Storage rate schedule by establishing \$12.56 per foot per month rate.

Minimum length is 30'.  
Daily rate is .80 foot per day.

SECTION: II: That section 16-31 (a) (1) of the code of ordinances of the City of Riviera Beach relating to Marina rate for Wet Storage be amended and rate shall take effect on November 1, 1995.

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

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

SECTION VI: Specific authority is hereby granted to codify this Ordinance.

SECTION VII: That this ordinance shall be in full force and effect immediately upon its final passage and adoption.

PASSED AND APPROVED ON FIRST READING THIS 20th DAY OF Sept., 1995

PASSED AND ADOPTED ON SECOND AND FINAL READING THIS 4th DAY OF Oct., 1995.

APPROVED:

Clara K. Williams MAYOR Edward Weston CHAIRPERSON

ATTEST:

Donald L. Thomas  
CITY CLERK

Marilyn S. Wynn  
CHAIR PRO TEM

MOTIONED BY: E. WADE (1st)  
C. BECTON (2nd)  
1st READING

SECONDED BY: C. BECTON (1st)  
M. MOFFITT (2nd)  
2nd READING

- C. Becton AYE / AYE
- M. Confrey AYE / AYE
- M. Moffitt ABS / AYE
- E. Wade AYE / OUT
- E. Weston AYE / AYE

Margaret Confrey  
Hyacinthia "Cynthia" Becton  
Elizabeth Wade

REVIEWED FOR LEGAL SUFFICIENCY  
[Signature]  
CITY ATTORNEY  
CITY OF RIVERA BEACH  
DATE: 9-14-95