ORDINANCE NO.: 2241

AN ORDINANCE OF THE CITY OF RIVIERA BEACH ESTABLISHING A REDEVELOPMENT TRUST FUND PURSUANT TO SECTION 163.387, FLORIDA STATUTES (1983); ALLOCATING THE FUNDS APPROPRIATED THERETO TO FINANCE OR REFINANCE THE COMMUNITY REDEVELOPMENT PLAN FOR DOWNTOWN RIVIERA BEACH; APPROPRIATING A "TAX INCREMENT" TO SAID TRUST FUND; DELEGATING TO THE RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY AUTHORITY TO ADMINISTER SAID FUNDS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

THE CITY OF RIVIERA BEACH HEREBY ORDAINS:

Section 1. There is hereby established and created in accordance with the provisions of Section 163.387, Florida Statutes (1983), a redevelopment trust fund (hereinafter referred to as the "Trust").

Section 2. The funds allocated to, and deposited into the Trust are hereby appropriated to the Riviera Beach Community Redevelopment Agency (hereinafter referred to as the "Agency") to finance or refinance each community redevelopment project it undertakes. The Agency shall utilize the funds and revenues paid into and earned by the Trust for all and every community redevelopment purpose as contained in the plan for redevelopment and as provided by law.

Section 3. The annual funding of the "Trust" shall be in an amount not less than that increment in the income, proceeds, revenues, and funds of each taxing authority derived from or held in connection with its undertaking and carrying out of community redevelopment projects therein. Said increment shall be determined and appropriated annually, and shall be that amount equal to 95 percent of the difference between:

(1) That amount of ad valorem taxes levied each year by each taxing authority on taxable real property contained with the geographic boundaries of the community redevelopment area; and

(2) That amount of ad valorem taxes which would have been produced by the rate upon which the tax is levied each year by or for each taxing authority, exclusive of any

debt service millage upon the total of the assessed value of the taxable real property in the community redevelopment area as shown upon the most recent assessment roll used in connection with the taxation of such property by each taxing authority, last equalized prior to the effective date of this ordinance.

Section 4. Each taxing authority shall, by January 1st of each year, appropriate to such fund for so long as any indebtedness pledging increment revenues to the payment thereof is outstanding, but not to exceed thirty (30) years a sum which is no less than the increment as defined and determined in Section 3 accruing to said taxing authority. The first appropriation shall begin with tax revenue received subsequent to October 1, 1985.

Section 5. The revenue bonds and notes of every issue of the Agency shall be payable solely out of revenues pledged to and received by the Agency and deposited to the Trust. The lien created by such bonds or notes shall not attach until the revenues referred to herein are deposited in the Trust. The holders of such bonds or notes shall have no right to require the imposition of any tax or the establishment of any rate of taxation in order to obtain the amounts necessary to pay and retire such bonds or notes. The Trust shall receive the tax increment described in Section 3 of this ordinance only as, if, and when such taxes are collected.

Section 6. Revenue bonds issued by the Agency shall not be deemed to constitute a debt, liability, or obligation of the City or the state or any political subdivision thereof, or a pledge of the faith and credit of the City or the state or any political subdivision thereof, but shall be payable solely from the revenues provided therefor. All such revenue bonds shall contain on the fact thereof a statement to the effect that the Agency shall not be obligated to pay the same or the interest thereon except from the revenues of the Agency held for that purposes and that neither the faith and credit nor the taxing power of the

City or of the state or of any political subdivision thereof is pledged to the payment of the principal of, or the interest on, such bonds.

Section 7. The Agency is hereby directed to develop and promulgate rules, regulations, and criteria whereby the Trust may be promptly and effectively administered, including the establishment and the maintenance of books and records and the adoption of procedures whereby the Agency may expeditiously utilize said funds for their allocated statutory purpose.

Section 8. If any section, subsection, paragraph or other provision of this ordinance, or its application to any person or circumstance, shall be held invalid or unconstitutional, such holding shall not affect the validity of any other section, subsection, paragraph or provision of its application to other persons or circumstances, and towards that end this ordinance is declared severable.

Section 9. This ordinance shall take effect immediately upon adoption.

PASSED AND APPROVED on first reading this 5th day of September, 1984.

PASSED AND ADOPTED on second and final reading this 19th day of September, 1984.

APPROVED:

BOBBIE E. BROOKS, MAYOR

CHAIRMAN

(MUNICIPAL SEAL)

CHAIRMAN PRO TEM

ATTEST:

CITY CLERK

COUNCILMEN

1st. Reading

MOTIONED BY: A. King

SECONDED BY: J. McGann

R. Moultrie: Absent

G. Adams: Aye

A. Iles: Aye

A. King: Aye

J. McGann: Aye

Signatures for second reading on Page Four (4).

2nd Reading

MOTIONED BY: A. King

SECONDED BY: A. Iles

R. Moultrie: Aye

G. Adams: Absent

A. Iles: Aye

A. King: Aye

J. McGann: Aye

DATE: September 6, 1984

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 19, 1984 at the City Hall, 600 West Blue Heron Blvd., at 7:30 p.m. and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

O-1

ORDINANCE NO.: 2241

AN ORDINANCE OF THE CITY OF RIVIERA BEACH ESTABLISHING A REDEVELOPMENT TRUST FUND PURSUANT TO SECTION 163.387, FLORIDA STATUTES (1983); ALLOCATING THE FUNDS APPROPRIATED THERETO TO FINANCE OR REFINANCE THE COMMUNITY REDEVELOPMENT PLAN FOR DOWNTOWN RIVIERA BEACH; APPROPRIATING A "TAX INCREMENT" TO SAID TRUST FUND; DELEGATING TO THE RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY AUTHORITY TO ADMINISTER SAID FUNDS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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.

PUBLISH: September 9, 1984

Gwendolyn E. Davis GEDavis
City Clerk
City of Riviera Beach, FL

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____ DATE: _____

ORDINANCE NO.: 2242

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, FLORIDA APPOINTING THE MEMBERS OF THE CITY'S COMMUNITY REDEVELOPMENT AGENCY IN ACCORDANCE WITH FLORIDA STATUTE 163.356; ENUMERATING THEIR TERMS OF OFFICE; APPOINTING A CHAIRMAN AND VICE-CHAIRMAN; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES IN ACCORDANCE WITH FLORIDA STATUTE 163.356.

WHEREAS, the City Council of the City of Riviera Beach, pursuant to Section 163.356 (2), has by resolution found a need for a Community Redevelopment Agency;

WHEREAS, Florida Statute 163.356 requires that the City Council by Ordinance to appoint the members of said Community Redevelopment Agency;

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

Section 1. A Community Redevelopment Agency is hereby established pursuant to Section 163.356, Florida Statutes (1983).

Section 2. The following members are appointed to the Board of Commissioners of the Community Redevelopment Agency as follows:

Arthur Poisson	For a Period of 1 Year
Douglas Taylor	For a Period of 2 Years
Maurice Carey	For a Period of 3 Years
Robert Cromwell	For a Period of 4 Years
Burton Lewis	For a Period of 4 Years
Joseph Costa	For a Period of 4 Years
Claire Anderson	For a Period of 4 Years

All of the above terms will be effective as of the date of the last appointment. All succeeding appointments after the first shall be for a period of four (4) years.

Section 3. Claire Anderson is hereby designated as Chairman for a period of one (1) year and Robert Cromwell, is hereby designated as Vice Chairman for a period of one (1) year.

Section 4. All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Section 5. This ordinance shall take effect immediately upon adoption.

PASSED AND APPROVED on first reading this 5th day of September, 1984.

PASSED AND ADOPTED on second and final reading this 19th day of September, 1984.

APPROVED:

BOBBIE E. BROOKS, MAYOR

CHAIRMAN

James C. McGann

CHAIRMAN PRO TEM

(MUNICIPAL SEAL)

ATTEST:

Gwendolyn E. Davis

CITY CLERK

Ann Iles

Robert E. Moultrie

COUNCILMEN

A. J. King

	1st. Reading	2nd. Reading
MOTIONED BY:	J. McGann	A. Iles
SECONDED BY:	A. Iles	R. Moultrie
R. Moultrie:	Absent	Aye
G. Adams:	Aye	Absent
A. Iles:	Aye	Aye
A. King:	Aye	Aye
J. McGann:	Aye	Aye

ATE: September 6, 1984

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 19, 1984, at the City Hall, 600 West Blue Heron Blvd., at 7:30 p.m. and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

0-2

ORDINANCE NO.: 2242

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, FLORIDA APPOINTING THE MEMBERS OF THE CITY'S COMMUNITY REDEVELOPMENT AGENCY IN ACCORDANCE WITH FLORIDA STATUTE 163.356; ENUMERATING THEIR TERMS OF OFFICE; APPOINTING A CHAIRMAN AND VICE-CHAIRMAN; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES IN ACCORDANCE WITH FLORIDA STATUTE 163.356.

SAID ORDINANCE MAY BE INPSECTED 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.

PUBLISH: September 9, 1984

Gwendolyn E. Davis
City Clerk
City of Riviera Beach, FL

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____ DATE; _____

D: September 6, 1984

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0-3

ORDINANCE NO. 2243

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTIONS 22-42 AND 22-51 BY REPEALING AND REVISING SAME OF ARTICLE II ENTITLED "SEWER RATES AND ADMINISTRATIVE PROCEDURES" AND ENACTING SECTIONS 22-88 ENTITLED "DEFINITIONS"; 22-89 ENTITLED "PRIVATE WASTEWATER DISPOSAL", 22-91 ENTITLED "CLASS III-INDUSTRIAL DISCHARGES", 22-94 ENTITLED "NOTICE OF VIOLATION", 22-96 ENTITLED "NAMES OF VIOLATORS OF THIS ARTICLE TO BE ANNUALLY PUBLISHED IN NEWSPAPER OF GENERAL CIRCULATION IN CITY", 22-97 ENTITLED "SUSPENSION OF WASTEWATER TREATMENT SERVICE WHERE ENDANGERMENT TO HEALTH OR WELFARE IS DEEMED EMINENT OR SUBSTANTIAL" AND 22-98 ENTITLED "FEES AND CHARGES" OF ARTICLE IV ENTITLED "EXTENSIONS OF MAINS" OF CHAPTER 22 ENTITLED "WATER AND SEWERS" OF THE CODE OF ORDINANCES, 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.

PUBLISH: September 9, 1984

Gwendolyn E. Davis GeDavis
City Clerk
City of Riviera Beach, FL

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED:_____ DATE:_____

ORDINANCE NO. 2243

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTIONS 22-42 AND 22-51 BY REPEALING AND REVISING SAME OF ARTICLE II ENTITLED "SEWER RATES AND ADMINISTRATIVE PROCEDURES" AND ENACTING SECTIONS 22-88 ENTITLED "DEFINITIONS"; 22-89 ENTITLED "PRIVATE WASTEWATER DISPOSAL", 22-91 ENTITLED "CLASS III-INDUSTRIAL DISCHARGES", 22-94 ENTITLED "NOTICE OF VIOLATION", 22-96 ENTITLED "NAMES OF VIOLATORS OF THIS ARTICLE TO BE ANNUALLY PUBLISHED IN NEWSPAPER OF GENERAL CIRCULATION IN CITY", 22-97 ENTITLED "SUSPENSION OF WASTEWATER TREATMENT SERVICE WHERE ENDANGERMENT TO HEALTH OR WELFARE IS DEEMED EMINENT OR SUBSTANTIAL" AND 22-98 ENTITLED "FEES AND CHARGES" OF ARTICLE IV ENTITLED "EXTENSIONS OF MAINS" OF CHAPTER 22 ENTITLED "WATER AND SEWERS" OF THE CODE OF ORDINANCES, 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. The following Sections are hereby repealed, revised or enacted to Chapter 22 Entitled "Water and Sewers" of the Code of Ordinances:

Sec.22-42 entitled "Prohibition against certain discharges." which reads:

~~No-person-shall-discharge-or-cause-to-be-discharged any-of-the-following-described-waters-or-wastes-to-any-sewer-or natural-outlet:~~

~~(1)-Any-liquid-or-vapor-having-a-temperature-higher-than one-hundred-and-fifty-(150)-degrees-Fahrenheit.~~

~~(2)-Any-water-or-waste-which-may-contain-more-than-one hundred-(100)-parts-million-(1,000,000),-by-weight, of-fat,-oil-or-grease.~~

~~(3)-Any-gasoline,-benzene,-naptha,-fuel-oil,-or-other flammable-or-explosive-liquid,-solid-or-gas.~~

~~(4)-Any-garbage-that-has-not-been-properly-shredded.~~

~~(5)-Any-ashes,-cinders,-sand,-mud,-straw,-shavings,-metal, glass,-rags,-feathers,-tar,-plastics,-wood,-paunch manure,-or-any-other-solid-or-viscous-substance-capable of-obstruction-to-the-flow-in-sewers-or-other-interference-with-the-proper-operation-of-the-sewerage works.~~

~~(6)-Any-waters-or-waste-having-a-pH-lower-than-5.5-or higher-than-9.0-or-having-any-other-corrosive-property capable-of-causing-damage-or-hazard-to-structure, equipment,-processes-and-personnel-of-the-sewerage~~

~~(7)--Any water or wastes containing a toxic or poisonous substance on sufficient quantity to injure or interfere with any sewage treatment process, constitutes a hazard to humans or animals, or create any hazard in the receiving waters of the sewage treatment plant.~~

~~(8)--Any waters or wastes containing suspended solids of such chacter and quality that unusual attention or expense is required to handle such materials at the sewage treatment plant.~~

~~(9)--Any noxious or malodorous gas or substance capable of creating a public nuisance.~~

is repealed, and further amended to read:

Sec. 22-42: Conditions to use of the City's Wastwater Sewers

(a) Special uses of wastewater sewers: All discharges of storm water, groundwater, roof runoff, subsurface drainage or other waters not intended to be treated in the treatment facilities, shall not be discharged into wastewater sewer system, except as authorized under Section 22-90 (g) of this code. Any connection, drain or arrangement which will permit any such waters to enter any other wastewater sewer shall be deemed to be a violation of this Code, and punishable as such.

(b) Restricted discharges: No person shall discharge or cause to be discharged to any of the City's wastewater facilities any substances, materials, water or wastes in such quantities or concentrations which will:

(1) Create a fire or explosion hazard including, but not limited to gasoline, benzene, naptha, fuel oil, or other flammable or explosive liquid, solid or gas.

(2) Cause corrosive damage or hazard to structures, equipment, or personnel of the wastewater facilities, but in no case discharges with the following properties:

(i) Having a pH lower than 6.0 or greater than 9.5 for more than 10% of the time in 24-hour period.

(ii) Having a pH lower than 5.0 or greater than 10.0 for any period exceeding 15 minutes.

These requirements may be modified for facilities designed to accommodate greater ranges.

(3) Cause obstruction to the flow in sewers, or other interference with the operation of wastewater facilities due to accummulation of solid or viscous material.

(4) Constitute a rate of discharge or substantial deviation from normal rates of discharge ("slug discharge") sufficient to cause interference in the operation and performance of the wastewater facilities.

(5) Contain heat in amounts which will accelerate the biodegradation of wastes, causing the formation Of excessive amounts of hydrogen sulfide in the wastewater sewer and inhibit biological activity in the wastewater treatment facilities, but in no

case shall the discharge of heat cause the temperature in the City wastewater sewer to exceed 58 degrees C (150 degrees F) or the temperature of the influent to the treatment facilities to exceed 40 degrees C (104 degrees F), unless the facilities can accommodate such heat.

(6) Contain more than 100 milligrams per liter of non-biodegradable oils of mineral or petroleum origin.

(7) Contain floatable oils, fat or grease.

(8) Contain noxious, malodorous gas or substance which is present in quanities that create a public nuisance or hazard to life.

(9) Contain radioactive wastes in harmful quantities as defined by applicable State and Federal regulations.

(10) Contain any garbage that has not been properly shredded.

(11) Contain any odor or color producing substances exceeding concentration limits which may be established by the Director of Utilities for purposes of meeting the City's NPDES permit.

The following discharge restrictions, discharge limits and pre-treatment standards are hereby established with concentration limits to be applied to each industrial user:

PRE-TREATMENT STANDARDS

PARAMETER	PRE-TREATMENT STANDARD
BOD_5	400
Suspended Solids	400
pH (Standard Units)	6.0--9.5
Temperature (degrees F.)	150
Phenols	5.0
Boron	1.0
Cyanide	1.0
Arsenic	0.1
Barium ***	-
Cadmium *	0.1
Chromium (CR+6)	1.0
Chromium (Total)	15.0
Copper	1.5
Fluoride ***	-
Lead	0.2
Mercury	0.1
Nickel	0.2
Selenium ***	-
Silver	5.0
Strontium***	-
Tin	0.5
Zinc	0.5
Chloride**	600.0
Hydrogen Sulfide**	5.0

(all units in mg/l unless otherwise noted)

* Standard set at previous WPB treatment level.

** Limits set for slug loading and corrosion protection. As discussed earlier, the discharge of all pesticides and volatile organics should be maintained below detectable limits.

*** Standards not set at present time.

(c) Federal Categorical Pre-treatment Standards: No person shall discharge or cause to be discharged into any wastewater facilities, wastewaters containing substances subject to an applicable Federal Categorical Pre-treatment Standard promulgated by EPA in excess of the quantity prescribed in such applicable pre-treatment standards except as otherwise provided in this section. Compliance with such applicable pre-treatment standards shall be within three years of the date the standard is promulgated; provided, however, compliance with a categorical pre-treatment standard for new sources shall be required upon promulgation.

Upon application by a Class III user, the Director of Utilities shall revise any limitations on substances specified in the applicable pre-treatment standards to reflect removal of the substances by the wastewater treatment facility. The revised discharge limit for specified substances shall be derived in accordance with Federal law. The Director of Utilities shall adjust any limitations on substances specified in the applicable pre-treatment standards to consider factors relating to such person which are fundamentally different from the factors considered by EPA during the development of the pre-treatment standard. Requests for and determinations of a fundamentally different adjustment shall be in accordance with Federal law. The Director of Utilities shall notify any Class III user affected by the provisions of this section and establish an enforceable compliance schedule for each.

(d) Special Agreements: Nothing in this article shall be construed as preventing any special agreement or arrangement between the City and any user of the wastewater facilities whereby wastewater of unusual strength or character is accepted into the system and specially treated, subject to any payments or users charges as may be applicable.

(e) Water and Energy Conservation: The conservation of water and energy shall be encouraged by the Director of Utilities. In establishing discharge restrictions upon industrial users, he shall take into account already implemented or planned conservation steps revealed by the Class III user. Upon request of the Director of Utilities, each industrial user will provide the Director of Utilities with pertinent information showing that the quantities of substances or pollutants have not been, nor will be increased as a result of the conservation steps. Upon such a showing to the satisfaction of the Director of Utilities, he shall make adjustments to discharge restrictions, which have been based on concentrations, to reflect the conservation steps.

Sec. 22-51 entitled "Scavenger waste rates" which reads:

~~Scavenger-wastes-will-be-permitted-into-the-sewage system-of-the-city-after-approval-of-the-director-of-utilities-and upon-the-prior-payment-of-a-charge-of-one-dollar-($1.00)-per-hundred-(100)-gallons-of-scavenger-waste-with-a-minimum-charge-of ten-dollars-($10.00).--Such-charge-shall-be-based-upon-the-full capacity-of-each-scavenger-vehicle-for-each-discharge.~~

is repealed, and further amended to read:

Sec. 22-51: Waste disposal; discharges, wastewater connection to wastewater sewer required.

(a) It shall be unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner on public or private property within the City, or on any area under the jurisdiction of the City, any human or animal excrement, garbage or other objectionable waste.

(b) It shall be unlawful to discharge without an NPDES Permit to any natural outlet within the City, or in any area under its jurisdiction. Wastewater discharges to the City's wastewater facilities are not authorized unless approved by the Director of Utilities in accordance with provisions of this Article.

(c) Except as provided in this Article, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of wastewater.

Sec. 22-88 entitled "Definitions" is enacted to read:

Unless the context of usage indicates otherwise, the meaning of specific terms in this article shall be as follows:

ACT shall mean the Federal Clean Water Act, as amended.

ASTM shall mean the American Society for Testing and materials.

BOD (denoting Biochemical Oxygen Demand) shall mean the quanity of oxygeb used in the biochemical oxidation of organic matter under standard laboratory procedure in five days at 20 degrees C. expressed in milligrams per liter.

Building Sewer shall mean the extension from a building wastewater plumbing facility to the public wastewater facility.

City shall mean the City of Riviera Beach, Florida.

Combined Sewer shall mean a sewer intended to receive both wastewater and storm or surface water.

Commercial User (Class II) shall include any property occupied by a non-residential establishment not within the definition of an "Industrial User (Class II)", and which is connected to the wastewater facilities.

Day shall mean the 24-hour period beginning at 12:01 A.M.

Director of Utilities means the Director of Utilities of the City, or his designated agent.

Easement shall mean an acquired legal right for the specific use of land owned by others.

EPA shall mean the United States Environmental Protection Agency.

Garbage shall mean the solid animal and vegetable wastes resulting from the domestic or commercial handling, storage, dispensing, preparation, cooking, and serving of foods.

Groundwater shall mean water within the earth.

Industrial Users (Class III) shall mean any non-residential user identified in Divisions A, B, D, E, or I of the Standard Industrial Classification Manual. Class III shall also include any user which discharges wastewater containing toxic or poisonous substances, or any substance (s) which cause(s) interference in the wastewater facilities.

Interference shall mean inhibition or disruption of any sewer system, wastewater treatment process, sludge disposal system, or their operation, which substantially contributes to a violation of applicable discharge permits.

Natural Outlet shall mean any outlet into a watercourse, pond, ditch, lake, or any other body of surface or groundwater.

NPDES shall mean National Pollutant Discharge Elimination System permit program, whether administered by the EPA or by the State of Florida.

Owner shall mean the person or persons who legally own, lease, or occupy private property with wastewater facilities which discharge, or will discharge, to the City's wastewater facilities.

Person shall mean any individual, firm, company, association, society, partnership, corporation, municipality, or other similar organization, agency or group.

pH shall mean the logarithm of the reciprocal of the hydrogen ion concentration expressed in grams per liter of solution as determined by Standard Methods.

Pre-treatment shall mean the reduction of the amount of pollutants, the elimination of pollutants, or the altercation of the nature of pollutant properties in wastewater prior to discharge to the City of West Palm Beach wastewater facilities.

Pre-treatment Standard shall mean any regulation containing pollutant discharge limits promulgated by the EPA in accordance with Section 307 (b) and (c) of the Act, which applies to Industrial Users.

Properly Shredded Garbage shall mean garbage that has been shredded to such a degree that all particles will be carried freely under flow conditions normally prevailing in the wastewater sewers with no particle greater than one-half inch in any dimension.

Sanitary Wastewater shall mean wastewater discharged from the sanitary conveniences of dwellings, office buildings, industrial plants or institutions.

Standard Methods shall mean the latest edition of Standard Methods for the Examination of Water and Wastewater, published by the American Public Health Association, Water Pollution Control Federation and American Water Works Association.

State shall mean the State of Florida.

Storm Sewer shall mean a sewer for conveying storm, surface and other waters, which is not intended to be transported to a treatment facility.

Surface Water shall mean water which occurs when the rate of precipitation exceeds the rate at which water may infiltrate into the soil.

Suspended Solids shall mean the total suspended matter that either floats on the surface of, or is in suspension in, water or wastewater as determined by Standard Methods.

Toxics shall mean any of the pollutants designated by Federalregulations pursuant to Section 307 (a) of the Act.

Wastewater shall mean a combination of liquid and water-carried wastes from residences, commercial buildings, industries and institutions, together with any groundwater, surface water that may be present.

Wastewater Facility shall mean the combination of the wastewater sewers and treatment facilities.

Wastewater Sewer shall mean the structures, processes, equipment and arrangements necessary to collect and transport wastewaters to the treatment facility.

Wastewater Treatment Facility shall mean the structures, processes, equipment and arrangements necessary to treat and discharge wastewaters.

WPCF shall mean the Water pollution Control Federation

Sec. 22-89 entitled "Private Wastewater Disposal" is enacted to read:

(a) Before commencement of construction of a private wastewater disposal system, the owner shall first obtain a written construction permit signed by the Director of Utilities. The application for such permit shall be made on a form furnished by the City, which the applicant shall supplement by any plans, specifications and other information relevant to wastewater discharges as are deemed necessary by the Director of Utilities.

(b) The type, capacities, location and layout of a private wastewater disposal system shall comply with all requirements of the State of Florida or applicable Federal law. No permit shall be issued for any private wastewater disposal system employing subsurface soil disposal facilities where the area of the lot is less than one-half acre. Septic tank or cesspool discharges require the use of subsurface disposal. This requirement excludes deep well disposal as defined by State and Federal laws.

(c) Before commencement of operation of a private wastewater disposal system, the owner shall first obtain a written operating permit signed by the Director of Utilities. The operating permit shall not become effective until the installation is completed to the satisfaction of the Director of Utilities. The Director of Utilities shall be allowed to inspect the work at any stage of construction and in any event, the applicant for the operating permit shall notify the Director of Utilities when the work is ready for final inspection, and before any underground portions are covered. The inspection shall be made within normal business hours after receipt of notice by the Director of Utilities.

(d) At such time as a wastewater sewer becomes available, as defined above, to a property served by a private wastewater disposal system, a direct connection shall be made to the wastewater sewer within thirty days, and any septic tanks, cesspools, and similar wastewater disposal facilities shall be emptied and filled with suitable material.

(e) The owner shall operate and maintain the private wastewater disposal facilities in a sanitary manner at all times in accordance with the conditions of the operating permit and at no expense to the City. Such facilities shall be subject to inspection by the Director of Utilities at reasonable times.

(f) No statement contained in this Article shall be construed to interfere with the additional requirements that may be imposed by the Director of Utilities or other applicable authority.

(g) This section shall not apply to any private system which discharges to wastewater facilities of the City or which discharges directly to a natural outlet by authority of a separate NPDES permit and in compliance with applicable State and Federal laws.

Sec 22-90 entitled "Building Sewers and Connections, is enacted to read:

(a) Connection permit. No unauthorized person shall uncover, make any connections with or opening into, alter, or disturb any wastewater sewer without first obtaining a written permit from the Director of Utilities. There shall be three classes of permits for connections to the City's wastewater facilities: Class I-Residential, Class II-Commercial and Class III-Industrial. In all cases, the owner shall make application for a permit to connect to the City's wastewater facilities on a special form furnished by the City. The permit application shall be supplemented by wastewater information required to administer this Ordinance. A permit and inspection fee shall be paid to the City in accordance with Section 22-36 and Section 22-41 of the City of Riviera Beach Code of Ordinances, at the time the application is filed. Wastewater connections shall be subject to the provisions of this Ordinance and the approval of the Director of Utilities.

(b) Existing building sewers. Existing building sewers may be used for connection of new buildings only when they are found, on examination and test by the Director of Utilities, to meet the requirements of this Article.

(c) Building sewer design. The size, slope, alignment, construction materials, trench excavation and backfill methods, pipe placement, jointing and testing methods used in the construction and installation of a building sewer shall conform to the building and plumbing code or other applicable requirements of the City.

(d) Building sewer elevation. Whenever practical the building sewer shall be brought to a building at an elevation below the basement floor. In buildings in which any building drain is too low to permit gravity flow to the City's wastewater sewer, wastewater carried by such building drain shall be lifted by an approved means and discharged to a building sewer draining to the City Sewer.

(e) Surface, runoff and groundwater drains. No person shall connect roof, foundation, areaway, parking lot, roadway, or other surface runoff or groundwater drains to any sewer which is connected to a wastewater treatment facility unless such connection is authorized in writing by the Director of Utilities.

(f) Conformance to applicable codes. The connection of a building sewer shall conform to the requirements of the building and plumbing codes or other applicable requirements of the City. The connections shall be made gas-tight and water tight, and verified by proper testing. Any deviation from the prescribed procedures and materials must be approved in writing by the Director of Utilities before installation. The connection of a surface runoff or groundwater drain to a storm sewer or natural outlet designed to transport surface runoff or groundwater drainage shall conform to the requirements of the applicable building code or other applicable requirements of the City. The connection of any such drain to a wastewater sewer under special permit as provided under Section 22-90 of this Code will conform to the requirements specified by the Director of Utilities as a condition of approval of such permit.

(g) Connection Inspection. The applicant for a build-sewer permit shall notify the City Utilities Department when such sewer or drainage connection is ready for inspection prior to its connection to the City's facilities. Such connection and testing as deemed necessary by the Director of Utilities shall be made under the supervision of the Director of Utilities.

(h) Excavation guards and property restoration. Excavations for buildings sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the City.

(i) Protection of capacity for existing users. The Director of Utilities shall not issue a permit for any class of connection to the City's wastewater sewers or wastewater treatment facilities unless there is sufficient capacity, not legally committed to other users, in the wastewater sewers and treatment facilities to convey and adequately treat the quality of wastewater which requested connection will add to the system. The Director of Utilities may permit such a connection if there are legally binding commitments to provide the needed capacity.

Sec. 22-91 entitled "Class III-Industrial Discharges" is enacted to read:

(a) Information requirements: All Class III Dischargers shall file with the City, wastewater information deemed necessary by the Director of Utilities for determination of compliance with this article, the City's NPDES permit conditions, and State and Federal Law. Such information shall be provided by completion of a questionnaire designed and supplied by the Director of Utilities, and by supplements thereto as may be necessary. Information requested in the questionnaire and designated by the discharger as confidential is subject to the conditions of confidentiality as set forth in this section. Where a person owns, operates, or occupies properties designated as a Class III discharger at more than one location, separate information submittals shall be made for each location as may be required by the Director of Utilities.

The Director of Utilities shall implement measures to ensure the confidentiality of information provided by a Class III discharger pursuant to this article.In no event shall the Director

of Utilities delegate this responsibility or disclose any claimed confidential information to any person without prior notice in writing to the owner, and without providing the owner with the opportunity to protect such confidential information, including the right to seek judicial relief.

(b) Provision for monitoring: When required by the Director of Utilities, the owner of any property serviced by a building sewer carrying Class III wastewater discharges shall provide suitable access and such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling and measurement of the wastewater. Such access shall be in a readily and safely accessible location, and shall be provided in accordance with plans approved by the Director of Utilities. The access shall be provided and maintained at the owner's expense so as to be safe and accessible at reasonable times.

The Director of Utilities shall consider such factors as the volume and strength of discharge, rates of discharge, quantities of toxic materials in the discharge, wastewater treatment facility removal capabilities and cost effectiveness in determining whether or not access and equipment for monitoring Class III wastewater discharges shall be required.

Where the Director of Utilities determines access and equipment for montoring or measuring Class III wastewater duscharges is not practical, reliable or cost effective, the Director of Utilities may specify alternative methods of determining the characteristics of the wastewater discharge which will, in the judgement of the Director of Utilities, provide an equitable measurement of such characteristics.

(c) Determination of Wastewater Characteristics:

Measurements, tests and analyses of the characteristics of wastewater to which reference is made in this article shall be determined in accordance with the latest edition of "STANDARD METHODS FOR THE EXAMINATION OF WATER AND WASTEWATER", published by the Public Health Association, or such alternate methods approved by the Director of Utilities, and which comply with State and Federal law. Sampling methods, locations, times, durations, and frequencies are to be determined on an individual basis subject to approval by the Director of Utilities. The discharger shall have the option to use, at his own expense, more complete sampling methods, locations, times, durations, and frequencies than specified by the Director of Utilities.

Measurements, tests, and analysis of the characteristics of wastewater required by this article shall be performed by a qualified laboratory. When such analysis are required of a discharger, the discharger may, in lieu of using the City's laboratory, make arrangements with any qualified laboratory, including that of the discharger, to perform such analysis.

Monitoring of wastewater characteristics necessary for determination of compliance with applicable pre-treatment standards shall be conducted on the basis of the following schedule, unless more frequent monitoring is required by authority other than this article, or if the Director of Utilities, in his judgement, determines that the specific discharge warrants a different frequency monitoring.

Average Actual Daily User Discharge	Monitoring Frequency
less than 1000,000 gpd	semi-annually
1000,000 - 999,999 gpd	quarterly
more than 999,999 gpd	monthly

Monitoring of wastewater characteristics for any purpose other than the determination of compliance with pre-treatment standards shall be conducted on a frequency deemed necessary by the Director of Utilities.

Upon demonstration by any person that the characteristics of the wastewater discharged by that person are consistent, the Director of Utilities may reduce the frequency as may be required by authority other than this Ordinance, except in no case shall the frequency of monitoring be less than semi-annual for the determination of compliance with pre-treatment standards.

In determining the discharge characteristics, factors such as continuous or batch operation, and seasonal operation, and the information requirements of other provisions of this article shall be considered by the Director of Utilities. The Director of Utilities may obtain wastewater samples as required to verify the consistency of discharge characteristics. Fees for any given measurement, test, or analysis of wastewater required by this article, and performed by the City shall be the same for all classes of dischargers, regardless of the quantity of the discharge, and shall reflect only direct cost. Costs of analysis performed by an independent laboratory at the option of discharger shall be borne directly by the discharger.

(d) Costs of damage: If the drainage or discharge from any establishment causes a deposit, obstruction or damage to any of the City's wastewater facilities, the Director of Utilities shall cause the deposit or obstruction to be promptly removed, or cause the damage to be promptly repaired. The cost for such work, including materials, labor and supervision, shall be borne by the person causing such deposit, obstruction or damage.

Sec. 22-92: entitled "Pretreatment" is enacted to read:

(a) Wastewaters with special characteristics. While the Director of Utilities should initially rely upon the Federal categorical Pre-treatment Standards of Section 22-42 (c) of this Code to protect wastewater facilities or receiving waters, if any wastewater which contains substances or possesses characteristics shown to have deleterious effect upon the wastewater facilities, processes, equipment or receiving waters; or constitutes a public nuisance or hazard; is discharged or is proposed for discharge to the wastewater sewers, the Director of Utilities may:

(1) Require pre-treatment to a condition acceptable for discharge to the wastewater sewers.

(2) Require control over the quantities and rates of discharge.

(3) Require payment to cover added cost of handling and treating the wastewaters not covered by existing fees and charges.

(4) Require the development of compliance schedules to meet any applicable pre-treatment requirements.

(5) Require the submission of reports necessary to assure compliance with applicable pre-treatment requirements.

(6) Carry out all inspection of facilities and/ or records, surveillance and monitoring necessary to determine compliance with applicable pre-treatment requirements.

(7) Obtain remedies for non-compliance by any user. Such remedies may include injunctive relief, the civil penalties, specified in this article, or appropriate criminal penalties.

(8) Reject the wastewater if scientific evidence discloses that discharge will create unreasonable hazards or have unreasonable deleterious effects on the wastewater facilities.

When considering the above alternatives, the Director of Utilities shall also take into consideration cost effectiveness and the economic impact of the alternatives on the discharge. If the Director of Utilities allows the pre-treatment or equalization of wastewater flows, the installation of the necessary facilities shall be subject to review. The Director of Utilities shall review and recommend any appropriate changes to the program within thirty days of submittal.

Where pre-treatment or flow-equalizing facilities are provided or required for any wastewater, they shall be maintained continuously in satisfactory and effective operation at the expense of the owner.

(b) Compliance with pre-treatment requirements: Persons required to pre-treat wastewater in accordance with Section 22-92 (a)(1) of this Code shall provide a statement, reviewed by an authorized representative of the user and certified to by a qualified person, indicating whether applicable pre-treatment requirements are being met on a consistent basis and, if not, describe the additional operation and maintenance or additional pre-treatment required for the user to meet the pre-treatment requirements. If additional pre-treatment or operation and maintenance will be required to meet the pre-treatment requirements, the user shall submit a plan including schedules to the Director of Utilities. The plan, including schedules, shall be consistent with applicable conditions of the city's NPDES permit or other local, State or Federal laws.

(c) Monitoring requirements: Discharges of wastewater to the City's wastewater facilities from the facilities of any user shall be monitored in accordance with the provisions of Section 22-91 (b) and (c) of this Code.

(d) Effect of Federal law: In the event the Federal government promulgates a regulation for a given new or existing user in a specific subcategory that establishes pre-treatment standards or establishes that such a user is exepmt from pre-treatment standards, such Federal regulations shall immediately supersede Section 22-92 (a)(1) of this Code.

(e) Revision of pre-treatment standards: The Director of Utilities shall promptly apply for and obtain authorization from the EPA to revise discharge limitations for those substances list-

ed in the Federal Categorical Pre-treatment Standards for which consistent removal occurs in the wastewater treatment facilities of the City. The Director of Utilities shall not adopt or enforce discharge limitations more stringent than the requested limitations until the State or EPA acts on the application.

Sec; 22-93: entitled "Wastewater Service Charges and Industrial Cost Recovery" is enacted to read:

Determination of system use: The use of the City's wastewater facilities shall be based upon actual measurement and analysis of each user's wastewater discharge, in accordance with provisions of Section 22-91 (b) and (c) of this Code to the extent such measurement and analysis is considered by the Director of Utilities to be feasible and cost effective. Where measurement and analysis is considered not feasible, determination of each user's use of the facilities shall be based upon the quantity of water used, whether purchased from a public water utility or obtained from a private source.

Sec. 22-94: entitled "Notice of Violation" is enacted to read:

Any person found in violation of this article or any requirement of a permit issued hereunder, may be served with a written notice stating the nature of the violation and providing a reasonable time limit for compliance. Any such notice given shall be in writing and served in person or by registered or certified mail. The notice shall be sent to the last address of the Violator known to the Director of Utilities. Where the address is unknown, service may be made upon the owner of record of the property involved.

Sec. 22-95: entitled "Violations" is enacted to read:

(a) Any person who continues to violate the discharge provisions of this Ordinance beyond the time limit provided for in Section 22-94 of this Code may be charged with commission of a misdemeanor and, upon conviction thereof, shall be fined not more than five hundred dollars ($500) for each day the violation continues, or may be subject to disconnection from the City's wastewater facilities.

(b) Each day or portion thereof a violation continues shall constitute a separate violation.

Sec. 22-96: entitled "Names of Violators of this Article to be Annually Published in Newspaper of General Circulation in the City" is enacted to read:

The City shall cause to be annually published in January in a newspaper of general circulation in the City, a list of the users determined by the Director of Utilities to have been in

violation with any of the Pre-treatment Requirements or standards contained in this Article on at least one occasion during the previous calendar year. The published notice shall also describe the enforcement actions taken against the violators during the said calendar year.

Sec. 22-97: entitled "Suspension of Wastewater Treatment Service Where Endangerment to Health or Welfare is deemed Eminent or Substantial" is enacted to read:

The City may suspend the wastewater treatment service and a Wastewater Contribution Permit when such suspension is necessary, in the opinion of the Director of Utilities, in order to stop an actual or threatened discharge which presents or may present an eminent or substantial endangerment to the health or welfare of persons, or to the environment, or which may cause interference with the operation of the treatment plant, or which may cause the City to violate any condition of its Federal permit.

Any person notified of a suspension of the wastewater treatment service or the Wastewater Contribution Permit, shall immediately stop or eliminate the contribution. In the event of a failure of the person to comply voluntarily with the suspension order, the City shall take such steps as are necessary, including immediate severance of the sewer connection, to prevent or minimize damage to the treatment plant and any endangerment to individuals. The City shall reinstate the Wastewater Contribution Permit or the wastewater treatment service upon proof of the elimination of the non-complying discharge. A detailed written statement submitted by the user describing the causes of the harmful contribution and the measures taken to prevent any future occurrence shall be submitted to the City within fifteen days of the occurrence.

Sec. 22-98: entitled "Fees and Charges" is enacted to read:

(a) All fees and charges payable under the provisions of this article shall be paid to the City. Such fees and charges shall be as set forth herein or as established in the latest resolution of the City Council.

(a) All fees, penalties and charges collected under this Article shall be used for the sole purpose of constructing, operating or maintaining the wastewater facilities of the City, or the retirement of debt incurred for same, or payment of industrial cost recovery if required.

(c) All fees and charges payable under the provisions of this article are due and payable upon the receipt of notice of charges. Unpaid charges shall become delinquent and shall be subject to penalty and interest charges as provided for in the latest resolution of the City Council.

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

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. 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 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 5th day of September, 1984.

PASSED and ADOPTED on second and final reading this 19th day of September, 1984.

APPROVED:

Mayor

Chairman

James McGann

Chairman Pro Tem

(MUNICIPAL SEAL)

Robert E. Moultrie

R. F. Gray

Councilmen

ATTEST:

City Clerk

	1st Reading	2nd. Reading
MOTIONED BY:	A. Iles	A. King
SECONDED BY:	A. King	A. Iles
		Absent
G. ADAMS	Aye	Aye
J. McGANN	Aye	Aye
A. KING	Aye	Aye
R. MOULTRIE	Absent	Aye
A. ILES	Aye	

vv.
84

ORDINANCE NO. 2245

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 6A-26. ENTITLED "GENERAL PURPOSES AND FUNCTIONS." OF ARTICLE II, ENTITLED "COMMUNITY RELATIONS ADVISORY BOARD" OF CHAPTER 6A ENTITLED "DISCRIMINATION; HUMAN RELATIONS" OF THE CODE OF ORDINANCES BY DELETING WORDS OF REFERENCE TO THE POLICE DEPARTMENT AND ADDING WORDS OF GENERAL APPLICATION IN LIEU THEREOF; 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 6A-26 of Article II of Chapter 6A of the Code of Ordinances is amended to read:

SEC. 6A26. GENERAL PURPOSES AND FUNCTIONS

The general purposes and functions of the community relations board shall be:

(1) To serve as an advisory body to the city council.

(2) To study problems in the city relating to relationships among individuals and/or groups in regard to the ~~police~~ city and its departments and to make recommendations to the city council for the betterment of such relationships within the community.

(3) To invite and enlist the cooperation of all racial, sexual and ethnic groups as well as persons representing various economic educational, and social groups in all areas of the city, and to act as a coordinating agency among these and other groups in the community in the establishment and maintenance of educational programs in the community designed to bring about improving relations with ~~the police department~~ the city.

(4) To cooperate with any interested citizen, and state, federal and local agencies whenever cooperation is appropriate in furthering the purpose of this article.

(5) To promote mutual understanding and foster respect and fair treatment ~~between the police department~~ among all racial, religious, sexual, national and ethnic groups, throughout the entire community so as to prevent discriminatory practices in every respect.

(6) To submit to the city council results of reports of investigations and conciliations as well as recommendations.

(7) To institute and conduct educational and other programs to promote improved relationships and understandings ~~between~~ within the community ~~and the police department~~.

(8) To accept grants and donations on behalf of the city from foundations and others for the purpose of carrying out the above-listed functions, subject to the approval of the city council.

(9) To investigate and study complaints, problems and specific situations arising between groups or individuals ~~and the police department~~ which may result in tensions, discrimination, or prejudice within the city and to offer its assistance in an attempt at conciliation or mediation of any problems that may arise in the community which violates the purposes of this article~~;~~. ~~and~~

(10) To study, analyze and recommend solutions for the social, economic and cultural problems which affect people residing or working with the city including, without restriction because of enumeration, problems of the family, youth, education, the aging, juvenile delinqunicy, health and zoning standards, and discrimination in housing, employment and public accomodations and facilities on the basis of class, race, religion or ethnic or minority status.

(11) To recommend to the city council such ordinances or other action as the board deems necessary.

(12) To establish and keep in force proper health standards for the community and beneficial zoning for the community area in order to facilitate the elimination of blighted areas and to prevent the start and spread of such areas.

(13) To insure to all residents, regardless of race or color, the rights to possess equal housing accommodations and to enjoy equal employment opportunities; and

(14) To prepare and render to the city council annual reports on its progress in accomplishing the objectives of this article.

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 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 legis-

lative intent that the other provisions and applications hereof shall not be 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 19th day of September, 1984.

PASSED AND ADOPTED on second and final reading this 7th day of November, 1984.

APPROVED:

Mayor

Chairman

Chairman Pro Tem

[MUNICIPAL SEAL]

Councilmen

ATTEST:

City Clerk

	1st Reading	2nd. Reading
MOTIONED BY:	A. Iles	A. King
SECONDED BY.	A. King	J. McGann
G. ADAMS	Absent	Aye
J.McGANN	Aye	Aye
A. ILES	Aye	Aye
A. KING	Aye	Aye
R. MOULTRIE	Aye	Aye

AVE/rvv.
30/84

DATE: September 20, 1984

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 3, 1984, at the City Hall, 600 West Blue Heron Blvd., at 7:30 p.m. and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance.

ORDINANCE NO. 2245

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 6A-26. ENTITLED "GENERAL PURPOSES AND FUNCTIONS." OF ARTICLE II, ENTITLED "COMMUNITY RELATIONS ADVISORY BOARD" OF CHAPTER 6A ENTITLED "DISCRIMINATION; HUMAN RELATIONS" OF THE CODE OF ORDINANCES BY DELETING WORDS OF REFERENCE TO THE POLICE DEPARTMENT AND ADDING WORDS OF GENERAL APPLICATION IN LIEU THEREOF; 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.

PUBLISH: September 22, 1984

Gwendolyn E. Davis
City Clerk
City of Riviera Beach

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____ DATE: _____

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 II entitled "Garbage, Trash, Weeds and Litter" of Chapter 10 entitled "Health and Sanitation" of the

ORDINANCE NO. 2246

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, 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 II 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 ~~eight dollars and twenty five cents~~ ($8.25) Nine Dollars and ninety cents ($9.90) per month, per living unit.

(2) MOTELS not having container service shall be charged ~~Eight Dollars and Twenty Five Cents ($8.25)~~ Nine Dollars and ninety cents ($9.90) per month per unit.

(3) ~~SMALL~~ COMMERCIAL BUSINESSES ~~and COMMERCIAL UNITS~~ not having container service and ~~not having over two (2) thirty gallon cans per pick up~~ shall be charged ~~Eight Dollars and Twenty Five Cents ($8.25)~~ Twenty Five Dollars ($25.00) per month.

(4) CONTAINER SERVICE rates shall be as follows:

NUMBER OF PICK-UPS PER WEEK

SIZE OF CONTAINERS	1	2	3	4	5	6
2	~~39.20~~	~~50.20~~	~~77.70~~	~~99.70~~	~~134.90~~	~~149.20~~
	47.04	60.24	93.24	119.64	161.88	179.04
3	~~44.90~~	~~77.90~~	~~110.90~~	~~146.10~~	~~182.40~~	~~218.70~~
	53.88	93.48	113.08	175.32	218.88	262.44
4	~~50.60~~	~~97.90~~	~~146.30~~	~~194.70~~	~~243.10~~	~~291.50~~
	60.72	117.48	175.56	233.64	291.72	349.80
6	~~73.90~~	~~146.50~~	~~194.90~~	~~243.30~~	~~291.70~~	~~340.10~~
	86.68	175.80	233.88	291.96	350.04	408.12
8	~~97.30~~	~~183.00~~	~~243.50~~	~~304.00~~	~~364.50~~	~~425.00~~
	117.96	219.60	292.20	425.60	437.40	510.00

(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 the greater.

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

(8) ~~There shall be a monthly charge of $5.00 for containers that utilize wheels.~~

(B) It shall be the responsibility of the person designated in (Section 10-19) above to provide for the removal of any appliance, 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~~ $3.90

For each additional item..~~$3.00~~ $3.60

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 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 affected.

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. 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 19th day of September, 1984.

PASSED AND ADOPTED on Second and final reading this 3rd day of October, 1984.

SIGNATURES ON PAGE 4

ORDINANCE NO. 2246

APPROVED

Mayor

Chairman

Chairman Pro Tem

[MUNICIPAL SEAL]

Councilmen

ATTEST:

City Clerk

	1st. Reading	2nd. Reading
MOTIONED BY:	A. King	J. McGann
SECONDED BY:	A. Iles	A. King
G. ADAMS	Absent	Aye
J. McGANN	Aye	Aye
A. ILES	Aye	Aye
A. KING	Aye	Aye
R. MOULTRIE	Nay	Aye

AC Jr./rvv.
9/12/84

DATE: September 20, 1984

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 3, 1984, at the City Hall, 600 West Blue Heron, Blvd., at 7:30 p.m. and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

D-3

ORDINANCE NO. 2246

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, 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.

PUBLISH: September 22, 1984

Gwendolyn E. Davis
City Clerk
City of Riviera Beach, FL

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____ DATE _____

ORDINANCE NO. 2247

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SUBPARAGRAPH (6) ENTITLED "CONSTRUCTION" OF PARAGRAPH (b) ENTITLED "SPECIFIC PROHIBITIONS" OF SECTION 11-B8 ENTITLED "PROHIBITED ACTS ENUMERATED: OF CHAPTER 11-B ENTITLED "NOISE CONTROL" OF THE CODE OF ORDINANCES BY REVISING THE PROHIBITIVE HOURS FROM BETWEEN 6:00 p.m. AND 8:00 a.m.; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AND EFFECTIVE DATE AND FOR OTHER PURPOSES.

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

SECTION 1. That sub-paragraph (6) of paragraph (b) of Section 11B-8 of Chapter 11-B of the Code of Ordinances be amended to read:

> "(6) Construction. Operating or causing the operation of any tools or equipment used in construction, drilling, repair, alteration or demolition work or related construction activity, between the hours of ~~8:00~~ 6:00 p.m. and 8:00 a.m. the following day on week-days, or at any time on Sundays or holidays, such that the sound therefrom creates a noise disturbance across a real property line or at any time violates the provisions of section11B-6 or subsection (13) hereof, except for emergency work of the public service utilities or by variance issued by the City Council. This subsection shall not apply to the use of domestic power tools as specified in subsection (14).

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

PASSED and APPROVED on first reading this 19th day of September, 1984.

PASSED and ADOPTED on second and final reading this 3rd day of October, 1984.

APPROVED:

Mayor

Chairman

Chairman Pro Tem

[MUNICIPAL SEAL]

Councilmen

ATTEST:

City Clerk

	1st. Reading	2nd. Reading
MOTIONED BY:	A. King	R. Moultrie
SECONDED BY:	A. Iles	J. McGann
G. ADAMS	Absent	Aye
J. McGANN	Aye	Aye
A. ILES	Aye	Aye
A. KING	Aye	Aye
R. MOULTRIE	Aye	Aye

AVE/rvv.
9/13/84

DATE: Septmber 20, 1984

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 3, 1984, at the City Hall, 600 West Blue Heron Blvd., at 7:30 p.m. and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

ORDINANCE NO. 2247

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SUBPARAGRAPH (6) ENTITLED "CONSTRUCTION" OF PARAGRAPH (b) ENTITLED "SPECIFIC PROHIBITIONS" OF SECTION 11-B8 ENTITLED "PROHIBITED ACTS ENUMERATED: OF CHAPTER 11-B ENTITLED "NOISE CONTROL" OF THE CODE OF ORDINANCES BY REVISING THE PROHIBITIVE HOURS FROM BETWEEN 6:00 p.m. AND 8:00 a.m.; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING 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.

PUBLISH: September 22, 1984

Gwendolyn E. DAvis
City Clerk
City of Riviera Beach, FL

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED _____ DATE: _____

ORDINANCE NO. 2248

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING ARTICLE I, ENTITLED "IN GENERAL" OF CHAPTER 9 ENTITLED "FIRE PREVENTION" OF THE CODE OF ORDINANCES BY ADDING THERETO A SECTION EXEMPTING THE CITY FROM THE PROVISIONS OF PALM BEACH COUNTY ORDINANCE NO. 84-3 ADOPTED MAY 29, 1984, KNOWN AS THE "PALM BEACH COUNTY FIRE CODE"; PROVIDING DIRECTIONS TO THE CLERK, PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AND EFFECTIVE DATE AND FOR OTHER PURPOSES.

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

SECTION 1. Article 1 of Chapter 9 of the Code of Ordinances is amended by adding thereto the following:

> "The City exempts itself from the provisions of Palm Beach County Ordinance No. 84-3 Adopted May 29, 1984, known as the "Palm Beach County Fire Code."

SECTION 2. The City Clerk is directed and authorized to send a certified copy of this Ordinance upon final adoption forthwith to the Board of County Commissioners.

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 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 6. Specific authority is hereby granted to codify this Ordinance.

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

PASSED and APPROVED on first reading this 19th day of September 1984

PASSED and ADOPTED on second and final reading this 3rd day of October, 1984.

ORDINANCE NO. 2248

APPROVED:

Mayor

Chairman

Chairman Pro Tem

(MUNICIPAL SEAL)

Councilmen

ATTESTS:

City Clerk

	1st Reading	2nd Reading
MOTIONED BY:	A. King	J. McGann
SECONDED BY:	A. Iles	R. Moultrie
G. ADAMS	Absent	Aye
J. McGANN	Aye	Aye
R. MOULTRIE	Aye	Aye
A. ILES	Aye	Aye
A. KING	Aye	Aye

/84

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 3, 1984, at the City Hall, 600 West Blue Heron Blvd., at 7:30 P.m. and from time to time thereafter as may be necessary for the purpose of eanctment of the following Ordinance:

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ORDINANCE NO. 2248

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING ARTICLE I. ENTITLED "IN GENERAL" OF CHAPTER 9 ENTITLED "FIRE PREVENTION" OF THE CODE OF ORDINANCES BY ADDING THERETO A SECTION EXEMPTING THE CITY FROM THE PROVISIONS OF PALM BEACH COUNTY ORDINANCE NO. 84-3 ADOPTED MAY 29, 1984, KNOWN AS THE "PALM BEACH COUNTY FIRE CODE"; PROVIDING DIRECTIONS TO THE CLERK, PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AND EFFECTIVE DATE AND FOR OTHER PURPOSES.

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

PUBLISH: September 22, 1984

Gwendolyn E. Davis
City Clerk
City of Riviera Beach, FLorida

dpm

PALM BEACH POST TIMES, PLEASE ACKNOLWEDGE RECEIPT:

SIGNED: _____ DATE: _____

ORDINANCE NO. 2249

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 VARIOUS UNCLASSIFIED POSITIONS UNDER VARIOUS CLASS TITLES, BY CREATING VARIOUS CLASSIFIED POSITIONS UNDER VARIOUS CLASS TITLES AND BY DELETING THE CLASSIFIED POSITIONS OF RECREATION SUPERINTENDENT AND ATHLETIC SUPERINTENDENT UNDER CLASS TITLE PARKS & RECREATION; 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 creating various unclassified positions as follows:

CLASS TITLE	CLASSIFICATION	PAY GRADE/RANGE
ADMINISTRATIVE, GENERAL	Director of Volunteer & Community Services	Adm. D
	Economic Development Off.	Adm. F
	Safety Specialist	Adm. D
PARKS & RECREATION	Administrative Assistant to Director of Recreation & Parks	Adm. D

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 various classified positions as follows:

CLASS TITLE	CLASSIFICATION	PAY GRADE/RANGE
ADMINISTRATIVE, GENERAL	Administrative Aide	G28
	Personnel Specialist	G33
PLANNING	Planning Technician	G25
POLICE	Police Records Technician	G11
FIRE	Emergency Medical Service Supervisor	F33

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 Classified positions as follows:

CLASS TITLE	CLASSIFICATION	PAY GRADE/RANGE
PARKS & RECREATION	Recreation Superintendent	G27
	Athletic Superintendent	G27

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 19th day of September, 1984.

PASSED AND ADOPTED on second and final reading this 3rd day of October, 1984.

APPROVED:

Mayor

Chairman

Vice Chairman

ATTEST:

City Clerk

Council Members

	1st Reading	2nd Reading
Motioned by:	A. Iles	J. McGann
Seconded by:	A. King	R. Moultrie
G. Adams:	Absent	Aye
J. McGann:	Aye	Aye
R. Moultrie:	Nay	Aye
A. Iles:	Aye	Aye
A. King:	Aye	Aye

DATE: September 20, 1984

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 3, 1984, at the City Hall, 600 West Blue Heron Blvd., at 7:30 p.m. and from time to time thereafter as may be necessary for the purpose of enactment of the following Ordinance:

ORDINANCE NO. 2249

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 VARIOUS UNCLASSIFIED POSITIONS UNDER VARIOUS CLASS TITLES, BY CREATING VARIOUS CLASSIFIED POSITIONS UNDER VARIOUS CLASS TITLES AND BY DELETING THE CLASSIFIED POSITIONS OF RECREATION SUPERINTENDENT AND ATHLETIC SUPERINTENDENT UNDER CLASS TITLE PARKS & RECREATION; 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 DUIRNG WORKING HOURS IN THE CITY CLERK's OFFICE.

PUBLISH: September 22, 1984

Gwendolyn E. Davis GEDavis
City Clerk
City of Riviera Beach, FL

dpm

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: _____ DATE: _____