

ORDINANCE NO. 2207

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 DELETING THEREFROM THE CLASSIFIED POSITION OF PUBLIC WORKS (STREETS & MAINT.) SUPERVISOR UNDER CLASS TITLE PUBLIC WORKS SERVICE AND CREATING AN UNCLASSIFIED POSITION TITLED SUPERINTENDENT OF STREETS, CANALS AND PROPERTY MAINTENANCE; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

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

SECTION 1. That 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 is amended by deleting therefrom the following:

<u>CLASS TITLE</u>	<u>CLASSIFICATION</u>	<u>PAY GRADE/RANGE</u>
Public Works Service	Public Works (Streets & Maint.) Supervisor	G31

SECTION 2. That 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 is amended by creating the following:

<u>CLASS TITLE</u>	<u>CLASSIFICATION</u>	<u>PAY GRADE/RANGE</u>
Public Works Service	Superintendent of Streets, Canals and Property Maintenance	E

SECTION 3. Any person, firm or corporation convicted of a violation of any of the provisions of this Ordinance shall be punished as prescribed in Section 1.8 entitled "General Penalty" of the Code of Ordinances.

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 All Ordinances or parts of Ordinances or Charter provisions in conflict herewith are to the extent of such conflict repealed.

SECTION 5. In the event that any provisions of applications of this Ordinance shall be held to be invalid, it is the legislative intent that the other provisions and applications thereof shall not be thereby affected.

ORDINANCE NO. 2207

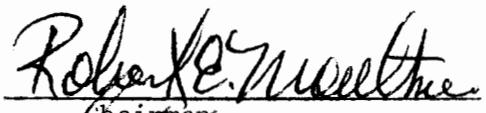
SECTION 6. This Ordinance shall take effect upon its final passage and adoption by the City Council.

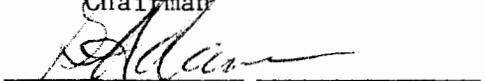
PASSED AND APPROVED on first reading 17th day of August, 1983.

PASSED AND ADOPTED on second and final reading this 7th day of September, 1983.

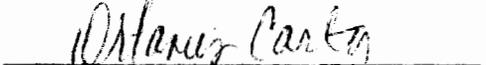
APPROVED:


Mayor

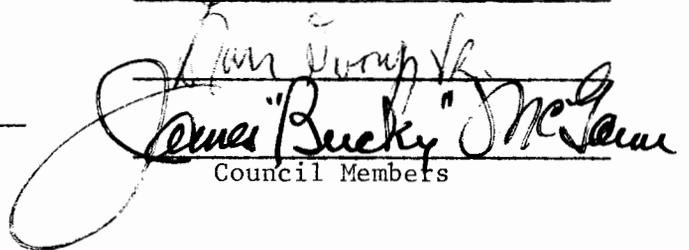

Chairman


Chairman Pro-Tem

ATTEST:

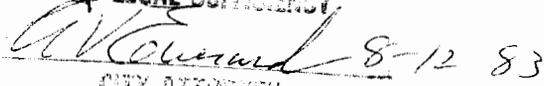



City Clerk


Council Members

	1st Reading	2nd Reading
Motioned by:	<u>Carter</u>	<u>Carter</u>
Seconded by:	<u>Adams</u>	<u>Adams</u>
R. Moultrie:	<u>Aye</u>	<u>Aye</u>
G. Adams:	<u>Aye</u>	<u>Out</u>
O. Carter:	<u>Aye</u>	<u>Aye</u>
J. McGann:	<u>Absent</u>	<u>Aye</u>
D. Ivory:	<u>Tardy</u>	<u>Aye</u>

APPROVED AS TO FORM AND LEGAL SUFFICIENCY


CITY ATTORNEY

DATE: August 18, 1983

The below Bill described by title only will be placed on second and final reading at the Regular Meeting of the City Council of the City of Riviera Beach, Florida, to be held on September 7, 1983, at 7:30 p.m. at the City Hall located at 600 West Blue Heron Blvd., and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

ORDINANCE NO. 2207

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 DELETING THEREFROM THE CLASSIFIED POSITION OF PUBLIC WORKS (STREETS & MAINT.) SUPERVISOR UNDER CLASS TITLE PUBLIC WORKS SERVICE AND CREATING AN UNCLASSIFIED POSITION TITLED SUPERINTENDENT OF STREETS, CANALS AND PROPERTY MAINTENANCE; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

SAID ORDINANCE MAY BE INSPECTED BY THE PUBLIC AT ANY TIME DURING WORKING HOURS IN THE CITY CLERK'S OFFICE.

Interested parties may appear at said meeting and be heard with respect to the Ordinance.

PALM BEACH POST TIMES:

PUBLISH: August 20, 1983

Carrie E. Ward 
Deputy City Clerk
Riviera Beach, Florida

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____

DATE: _____

ORDINANCE NO. 2208

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 2-22 ENTITLED "EMERGENCY POWERS" OF ARTICLE II ENTITLED "MUNICIPAL MANAGER" OF CHAPTER 2 ENTITLED "ADMINISTRATION" OF THE CODE OF ORDINANCES BY AUTHORIZING THE CITY MANAGER TO EXPEND UP TO \$7,500.00 AS PROVIDED THEREIN: PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AN EFFECTIVE DATE AND FOR OTHER PURPOSES:

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

SECTION 1. Section 2-22 of Article II of Chapter 2 of the Code of Ordinances is amended to read:

"Sec. 2-22. Emergency Powers.

In case of accident, disaster, or other circumstances creating a public emergency, the municipal manager may award contracts and make purchases for the purpose of meeting the emergency in any amount not to exceed \$7,500.00, but he shall file promptly with the legislative body a certificate showing such emergency and the necessity for such action, together with an itemized account of all expenditures."

SECTION 2. Any person, firm or corporation convicted of a violation of any of the provisions of this Ordinance shall be punished as prescribed in Section 1.8 entitled "General Penalty" of the Code of Ordinances.

SECTION 3. All Ordinances or parts of Ordinances or Charter provisions in conflict herewith are to the extent of such conflict repealed.

SECTION 4. In the event that any provision or application of this Ordinance shall be held to be invalid, it is the legislative intent that the other provisions and applications hereof shall not be thereby affected.

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

SECTION 6. This Ordinance shall take effect upon its final passage and adoption by the City Council.

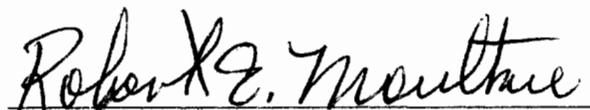
Ordinance No. 2208

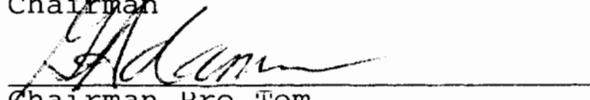
PASSED AND APPROVED on first reading this 17th day of August, 1983.

PASSED AND APPROVED on second and final reading this 7th day of September, 1983.

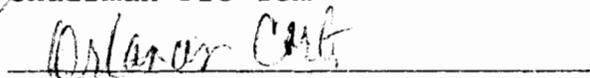
APPROVED

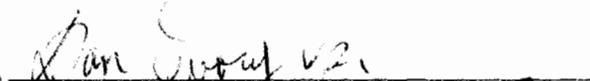

Mayor

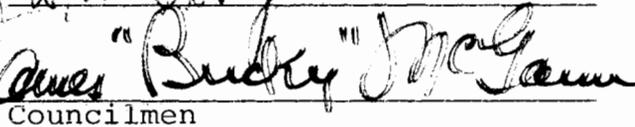

Chairman


Chairman Pro Tem

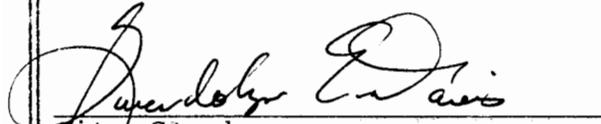
(MUNICIPAL SEAL)


Councilmen


Councilmen


Councilmen

ATTEST:


City Clerk

	<u>1st. Reading</u>	<u>2nd. Reading</u>
MOTIONED BY:	<u>Adams</u>	<u>Carter</u>
SECONDED BY:	<u>Carter</u>	<u>Levy</u>
R. MOULTRIE	<u>Aye</u>	<u>Aye</u>
G. ADAMS	<u>Aye</u>	<u>Out</u>
O. THOMAS	<u>Aye</u>	<u>Aye</u>
J. MCGANN	<u>Absent</u>	<u>Aye</u>
D. IVORY	<u>Tardy</u>	<u>Aye</u>

DATE: August 18, 1983

The below Bill described by title only will placed on second and final reading at the Regular Meeting of the City Council of the City of Riviera Beach, Florida, to be held on September 7, 1983, at 7:30 p.m. at the City Hall located at 600 West Blue Heron Blvd., and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

ORDINANCE NO. 2208

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 2-22 ENTITLED "EMERGENCY POWERS" OF ARTICLE II ENTITLED "MUNICIPAL MANAGER" OF CHAPTER 2 ENTITLED "ADMINISTRATION" OF THE CODE OF ORDINANCES BY AUTHORIZING THE CITY MANAGER TO EXPEND UP TO \$7,500.00 AS PROVIDED THEREIN: PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AN EFFECTIVE DATE AND FOR OTHER PURPOSES:

SAID ORDINANCE MAY BE INSPECTED BY THE PUBLIC AT ANY TIME DURING WORKING HOURS IN THE CITY CLERK'S OFFICE.

Interested parties may appear at said meeting and be heard with respect to the Ordinance.

PALM BEACH POST TIMES:

PUBLISH: August 20, 1983

Carrie E. Ward 
Deputy City Clerk
Riviera Beach, Florida

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____

DATE: _____

ORDINANCE NO. 2209

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 2-7 ENTITLED "LEGISLATIVE BODY, RULES OF PROCEDURE OF ARTICLE I ENTITLED "IN GENERAL" OF CHAPTER 2 ENTITLED "ADMINISTRATION" OF THE CODE OF ORDINANCES BY REVISING THE RULES OF PROCEDURE UNDER RULE 4 THEREIN; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

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

SECTION 1. Rule 4 of Section 2-7 of Article I of Chapter 2 of the Code of Ordinances is amended to read:

"Rule 4. the following order shall be observed in the transaction of business, but the order may be varied by a majority consent of all municipal legislators present:

- (a) Additions and deletions.
- (b) Approval of minutes
- (c) Approval of payment resolutions.
- (d) Awards and Presentations.
- (e) Statements from members of the public with a two-minute limitation for each statement.
- (f) Petitions and communications.
- (g) ~~Reports~~: Items presented by the manager.
- (h) Ordinances and resolutions.
- (i) Recommendations and discussions from mayor and council.

The rules of order of business may be amended from time to time by ordinance of a majority of the legislative body.

SECTION 2. Any person, firm or corporation convicted of a violation of any of the provisions of this Ordinance shall be punished as prescribed in Section 1.8 entitled "General Penalty" of the Code of Ordinances.

Ordinance No. 2209

SECTION 3. All Ordinances or parts of Ordinances or Charter provisions in conflict herewith are to the extent of such conflict repealed.

SECTION 4. In the event that any provision or application of this Ordinance shall be held to be invalid, it is the legislative intent that other provisions and applications hereof shall not be thereby affected.

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

SECTION 6. This Ordinance shall take effect upon its final passage and adoption by the City Council.

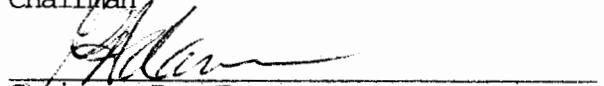
PASSED AND APPROVED on first reading this 17th day of August, 1983.

PASSED AND APPROVED on second and final reading this 7th day of September, 1983.

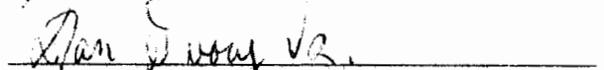
APPROVED


Mayor

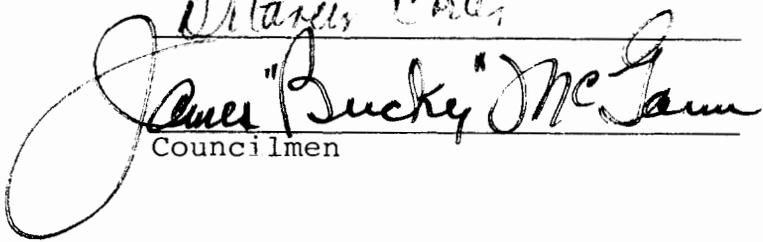

Chairman


Chairman Pro Tem

(MUNICIPAL SEAL)


Councilmen


Councilmen


Councilmen

ATTEST:


City Clerk

1st. Reading

2nd. Reading

MOTIONED BY:	<u>Ivory</u>	<u>Carter</u>
SECONDED BY:	<u>Carter</u>	<u>Ivory</u>
. R. MOULTRIE	<u>Aye</u>	<u>Aye</u>
G. ADAMS	<u>Aye</u>	<u>Aye</u>
O. THOMAS	<u>Aye</u>	<u>Aye</u>
J. MCGANN	<u>Absent</u>	<u>Aye</u>
D. IVORY	<u>Aye</u>	<u>Aye</u>

DATE: August 18, 1983

The below Bill described by title only will be placed on second and final reading at the Regular Meeting of the City Council of the City of Riviera Beach, Florida, to be held on September 7, 1983, at 7:30 p.m. at the City Hall located at 600 West Blue Heron Blvd., and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

ORDINANCE NO. 2209

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 2-7 ENTITLED "LEGISLATIVE BODY, RULES OF PROCEDURE OF ARTICLE I ENTITLED "IN GENERAL" OF CHAPTER 2 ENTITLED "ADMINISTRATION" OF THE CODE OF ORDINANCES BY REVISING THE RULES OF PROCEDURE UNDER RULE 4 THEREIN; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

SAID ORDINANCE MAY BE INSPECTED BY THE PUBLIC AT ANY TIME DURING WORKING HOURS IN THE CITY CLERK'S OFFICE.

Interested parties may appear at said meeting and be heard with respect to the Ordinance.

PALM BEACH POST TIMES:

PUBLISH: August 20, 1983

Carrie E. Ward *CW*
Deputy City Clerk
Riviera Beach, Florida

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____

DATE: _____

ORDINANCE NO. 2210

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, FIXING THE ADJUSTED TAX VALUATION OF REAL PROPERTY AND TANGIBLE BUSINESS PERSONAL 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 THE YEAR ENDING DECEMBER 31, 1983; FIXING THE MILLAGE RATE THEREON FOR SAID YEAR REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

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

SECTION 1. That for the year ending December 31, 1983, 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, \$768,865,715.

Subject to final approval of the County Equalization Board.

SECTION 2. For the year ending December 31, 1983, a tax of seven point two nine eight seven (7.2987) mills on the dollar shall be, and is levied and shall be collected on all property and tangible business personal property within the City of Riviera Beach, Florida, not specifically designed 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 purposes and duties granted and imposed by the City Charter. Said real property and tangible business personal property being specifically set forth as item (a) in Section 1. hereof and valued in the amount of \$768,865,715 subject to final approval of the County Equalization Board.

SECTION 3. As provided by Section 200.065 (5) Florida Statutes, upon notification from the property appraiser of any

ORDINANCE NO. 2210

aggregate change in the certified assessment roll, the City Manager is hereby authorized to certify the property appraiser within three days of notification, an adjusted millage rate which shall be such that the taxes computed by applying the adopted rate against the certified taxable value are equal to the taxes computed by applying the adjusted adopted rate to the taxable value on the roll to be extended.

SECTION 4. The proposed millage of 7.2987 represents a 15% increase over the rolled-back millage rate.

SECTION 5. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED on first reading this 7th day of September, 1983,

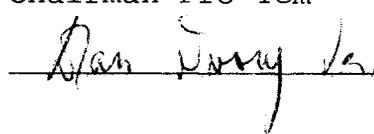
PASSED AND ADOPTED on second and final reading this 21st day of September, 1983.

APPROVED:


Mayor

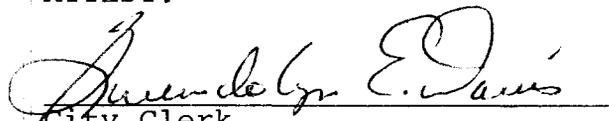

Chairman


Chairman Pro Tem



(MUNICIPAL SEAL)

ATTEST:


City Clerk

Councilmen

	1st Reading	2nd. Reading
Motioned By:	<u>Carter</u>	<u>Adams</u>
Seconded By:	<u>Adams</u>	<u>Ivory</u>
R. MOULTRIE	<u>Aye</u>	<u>Aye</u>
G. ADAMS	<u>Aye</u>	<u>Aye</u>
O. CARTER	<u>Aye</u>	<u>Absent</u>
J. MCGANN	<u>Aye</u>	<u>Aye</u>
D. IVORY	<u>Aye</u>	<u>Aye</u>

DATE: September 8, 1983

The below Bill described by title only will be placed on second and final reading at the Regular Meeting of the City Council of the City of Riviera Beach, Florida, to be held on September 21, 1983, at 7:30 p.m. at the City Hall located at 600 West Blue Heron Blvd., and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

ORDINANCE NO. 2210

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, FIXING THE ADJUSTED TAX VALUATION OF REAL PROPERTY AND TANGIBLE BUSINESS PERSONAL 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 THE YEAR ENDING DECEMBER 31, 1983; FIXING THE MILLAGE RATE THEREON FOR SAID YEAR REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

SAID ORDINANCE MAY BE INSPECTED BY THE PUBLIC AT ANY TIME DURING WORKING HOURS IN THE CITY CLERK'S OFFICE.

Interested parties may appear at said meeting and be heard with respect to the Ordinance.

PALM BEACH POST TIMES:

PUBLISH: September 10, 1983

Gwendolyn E. Davis 
City Clerk
Riviera Beach, Florida

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____

DATE: _____, 1983

ORDINANCE NO. 2211

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ADOPTING A FISCAL BUDGET FOR THE YEAR 1983-1984; APPROPRIATING THE VARIOUS SUMS SET OUT IN THE FISCAL BUDGET: REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

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

SECTION 1. The items and figures as shown on the attached Budget of Income and Expenditures for the City of Riviera Beach, Palm Beach County, Florida, Exhibit 1 shall be and the same are hereby adopted as the Budget for the City of Riviera Beach, Palm Beach County, Florida, for the year 1983-1984 and the various respective sums shown therein are hereby appropriated for the purpose set out.

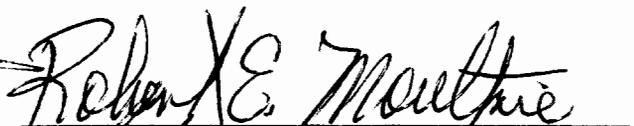
SECTION 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

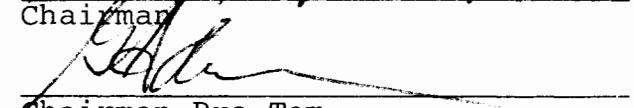
PASSED AND APPROVED on first reading this 7th day of September, 1983.

PASSED AND ADOPTED on second and final reading this 2 day of September, 1983.

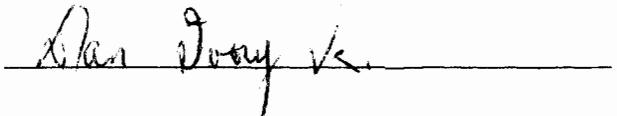
APPROVED:


Mayor

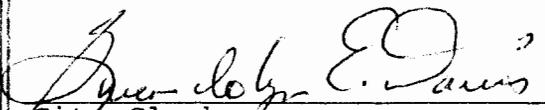

Chairman


Chairman Pro Tem

(MUNICIPAL SEAL)



ATTEST:


City Clerk

Councilmen

	1st Reading
MOTIONED BY:	<u>Carter</u>
SECONDED BY:	<u>Adams</u>
R. Moultrie	<u>Aye</u>
G. Adams	<u>Aye</u>
O. Carter	<u>Aye</u>
J. McGann	<u>Aye</u>
D. Ivory	<u>Aye</u>

	2nd Reading
	<u>Adams</u>
	<u>McGann</u>
	<u>Aye</u>

DATE: September 8, 1983

The below Bill described by title only will be placed on second and final reading at the Regular Meeting of the City Council of the City of Riviera Beach, Florida, to be held on September 21, 1983, at 7:30 p.m. at the City Hall located at 600 West Blue Heron Blvd., and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

ORDINANCE NO. *2211*

AN ORDINANCE OF THE CITY OF RIVIERA BEACH,
PALM BEACH COUNTY, FLORIDA, ADOPTING A FISCAL BUDGET FOR THE YEAR 1983-1984; APPROPRIATING THE VARIOUS SUMS SET OUT IN THE FISCAL BUDGET; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

SAID ORDINANCE MAY BE INSPECTED BY THE PUBLIC AT ANY TIME DURING WORKING HOURS IN THE CITY CLERK'S OFFICE.

Interested parties may appear at said meeting and be heard with respect to the Ordinance.

PALM BEACH POST TIMES:

PUBLISH: September 10, 1983

Gwendolyn E. Davis *G. Davis*
City Clerk
Riviera BEach, Florida

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____

DATE: _____, 1983

ORDINANCE NO. 2212

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING PARAGRAPHS (A) AND (B) OF SECTION 10-20.6 ENTITLED "FEES" OF DIVISION 1A ENTITLED "MUNICIPAL REFUSE COLLECTION SERVICES" OF ARTICLE II ENTITLED "GARBAGE, TRASH, WEEDS AND LITTER" OF CHAPTER 10 ENTITLED "HEALTH AND SANITATION" OF THE CODE OF ORDINANCES; PROVIDING A REPEALING CLAUSE, SAVING CLAUSE, PENALTY CLAUSE, AUTHORITY TO CODIFY, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, The City Council of the City of Riviera Beach, Palm Beach County, Florida, hereby declares and determines that in order to provide for the public health, welfare, safety and commonwealth of the City, that this Amendment to the Code of Ordinances should be enacted; and

WHEREAS, the Department of Public Works and Department of Community Development and Environmental Control have reviewed the necessity of this Amendment and approved same, and

WHEREAS, the cost of collecting and disposing of garbage and trash continues to escalate; and

WHEREAS, it is the intent of the City of Riviera Beach to cause the Refuse Operating Fund to be self-sufficient as fees will permit.

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

SECTION 1. Paragraph (A) and (B) of Section 10-20.6 entitled "Fees" of Division 1A entitled "Municipal Refuse Collection Service" of Article 11 entitled "Garbage, Trash, Weeds and Litter" of Chapter 10 entitled "Health and Sanitation" of the Code of Ordinances is amended to read:

"(A) GROUND LEVEL: AT CURB SIDE OR SWALE AREA.
The fee for collection and disposal of refuse placed for collection at ground level and at curb side or swale area, shall be as follows:

- (1) RESIDENTIAL UNITS which includes single family residences, duplexes, triplexes, apartments and mobile units and multi-units to include condominiums shall be charged ~~Seven Dollars and Fifty Cents (\$7.50)~~ Eight Dollars and Twenty-five Cents (\$8.25) per month per living unit.
- (2) MOTELS not having container service shall be charged ~~Seven Dollars and Fifty Cents (\$7.50)~~ Eight Dollars and Twenty-five Cents (\$8.25) per month per unit.
- (3) SMALL BUSINESSES AND COMMERCIAL UNITS not having container service and not having over two (2) thirty-gallon cans per pick-up shall be charged ~~Seven Dollars and Fifty Cents (\$7.50)~~ Eight Dollars and Twenty-five Cents (\$8.25) per month.
- (4) CONTAINER SERVICE rates shall be as follows:

		<u>NUMBER OF PICK-UPS PER WEEK</u>					
		1	2	3	4	5	6
<u>SIZE OF CONTAINER</u>	2	35.00	45.00	70.00	90.00	122.00	135.00
		39.20	50.20	77.70	99.70	134.90	149.20
	3	40.00	70.00	100.00	132.00	165.00	198.00
		44.90	77.90	110.90	146.10	182.40	218.70
	4	45.00	88.00	132.00	176.00	220.00	264.00
		50.60	97.90	146.30	194.70	243.10	291.50
	6	66.00	132.00	176.00	220.00	264.00	308.00
		73.90	146.50	194.90	243.30	291.70	340.10
	8	88.00	165.00	220.00	275.00	330.00	385.00
		98.30	183.00	243.50	304.00	364.50	425.00

- (5) COMMERCIAL UNITS WITH OWN COMPACTION: For any customer that has its own compaction the container rate shall be charged double the normal rate.
- (6) When multiple residence units, excluding motels use container service, the charge will be the residential unit rate or the container rate whichever is greater.
- (7) The City shall reserve the right to decide in the case of multiple residence the use of cans or containers of which will be more suitable for adequate collection for disposal of refuse.

(B) It shall be the responsibility of the person designated in (Section 10-19) to provide for the removal of any appliances, couches, chairs, beds or like items. If the City is requested to remove such items, the request shall be made in person at the office of

The City Clerk and shall pay the following charge at that time.

REMOVAL OF ONE ITEM \$3.25
FOR EACH ADDITIONAL ITEM. \$3.00

If such items are not removed, by the person designated, he or she shall be subject to the penalties as prescribed by Section 10-34 of the Code of Ordinances of Riviera Beach.

SECTION 2. All Ordinances or parts of Ordinances or Chapter provisions in conflict herewith are to the extent of such conflict repealed.

SECTION 3. In the event that any provision or application of this Ordinance shall be held to be invalid, it is the legislative intent that the other provisions and applications hereof shall not be thereby affected.

SECTION 4. Any person violating any of the provisions of this Ordinance, shall upon conviction, be subject to the provisions of the uniform maximum penalty Ordinance, Ordinance 1123, enacted on October 6, 1976.

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

SECTION 6. This Ordinance and the proposed rates therein shall become effective on all billings for trash and garbage commencing on October 1, 1983. (Upon its final passage and adoption by the City Council.)

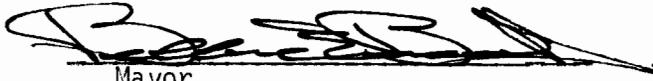
PASSED AND APPROVED on first reading this 7th day of September, 1983.

PASSED AND ADOPTED on second and final reading this 21st day of September. 1983.

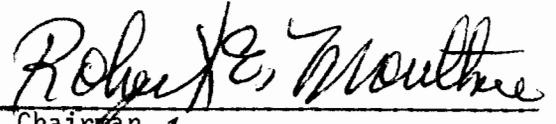
SIGNATURES ON PAGE #4

ORDINANCE NO. 2212

APPROVED:



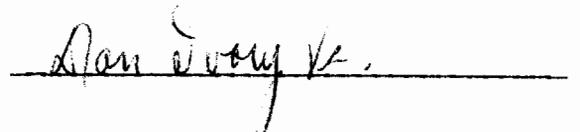
Mayor



Chairman



Chairman Pro Tem

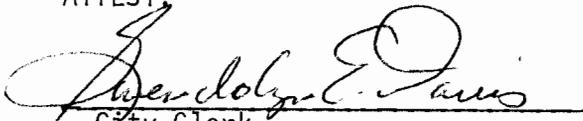


Councilperson

(MUNICIPAL SEAL)

Councilperson

ATTEST:



City Clerk

	<u>1st Reading</u>	<u>2nd Reading</u>
Motioned By:	<u>Adams</u>	<u>Adams</u>
Seconded By:	<u>Carter</u>	<u>Ivory</u>
R. Moultrie	<u>Aye</u>	<u>Aye</u>
G. Adams	<u>Aye</u>	<u>Aye</u>
O. Carter	<u>Aye</u>	<u>Absent</u>
J. McGann	<u>Nay</u>	<u>Nay</u>
D. Ivory	<u>Aye</u>	<u>Aye</u>

DATE: September 8, 1983

The below Bill described by title only will be placed on second and final reading at the Regular Meeting of the City Council of the City of Riviera Beach, Florida, to be held on Septmeber 21, 1983, at 7:30 p.m. at the City Hall located at 600 West Blue Heron Blvd., and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

ORDINANCE NO. 2212

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING PARAGRAPHS (A) AND (B) OF SECTION 10-20.6 ENTITLED "FEES" OF DIVISION 1A ENTITLED "MUNICIPAL REFUSE COLLECTION SERVICES" OF ARTICLE II ENTITLED "GARBAGE, TRASH, WEEDS AND LITTER" OF CHAPTER 10 ENTITLED "HEALTH AND SANITATION" OF THE CODE OF ORDINANCES; PROVIDING A REPEALING CLAUSE, SAVING CLAUSE, PENALTY CLAUSE, AUTHORITY TO CODIFY, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

SAID ORDINANCE MAY BE INSPECTED BY THE PUBLIC AT ANY TIME DURING WORKING HOURS IN THE CITY CLERK'S OFFICE.

Interested parties may appear at said meeting and be heard iwth respect to the Ordinance.

PALM BEACH POST TIMES:

PUBLISH September 10, 1983

Gwendolyn E. davis 
City Clerk
Riviera Beach, Florida

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____

DATE: _____, 1983

ORDINANCE NO. 2213

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AMENDING ARTICLE II-AA ENTITLED "ZONING DISTRICTS AND USES" OF CHAPTER 23, "ZONING" OF THE CODE OF ORDINANCES IN ACCORDANCE WITH EXHIBIT 'A' ATTACHED HERETO; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AUTHORITY TO UPDATE ZONING CODE, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, on March 17, 1982 the City Council of the City of Riviera Beach passed Ordinance #2152 which amended Chapter 23, "Zoning" of the Code of Ordinances by adopting a new Zoning Code to comply with the Comprehensive Plan and provide for the coordinated and harmonious development in order to promote the health, safety and general welfare of the City of Riviera Beach; and

WHEREAS, utilization of said Zoning Code over an eighteen (18) month period has indicated the need for clarification and refinements to various regulations contained therein, to better provide for the general welfare of the City; and

WHEREAS, these refinements and clarifications, in the form of amendments to the Code, have been reviewed by the Riviera Beach Planning Board; and

WHEREAS, the Planning and Zoning Board has held a Public hearing and forwarded recommendations to the Riviera Beach City Council; and

WHEREAS, the City Council, as the Local Governing Body, has held appropriate Public hearings to consider the amendments, all being in accordance with Chapter 163.25 F.S.,

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

SECTION 1. Article II-AA entitled "Zoning Districts and Uses" of Chapter 23, "Zoning" of the Code of Ordinances of the City of Riviera Beach as adopted by Ordinance #2152, as amended, is hereby amended in accordance with Exhibit 'A' attached hereto and made a part of this Ordinance.

SECTION 2. Any person, firm or corporation convicted of a violation of any of the provisions of this Ordinance shall be punished as prescribed in Section 1.8 entitled "General Penalty" of the Code of Ordinances.

SECTION 3. All Ordinances or parts of Ordinances or Charter provisions in conflict herewith are to the extent of such conflict repealed.

SECTION 4. In the event that any provision or application of this Ordinance shall be held to be invalid, it is the legislative intent that the other provisions and applications thereof shall not be thereby affected.

SECTION 5. Specific authority is hereby granted to codify this Ordinance at a later date together with the Land Development Code upon its completion.

SECTION 6. In the interim, the Director of Community Development and Environmental Control is hereby authorized to update the appropriate sections of the official copy of the Zoning Code, which is on file in the City Clerk's office and the Planning Department.

SECTION 7. This Ordinance shall take effect upon its final passage and adoption by the City Council.

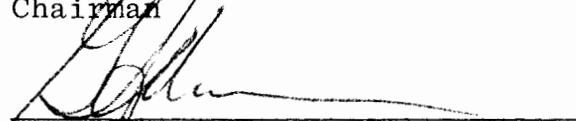
PASSED AND APPROVED on first reading this 7th day of September, 1983. Second and Final September 21st, 1983.

APPROVED:

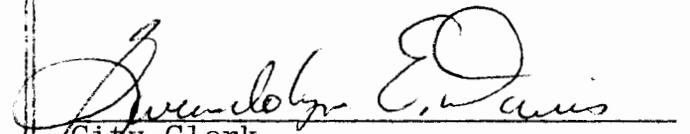

MAYOR

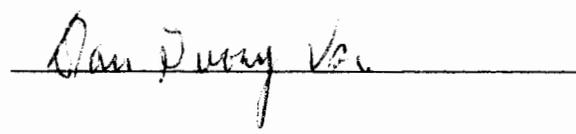
(MUNICIPAL SEAL)


Chairman


Chairman Pro Tem

ATTEST:


City Clerk



Councilmen

	<u>1st Reading</u>	<u>2nd Reading</u>
MOTIONED BY:	<u>Adams</u>	<u>Adams</u>
SECONDED BY:	<u>Carter</u>	<u>Ivory</u>
R. Moultrie:	<u>Aye</u>	<u>Aye</u>
G. Adams:	<u>Aye</u>	<u>Aye</u>
D. Ivory:	<u>Aye</u>	<u>Aye</u>
O. Carter:	<u>Aye</u>	<u>Absent</u>
J. McGann:	<u>Aye</u>	<u>Aye</u>

DATE: September 8, 1983

The below Bill described by title only will be placed on second and final reading at the Regular meeting of the City Council of the City of Riviera Beach, Florida, to be held on September 21, 1983, at 7:30 p.m., at the City Hall located at 600 West Blue Heron Blvd., and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

ORDINANCE NO. 2213

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AMENDING ARTICLE II-AA ENTITLED "ZONING DISTRICTS AND USES" OF CHAPTER 23, "ZONING" OF THE CODE OF ORDINANCES IN ACCORDANCE WITH EXHIBIT 'A' ATTACHED HERETO; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AUTHORITY TO UPDATE ZONING CODE, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

SAID ORDINANCE MAY BE INSPECTED BY THE PUBLIC AT ANY TIME DURING WORKING HOURS IN THE CITY CLERK'S OFFICE.

Interested parties may appear at said meeting and be heard with respect to the Ordinance:

PALM BEACH POST TIMES:

PUBLISH: September 10, 1983

Gwendolyn E. Davis 
City Clerk
Riviera Beach, Florida

dpm

PALM BEACH PSOT TIMES, PLEASE ACKNOWLEDGE RECEIPT

SIGNED: _____

DATE: _____, 1983

AMENDMENTS
TO THE ZONING CODE

EXHIBIT 'A'

RS-5, RS-6, RS-8 SINGLE FAMILY DISTRICTS

1. Subsection VI, "NON-CONFORMITIES", B. STRUCTURES amended to read as follows:
"All nonconforming structures which legally existed prior to adoption of the ordinance shall be allowed to expand within the existing required setback lines without the necessity of first obtaining a variance."

RD-15 TWO-FAMILY DWELLING DISTRICT

1. Subsection II, "USE REGULATIONS", A. USES PERMITTED, add:
(5) Group homes and adult congregate living facilities
2. Subsection VI, "NON-CONFORMITIES", B. STRUCTURES, amend to read as follows:
"All nonconforming structures which legally existed prior to adoption of the ordinance shall be allowed to expand within the existing required setback lines without the necessity of first obtaining a variance."
3. Subsection VIII, "SITE PLAN REVIEW", delete requirement for site plan review of duplexes. Site plan review, as follows:
". . . required for Permitted Uses II A(2), (3), (4)"

RM-15 MULTIPLE-FAMILY DWELLING DISTRICT

1. Subsection III, "PROPERTY DEVELOPMENT STANDARDS", A(6) shall be revised with the following deletions:
". . . maximum permitted density shall be fifteen (15) dwelling units per acre ~~and shall be computed using the following table~~ (delete table) . . . ~~and accessible for bedroom purposes.~~
2. Subsection III, "PROPERTY DEVELOPMENT STANDARDS", E. MINIMUM BUILDING SETBACKS 2. Side, add:
12½ feet on street side
3. Subsection III, "PROPERTY DEVELOPMENT STANDARDS", E. MINIMUM FLOOR AREA (3) Two-bedroom apartments: 750 square feet, add:
for each additional bedroom, total sq. footage shall increase by 100

RMH-15 MULTI-FAMILY/HOTEL DISTRICT

1. Subsection II, "USE REGULATIONS", A. USES PERMITTED, add:
(8) Nursing and convalescent homes and ACLF's
2. Subsection III, "PROPERTY DEVELOPMENT STANDARDS" A(6) shall be revised with the following deletions and additions:
". . . maximum permitted density shall be fifteen (15) dwelling units per acre, ~~and shall be computed using the following table~~ (delete table) . . . ~~and accessible for bedroom purposes.~~ Hotel/motel units shall be permitted at a density of 30 units/acre
3. Subsection III, "PROPERTY DEVELOPMENT STANDARDS", D. MINIMUM BUILDING SETBACKS 2. Side, add:
12½ feet on street side
4. Subsection III, "PROPERTY DEVELOPMENT STANDARDS", E. MINIMUM FLOOR AREA, (3) Two-bedroom apartments: 750 square feet, add:
for each additional bedroom, total square footage shall increase by 100

RMH-20 HIGH-DENSITY MULTIPLE FAMILY MOTEL/DISTRICT

1. Subsection III, "PROPERTY DEVELOPMENT STANDARDS", A. MINIMUM PROPERTY SIZE/MAXIMUM DENSITY, add:
Base density for hotels and motels shall be 40 units/acre,

OP - OFFICE PROFESSIONAL DISTRICT

1. Subsection II, "USE REGULATIONS", A. USES PERMITTED add:
(6) Multiple-family dwellings and group homes in accordance with RM-15 District regulations

CN - NEIGHBORHOOD COMMERCIAL

1. Subsection II, "USE REGULATIONS", A. USES PERMITTED, A. 1. shall be revised to read:
Residential uses permitted in accordance with RM-15 District regulations

CG - GENERAL COMMERCIAL

1. Subsection II, "USE REGULATIONS", A. USES PERMITTED, add:
(11) churches and their educational buildings
2. Subsection II, "USE REGULATIONS", A. USES PERMITTED, (10) ~~new-and-used-car-lots~~ to read:
(10) new car dealerships
3. Subsection III, "PROPERTY DEVELOPMENT STANDARDS", E. PRIVACY WALL, add:
"Such wall may be required adjacent to residential uses as determined by Planning Board and Council
4. Subsection III, "PROPERTY DEVELOPMENT STANDARDS", D. MINIMUM BUILDING SETBACKS, 3. Rear, delete as follows:
~~"Five-(5)-feet-on-street-side~~

IL - LIMITED INDUSTRIAL

1. Subsection II, "USE REGULATIONS", A. USES PERMITTED, revise to read:
wholesaling, ~~accessory-to-manufacturing~~
2. Subsection III, "PROPERTY DEVELOPMENT STANDARDS", B. MAXIMUM BUILDING HEIGHT, ADD:
20 feet for open storage of goods and materials
3. Subsection III, "PROPERTY DEVELOPMENT STANDARDS", C. MINIMUM BUILDING SETBACKS, 2 side, revise as:
"Twenty feet on street side or when abutting residential district"

SUPPLEMENTAL REGULATIONS II CHURCHES

1. Revise II. 2. as follows:

"No parking areas or driveways shall be permitted within ~~ten-(10)~~ five (5) feet of a property line abutting residentially-zoned property"

SUPPLEMENTAL REGULATIONS VI. WALLS AND FENCES

1. Revise A. 2. to read as follows:

In the required front yard, maximum height shall be ~~three-(3)~~ four (4) feet

2. The following shall be added to VI. A.:

(4) in all property zoned for Commercial use, maximum height shall be six (6) feet

(5) In all property zoned for Industrial use, maximum height shall be eight (8) feet

3. Under VI. C., add:

Such wall may be required adjacent to residential uses, as determined by the Planning Board and Council

OFF-STREET PARKING AND LOADING SEC.

1. Subsection III. "OFF-STREET PARKING RATIOS", add:

N. Daycares: One (1) space/employee (minimum three (3) spaces) plus adequate provision for drop-off of children

2. Subsection V. "SUPPLEMENTAL REGULATIONS", (7) to be revised with the following additions and deletions:

In RS-5, RS-6, and RS-8 zoning districts no major recreational vehicle or equipment ~~used-seasonally~~ shall be stored in driveways or any other areas designated solely for parking purposes

3. Subsection V. "SUPPLEMENTAL REGULATIONS", (8) to be revised to read: "Parking ~~in-setbacks~~ shall be permitted as follows:"

- b. "In RS-6, RS-8, or RD-15 zoning districts, private passenger vehicles and commercial or major recreational vehicles 3/4 ton or less . . . shall be permitted only in driveways.

PLANNED UNIT DEVELOPMENT DISTRICT

1. Subsection III, "USE REGULATIONS", A. 2. "USES PERMITTED IN I - PUD COMMERCIAL PLANNED UNIT DEVELOPMENT" shall be revised to include:

(4) A C-PUD must be characterized by three (3) or more significant revenue-producing uses such as retail, office, residential, institutional hotel/motel and recreational

2. Subsection IV. "PROPERTY DEVELOPMENT STANDARDS" A. 4. DENSITY shall be revised as follows:

". . . Density shall be computed utilizing the following table. . . . (table deleted) . . . and accessible for bedroom purposes Hotel/motel units shall be permitted at a density of 30 units/acre.

PLANNED UNIT DEVELOPMENT DISTRICT (Cont.)

3. Subsection IV. "PROPERTY DEVELOPMENT STANDARDS", B. COMMERCIAL PUD (C-PUD) & INDUSTRIAL PUD (I-PUD) shall be rearranged in its entirety and revised as follows:

1. Setbacks

There are no required setbacks or yards except for the following:

- a. All setbacks shall be approved by the Planning Board and City Council through the Site Plan Review Process
 - b. There shall be a setback or yard of not less than five (5) feet in depth abutting all public road rights-of-way within or abutting a Planned Unit Development District
 - c. In the C-PUD District:
There shall be a peripheral setback from boundary lines of the PUD of not less than twenty-five (25) feet in depth. Except for accessways, no portion of this peripheral setback may be used for parking or other vehicular use area. This may be waived if C-PUD is located within central business area, as determined by the Planning Board and Council.
 - d. In the I-PUD District:
There shall be a peripheral setback from boundary lines of the PUD of not less than fifty (50) feet in depth. Except for accessways, no portion of this peripheral setback may be used for parking or other vehicular use area.
2. Height:
Maximum height shall be as follows:
- a. C-PUD maximum height shall be ten (10) stories
 - b. I-PUD maximum height shall not exceed height of district for which development is to be located

ORDINANCE NO. 2214

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 23, "ZONING" OF THE CODE OF ORDINANCES BY ADOPTING ARTICLE III ENTITLED "MINORITY EMPLOYMENT AND AFFORDABLE HOUSING OPPORTUNITY PLAN", AS ATTACHED HERETO, AMENDING ARTICLE II-AA OF SAID CHAPTER IN ACCORDANCE WITH EXHIBIT "B" ATTACHED, AMENDING SECTIONS "RM-20 HIGH DENSITY MULTIPLE FAMILY DISTRICT" AND SECTION "RMH-20 HIGH DENSITY MULTIPLE FAMILY/MOTEL DISTRICT" OF ARTICLE II A, BY AMENDING PARAGRAPHS "B" ENTITLED "BONUS DENSITY" OF SUBSECTION III ENTITLED "PROPERTY DEVELOPMENT STANDARDS" AS CONTAINED WITHIN BOTH SECTIONS; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AUTHORITY TO UP-DATE, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, there is a recognizable need for the construction of moderate income housing within the City of Riviera Beach, and

WHEREAS, due to income levels, many Riviera Beach residents cannot purchase homes at the conventional market rates, and

WHEREAS, current unemployment rates among minority groups remain high, and

WHEREAS, solutions to unemployment and affordable housing are two serious challenges to the welfare of Riviera Beach, and

WHEREAS, under current fiscal constraints government cannot rely solely on public funds but must create programs to involve the public sector, and

WHEREAS, the private sector has the expertise and resources to aid the City in solving its problems, and

WHEREAS, in recognition of this, a voluntary program has been designated to allow the City to call on the resources and expertise in exchange for compensation, and

WHEREAS, this program, known as the "Minority Employment and Affordable Housing Opportunity Plan" has been developed to provide developers with incentives in exchange for minority employment or affordable housing, and

WHEREAS, the Planning and Zoning Board has held a Public Hearing And forwarded recommendations to the City Council, and

WHEREAS, the City Council has held Public Hearings and reviewed the plan.

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

SECTION 1. Chapter 23 entitled "Zoning" of the Code of Ordinances of the City of Riviera Beach, as adopted by Ordinance No. 2152, as amended, is hereby amended to include:

"Article III - Minority Employment and Affordable Housing Opportunity Plan", said Plan attached hereto as "Exhibit "A" and made a part of this Ordinance.

SECTION 2. Article II-AA entitled "Zoning Districts and Uses" of Chapter 23 "Zoning" of the Code of Ordinances as adopted by Ordinance No. 2152^{as amended} is hereby amended in accordance with Exhibit "B" attached hereto and made a part of this Ordinance. Said amendments being for the purpose of implementing the "Minority Employment and Affordable Housing Opportunity Plan" as Section I above.

SECTION 3. That Section entitled "RM-20 High Density Multiple Family District" of Chapter 23 "Zoning" of the Code of Ordinances as adopted by Ordinance No. 2152 and amended by Ordinance No. 2179, is hereby amended as follows:

Paragrph "B" entitled "Bonus Density" of Subsection "III" entitled Property Standards is hereby repealed in its entirety, and revised to read "B" Bonus Density - See Article III."

SECTION 4. That Section entitled "RMH-20 Multiple Family/Motel District" of Chapter 23 "Zoning" of the Code of Ordinances as adopted by Ordinance No. 2152 and amended by Ordinance No.2179, is amended as follows:

Paragraph "B" entitled "Bonus Density" of Subsection III entitled "Property Development Standards" is hereby repealed in its entirety, and revised to read "B" Bonus Density - See Article III."

SECTION 5. Any person, firm or corporation convicted of a violation of any of hte provisions of this Ordinance shall be punished as prescribed in Section 1.8 entitled "General Penalty" of the Code of Ordinances.

SECTION 6. All Ordinances or parts of Ordinances or Charter provisions in conflict herewith are to the extent of such conflict repealed.

SECTION 7. In the event that any provision or application of this Ordinance shall be held to be invalid, it is the legis- lative intent that the other provisions and applications thereof shall not be thereby affected.

SECTION 8. Specific authority is hereby granted to codify this Ordinance at a later date together with the Land Development Code upon its completion.

SECTION 9. In the interim, the Director of Community Development and Environmenatl Control is hereby authorized to up-date the appropriate sections of the official copy of the Zoning Code, which is on file in the City Clerk's office and the Planning Department.

SECTION 10. This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED AND APPROVED on first reading this 7th day of September, 1983.

PASSED AND ADOPTED on second and final reading this 21st day of September, 1983.

APPROVED:

[Signature]

Robert E. Mearns
Chairman

[Signature]
Chairman Pro Tem

(MUNICIPAL SEAL)

Sam Young Jr.

Councilmen

ATTEST:

[Signature]
City Clerk

ORDINANCE NO. 2214

1st Reading

2nd. Reading

MOTIONED BY:	<u>Adams</u>	<u>Adams</u>
SECONDED BY:	<u>Carter</u>	<u>Ivory</u>
R. MOULTRIE	<u>Aye</u>	<u>Aye</u>
G. ADAMS	<u>Aye</u>	<u>Aye</u>
D. IVORY	<u>Aye</u>	<u>Aye</u>
J. MCGANN	<u>Aye</u>	<u>Nay</u>
O. CARTER	<u>Aye</u>	<u>Absent</u>

KG/rvv.
K

7-53

DATE: September 8, 1983

The below Bill described by title only will be placed on second and final reading at the Regular meeting of the City Council for the City of Riviera Beach, Florida, to be held on September 21, 1983, at 7:30 p.m. at the City Hall located at 600 West Blue Heron Blvd., and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

ORDINANCE NO. 2214

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 23, "ZONING" OF THE CODE OF ORDINANCES BY ADOPTING ARTICLE III ENTITLED "MINORITY EMPLOYMENT AND AFFORDABLE HOUSING OPPORTUNITY PLAN", AS ATTACHED HERETO, AMENDING ARTICLE II-AA OF SAID CHAPTER IN ACCORDANCE WITH EXHIBIT "5" ATTACHED, AMENDING SECTIONS "RM-20 HIGH DENSITY MULTIPLE FAMILY DISTRICT" AND SECTION "RMH-20 HIGH DENSITY MULTIPLE FAMILY/MOTEL DISTRICT" OF ARTICLE II A, BY AMENDING PARAGRAPHS "B" ENTITLED "BONUS DENSITY" OF SUBSECTION III ENTITLED "PROPERTY DEVELOPMENT STANDARDS" AS CONTAINED WITHIN BOTH SECTIONS; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AUTHORITY TO UP-DATE, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

SAID ORDINANCE MAY BE INSPECTED BY THE PUBLIC AT ANY TIME DURING WORKING HOURS IN THE CITY CLERK'S OFFICE, Interested parties may appear at said meeting and be heard with respect to the Ordinance. PALM BEACH POST TIMES:

Gwendolyn E. Davis *G. Davis*
City Clerk
Riviera Beach, Florida

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____

DATE: _____, 1983

EXHIBIT 'A'

MINORITY EMPLOYMENT
AND
AFFORDABLE HOUSING
OPPORTUNITY PLAN
(MEAHOP)

CDEC

Septmeber 1983

CONTENTS

- I. PURPOSE OF PLAN
- II. RATIONALE
- III. DEFINITIONS
- IV. HOUSING: NEEDS, POTENTIALS, AND GOALS
- V. BONUSES OFFERED
- VI. MINORITY EMPLOYMENT COMPONENT
- VII. HOUSING CONTRIBUTIONS COMPONENT
- VIII. CALCULATING BONUS CONTRIBUTIONS (HOUSING)
- IX. RELATED POLICIES - ADMINISTRATION
- X. ROLE OF SINGLE FAMILY & MEDIUM DENSITY
MULTIPLE FAMILY DISTRICTS

APPENDICIES

- A. HOUSING TRUST FUND - RECOMMENDATIONS
- B. CAPITAL IMPROVEMENT FEE RECOMMENDATIONS
- C. METHODOLOGIES
- D. EMPLOYMENT CATEGORIES: Suggested Professions
and Subtrades

MINORITY EMPLOYMENT AND AFFORDABLE
HOUSING OPPORTUNITY PLAN (MEAHOP)

I. PURPOSE OF PLAN

- A. To decrease unemployment by encouraging the hiring of minorities in the construction industry, including minority businesses, skilled and non-skilled labor and professionals.
- B. To provide a means of increasing the supply of affordable housing in Riviera Beach.
- C. To encourage revitalization of the downtown, particularly mixed use development.
- D. To accomplish the above objectives through the use of a voluntary program utilizing zoning-related incentives, in various zoning districts throughout the City.

II. RATIONALE

- A. Solutions to unemployment and lack of affordable housing are two serious challenges facing Riviera Beach and, under current fiscal constraints, government cannot rely solely upon public programs but must work with the private sector.
- B. The MEAHOP recognizes that private sector has the expertise and resources to aid the City in these areas and that the City may call upon that aid in exchange for compensation.
- C. The Program is designed so that bonus will reflect the appropriate economic incentive for the particular use or district, making it financially advantageous for the developer to use the bonus and provide employment or housing in return.

III. DEFINITIONS

- A. Moderate Income Family: Those families whose gross incomes are between \$14,800 to \$21,600 a year.
- B. Affordable Housing Unit: Unit which is sold or rented to moderate-income families as defined herein, where housing expenses shall not exceed the following:
1. Rental Expenses shall not exceed 30% of the gross monthly income, adjusted for family size (range potential = \$360 to \$540/month rental)
 2. Homeownership Expense. Price paid for the unit shall not exceed 2.5 times of the purchaser's annual income (range = \$36,000 to \$54,000)
- Affordable unit may be either single family or multiple family dwelling
- C. Minority Group - shall mean persons of the Black or Hispanic race or from any racial group which has an unemployment rate in excess of the state unemployment rate for white caucasians;
- D. Sub-Trades - shall mean those businesses, whether or not incorporated, engaged in providing supplies or services related to the construction industry by contract to a general contractor or owner of job site.
- E. General Contractor - a person, corporation, partnership or other legal entity having the primary responsibility of causing to be erected a building or buildings on a job site or of bringing to a job site such services as sewers, water, hydro, drainage attendant to the erection of buildings on job site;
- F. General Labor - shall mean persons engaged in building activity on a job site of a non-specific nature and without limiting the generality of the foregoing shall include persons engaged in security, night or day watchmen, flagmen, traffic control, time-keepers, clean-up and handymen;
- G. Minority Employers - shall mean those businesses employing six or more persons including the owner or owners and/or managerial staff from minority groups on a job site;

III. DEFINITIONS (Cont.)

- H. Job Site - shall mean the land where it is proposed by the party requesting the bonus to carry on construction or servicing activities;
- I. Party Requesting the Bonus - shall mean the owner of the job site, his heirs, executors, administrators, successors and assigns;
- J. City - shall mean the City of Riviera Beach

IV. HOUSING: NEEDS, POTENTIALS AND GOALS

A. The need for an increased supply of affordable housing in Riviera Beach is substantiated by review of the housing market and existing supply. Three examples are as follows:

1. As of July, 1983 the Housing Authority had a waiting list of two (2) years. Many of these families would qualify at the lower income scale of the program.
2. Vacancy rate - the 1980 census indicates very few vacant units for rent or sale.
3. Average value of house in Palm Beach County (1979) was \$55,000. This is outside affordable range for Riviera Beach mainland residents, indicating the need for means to insure Riviera Beach residents will be able to become homeowners.

B. POTENTIALS (Vacant Land)

A substantial amount of vacant land is available for housing, both on a large scale and for smaller infill development. The area with the greatest potential for receiving affordable housing units is the South Central Planning Sector, which is west of Old Dixie Highway and south of Blue Heron Boulevard. Numerous scattered single-family and small multi-family sites are located throughout the City.

Table I indicates, based on the current zoning, the potential for over 2,500 units on the mainland. If the trend toward rezoning from single family to multiple family in the South Central Sector continues, the mix would change.

TABLE I
HOUSING POTENTIAL

<u>AREA</u>	<u>SINGLE FAMILY</u>	<u>TYPE</u> <u>MULTI-FAMILY UNITS</u>
North Central	250	500
South Central	700	850
North/South East	<u>100</u>	<u>200</u>
TOTALS	1,050	1,550

IV. HOUSING: NEEDS, POTENTIALS AND GOALS (Cont.)

C. GOALS

1. It is the goal of the MEAHOP to provide sufficient affordable housing to ultimately result in the following mix of potential units:

MULTI-FAMILY CONSTRUCTION (1,550 UNITS)

Public Housing	10% or 55 UNITS
Conventional	40% or 620 UNITS
Affordable	50% or 775 UNITS

SINGLE-FAMILY CONSTRUCTION (1,050 UNITS)

Conventional	50% or 525 UNITS
Affordable	50% or 525 units

2. Three year goals are established as follows:

MULTI-FAMILY

25% of affordable units, or 200 units

SINGLE-FAMILY

25% of affordable units, or 130 units

TABLE II
BONUSES OFFERED

<u>DISTRICTS</u>	<u>BONUS</u>
RM-20 and RMH-20	<ol style="list-style-type: none"> 1. Density: 5 du/ac 2. Parking Reduction: up to 20% of total req. and/or 25% may be designated compact
CG	<ol style="list-style-type: none"> 1. Height: Additional 7 stories 2. Parking Reduction: up to 20% of total req. and/or 25% may be designated compact
IL and IG	<ol style="list-style-type: none"> 1. Parking Reduction: no limit, based on demonstrated use 2. Waive one side setback 3. Additional lot coverage: 15% 4. CN uses as accessory use
C-PUD	<ol style="list-style-type: none"> 1. Density: 10 du/ac 2. Height: Additional 15 stories 3. Parking Reduction: up to 20% of total req. and/or 25% may be designated compact
I-PUD	<ol style="list-style-type: none"> 1. Height: Additional 50 feet 2. Parking Reduction: no limit, based on usage or alternative plan 3. Lot Coverage: Additional 15%

V. BONUSES OFFERED

One of the keys to the success of a voluntary program is the bonuses offered to the developer. These bonuses must be attractive enough so that even when something is demanded in return, the developer still desires to participate and utilize the bonus.

Table II lists the bonuses to be offered, by zoning district. Bonuses chosen relate to what has been determined as a financial incentive for a particular zoning district. These determinations were made based on Staff experience in working with developers and site plans, and discussion with industrial and commercial developers. For example, excessive parking requirements relating to industrial uses are frequently cited by developers, so a reduction has been offered as an incentive.

Table III establishes the relationship of the bonus to the base regulations, indicating the ultimate requirements if a bonus is used. The base is kept at a reasonable standard, so that a developer not using an incentive can still produce a viable project, based on current building trends. However, developers with more ambitious projects will be able to build, while contributing towards the goals of the MEAHOP.

The intent of the bonuses is not to relax zoning restrictions indiscriminately, but to allow for additional leeway upwards within the acceptable bounds of a zoning standard. For example, a developer cannot simply reduce parking by 20%. It must be demonstrated that the requirement is unrealistic for a particular use (i.e. based on number of employees) or that an alternative plan, such as park and ride is available).

TABLE III

BASE REQUIREMENTS AND BONUSES

<u>ZONING DISTRICT</u>	<u>BASE REQUIREMENT</u>	<u>BONUS</u>	<u>MAXIMUM PERMITTED WITH BONUS</u>
<u>RM-20 and RMH-20</u>	<ol style="list-style-type: none"> DENSITY: 20 Du/Ac PARKING: 2 spaces/unit (2 bedroom) 	<ol style="list-style-type: none"> 5 Du/Ac PARKING REDUCTION: <ol style="list-style-type: none"> 20% of total req. and/or 25% of total spaces may be compact 	<ol style="list-style-type: none"> 25 Du/Ac PARKING REDUCTION: <ol style="list-style-type: none"> 20% of total req. and/or 25% of total spaces may be compact
<u>OG</u>	<ol style="list-style-type: none"> HEIGHT: 3 stories or 35 feet 	<ol style="list-style-type: none"> Additional 7 stories 	<ol style="list-style-type: none"> 10 stories
	<ol style="list-style-type: none"> PARKING: 1/300 sq. ft. OFFICE 1/200 sq. ft. RETAIL 	<ol style="list-style-type: none"> PARKING REDUCTION: <ol style="list-style-type: none"> 20% of total req. and/or 25% of total spaces may be compact 	<ol style="list-style-type: none"> PARKING REDUCTION: <ol style="list-style-type: none"> 20% of total req. and/or 25% of total spaces may be compact
<u>IG and IL</u>	<ol style="list-style-type: none"> PARKING: 1/300 manufacture 1/1,000 wholesale SIDE SETBACKS: 15 feet LOT COVERAGE: 30% commercial uses prohibited 	<ol style="list-style-type: none"> PARKING REDUCTION: <ol style="list-style-type: none"> number of spaces % compact waive side setbacks one side only Additional 15% coverage CN uses to be allowed 	<ol style="list-style-type: none"> Reduction in spaces or size (no limit) based on demonstrated use or alternative plan elimination of one side setback requirement 45% lot coverage CN uses as accessory use

TABLE III (Continued)

<u>ZONING DISTRICT</u>	<u>BASE REQUIREMENT</u>	<u>BONUS</u>	<u>MAXIMUM PERMITTED WITH BONUS</u>
<u>C-PUD</u>	<ol style="list-style-type: none"> DENSITY: 15 Du/Ac HEIGHT: 10 stories PARKING: based on use requirements 	<ol style="list-style-type: none"> 10 Du/Ac 15 stories PARKING REDUCTION: <ol style="list-style-type: none"> 20% of total req. and/or 25% of total spaces may be compact 25% of total spaces may be compact 	<ol style="list-style-type: none"> 25Du/Ac (50 hotel/motel) 25 stories PARKING REDUCTION: <ol style="list-style-type: none"> 20% of total req. and/or 25% of total spaces may be compact 25% of total spaces may be compact
<u>I-PUD</u>	<ol style="list-style-type: none"> HEIGHT: 50 feet PARKING: based on use/ sq. ft. LOT COVERAGE: 30% 	<ol style="list-style-type: none"> 50 feet PARKING REDUCTION: (no limit) <ol style="list-style-type: none"> number of spaces % of compact Additional 15% 	<ol style="list-style-type: none"> 100 feet Reduction in spaces or size (no limit) based on demonstrated use or alternative plan 45% lot coverage

VI. MINORITY EMPLOYMENT COMPONENT

- A. The purpose of this component is to encourage the developer to hire minorities in various capacities of project development, from planning to final construction. This will enable the workforce of Riviera Beach, which is predominately minority, to directly benefit from the economic boom South Florida is experiencing.
- B. A Zoning Bonus, or bonuses, as set forth in the MEAHOP shall be permitted where the person requesting said bonus enters into a written agreement with the City providing for the following:
1. The party requesting the bonus shall employ on the job site at least 20% of its part time and full time general labor on a job site from minority groups; and
 2. The party requesting the bonus enters into contracts for work or supplies to a job site with at least ten (10) sub-trades or suppliers who are minority employers; and
 3. Where the party requesting the bonus demonstrates through an approved minority participation plan, the hiring of five (5) minority professionals.
- C. While under the minority employment option, all three components of 'B' above must be met to qualify for a bonus.
- D. A developer desiring more than one bonus to the employment option need only satisfy the requirement once to utilize multiple bonuses.
- E. Prior to project site plan approval, the party applying for the bonus shall submit a minority participation plan for Council approval, as per administrative procedures.

VII. HOUSING CONTRIBUTION COMPONENT

A. OPTIONS

A developer choosing the housing option will have two methods to choose to satisfy requirement:

1. construction of affordable units
2. in lieu cash contribution to Housing Trust Fund

B. EXTENT OF CONTRIBUTION

1. The amount of the housing contribution by a developer directly relates to the extent and number of bonuses used, as shown in Table IV.
 - a. i.e. as the number of "bonus units" requested increases, so does the corresponding housing contribution that must be made.
2. It is the intent of the Program to encourage construction of units by developers; contribution ratios have been set accordingly.
3. It is anticipated that the additional financial gain with incentives should not exceed the costs of participating in the Program.

C. CONSTRUCTION OF AFFORDABLE UNITS

1. Under this option, the developer is responsible for actually constructing the units, including purchasing the land. The units may be Single Family or Multiple Family.
2. Units must meet definition of affordable housing and be sold or rented to moderate income families.
3. Rental Units: may be rented by the developer or managed by housing authority or sold to private party to rent as affordable units.
4. Affordable units shall be governed by legal covenant which guarantees availability to moderate-income residents for at least five (5) years.

VII. HOUSING CONTRIBUTION COMPONENT (Cont.)

5. The principle behind the construction contribution is that, while the developer must bear the cost of buying the land and constructing the unit, his costs are recovered when it is sold. The difference between his cost and the affordable price is his profit.
6. Under the construction option, while time and effort is involved, the developer will make a profit or break even. His contribution is the production of affordable housing - adding to the supply.
7. No C.O. shall be issued for a project utilizing bonuses, until the affordable units are complete and have received a C.O.

D. "IN LIEU" CONTRIBUTION TO HOUSING TRUST FUND
(OPTION 2)

1. Under this option, the developer chooses to contribute directly to the Housing Trust Fund, in accordance with Table IV.
2. Timing of contribution shall be as follows:
one half to be deposited in Fund prior to permit, remainder prior to C.O.

TABLE IV

BONUS/CONTRIBUTION RATIO

<u>BONUS</u>	<u>MINORITY EMPLOYMENT CONTRIBUTION</u>	OR	<u>HOUSING CONTRIBUTION (PER BONUS INCREMENT)</u>	
			<u>CONSTRUCTION</u>	<u>CASH IN LIEU</u>
<u>RM-20 and RMH-20</u>				
Density: 5 Du/Ac	1. Per Section VI Minority Employment Component		1. 1 AU/Bonus Condo Unit .5 AU/Bonus Motel Unit	OCEAN: \$15,000/Condo Unit \$7,500/Motel Unit MAINLAND: \$10,000/Condo Unit \$5,000/Motel Unit
2. Parking Reduction: 20% req. spaces	2. Per Section VI. "Minority Employment Component"		2. same as #1 above based on additional units due to parking reduction	
<u>CC</u>				
1. Height: 7 stories	1. Per Section VI.		1. 1 AU/bonus 1,000 sq. ft.	1. \$10,000/1,000 sq.ft. (\$10/square ft.)
2. Parking Reduction: 20% req. space	2. Per Section VI.		2. 1AU/1,000 sq. ft.	2. \$10,000/1,000 sq.ft.
<u>IL and IG</u>				
1. Parking Reduction	1. Per Section VI.		1. .5 AU/1,000 sq. ft.	1. \$5,000/1,000 sq.ft. (5/ft.)
2. Side Setback waiver	2. not applicable		2. not applicable	2. \$2/sq. ft. (area within required 15' setback)
3. Lot Coverage	3. Per Section VI.		3. .5 AU/1,000 bonus sq. ft.	3. \$5,000/1,000 sq.ft.
4. CN uses as accessory	4. Per Section VI.		4. 1 AU/1,000 sq. ft.	4. \$10,000/1,000 sq.ft. bonus

Continued next page

* AU= Affordable Unit

TABLE IV (cont)

<u>BONUS</u>	<u>MINORITY EMPLOYMENT CONTRIBUTION</u>	<u>HOUSING CONTRIBUTIONS</u>	
		<u>CONSTRUCTION</u>	<u>CASH IN LIEU</u>
<u>C-PUD</u>			
Density: 10 Du/Ac	1. Per Section VI.	1. 1 Au/Bonus Condo Unit .5 Au/Bonus Motel Unit	1. \$7,500/Condo \$3,500/Motel
2. Height: 15 stories	2. Per Section VI.	A. <u>Residential</u> see #1 above, based on additional units due to increased height B. <u>Non-Residential</u> 1 AU/1,000 sq. ft.	\$10,000/1,000 sq. ft.
3. Parking Reduction: 20% of req. spaces	3. Per Section VI.	A. <u>Residential</u> see #1 above, based on additional units due to parking reduction B. <u>Non-Residential</u> see #2-B above	
<u>I-PUD</u>			
1. Height: Additional 50' (office & commercial)	1. Per Section VI.	1. .5 AU/1,000 square ft.	\$5,000/1,000 sq. ft.
2. Parking Reduction	2. Per Section VI.	2. .5 AU/1,000 square ft.	2. \$5,000/1,000 sq. ft.
3. Additional Lot Coverage	3. Per Section VI.	3. .5 AU/1,000 square ft.	\$5,000/1,000 sq. ft.
<u>PARKING REDUCTION</u>			
(No relationship to sq. ft.)			
1. Reduction in Number of spaces	1. not applicable	1. not appl.	1. \$250/space
2. Reduction in size 25% compact	2. not applicable	2. not appl.	2. \$150/spacr

VIII. CALCULATING BONUS CONTRIBUTIONS

A. INTRODUCTION

1. This section sets forth the means of translating the bonus used into the amount of contribution which is required in return, as shown in Table IV.

As the preceding table indicates, available bonuses include:

1. Additional density
 2. Reduction in number of parking spaces
 3. Reduction in size of spaces
 4. Additional height
 5. Setback waiver
 6. Lot coverage
 7. Additional uses permitted
2. To simplify contribution calculations, the benefits of the above, varied bonuses are translated into two bonus measures: units or building footage. The amount of housing contribution is then assessed by unit or square footage gain. (There is one exception, which is detailed in D below).
 3. Only the bonus increments are assessed a contribution.

B. BONUS MEASURE: UNITS

1. Where available:
 - a. Additional units may be created by density in the RM-20 and RMH-20 districts
 - b. Additional units may be created by density, height, or parking in the C-PUD (see E.)
2. How assessed:

Contribution is assessed on the additional units possible through use of the bonus.

- a. The amount of contribution per unit will vary according to the project location, as per Table IV.

VIII. CALCULATING BONUS CONTRIBUTIONS (Cont.)

C. BONUS MEASURE: SQUARE FOOTAGE

1. Bonuses of height, lot coverage, setback waiver, CN uses, and parking reductions are translated into additional square footage gained for a structure, by the use of these bonuses, as detailed below:
2. Height:
 - a. Where available: in CG, C-PUD, I-PUD Districts
 - b. How assessed: the available stories allowed by the bonus are translated into the additional square footage gained.
 - c. "Bonus" square footage is then assessed according to Table IV.
3. Lot Coverage:
 - a. Where available: IG, IL and I-PUD Districts
 - b. How assessed: That building square footage which exceeds the amount permitted under the base lot coverage requirements is assessed.
 - c. Example: A base 30% lot coverage on a certain lot allows a 15,000 sq. ft. building. Using the bonus of increased lot coverage, a 20,000 sq. ft. building is constructed, the additional 5,000 sq. ft. is then used to assess contribution.
4. Setback Waiver
 - a. Where available: IG and IL Districts
 - b. One side setback may be waived, allowing for zero lot line construction. (not streetside)
 - c. How assessed: That portion of the building which encroaches into the setback is assessed in terms of the square footage which is in the base setback.
5. CN Uses in Industrial Districts
 - a. Where available: IG and IL Districts

VIII. CALCULATING BONUS CONTRIBUTIONS (Cont.)

b. How assessed:

1. Neighborhood Commercial use (except as residential) permitted as subordinate use in an industrial building
2. Industrial use must comprise 75% or more of building
3. Assessed by amount of square footage devoted to CN use

6. Parking Reduction in Number Spaces

a. Available in:

1. RM-20, RMH-20, CG, C-PUD: reduction up to 20%
2. IG, IL, I-PUD - no limit on reduction

b. How assessed:

1. Assumption is made that a reduction in the number of spaces creates additional buildable area and thus results in a larger structure.
2. The square footage of the building gained by the reduction in spaces is then assessed.

c. Example

1. A developer desires to build a 10,000 square foot building which would require 50 parking spaces
2. Developer can only supply 40 spaces (20% less than requirement)
3. Under base requirements, 40 spaces would allow 8,000 square feet.
4. The developer is able to construct 2,000 additional square feet based on bonus.
5. This 2,000 bonus square feet of building is assessed as per Table IV.

VIII. CALCULATING BONUS CONTRIBUTIONS (Cont.)

- d. To utilize parking spaces, a developer shall demonstrate the following:
 - 1. parking requirements are excessive and require substantially more spaces than is needed, as demonstrated by actual usage, etc. OR
 - 2. Alternative means of transportation is to be provided, such as "park n' ride", shuttle buses, etc.
- e. Failure to accommodate parking demand on site or by alternative methods may result in revocation of permit to occupy building

7. Parking: Allowance for Compact Spaces

- a. Where available: RM-20, RMH-20, CG, IL, IG, I-PUD, and C-PUD
- b. Compact parking stall shall measure 8' x 16'
- c. How assessed: As use of this bonus, by decreasing parking area and increasing buildable area, results in a larger structure, additional building square footage created shall be assessed accordingly.

D. PARKING REDUCTION

- a. If reduction in number or size of spaces is unrelated to an increase in size, an assessment shall be made based on either:
 - 1. number of spaces reduced, at \$250/each space eliminated OR
 - 2. number of compact provided at \$150/compact space

E. C-PUD: SPECIAL CASE

- 1. Bonuses in the C-PUD are translated into units or square footage gains, as in the above district.
- 2. However, due to the more complex nature of a C-PUD involving multiple uses, the means of assessment is summarized below:
 - a. If use of the bonus regarding height, density or parking reduction results in additional residential units, the unit measurement is used i.e. for each bonus condo unit created, one affordable unit or 7,500 sq. ft. is required.

VIII. CALCULATING BONUS CONTRIBUTIONS (Cont.)

- b. For bonuses relating to non-residential uses, the gain is translated into square feet in CG and the contribution is assessed per square foot at the rate in Table IV.
- c. Special case: height
In cases where the building contains mixed uses, the bonus square footage shall be assessed at the least restrictive ratio.
- d. Use of the parking bonus for residential uses shall not be assessed a contribution if a contribution has been received in the density category.

IX. RELATED POLICIES - ADMINISTRATION

- A. In recognition of the value of C-PUD and I-PUD projects to downtown revitalization and/or the general economy of the City, the City Council shall have the authority to waive, in part, portions of the contribution amounts based upon the following:
1. Demonstration that the project will result in the creation of a significant number of permanent jobs for Riviera Beach residents.
 2. Demonstration that the magnitude of the project is such that satisfying the total contribution (based on cumulative assessments) would render the project infeasible.
 3. Long range economic benefits to the City and downtown are substantial and should be considered in lieu of stated MEAHOP contributions.
- B. A developer of an I-PUD choosing to construct affordable units may place those units within the I-PUD, and further may construct additional housing units within the I-PUD, not to exceed 25% of the area.
- C. Administrative Guidelines shall be established and adopted by City Council.
1. All bonus requests shall be approved by City Council in accordance with the plan and guidelines.
 2. Guidelines shall include, but are not limited to:
 - a. review procedures to be followed
 - b. Staff personnel responsibilities
 - c. monitoring and enforcement
 - d. means to ensure mix of affordable homes across income range, and by housing type
 3. guidelines as necessary to implement the goals of the MEAHOP

X. ROLE OF SINGLE FAMILY AND MEDIUM DENSITY MULTIPLE FAMILY DISTRICTS

- A. It is anticipated that the affordable units produced by the developer or through the Housing Trust Fund would be located in the RM-15 Multiple Family, RD-15 Duplex or RS-8 Single-Family Districts.
- B. Under the plan, bonuses are not given in these single family or multiple family districts.
- C. Examination of existing zoning standards for the districts indicates:
 - 1. Existing standards are set at a "minimum level" already, which allow the development of affordable housing
 - a. i.e. 800 sq. ft. minimum for a house could not be categorized as an excessive requirement
 - b. minimum lot size for single family lower than surrounding Palm Beach County
 - 2. Review of those communities which were able to offer cost-reducing incentives revealed that the codes contained requirements for enclosed garages and minimum number of bedrooms. Riviera Beach Code does not contain these types of excessive standards
- D. The types of bonuses given in the high density residential and commercial districts would not contribute to creating quality low density residential housing.
 - 1. Allowing increased densities in the RM-15 district would generally result in overcrowded sites, without adequate play area for children and privacy for occupants.
- E. The districts are best served by being the recipients of the units added through the housing contribution process, in keeping with existing standards.
- F. Those who choose to build affordable housing in the districts will be able to take advantage of the programs offered through the Housing Trust Fund to help with the costs of construction, rental, home ownership, etc.

APPENDIX A:
RECOMMENDATIONS ON ESTABLISHMENT OF A
HOUSING TRUST FUND

I. PURPOSE

- A. Proposed to be administered by City, as direct link to housing.
- B. To maintain source of funds to be used in various ways to increase supply of affordable housing such as:
 - 1. Rehabilitation Grants & Loans
 - 2. Land Banking
 - 3. Construction Loans and Grants
 - 4. Mortgage Write-downs, closing costs, down payments
 - 5. Site Improvements
 - 6. Captial Improvement Fees

II. POTENTIAL SOURCES

- A. Bonus Contributions
- B. State Grants/Loans
- C. 1% of City's General Fund Budget/Yr.
- D. Employee's Pension Fund
- E. Union Pension Fund
- F. City-Owned Land Donations
- G. Industrial Revenue Bond Sponsorship
- H. Plat Fees *(see following page for detail)

III. ADMINISTRATION

Once the MEAHOP is adopted, it is proposed that the Council appoint Staff to begin to develop the Housing Trust Fund and the necessary enabling legislation.

IV. REQUIRED FEES

This aspect of the program would be mandatory, with special fees to be required for platting, special exceptions and Industrial Revenue Bonds as described below:

A. PLATS

Industrial	\$1,000/Acre
Commercial	\$2,000/Acre
Residential High Density or Subdivision which does not include affordable units by definition	\$2,000/Acre

B. Special Exceptions

Special Exceptions in IG or IL: to allow CN uses (except Residential on a lot)	\$7,500/each 750 sq. ft. building or one affordable unit/750 sq. ft.
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C. Industrial Bond Sponsorship

	\$1,000/each \$100,000 sponsored
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Note: Appendix A are recommendations only; additional ordinances would be necessary for adoption.

APPENDIX B

RECOMMENDATIONS ON CAPITAL IMPROVEMENT FEES

- A. Captial improvement fees are frequently cited by developers as deterrents to construction, particularly for small-scale projects.
- B. It is recommended that additional legislation be posed to accomplish the following:
 - 1. The Captial Improvement Fee for affordable units may be financed over a five (5) year period, in the same manner as is currently allowed for Housing Authority units.
 - 2. A developer of a project utilizing bonuses who chooses to construct affordable housing, may also finance the Captial Improvement Fee of that project over a five (5) year period. In the case of a condominium, term shall be until units are sold and the condominium association assumes control or five (5) years, whichever is first.

APPENDIX C: METHODOLOGY

A. ESTABLISHMENT OF AFFORDABLE HOUSING RANGES

Median Income: \$18,000 Palm Beach County (adjusted)
Target Group = Moderate Income = 80% to 120% of Median

or
\$14,800 to \$21,600 year

Affordable Rental Range (30% of monthly income = maximum)
\$360 to \$540/month

Affordable Sale Range (2.5 x annual income = maximum)
\$36,000 to \$54,000 cost of home)

Ranges to be adjusted annually based on construction cost index,
median income.

B. ESTABLISHMENT OF CONTRIBUTIONS

Two important premises guide establishment of "contributions" and
their relationships to the "bonus" use.

1. The program should encourage construction of affordable units,
rather than cash contributions.
 - a. Therefore, MEAHOP is designed to that the developer choosing
the cash option will be losing actual dollars, while the
developer choosing to construct may potentially make a profit.
2. Sufficient incentive must exist for the developer to participate.
 - a. Therefore, while a certain portion of profit realized from a
bonus will be contributed to the City, there is a point at
which the amount demanded is too great and the developer will
not participate.
 - b. The cash contribution requested must be set with this in mind.
 - c. example: while one (1) bonus condo relates to one (1) afford-
able unit, a comparable contribution i.e. \$40,000 cannot be
assessed, as developer profit/condo unit would be too low to
encourage participation

1. ASSESSMENTS BASED ON UNITS

- a) cash contributions
 - 1) the amount contributed varies, based on general value of the unit
 - 2) Condo units: a bonus unit on the island will sell for substantially more than a bonus unit on the mainland, therefore the developer can be asked to contribute a greater amount - \$15,000 on the island v. \$10,000 on the mainland
-Island Condo est. profit/units \$50,000
 - 3) Motel units assessed lower contributions as:
 - 1. per unit value is lower
 - 2. developer realizes return at slower rate
 - 3. motels count for $\frac{1}{2}$ unit regarding density
- b) 1. No distinction is made between island and mainland, as this is unrelated to bonus unit value
- c) residential units in C-PUD's are assessed at lower rates than above, to encourage downtown development

2. ASSESSMENTS BASED ON SQUARE FEET
(Commercial, Office, Industrial)

- a. Assessments take into account rental rates/sq. foot in Riviera Beach, for Commercial and Industrial uses.
Office & Commercial: \$5 - \$11
Industrial: approximately \$3 - \$4/sq. ft.
- b) As Industrial rental rates are lower, the amount assessed reflects this;
\$5/bonus ft. for Industrial v. \$10/bonus ft. for Commercial and Office
- c) Assessment ratios work to ensure financial incentive created by bonus is not lost.
- d) Example
 - 1. - CG = \$10,000/1,000 bonus sq. ft.
 - 2) assuming profit after cost consideration of \$3.00/sq. ft. and additional 1,000 sq. ft. would yield \$3,000 annual profit
 - 3) This contribution would be amortized in slightly over three (3) years, based on bonus sq. ft. profits only

C. DETERMINATION - PARKING CONTRIBUTIONS

1. Standard Space

$$\begin{aligned}\text{Area for standard space} &= \text{Width X (Length + Back-up)} \\ &= 10' \times (20' + 12') \\ &= 320 \text{ sq. ft.}\end{aligned}$$

Estimated Paving at \$12/sq. yd.
Construction Cost (including paving, drainage, wheel stops, striping) = \$428 Standard Space

Contribution/Space
=\$250

This allows developer savings of \$175.00/space for each space eliminated

Greater savings if used for covered parking

2. Compact Space

$$\begin{aligned}\text{Area for compact space} &= \text{Width X (Length + Back-up)} \\ &= 8' \times (16' + 10) \\ &= 208 \text{ sq. ft.}\end{aligned}$$

Estimated paving at \$12/sq. yd.
Construction Cost/Space = \$276

Contribution Assessed = \$150/compact space

Developer still realizes savings of \$125.00 for each compact space

APPENDIX D:

EMPLOYMENT CATEGORIES

Suggested Professions and Subtrades

- A. The following will be accepted as "professionals" for satisfaction of employment requirement:
1. Accountant
 2. Architects and Planners
 3. Attorney
 4. Engineer
 5. Employment Consultant
 6. Fire Alarm Service
 7. General Consultants
 8. Insurance & Bonding
 9. Real Estate Sales
 10. Security
 11. Surveyor
- B. The following are considered "subtrades" for purposes of the employment requirements:
1. Clearing and Excavation
 2. Carpet Installation
 3. Electrical
 4. Glass Installation
 5. Plumbing
 6. Landscaping
 7. Roofing
 8. Painting
 9. Masonry
 10. Mechanical
 11. Hauling and Site Cleanup
 12. Unit Prep.
- C. Additional professions and subtrades may be considered by Council.

PLANNED UNIT DEVELOPMENT DISTRICT (Cont.)

2. Subsection IV "PROPERTY DEVELOPMENT STANDARDS",
B. COMMERCIAL PUD (C-PUD) AND INDUSTRIAL PUD
(I-PUD)
 2. Height shall be amended by adding
 - C. For Bonus, see Article III
 3. Subsection IV "PROPERTY DEVELOPMENT STANDARDS",
B. COMMERCIAL PUD (C-PUD) AND INDUSTRIAL PUD
(I-PUD) shall be amended by adding:
 3. Lot Coverage:
I-PUD: 30%
For Bonus, see Article III
 4. Subsection VII, "PARKING AND LOADING" shall
be amended by adding:
For Bonus, see Article III

RM-20 HIGH DENSITY MULTIPLE FAMILY DISTRICT AND
RMH-20 HIGH DENSITY MULTIPLE FAMILY/MOTEL DISTRICT

1. Subsections IV, "PARKING" is amended by adding:
 3. For Bonus, see Article III

CG - GENERAL COMMERCIAL DISTRICT

1. Subsection III "PROPERTY DEVELOPMENT STANDARDS",
C. MAXIMUM BUILDING HEIGHT shall be amended as follows:
Ten-(10)-stories-or-one-hundred-and-fifteen-(115)-feet-
Three (3) stories or thirty-five (35) feet,
For Bonus, see Article III
2. Subsection IV "PARKING" shall be amended by adding:
For Bonus, see Article III

IL - LIMITED INDUSTRIAL DISTRICT

1. Subsection III, "PROPERTY DEVELOPMENT STANDARDS"
C. MAXIMUM BUILDING SETBACKS, as follows:
 2. Side - Fifteen (15) feet
For Bonus waiver, see Article III
2. Subsection III "PROPERTY DEVELOPMENT STANDARDS", D. MAXI-
MUM LOT COVERAGE (BUILDING) shall be revised as follows:
delete fifty-five-percent-(55%)
fourty-five-percent-(45%)-for-lots-one-(1)-acre
or-more
add thirty percent (30%)
3. Subsection IV, "PARKING", add:
For Bonus Reductions, see Article III
4. Subsection II "USE REGULATIONS" A. USES PERMITTED shall
be amended by adding:
 2. CN District uses (non-residential) in accordance with
Article III

IG - GENERAL INDUSTRIAL DISTRICT

1. Subsection III, "PROPERTY DEVELOPMENT STANDARDS" C. MINI-
MUM BUILDING SETBACKS, revise as:
 2. Side: Fifteen (15) feet; for Bonus waiver, see Article III
2. Subsection III, "PROPERTY DEVELOPMENT DEVELOPMENT STANDARDS"
D. MAXIMUM LOT COVERAGE (BUILDING) shall be revised as follows:
delete fourty-five-percent-(45%)
add thirty percent (30%)
For Bonus coverage, see Article III
3. Subsection IV "PARKING", add:
For Bonus Reduction, see Article III
4. Subsection II, "USE REGULATIONS" A. USES PERMITTED, shall
be amended by adding:
(10) CN District uses (excluding residential) in accordance
with Article III

PLANNED UNIT DEVELOPMENT DISTRICT

1. Subsection IV "PROPERTY DEVELOPMENT STANDARDS", A. 2. USES
PERMITTED IN C-PUD COMMERCIAL PLANNED UNIT DEVELOPMENT, add:
 1. Any permitted uses in R-PUD . . R-PUD Density. For
density bonus, see Article III

ORDINANCE NO. 2215

AMENDING DIVISION 2 "CIVIL SERVICE" OF ARTICLE VI, "CITY EMPLOYEE" OF CHAPTER 2 "ADMINISTRATION" OF THE CODE OF ORDINANCE.

September 7, 1983 Meeting - This Ordinance was placed on the next agenda per (First Reading) Council's instructions and was returned to the City Manager Office to be held until this time.

September 21, 1983 Meeting - This Ordinance was read for 1st Reading on this (First Reading) date and was approved by Council. Post Times edited on September 24, 1983 and original Ordinance was returned to City Manager Office on September 23, 1983.

As of February 13, 1984 - This Ordinance has not come back before Council nor has it been renumbered. City Manager Office still has Ordinance.

ORDINANCE NO. 2216

AMENDING DIVISION 2 "CIVIL SERVICE" OF ARTICLA V "POLICE AND FIREMEN" OF CHAPTER 2 "ADMINISTRATION" OF THE CODE OF ORDINANCES.

September 7, 1983 Meeting - This Ordinance was placed on the next agenda per (First Reading) Council's instructions and was returned to the City Manager Office to be held until this time.

September 21, 1983 Meeting - This ordinance was read for 1st Reading on this (First Reading) date and was approved by Council. Post Times edited on September 24, 1983 and original Ordinance was returned to City Manager Office on September 23, 1983.

As of February 13, 1984 - This Ordinance has not come back before Council nor has it been renumbered. City Manager Office still has Ordinance.

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 CREATING THE UNCLASSIFIED POSITIONS OF ~~ADMINISTRATIVE ASSISTANT TO THE CITY MANAGER, ECONOMIC AND INDUSTRIAL DEVELOPMENT OFFICER,~~ ASSISTANT FINANCE DIRECTOR, ~~HOUSING COORDINATOR AND COMMUNITY RELATIONS OFFICER UNDER VARIOUS CLASS TITLES,~~ BY CREATING CLASSIFIED POSITIONS OF SENIOR COMPUTER OPERATOR AND SENIOR AUTOMOTIVE MECHANIC UNDER VARIOUS CLASS TITLES AND BY DELETING THE CLASSIFIED POSITION OF CHIEF ACCOUNTANT UNDER CLASS TITLE FINANCE & ACCOUNTING; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AND EFFECTIVE DATE AND FOR OTHER PURPOSES.

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

SECTION 1. That 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 is amended by creating the following Unclassified positions:

<u>CLASS TITLE</u>	<u>CLASSIFICATION</u>	<u>PAY GRADE/RANGE</u>
ADMINISTRATIVE, -GENERAL	Administrative Assistant to the City Manager	C
	Economic and Industrial Development Officer	C
FINANCE & ACCOUNTING	Assistant Finance Director	E
PLANNING	Housing Coordinator	F
POLICE	Community Relations Officer	E

SECTION 2. That 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 is amended by creating the following Classified positions:

<u>CLASS TITLE</u>	<u>CLASSIFICATION</u>	<u>PAY GRADE/RANGE</u>
FINANCE & ACCOUNTING	Senior Computer Operator	23
PUBLIC WORKS SERVICE	Senior Automotive Mechanic	29

SECTION 3. That 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 is amended by deleting the following Classified position:

<u>CLASS TITLE</u>	<u>CLASSIFICATION</u>	<u>PAY GRADE/RANGE</u>
FINANCE & ACCOUNTING	Chief Accountant	31

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

SECTION 4. Any person, firm or corporation convicted of a violation of any of the provisions of this Ordinance shall be punished as prescribed in Section 1.8 entitled "General Penalty" of the Code of Ordinances.

SECTION 5. All Ordinances or parts of Ordinances or Charter provisions in conflict herewith are to the extent of such conflict repealed.

SECTION 6. In the event that any provisions of applications of this Ordinance shall be held to be invalid, it is the legislative intent that the other provisions and applications thereof shall not be thereby affected.

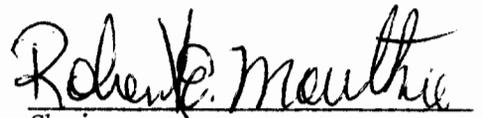
SECTION 7. This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED AND APPROVED on first reading this 21st day of September, 1983.

PASSED ADOPTED on second and final reading this 5th day of October, 1983.

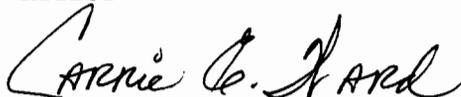
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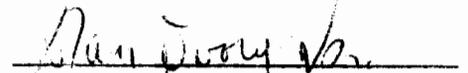

Mayor

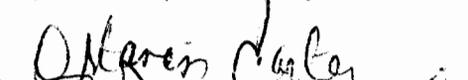

Chairman

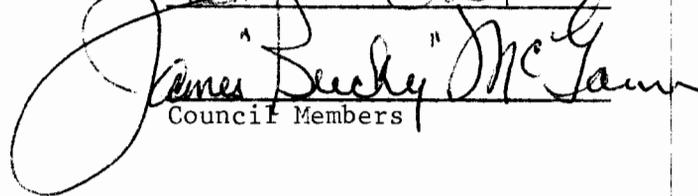
Chairman Pro-Tem

ATTEST:


Deputy City Clerk






Council Members

1st Reading

Motioned by: Ivory
Seconded by: Adams
R. Moultrie: Aye
G. Adams: Aye
O. Carter: Absent
J. McGann: Aye
D. Ivory: Aye

2nd Reading

Carter
Ivory
Aye
Absent
Aye
Aye
Aye

DATE: September 23, 1983

The below Bill described by title only will be placed on second and final reading at the Regular Meeting of the City Council of the City of Riviera Beach, Florida, to be held on October 5, 1983, at 7:30 p.m. at the City Hall located at 600 West Blue Heron Blvd., and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

(REVISED)
ORDINANCE NO. 2217

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 CREATING THE UNCLASSIFIED POSITIONS OF ~~ADMINISTRATIVE ASSISTANT TO THE CITY MANAGER, ECONOMIC AND INDUSTRIAL DEVELOPMENT OFFICER, ASSISTANT FINANCE DIRECTOR, HOUSING COORDINATOR AND COMMUNITY RELATIONS OFFICER UNDER VARIOUS CLASS TITLES~~, BY CREATING CLASSIFIED POSITIONS OF SENIOR COMPUTER OPERATOR AND SENIOR AUTOMOTIVE MECHANIC UNDER VARIOUS CLASS TITLES AND BY DELETING THE CLASSIFIED POSITION OF CHIEF ACCOUNTANT UNDER CLASS TITLE FINANCE & ACCOUNTING; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AND EFFECTIVE DATE AND FOR OTHER PURPOSES.

SAID ORDINANCE MAY BE INSPECTED BY THE PUBLIC AT ANY TIME DURING WORKING HOURS IN THE CITY CLERK'S OFFICE.

Interested parties may appear at said meeting and be heard with respect to the Ordinance. PLEASE DISREGARD NOTICE OF SEPTEMBER 24, 1983.

PALM BEACH POST TIMES:

PUBLISH: September 26, 1983

Gwendolyn E. Davis *Gwendolyn E. Davis*
City Clerk
Riviera Beach, Florida

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT"

SIGNED: _____ DATE: _____

ORDINANCE NO. 2218

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AMENDING THE RIVIERA BEACH COMPREHENSIVE PLAN FUTURE LAND USE MAP AND RECLASSIFYING THE LAND USE AND ZONING FOR CERTAIN LAND WITHIN THE CITY AS LEGALLY DESCRIBED IN EXHIBIT 'A'; DIRECTING THE CITY CLERK TO UPDATE THE CITY'S ZONING MAP AND FUTURE LAND USE MAP; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY AND FOR OTHER PURPOSES.

WHEREAS, the Local Government Comprehensive Planning Act of 1975 provides for procedures to amend the adopted Comprehensive Plan; and

WHEREAS, Chapter 163.215 F.S. provides procedures to amend the Zoning Ordinance; and

WHEREAS, legal notice and review procedures were followed in accordance with Chapter 163.3187 F.S., which provides procedures for amendments affecting less than 5% of the City's total land area; and

WHEREAS, on May 26, 1983 the Planning and Zoning Board, sitting as the Local Planning Agency reviewed Petitioner's request for proposed changes at a Public Hearing and forwarded recommendations to City Council; and

WHEREAS, on June 1, 1983 the City Council, as the Local Governing Body, reviewed proposed changes and recommendations at a Public Hearing; and

WHEREAS, Petitioner has indicated County financial commitment to construct park improvements and to proceed in a timely manner to submit plans for review and approval; and

WHEREAS, Council has therefore voted to grant Petitioner's request for Land Use and Zoning change.

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

SECTION 1. The Riviera Beach Comprehensive Plan Future Land Use Map is amended by redesigning that parcel of land legally described on the attachment hereto incorporated by reference and labelled Exhibit 'A', being the City of Riviera Beach from its present land use classification of Multi-Family 25 Du/Ac to Community Facilities.

SECTION 2. The above-referenced parcel is rezoned from its present zoning classification of RMH-20 Multiple Family/Hotel District to CF - Community Facilities.

SECTION 3. That the City Clerk is authorized and directed to reflect upon the Zoning Map designated as the "Zoning Map of Riviera Beach, Florida", and upon the Land Use Map designated as the "Future Land Use Plan" by hatching or other appropriate means of designating the changes effected under this Ordinance.

SECTION 4. Any person, firm or corporation convicted of a violation of any of the provisions of this Ordinance shall be punished as prescribed in Section 1.8 entitled "General Penalty" of the Code of Ordinances.

SECTION 5. All Ordinances or parts of Ordinances or Charter provisions in conflict herewith are to the extent of such conflict repealed.

SECTION 6. In the event that any provision or application of this Ordinance shall be held to be invalid, it is the legislative intent that the other provisions and applications hereof shall not be thereby affected.

SECTION 7. Specific authority is hereby granted to codify this Ordinance at a later date, together with the entire Land Development Code upon its completion.

SECTION 8. This Ordinance shall take effect upon its final passage and adoption by City Council.

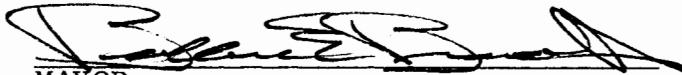
PASSED and APPROVED on first reading this 21st day of September, 1983.

PASSED and ADOPTED on second and final reading this 5th day of October, 1983.

ORDINANCE NO. 2218

SIGNATURES ONLY

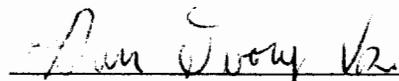
APPROVED:

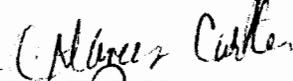

MAYOR

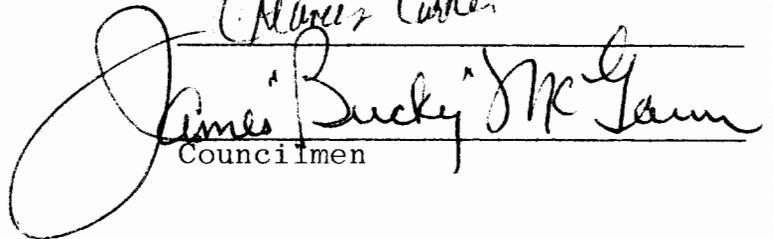

Chairman

Chairman Pro Tem

(MUNICIPAL SEAL)


Dan Ivory


O. Carter


James Bucky McGann
Councilmen

ATTEST:


Deputy City Clerk

1st Reading

2nd Reading

MOTIONED BY: Adams

SECONDED BY: McGann

R. Moultrie: Aye

G. Adams: Aye

O. Carter: Absent

J. McGann: Aye

D. Ivory: Aye

Carter

Ivory

Aye

Absent

Aye

Aye

Aye

Legal Description of Property

The North 700 feet of the South 1,005 feet of Sections 22 and 23, Township 42 South, Range 43 East (measured at right angles to the South line of said Sections) lying East of the Easterly right-of-way line of State Road 703, formerly State Road 140, according to the Plat thereof recorded in Road Plat Book 1, Page 21, of the Public Records of Palm Beach County, Florida, TOGETHER with all riparian and littoral rights appertaining thereof.

General Description

Approximately 11 acres, located at 3900 No. Ocean Drive and known as the "Howard Tract".

DATE: September 22, 1983

The below Bill described by title only will be placed on second and final reading at the Regular Meeting of the City Council of the City of Riviera Beach, Florida, to be held on October 5, 1983, at 7:30 p.m. at the City Hall located at 600 West Blue Heron Blvd., and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

ORDINANCE NO. 2218

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AMENDING THE RIVIERA BEACH COMPREHENSIVE PLAN FUTURE LAND USE MAP AND RECLASSIFYING THE LAND USE AND ZONING FOR CERTAIN LAND WITHIN THE CITY AS LEGALLY DESCRIBED IN EXHIBIT 'A'; DIRECTING THE CITY CLERK TO UPDATE THE CITY'S ZONING MAP AND FUTURE LAND USE MAP; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY AND FOR OTHER PURPOSES.

SAID ORDINANCE MAY BE INSPECTED BY THE PUBLIC AT ANY TIME DURING WORKING HOURS IN THE CITY CLERK'S OFFICE.

Interested parties may appear at said meeting and be heard with respect to the Ordinance.

PALM BEACH POST TIMES:

PUBLISH: September 24, 1983

Gwendolyn E. Davis *Gwendolyn E. Davis*
City Clerk
Riviera Beach, Florida

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT.

SIGNED: _____

DATE: _____

ORDINANCE NO. 2219

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 13 ENTITLED "OFFENSES" OF THE CODE OF ORDINANCES BY ADDING THERETO AN ARTICLE PROVIDING FOR THE REGULATION OF BURGLAR ALARMS; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, AUTHORITY TO CODIFY, AND EFFECTIVE DATE AND FOR OTHER PURPOSES.

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

That Chapter 13 entitled "Offenses" of the Code of Ordinances be amended by adding thereto an Article providing for the regulation of Burglar Alarms to read as follows:

SECTION 1.

BURGLAR ALARMS

Definitions.

For the purpose of this article, whenever any of the following words or terms are used herein, they shall have the meanings ascribed to them in this section.

- (a) *Alarm* shall mean any device which is used in a building or premises for the detection of unauthorized entry, burglary or any other criminal activity, and which when activated emits a sound, signal or message to alert others, whether emitted on or off the premises or to the central office of an alarm business.
- (b) *Alarm business* shall mean any person engaged in the business of selling, leasing, monitoring, maintaining, servicing, repairing, altering, replacing, moving or installing any alarm for any building, place or premises.
- (c) *Alarm user* shall mean any person using an alarm or occupying and controlling a premises or building, or a portion of a premises or building, served by an alarm.
- (d) *Class "A" alarms* shall mean those alarms activated by illegal entry or in response to criminal activity and includes alarms activated solely by an act of nature not contributed to by faulty design, maintenance, installation or use.
- (e) *False alarms* shall mean all activated alarms, responded to by the police department, which do not qualify as class "A" alarms, including but not limited to alarms activated through inadvertence, neglect, accident, alarm testing, and faulty in-

stallation or maintenance.

- (f) *Person* shall mean an individual, partnership, association or corporation.

Alarm permit required.

No person shall have an alarm system installed to be operational, or use an existing alarm serving a premises, or a building, or portion thereof, occupied or controlled by such person, unless an alarm permit in the form of a decal has been issued hereunder, and is in force, authorizing the use of such alarm. Said alarm permit shall constitute a regulatory license. For any alarm existing prior to the effective date of this article, an alarm permit application shall be made within sixty (60) days of the effective date hereof.

Application for alarm permit.

(a) Application for alarm permits shall be made to the Building & Inspection Department on forms provided by the Building & Inspection Department. The application shall be signed by the alarm user and shall provide the following information:

- (1) Name, address and telephone number of the alarm user.
- (2) Address and telephone number of the alarm user's premises or building to be served by the alarm.
- (3) The name, address and telephone number of the person or persons in charge of the premises or building served by the alarm.
- (4) The name, address and telephone number of the person or entity installing said alarm.
- (5) The name, address and telephone number of the person or entity monitoring said alarm.
- (6) The name, address and telephone number of the person or entity providing maintenance

and repair service to said alarm.

- (7) An agreement by the alarm user, binding upon the alarm user's heirs and successors in interest, to promptly pay or lawfully contest any penalties assessed against the alarm user for any excessive number of false alarms as described by this article.

(b) An amended application shall be filed within ten (10) days after any change in the information provided in said application. Upon such amendment, a new alarm permit shall be issued without charge or fee.

Term of permit; fee, nontransferable.

An alarm permit shall have a term of one (1) year from date of issuance, said term to begin October 1 and end September 30. Any alarm permit issued after October 1 will be valid through September 30 next following.

A ten dollar (\$10.00) fee shall be charged the alarm user by the city for each permit issued, including successive renewal permits, to defray the cost of regulation.

Any alarm permit issued pursuant to this article shall not be transferable or assignable and shall cover only one (1) building or premises.

Issuance of alarm permit.

An alarm permit shall be mailed to the alarm user by the Building & Inspection Department at the address of the alarm user stated on the application within ten (10) days after receipt of said completed application by the Building & Inspection Department. An alarm permit shall be denied if:

- (a) The requested information is not supplied on the application.
- (b) Material information on the application is incorrect.

(c) Any person or entity listed on the application under items (4), (5) and (6) does not possess any required occupational or regulatory license to conduct the activities required by said items (4), (5) and (6), unless the person or entity is the alarm user.

Decal required.

Each alarm permit holder shall be issued an alarm decal by the Building & Inspection Department. Said decal shall be displayed in a conspicuous place visible to the outside of the premises covered by said permit.

Excessive false alarms declared a public nuisance.

The emission of more than three (3) false alarms within any six-month period of time is excessive and constitutes a serious nuisance, and is hereby declared to be unlawful and a violation of this section. No person shall allow, permit, cause or fail to prevent the emission, for any reason, by any alarm used by him, or any alarm serving a premises or a building occupied and controlled by such person, of more than three (3) false alarms within any six-month period of time.

False alarm service charge; collection.

For response to excessive false alarms by the police department, the alarm user shall be charged a service fee by the city of twenty-five dollars (\$25.00) for the first false alarm in excess of three (3) false alarms in any six-month period, fifty dollars (\$50.00) for the second false alarm in excess of three (3) in any six-month period, and one hundred dollars (\$100.00) for the third and each successive false alarm in excess of three (3) in any six-month period. The chief of police shall determine whether a false alarm has occurred and the frequency of such false

alarms, and the city shall notify alarm users of amounts owed to the city and shall make demand therefor, pursuant to the provisions of this section.

The city Prosecutor may proceed by a suit in a court of competent jurisdiction to collect said charge after demand therefor has been made by the city and the payment thereof refused by the alarm user.

Penalty.

Any person who shall violate the provisions of this article shall, upon conviction thereof, be punished as provided herein.

Interference with police department telephone trunk lines prohibited; alarm business central office required; identification required.

(a) No person shall use or cause to be used any telephone or electronic device or attachment that automatically selects a public primary telephone trunk line of the police department or any other department or bureau of the city, and then reproduces any prerecorded message to report any burglary, unauthorized entry or other emergency.

(b) No person shall provide alarm service system programmed to a central alarm reception office unless it shall have the central office staffed at all times, twenty-four (24) hours a day, including holidays.

(c) Any staff member of a private alarm service system reporting an alarm activation to which police response is requested shall identify himself and state the name and telephone number of the alarm business by which such response is requested.

Audible alarms.

All alarms which may be heard in any public place shall be equipped and maintained to automatically cut off no longer than thirty (30) minutes after being set off.

Enforcement through codes enforcement board.

The city Prosecutor may initiate action before the codes enforcement board of the city to obtain compliance with this article and payment of service charges assessed by the city pursuant to section above. The board shall have the authority to place a lien against the property served by a burglar alarm in the amount of all assessed service charges.

Exemptions.

This article shall not apply to fire alarm signals or to any alarms attached to motor vehicles or attached to any publicly owned property.

SECTION 2. Any person violating any of the provisions of this ordinance, shall upon conviction, be subject to the Provisions of the uniform maximum penalty Ordinance, Ordinance No. 1123, enacted on October 6, 1976.

SECTION 3. All Ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4. Should any section or provision of this Ordinance, or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid such decision shall not affect the validity of the remainder hereof as a whole or any part thereof other than the part declared to be invalid.

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

SECTION 6. This ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED and APPROVED on first reading this 21st day of September, 1983.

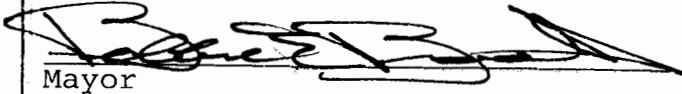
PASSED and ADOPTED on second and final reading this 5th day of October, 1983.

SIGNATURES ON PAGE #8

ORDINANCE NO. 2219

Burglar Alarms

APPROVED:



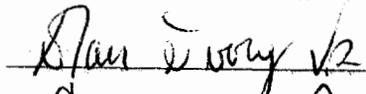
Mayor

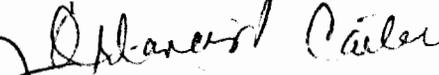


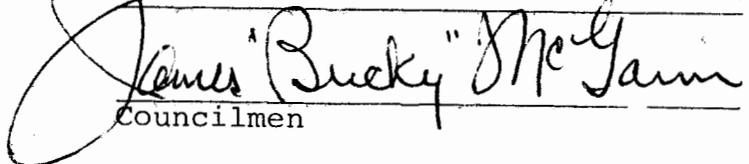
Chairman

Chairman Pro Tem

(MUNICIPAL SEAL)

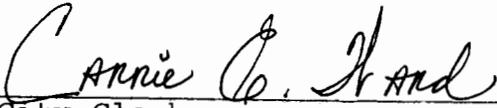






Councilmen

ATTEST:


Deputy City Clerk

	1st. Reading	2nd. Reading
MOTIONED BY:	<u>Adams</u>	<u>Ivory</u>
SECONDED BY:	<u>Ivory</u>	<u>McGann</u>
R. MOULTRIE	<u>Aye</u>	<u>Aye</u>
G. ADAMS	<u>Aye</u>	<u>Absent</u>
D. IVORY	<u>Aye</u>	<u>Aye</u>
J. MCGANN	<u>Aye</u>	<u>Aye</u>
O. CARTER	<u>Absent</u>	<u>Aye</u>

AVE/rvv.

7/29/83

DATE: September 22, 1983

The below Bill described by title only will be placed on second and final reading at the Regular Meeting of the City Council of the City of Riviera Beach, Florida, to be held on October 5, 1983, at 7:30 p.m. at the City Hall located at 600 West Blue Heron Blvd., and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

ORDINANCE NO. 2219

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 13 ENTITLED "OFFENSES" OF THE CODE OF ORDINANCES BY ADDING THERETO AN ARTICLE PROVIDING FOR THE REGULATION OF BURGLAR ALARMS; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, AUTHORITY TO CODIFY, AND EFFECTIVE DATE AND FOR OTHER PURPOSES.

SAID ORDINANCE MAY BE INSPECTED BY THE PUBLIC AT ANY TIME DURING WORKING HOURS IN THE CITY CLERK'S OFFICE.

Interested parties may appear at said meeting and be heard with respect to the Ordinance.

PALM BEACH POST TIMES:

PUBLISH: September 24, 1983

Gwendolyn E. Davis *G.E. Davis/dm*
City Clerk
Riviera Beach, Florida

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____

DATE: _____

ORDINANCE NO. **2220**

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 13 ENTITLED "OFFENSES" OF THE CODE OF ORDINANCES BY ADDING THERETO AN ARTICLE PROVIDING FOR THE REGULATION OF FIRE ALARMS; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, AUTHORITY TO CODIFY, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

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

That Chapter 13 entitled "Offenses" of the Code of Ordinances be amended by adding thereto an Article providing for the regulation of Fire Alarms to read as follows:

SECTION 1.

FIRE ALARMS

Definitions.

For the purpose of this article, whenever any of the following words or terms are used herein, they shall have the meanings ascribed to them in this section.

- (a) "*Automatic fire detection system*" shall mean any system employing heat detectors, smoke detectors, flame detectors, (pull stations), or waterflow alarm elements for the purpose of detecting, or reporting, and automatically transmitting an alarm of fire.
- (b) "*Occupancy*" shall mean any building or complex of buildings which because of the nature of the occupancy or size of the building is regulated by the Fire Prevention Code of the City of Riviera Beach.
- (c) "*Alarm user*" shall mean any person occupying or controlling the premises of an occupancy which is protected by an automatic fire detection system.
- (d) "*Person*" shall mean an individual, partnership, association, or corporation.
- (e) "*False Alarm Signal*" shall mean the transmission of a fire alarm signal indicating a fire emergency requiring the immediate response of a fire department, engine company or companies when a fire emergency does not exist and no evidence thereof is apparent to the senior fire department officer arriving on the scene.
- (f) "*Central Station Systems Contractor*" shall mean a person, firm or corporation whose principal business is the furnishing and maintaining of a

supervised signalling service known as a central station system.

- (g) "Central Station System" shall mean a system or group of systems in which the operation of circuits and devices are signalled automatically to, recorded in, maintained and supervised from an approved central station having competent and experienced observers and operators who, upon receipt of a signal, notify the Fire Department and take such other action as is required by the Fire Prevention Code of the City of Riviera Beach.

Excessive false alarm signals declared a public nuisance.

The transmission of more than three (3) false alarm signals by an automatic fire detection system protecting any occupancy within any twelve (12) month period of time is excessive and constitutes a serious public nuisance, and is hereby declared to be unlawful and a violation of this Section. No person shall allow, permit, cause or fail to prevent the transmission, for any reason, by an automatic fire detection system used by him, or any such system serving a premises or a building occupied and controlled by such person, of more than three (3) false alarm signals within any twelve (12) month period of time.

False Alarm signal service Charge; collection.

- (a) For response to excessive false alarm signals by the Fire Department, the alarm user shall be charged a service fee by the City of one hundred dollars (\$100.00) for each false alarm signal in excess of three (3) false alarm signals in any twelve (12) month period.
- (b) For response to any false alarm signals by the Fire Department to alarms caused by, or erroneously reported by the central station systems contractor

or his agents in the performance of his work, the central station systems contractor shall be charged a service fee by the City of one hundred dollars (\$100.00) for each and every such false alarm signal, as he is a licensed professional in this field and procedures have been set up to avoid this problem.

- (c) The provisions of this section shall not apply for a period of three (3) months from the date a permit is issued by the City for the installation of an automatic fire detection system.
- (d) The senior officer present shall determine whether a false alarm signal has been transmitted and whether the alarm user or central station systems contractor is responsible.
- (e) The Captain (Fire Prevention Bureau) shall keep up to date and current records of all violations.
- (f) The City shall notify the parties involved of amounts owed to the City and shall make demand therefore, pursuant to the provisions of this section.
- (g) The City Attorney may proceed by a suit in a court of competent jurisdiction to collect said charge after demand therefor has been made by the City and the payment thereof refused.

Penalty.

Any person who shall violate the provisions of this article shall, upon conviction thereof, be punished as provided herein.

Responsibility of central station systems.
Contractor to report fire alarm signals.

Nothing in this article shall be deemed to relieve a central

station systems contractor of the responsibility of promptly reporting all automatic fire detection signals signalling a fire alarm from an occupancy supervised by them to the Riviera Beach Fire Department.

Automatic Fire detection system to be supervised as required by the Fire Department.

It shall be unlawful and a violation of this article for any person to supervise an automatic fire detection system in a manner other than that manner proscribed for a central station system and in a manner approved by the Fire Department.

Enforcement of Ordinance.

The City Prosecutor may initiate action to obtain compliance with this article and payment of service charges assessed by the City as provided on this Ordinance. Enforcement through Codes Enforcement Board. The City shall have the authority to place a lien against the property serviced by an automatic fire detection system in the amount of all assessed service charges.

Exemptions.

This article shall not apply to burglar alarms or to any alarms attached to motor vehicles or attached to any publicly owned property.

SECTION 2. Any person violating any of the provisions of this ordinance, shall upon conviction, be subject to the provisions of the uniform maximum penalty Ordinance, Ordinance No. 1123, enacted on October 6, 1976.

SECTION 3. All Ordinances or parts of Ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4. Should any section or provision of this Ordinance, or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid such decision shall not affect the validity of the remainder hereof as a whole or any part thereof other than the part declared to be invalid.

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

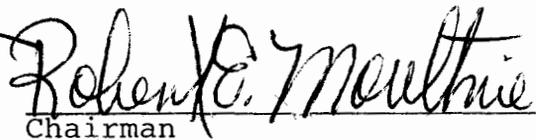
SECTION 6. This Ordinance shall take effect upon its final passage and adoption by the City Council.

PASSED and APPROVED on first reading this 21st day of September, 1983.

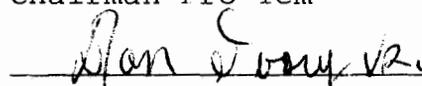
PASSED and ADOPTED on second and final reading this 5th day of October, 1983.

APPROVED:

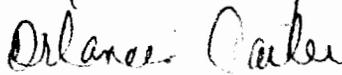

Mayor

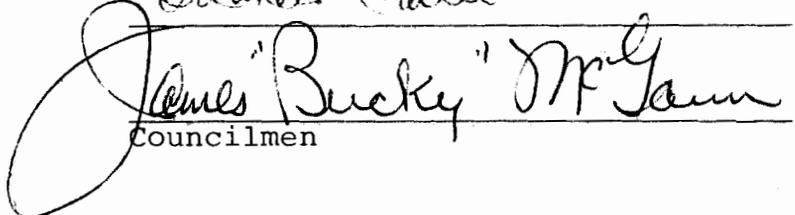

Chairman

Chairman Pro Tem


Ron Young

(MUNICIPAL SEAL)


Orlando Carter


Councilmen

ATTEST:


Deputy City Clerk

1st Reading

2nd. Reading

MOTIONED BY: Adams
SECONDED BY: Ivory
R. MOULTRIE Aye
G. ADAMS Aye
D. IVORY Aye
J. MCGANN Aye
O. CARTER Absent

McGann
Ivory
Aye
Absent
Aye
Aye

AVE/ rrv.
8/2/83

DATE: September 22, 1983

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SAID ORDINANCE MAY BE INSPECTED BY THE PUBLIC AT ANY TIME DURING WORKING HOURS IN THE CITY CLERK'S OFFICE

Interested parties may appear at said meeting and be heard with respect to the Ordinance.

PALM BEACH POST TIMES:

PUBLISH: September 24, 1983

Gwendolyn e. Davis
City Clerk
Riviera Beach, Florida

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____

DATE: _____