ORDINANCE NO. 2280

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 16-31 ENTITLED "RENTAL RATES AND MISCELLANEOUS CHARGES" OF ARTICLE III ENTITLED "MARINA OPERATIONS" OF CHAPTER 16 ENTITLED "RECREATION" OF THE CODE OF ORDINANCES BY REVISING AND ADDING THERETO PROVISIONS RELATING TO DRY STORAGE RENTAL CHARGES, 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. That Section 16-31 of Article III of Chapter 16 of the Code of Ordinances is amended to read:

"Section 16-31 "Rental Rates and Miscellaneous Charges"

[a] The City of Riviera Beach Marina Dry Storage rate schedule is as follows:

(1) In/out dry storage monthly rates:

16' & Under		$50.00 minimum	Plus Tax $2.50
17'		$76.50	Plus Tax $3.83
18'		$81.00	Plus Tax $4.05
19'	~~$76.95~~	$85.50	Plus Tax $4.28
20'	~~$81.00~~	$90.00	Plus Tax $4.50
21'	~~$85.05~~	$94.50	Plus Tax $4.73
22'	~~$89.10~~	$99.00	Plus Tax $4.95
23'	~~$93.15~~	$103.50	Plus Tax $5.18
24'	~~$97.20~~	$108.00	Plus Tax $5.40
25'	~~$101.25~~	$112.50	Plus Tax $5.63
26'	~~$105.30~~	$117.00	Plus Tax $5.85

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 All Ordinances or parts of Ordinances or Charter provisions in conflict herewith are to the extent of such conflict repealed.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

ORDINANCE NO. 2280

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 June, 1985.

PASSED and ADOPTED on second and final reading this 19th day of June, 1985.

APPROVED:

MAYOR

CHAIRMAN

CHAIRMAN PRO TEM

(MUNICIPAL SEAL)

Councilpersons

ATTEST:

CITY CLERK

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

AVE
dpm
5/29/85

CITY OF RIVIERA BEACH

600 WEST BLUE HERON BLVD. • RIVIERA BEACH, FLORIDA 33404

OFFICE OF
CITY CLERK

PUBLICATION REQUEST FOR PALM BEACH POST TIMES

DATE: June 6, 1985

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 **June 19, 1985**, 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. 2280

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 16-31 ENTITLED "RENTAL RATES AND MISCELLANEOUS CHARGES" OF ARTICLE III ENTITLED "MARINA OPERATIONS" OF CHAPTER 16 ENTITLED "RECREATION" OF THE CODE OF ORDINANCES BY REVISING AND ADDING THERETO PROVISIONS RELATING TO DRY STORAGE RENTAL CHARGES, 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: June 8, 1985

smf

Gwendolyn E. Davis, CMC
City Clerk
City of Riviera Beach, Florida

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: ABH **DATE:** 6/6/85

CITY OF RIVIERA BEACH

600 WEST BLUE HERON BLVD. • RIVIERA BEACH, FLORIDA 33404

OFFICE OF
CITY CLERK

PUBLICATION REQUEST FOR PALM BEACH POST TIMES

DATE: April 18, 1985

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 **May 1, 1985**, 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. 2279

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 22 ENTITLED "WATER RATE SCHEDULES" RELATING TO WATER SERVICE: SECTION 23-3 ENTITLED "SCHEDULE OF RATES" RELATING TO SEWER SERVICE: 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: April 20, 1985

smf

Gwendolyn E. Davis, CMC
City Clerk
City of Riviera Beach, Florida

PALM BEACH POST TIMES PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: Joel Pontarelli DATE: 4/18/85

ORDINANCE NO. 2281

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 2-44, ENTITLED "WRECKED, DERELICT, AND ABANDONED PROPERTY; SUPPLEMENTAL REGULATIONS" OF CHAPTER 2, ENTITLED "ADMINISTRATION", SECTION 13-2.1, ENTITLED "ABANDONED, WRECKED OR JUNKED VEHICLES, UNLAWFUL TO LEAVE ON PUBLIC STREETS OR PRIVATE PROPERTY", OF CHAPTER 13, ENTITLED "OFFENSES" AND SUPPLEMENTAL REGULATIONS ADOPTED INCLUDING SECTION 705.16, FLORIDA STATUTES; 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. That Section 2-44 of Chapter 2, Section 13-2.1 of Chapter 13 and Supplemental Regulations adopted pertaining to said sections, including Section 705.16, Florida Statutes are amended to read:

"Before any property shall be disposed of through sale, auction, gift, destruction or any other method of disposition as provided for in Chapter 2 Sections 2-44 and 13-2.1, and their supplemental regulations adopted thereto, or Section 705.16, Florida Statutes, any person claiming an interest in the property shall be notified and heard of a right to a pre-taking hearing before the Code Enforcement Board on a date not to be set sooner than five (5) days after the dates prescribed in Section 705.16(4)(a), Florida Statutes, which prescribed thirty (30) days notice as to boats; ten (10) days as to other property. The notice of date, time and location of pre-taking hearing shall be incorporated and be a part of the notice requirements referenced herein or as otherwise provided by law or hereinafter amended."

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.

ORDINANCE NO. 2281

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 June, 1985.

PASSED and ADOPTED on second and final reading this 19th day of June, 1985.

APPROVED:

MAYOR

CHAIRMAN

CHAIRMAN PRO TEM

(MUNICIPAL SEAL)

Councilpersons

ATTEST:

CITY CLERK

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

'/dpm
29/95

CITY OF RIVIERA BEACH

600 WEST BLUE HERON BLVD. • RIVIERA BEACH, FLORIDA 33404

OFFICE OF
CITY CLERK

PUBLICATION REQUEST FOR PALM BEACH POST TIMES

DATE: June 6, 1985

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 **June 19, 1985**, 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. 2281

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 2-44, ENTITLED "WRECKED, DERELICT, AND ABANDONED PROPERTY; SUPPLEMENTAL REGULATIONS" OF CHAPTER 2, ENTITLED "ADMINISTRATION", SECTION 13-2.1, ENTITLED "ABANDONED, WRECKED OR JUNKED VEHICLES, UNLAWFUL TO LEAVE ON PUBLIC STREETS OR PRIVATE PROPERTY", OF CHAPTER 13, ENTITLED "OFFENSES" AND SUPPLEMENTAL REGULATIONS ADOPTED INCLUDING SECTION 705.16, FLORIDA STATUTES; 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: June 8, 1985

smf

Gwendolyn E. Davis, CMC
City Clerk
City of Riviera Beach, Florida

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: [illegible] DATE: 6/6/85

ORDINANCE NO. 2283

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTIONS 2-36 THROUGH 2-36.11 INCLUSIVE, OF DIVISION 2, ENTITLED "CODE ENFORCEMENT BOARD" OF ARTICLE IV, ENTITLED "ENFORCEMENT OF ORDINANCES" OF CHAPTER 2, ENTITLED "ADMINISTRATION" OF THE CODE OF ORDINANCES BY REPEALING SAME AND IN LIEU THEREOF ENACTING A SECTION ADOPTING BY REFERENCE CHAPTER 162, FLORIDA STATUTES, ENTITLED "COUNTY OR MUNICIPAL CODE ENFORCEMENT", AS AMENDED OR HEREAFTER AMENDED; PROVIDING A 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. That Sections 2-36 through 2-36.11 of Division 2 of Article IV of Chapter 2 of the Code of Ordinances, a copy of which is attached hereto and made a part of this Ordinance, are repealed.

SECTION 2. That in lieu thereof, Chapter 162, Florida Statutes, as amended or hereafter amended is adopted by reference and enacted herein as a part of the Code of Ordinances.

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. 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 June, 1985.

PASSED and ADOPTED on second and final reading this 3rd day of July, 1985.

ORDINANCE NO. 2283

APPROVED:

MAYOR

CHAIRMAN

CHAIRMAN PRO TEM

[MUNICIPAL SEAL]

Councilpersons

ATTEST:

CITY CLERK

	1st reading	2nd reading
MOTIONED BY:	A. King	J. McGann
SECONDED BY:	R. Moultrie	R. Moultrie
G. Adams	absent	aye
J. McGann	aye	aye
R. Moultrie	aye	aye
A. Iles	aye	aye
A. King	aye	aye

AVE/dpm
6/5/85

who shall retain one copy of same and file the original return with the clerk of the county court.

Any person or entity who willfully fails to appear as directed in such process shall be punished as provided by law. (Ord. No. 1178, § 1, 7-19-78)

DIVISION 2. CODE ENFORCEMENT BOARD*

Sec. 2-36. Declaration of intent.

It is the intent of this division to promote, protect and improve the health, safety and welfare of the citizens of the City of Riviera Beach by providing an equitable, expeditious, effective and inexpensive method of enforcing the hereinafter described codes of the City of Riviera Beach. (Ord. No. 2095, § 1, 10-15-80)

Sec. 2-36.1. Definitions.

Attorney: The counselor for the City of Riviera Beach is the city attorney.

City prosecutor: Is the prosecuting attorney for the City of Riviera Beach.

Code inspector: Those authorized agents or employees of the City of Riviera Beach whose duty is to ensure code compliance.

Enforcement board: Is the code enforcement board.

Legal counsel: Shall be legal advisor of the board.

Legislative body: Of the City of Riviera Beach is the city council. (Ord. No. 2095, § 3, 10-15-80)

Sec. 2-36.2. Applicability; jurisdiction.

The codes enforcement board shall enforce and have jurisdiction of the following codes:

***Editor's note**—Ord. No. 2095, § 14; adopted Oct. 15, 1980, amended the Code by adding § 2-36; however, codification of §§ 1—10 as Div. 2, §§ 2-36—2-36.9 has been at the discretion of the editor.

Cross references—Building code, §§ 6-1, 6-2; fire code, Ch. 9; health and sanitation, Ch. 10; licenses, Ch. 11; zoning, Ch. 23.

(a) Code of Ordinances of the City of Riviera Beach,

(b) Zoning code,

(c) Ordinances and regulations: Building, fire and sign codes,

(d) Ordinances and regulations: Health and sanitation code,

(e) Ordinances and regulations: license code,

(f) Ordinances and regulations: not otherwise prohibited by law. (Ord. No. 2095, § 2, 10-15-80; Ord. No. 2202, § 1, 7-20-83)

Sec. 2-36.3. Creation of board; organization; qualifications; terms of office; officers.

(a) The city council shall appoint a seven-member code enforcement board and legal counsel for the board. The members shall have the following qualifications and terms of office:

(1) Members of the enforcement board shall be residents of the City of Riviera Beach.

(2) The membership of the board shall, whenever possible, consist of:

a. An architect

b. A businessman

c. An engineer

d. A general contractor

e. A subcontractor

f. A realtor.

(3) No member of the enforcement board may be an employee of the City of Riviera Beach.

(b) In order that terms of office of all members will not expire at the same time, the initial appointments to the enforcement board shall be as follows:

(1) Two (2) members shall be appointed for a term of one year.

(2) Three (3) members shall be appointed for a term of two (2) years.

(3) Two (2) members shall be appointed for a term of three (3) years.

Thereafter, all appointments shall be made for a term of three (3) years. Any member may be reappointed from term to term upon the approval of the city council. Appointments to fill any vacancy on the enforcement board shall be for the remainder of the unexpired term of office. Any member who fails to attend two (2) out of three (3) successive meetings without cause and without prior approval of the chairperson or in the absence of the chairperson, the acting chairperson, shall automatically forfeit his or her appointment and the city council shall promptly fill such vacancy. The members shall serve at the pleasure of the city council and may be removed without cause. Each member of the board shall vote on every motion; however, in the event of a conflict of interest as defined in Part III of Chapter 112, Florida Statutes, entitled "Code of Ethics for Public Officers and Employees," such member shall not vote or participate in the discussion of said matter and thereafter, within fifteen (15) days after the vote occurs, shall file a "Disclosure of Voting Conflict, Form 4" with city clerk and which disclosure is to be incorporated into the meeting [minutes] of that meeting.

(c) The members of the enforcement board shall elect a chairperson. The presence of four (4) or more members shall constitute a quorum of the enforcement board. Members shall serve without compensation, but may be reimbursed for such travel expenses, mileage expenses, and per diem expenses as may be authorized by the city council.

(d) The city attorney shall be counsel to the enforcement board. The city prosecutor shall represent the City of Riviera Beach by presenting cases before the board, but in no case shall the city attorney serve in both capacities. (Ord. No. 2095, § 4, 10-15-80; Ord. No. 2202, § 1, 7-20-83)

Sec. 2-36.4. Powers of the enforcement board.

The enforcement board shall have the power to:

(a) Adopt rules for the conduct of its hearings.

(b) Subpoena alleged violators and witnesses to its hearings. Subpoenas may be served by the city's police department or code inspector.

(c) Subpoena records, surveys, plats and other material.

(d) Take testimony under oath.

(e) Admit material into evidence.

(f) Issue orders having the force of law commanding whatever steps are necessary to bring violation into compliance. (Ord. No. 2095, § 7, 10-15-80)

Sec. 2-36.5. Enforcement procedures.

(a) It shall be the duty of the code inspector to initiate enforcement proceedings of the various codes; however, no member of the board shall have the power to initiate such enforcement proceedings.

(b) If a violation of the codes is found, the code inspector shall notify the violator, unless paragraph (c) of this section applies, and give said violator a reasonable time to correct the violation. Should the violation continue beyond the time specified for correction in the notice of violation, the city prosecutor shall notify the enforcement board and request a hearing pursuant to the procedure in section 2-36.6. Written notice of hearing before the board shall be mailed to said violator as provided herein.

(c) If the code inspector has reason to believe a violation presents a serious threat to the public health, safety and welfare, the code inspector may proceed directly according to the procedure in section 2-36.6 without notifying said violator as required in subsection (b) of this section. (Ord. No. 2095, § 5, 10-15-80; Ord. No. 2202, § 1, 7-20-83)

Sec. 2-36.6. Conduct of hearings.

(a) The chairperson of the enforcement board may call hearings of the enforcement board and hearings may also be called by written notice signed by at least three (3) members of the enforcement board. The enforcement board at any hearing may set a future hearing date. The enforcement board shall attempt to convene no less frequently than every two (2) months, but may meet more or less often as the demand necessitates. Minutes shall be kept of all hearings by the enforcement board and all hearings shall be open to the public.

(b) The office of the city clerk is designated as the department to provide such clerical and administrative personnel as may be reasonably required by the enforcement board for the proper performance of its duties, keep all records of the board and collect fines when assessed and collected.

(c) Each case before the enforcement board shall be presented by the city prosecutor.

(d) The enforcement board shall proceed to hear the cases on the agenda for that day. All testimony shall be under oath and shall be recorded. The enforcement board shall take testimony from the code inspector, the alleged violator and all other material witnesses. Physical evidence may be admitted into evidence by the board. Formal rules of evidence shall not apply; however, fundamental due process shall be observed and govern said proceedings.

(e) At the conclusion of the enforcement board hearings, said board shall issue findings of fact and conclusions of law and shall issue a written order affording the relief consistent with powers granted herein. The findings and conclusions shall be by motion approved by a majority of those members present and voting, except that at least four (4) members of the enforcement board must vote for the action to be official. (Ord. No. 2095, § 6, 10-15-80; Ord. No. 2202, § 1, 7-20-83)

Sec. 2-36.7. Appeal.

An aggrieved party, including the city, may appeal a final ruling or written order of the enforcement board to the circuit court. An appeal shall be filed within thirty (30) days of the execution of the written order to be appealed. (Ord. No. 2095, § 9, 10-15-80; Ord. No. 2202, § 1, 7-20-83)

Sec. 2-36.8. Fines.

The enforcement board, upon notification by the city prosecutor that a previous order of the enforcement board has not been complied with in the set time, may order the violator to pay a fine not to exceed two hundred and fifty dollars ($250.00) per day if the violation continues past the date set for compliance. A certified copy of an order imposing a fine may be recorded in the public records of Palm Beach County, and shall constitute a lien against the land on which the violation exists, or, if the violator does not own the land, upon any other real or personal property owned by the violator; and it may be enforced in the same manner as a court judgment by the sheriffs of this state, including levy against the personal property, but shall not be deemed to be a court judgment except for enforcement purposes. After one year from the filing of any such lien which remains unpaid, the enforcement board may authorize the city attorney to foreclose on the lien. (Ord. No. 2095, § 8, 10-15-80; Ord. No. 2120, § 1, 5-6-81; Ord. No. 2202, § 1, 7-20-83)

Sec. 2-36.9. Notices.

All notices required by this division shall be certified mail, return receipt requested, addressed to the violator's last known address of record or by hand delivery by the code inspector, where mail would not be effective. (Ord. No. 2095, § 10, 10-15-80; Ord. No. 2202, § 1, 7-20-83)

Sec. 2-36.10. Duration of lien.

No lien provided under the Local Government Code Enforcement Boards Act shall continue for a period longer than two (2) years after the certified copy of an order imposing a fine has been recorded, unless within that time an action to foreclose on the

lien is commenced in a court of competent jurisdiction. The continuation of the lien effected by the commencement of the action shall not be good against creditors or subsequent purchasers for valuable consideration without notice, unless a notice of lis pendens is recorded. (Ord. No. 2202, § 1, 7-20-83)

Sec. 2-36.11. Provisions of act supplemental.

It is the legislative intent of sections 162.01 through 162.12, Florida Statutes, to provide an additional or supplemental means of obtaining compliance with local codes. Nothing contained in sections 162.01 through 162.12 shall prohibit a local governing body from enforcing its codes by any other means. (Ord. No. 2202, § 1, 7-20-83)

Secs. 2-37—2-39. Reserved.

ARTICLE V. POLICEMEN AND FIREMEN*

DIVISION 1. IN GENERAL

Sec. 2-40. Chief of police—Duties.

(a) *Attending council meetings, enforcing council's commands, attending court.* It shall be the duty of the chief of police to attend all regular and special meetings of the legislative body; to aid in the enforcement of order under the direction of the presiding officer; to execute the commands of the legislative body and the mayor in the line of his duty, and to execute all orders issued by authority of the legislative body, mayor or clerk; to attend the municipal court during its sittings and to execute its commands; and to aid in the enforcement of order therein under the direction of the mayor.

(b) *Preserving peace, enforcing ordinances.* It shall also be the duty of the chief of police to preserve peace and good order within the municipality and to see that the ordinances

*Cross references—Offenses against the police, § 13-22; firemen's pension provisions, § 14-1 et seq.; police pension provisions, § 14-5 et seq.

of the municipality are enforced, and to bring all offenders against any ordinance of the municipality before the municipal court in the manner prescribed by law, and to perform all the duties generally incident to the office of chief of police and the enforcement of law and order within the municipality.

(c) *Assisting city clerk.* It shall be the duty of the chief of police to assist the city clerk in the collection of all occupational and license taxes and to arrest and bring before the municipal court all persons subject to such tax who have not obtained a proper license.

(d) *Direction of police department, etc.* The chief of police shall direct all employees and activities of the police department. He shall be responsible for the protection of lives and property in the city through the supervision of all police functions. He shall be responsible for the efficient operation of the police department through control of its activities, seeing that order is maintained and that laws and ordinances are enforced, and by taking measures to prevent crime and protect lives and property of the public through the planning of activities and the selection, training, assignment, supervision and discipline of all department members. He shall be permitted considerable independence and latitude in the conduct of the performance of police operation, but shall be subject to the executive direction of the city manager.

He shall formulate orders and regulations governing activities of the police department; confer with the city manager and subordinate officers on the formulation of policies and practices of the department. He shall formulate and prescribe work methods and proceeds to be followed by members of the department; take necessary steps in improving police operation; take appropriate disciplinary action as required. He shall plan and supervise enforcement of traffic and safety regulations and programs of crime prevention and detection; cooperate with state and federal officers in the apprehension and detention of wanted persons and with other agencies where activities of the police department are involved. He shall

CITY OF RIVIERA BEACH

600 WEST BLUE HERON BLVD. • RIVIERA BEACH, FLORIDA 33404

OFFICE OF
CITY CLERK

PUBLICATION REQUEST FOR PALM BEACH POST TIMES

DATE: June 20, 1985

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 **July 3 1985,** 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. 2283

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTIONS 2-36 THROUGH 2-36.11 INCLUSIVE, OF DIVISION 2, ENTITLED "CODE ENFORCEMENT BOARD" OF ARTICLE IV, ENTITLED "ENFORCEMENT OF ORDINANCES" OF CHAPTER 2, ENTITLED "ADMINISTRATION" OF THE CODE OF ORDINANCES BY REPEALING SAME AND IN LIEU THEREOF ENACTING A SECTION ADOPTING BY REFERENCE CHAPTER 162, FLORIDA STATUTES, ENTITLED "COUNTY OR MUNICIPAL CODE ENFORCEMENT", AS AMENDED OR HEREAFTER AMENDED; PROVIDING A 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: July 22, 1985

smf

Gwendolyn E. Davis, CMC
City Clerk
City of Riviera Beach, Florida

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: SBall **DATE:** 6/20/85

ORDINANCE NO. 2284

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING ITS LAND USE MAP; 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. The Comprehensive Land Use Map of the City is amended to read:

LAND USE MAP AMENDMENT

City of Riviera Beach Comprehensive Land Use Map is amended by changing the density designation for multi-family land use from ~~25-Du/Ac~~ to 20 Du/Ac.

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 3rd day of July, 1985.

PASSED and ADOPTED on second and final reading this 17th day of July, 1985.

APPROVED:

MAYOR

CHAIRMAN

CHAIRMAN PRO TEM

[MUNICIPAL SEAL]

ATTEST:

Deputy CITY CLERK

COUNCILMEMBERS

AVE/dpm
6-20-85

ORDINANCE NO. 2284

	1st reading	2nd reading
MOTIONED BY:	J. McGann	R. Moultrie
SECONDED BY:	A. Iles	A. Iles
G. ADAMS	aye	aye
J. MCGANN	aye	aye
A. ILES	aye	aye
R. MOULTRIE	aye	aye
A. KING	aye	aye

CITY OF RIVIERA BEACH

600 WEST BLUE HERON BLVD. • RIVIERA BEACH, FLORIDA 33404

OFFICE OF
CITY CLERK

PUBLICATION REQUEST FOR PALM BEACH POST TIMES

DATE: July 5, 1985

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 **July 17, 1985,** 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. 2284

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING ITS LAND USE MAP; 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.

PUBLISH: July 7, 1985

smf

Gwendolyn E. Davis, CMC
City Clerk
City of Riviera Beach, Florida

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: Jean P. DATE: 7/5/85

ORDINANCE NO. 2285

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE CITY OF RIVIERA BEACH LAND DEVELOPMENT CODE; 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:

SECTION 1. That Section 23. AA-11 RM-20 entitled "High Density Multiple Family District"; Section 23. AA-12 RMH-20 entitled "High Density Multiple Family/Motel District"; Section 23 AA-17 entitled "IL - Limited Industrial District"; Section 23. AA-18 entitled "IG - General Industrial District"; Section 23 AA-27 entitled "Development Review Procedures: Interim Requirements for Site Plan Review and Special Exceptions"; Table II entitled "Bonuses Offered" and Table III entitled "Basic Requirements and Bonus", of the City of Riviera Beach Land Development Code is amended as hereinafter provided:

SEC. 23.AA-11 RM-20 HIGH DENSITY MULTIPLE FAMILY DISTRICT

I. PURPOSE

This district is intended to provide for development of multi-family dwellings and allows a high density of population with a proportional increase in amenities as the density rises. The district is basically residential in character and promotes a high quality environment through aesthetically oriented property development standards.

II. USE REGULATIONS

A. USES PERMITTED

(1) Single-family dwellings;

(2) Two-family dwellings;

(3) Multiple-family dwellings;

(4) Townhouses;

(5) Condominiums and cooperatives;

(6) Private clubs as accessory to the residential uses;

(7) Any use commonly accessory to the above uses.

B. USES PERMITTED BY SPECIAL EXCEPTION

(1) Residential Planned Unit Development (R-PUD)

(2) Mobile Home Parks

C. USES PROHIBITED

No commercial use, building or structure, except that which provides for access to the public beach, shall be permitted east of the coastal construction set-back line.

III. PROPERTY DEVELOPMENT STANDARDS

A. MINIMUM PROPERTY SIZE/MAXIMUM DENSITY

1. Single Family: Eight thousand (8,000) square feet.

2. Multi-family: Maximum permitted density shall be ~~twenty-five (25)~~ twenty (20) residential dwelling units per

acre including the Density Bonus referred to in III (B) hereof. If Density Bonus provision is not applied for the maximum permitted density shall be ~~twenty (20)~~ fifteen (15) units per acre.

B. BONUS DENSITY

See Article III.

C. DENSITY TRANSFERS

~~In calculating density pursuant to this section of the code the total site area shall be used to derive appropriate density and density transfer, which shall be calculated as follows:~~

(1) ~~Total land area from east right of way of State Road 703 (A1A) to the Mean High Water Line of the Atlantic Ocean.~~

(2) ~~Total area of wetlands, marshes and lagoons existing on the property may be calculated for density calculations and density transfer purposes.~~

(3) ~~No area of submerged land on Lake Worth shall be computed for density transfer purposes.~~

Calculation of total site area to derive appropriate density transfer shall be computed as follows:

(1) Total land area from the east R.O.W. of S.R. 703 (A1A) to the Coastal Construction Set-Back Line as established by the Florida Department of Natural Resources (DNR) shall be computed at one-hundred percent (100%) of the total dry land area between those two (2) points.

(2) Total land area east of Coastal Construction Control Line and the Vegetation Line shall be calculated at fifty percent (50%) of the total land area between these two (2) points.

(3) Total land area east of Vegetation Line and the Mean High Water Line shall be computed at twenty-five percent (25%) of the total land area between these two (2) points.

(4) Total area of wetlands, marshes and lagoons shall not be computed for density transfer purposes.

(5) No area of submerged land on Lake Worth shall be computed for density transfer purposes.

D. MAXIMUM BUILDING HEIGHT

Twenty-~~five-(25)~~ (20) stories or two hundred ~~and fifty (250)~~ (200) feet, excluding mechanical facilities, ornamental towers and antennae which shall not exceed (10) feet in additional height.

E. MINIMUM BUILDING SETBACKS

(1) FRONT: Main structures more than two (2) stories in height, one-hundred (100) feet;

Main structures two (2) stories or less in height fifty (50) feet;

Accessory structure, e.g., parking garages, recreational decks, boiler and generator rooms, etc., fifty (50) feet. For properties on Lake Worth, the front yard shall be thirty (30) feet. This regulation does not apply to ornamental walls and gate houses which shall set back five (5) feet from the front property line.

(2) SIDE: Ten percent (10%) of the lot or twenty (20) feet, whichever is ~~lesser~~ greater, shall be maintained for all structure excluding accessory structures two (2) stories or less.

The accessory structures, e.g., parking garages, recreational deck, boiler and generator rooms, etc., which are two (2) stories or less, shall set back a minimum of twenty (20) feet.

(3) REAR: Fifteen (15%) percent of the lot, but not to exceed one-hundred (100) feet.

(4) OCEAN: The Coastal Construction Setback line or twenty-five (25) feet from the crest of the dune, whichever is ~~lesser~~ greater.

(5) HIGH RISE SETBACK:

All buildings in excess of two (2) stories shall provide additional open space equal to two (2) feet additional setback from each property line (with exception of ocean side setback line) for each additional story of height.

F. FLOOR AREA RATIO

The ratio of all aggregate residential floor area to site area shall not exceed one point three to one (1.3:1).

G. MAXIMUM LOT COVERAGE

Sixty percent (60%) of aggregate site area computed in Section C-Density Transfer, herein for all structures inclusive of accessory structures, i.e., parking structures, recreational decks, boiler and generator room, etc.

H. MAXIMUM NORTH/SOUTH WIDTH

~~One-hundred-and-eighty-(180)~~ One hundred and ten (110) feet for main structures. For the purposes of this regulation the accessory structures, e.g., parking garages, etc., two (2) stories or less in height shall not considered as part of the main building.

I. MINIMUM RECREATION FACILITIES AND AMENITIES

(1) Outdoor

One (1) swimming pool, one (1) tennis court and designated area for sunning, picnics, etc., for residents of project. Additionally, the following amenities are optional: putting green, shuffle-board court, wading pools, observation decks, exercise paths, etc.;

(2) Indoor

One (1) multipurpose room for parties, games or group assembly; one (1) male and one (1) female exercise room or sauna. Additionally, the following amenities are optional: billiard room, library, tea room, etc.

(3) NOTE: A pavilion may be provided, either inside or outside as a substitute for one of the above minimum requirements.

IV. PARKING

(1) The required parking, off-street, requirements should conform to Section 23.AA-25.

(2) Seventy-five percent (75%) of all required parking shall be placed under a permanent structure in a manner to effectively conceal from public right-of-way by landscaping and other means.

(3) For Bonus, see Article III.

V. LANDSCAPING

A. In addition to the requirements of Section 23.AA-26, the following should also be provided:

(1) Twenty percent (20%) of all gross vehicular use areas shall be landscaped;

(2) For every twelve (12) parking slips, a landscaped island five (5) feet in width shall be provided;

(3) Where wetlands and other conservation areas abutt or are located within the site, there shall be a ~~five (5) foot wide landscape buffer~~ ten (10) feet wide landscape buffer or a five (5) feet landscape strip shielding an attendant six (6) feet high wall.

(4) All property lines shall be provided with a sufficient landscape strip at least five (5) feet in width with one (1) tree for every fifty (50) lineal feet;

(5) Where the dune has been destroyed or depleted of landscaping in a manner that does not afford a natural protection from the elements, the dune shall be rebuilt and replenished with landscaping to provide the necessary protection. Re-establishing of the dune shall be designed to align with the natural dune and contours found to the north and south of the subject property.

(6) Fifty percent (50%) of all required trees shall be of the shaded species;

(7) The required shade trees shall be ~~six (6) to eight (8) feet~~ ten (10) feet in height with five (5) feet clear trunk at planting and reach twenty-five (25) feet in height and sixteen (16) feet spread as a minimum.

(8) Preservation areas within a site shall be computed as substitution for landscape areas.

(9) Modification of wetlands and buffer area along access road shall be permitted to allow standard driveway access to main facility and subordinate uses.

VI. NON CONFORMITIES

Reserved.

VII. SITE PLAN REVIEW

Required for all permitted uses except single-family and two-family dwellings.

SEC. 23.AA-12 RMH-20 HIGH DENSITY MULTIPLE FAMILY/MOTEL DISTRICT

I. PURPOSE

This district is similar to RM-20 except that Hotel/Motel and their customary accessory uses as found to be appropriate may be permitted. The district is basically residential in character and promotes a high quality environment through aesthetically oriented property development standards.

II. USE REGULATIONS

A. USES PERMITTED

(1) Single-family dwellings

(2) Two-family dwellings

(3) Multiple-family dwellings

(4) Hotels, motels, apartment hotels

(5) Restaurants and shops accessory to hotels or motels which use shall not have signs or displays visible from the public street.

(6) Private clubs as accessory to the residential uses

(7) Any use commonly accessory to the above uses

B. USES PERMITTED BY SPECIAL EXCEPTION

(1) Residential Planned Unit Development (R-PUD)

(2) Timesharing

C. USES PROHIBITED

No commercial use, building or structure, except that which provides for access to the public beach, shall be permitted east of the Coastal Construction Set-Back Line.

III. PROPERTY DEVELOPMENT STANDARDS

A. MINIMUM PROPERTY SIZE/MAXIMUM DENSITY

1. Single-Family: Eight thousand (8,000) square feet.

2. Multi-Family: Maximum permitted density shall be ~~twenty-five (25)~~ twenty (20) residential dwelling units per acre including the Density Bonus referred to in III (B) hereof.

If Density Bonus provision is not applied for the maximum permitted density sahll be ~~twenty (20)~~ fifteen (15) units per acre. Base density for hotels & motels shall be ~~40~~ thirty (30) units/acre with bonus maximum permitted density for hotel/motel shall be forty (40) units/acre.

B. BONUS DENSITY

See Article III.

C. DENSITY TRANSFERS

~~In calculating density pursuant to this section of of the code the total site area shall be used to derive appropriate density and density transfer, which shall then be calculated as follows:~~

(1) ~~Total land area from east right of way of State Road 703 (A1A) to the Mean High Water Line of the Atlantic Ocean.~~

(2) ~~Total area of wetlands, marshes and lagoons existing on the property may be calcualted for density calculations and density transfer purposes.~~

(3) ~~No area of submerged land on Lake Worth shall be computed for density transfer purposes.~~

Calculation of total site area to derive appropriate density transfer shall be computed as follows:

(1) Total land area from the east R.O.W. of S.R. 703 (A1A) to the Coastal Construction Set-Back Line as established by the Florida Department of Natural Resources (DNR) shall be computed at one-hundred percent (100%) of the total dry land area between those two (2) points.

(2) Total land area east of Coastal Construction Control Line and the Vegetation Line shall be calculated at fifty (50%) percent of the total land area between these two (2) points.

(3) Total land area east of Vegetation Line and the Mean High Water Line shall be computed at twenty five percent (25%) of the total land area between these two (2) points.

(4) Total area of wetlands, marshes and lagoons, etc., shall not be computed for density transfer purposes.

(5) No area of submerged land on Lake Worth shall be computed for density transfer purposes.

D. MAXIMUM BUILDING HEIGHT

~~Twenty-five (25)~~ Twenty (20) stories or ~~two hundred & fifty (250)~~ two hundred (200) feet, excluding mechanical facilities, ornamental towers and antennae which shall not exceed ten (10) feet in additional height.

E. MINIMUM BUILDING SETBACKS

(1) FRONT: Main structure more than two (2) stories in height, one-hundred (100) feet;

Main structures two (2) stories or less in height fifty (50) feet;

Accessory structure, e.g., parking garages, recreational decks, boiler and generator rooms, etc., fifty (50) feet. For properties on Lake Worth, the front yard shall be thirty (30) feet. This regulation does not apply to ornamental walls and gate houses which shall set back five (5) feet from the front property line.

(2) SIDE: Ten percent (10%) of the lot or twenty (20) feet, whichever is ~~lesser~~ greater shall be maintained for all structures excluding accessory structures two (2) stories or less.

The accessory structures, e.g., parking garages, recreational deck, boiler and generator rooms, etc., which are two (2) stories or less, shall set back a minimum of twenty (20) feet.

(3) REAR: Fifteen percent (15%) of the lot, but not to exceed one-hundred (100) feet.

(4) OCEAN: The Coastal Construction Setback Line or twenty-five (25) feet from the crest of the dune, whichever is greater.

(5) HIGH RISE SETBACK:

All buildings in excess of two (2) stories shall provide additional open space equal to two (2) feet additional setback from each property line (with exception of ocean side setback line) for each additional story of height.

F. FLOOR AREA RATIO

The ratio of all aggregate residential floor area to site area shall not exceed one point three to one (1.3:1).

G. MAXIMUM LOT COVERAGE

Sixty percent (60%) of aggregate site area computed in Section B-Density Transfer, herein for all structures inclusive of accessory structures, i.e., parking structures, recreational decks, boiler and generator room, etc.

H. MAXIMUM NORTH/SOUTH WIDTH

~~One-hundred-and-eighty-(180)~~ One hundred and ten (110) feet for main structures. For the purposes of this regulation the accessory structures, e.g., parking garages, etc., two (2) stories or less in height shall not be considered as part of the main building.

I. MINIMUM RECREATION FACILITIES AND AMENITIES

(1) Outdoor

One swimming pool, one (1) tennis court and designated area for sunning, picnics, etc., for residents of project. Additionally, the following amenities are optional: putting green, shuffleboard court, wading pools, observation decks, exercise paths, etc.;

(2) Indoor

One (1) multipurpose room for parties, games, or group assembly; one (1) male and one (1) female exercise room of saunas. Additionally, the following amenities are optional: billiard room, library, tea room etc.

(3) NOTE: A pavilion may be provided, either inside or outside as a substitute for one of the above minimum requirements.

IV. PARKING

(1) The required parking, off-street, requirements should conform to Section 23.AA-25.

(2) Seventy-five percent (75%) of all required parking shall be placed under a permanent structure in a manner to effectively conceal from public right-of-way by landscaping and other means.

(3) For Bonus, see Article III.

V. LANDSCAPING

A. In addition to the requirements of Sec. 23.AA-26, the following should also be provided:

(1) Twenty percent (20%) of all gross vehicular uses areas shall be landscaped;

(2) For every twelve (12) parking slips, a landscaped island five (5) feet in width shall be provided;

(3) Where wetlands and other conservations areas abutt or are located within the site, there shall be a ~~five (5) feet wide landscape buffer~~ ten (10) feet wide landscape buffer or a five (5) feet wide landscape strip shielding an attendant six (6) feet high wall.

(4) All property lines shall be provided with a sufficient landscape strip at least five (5) feet in width with one (1) tree for every fifty (50) lineal feet;

(5) Where the dune has been destroyed or depleted of landscaping in a manner that does not afford a natural protection from the elements, the dune shall be rebuilt and replenished with landscaping to provide the necessary protection. Re-establishing of the dune shall be designed to align with the natural dune and contours found to the north and south of the subject property;

(6) Fifty percent (50%) of all required trees shall be of the shaded species;

(7) The required shade trees shall be ~~six (6) to eight (8) feet~~ ten (10) feet in height with five (5) feet clear trunk at planting and reach twenty-five (25) feet in height and sixteen (16) feet spread as a minimum.

(8) Preservation areas within a site shall be computed as substitution for landscape areas.

(9) Modification of wetlands and buffer area along access road shall be permitted to allow standard driveway access to main facility and subordinate uses.

VI. NON CONFORMITIES

Reserved

VII. SITE PLAN REVIEW

Required for all permitted uses except single-family and two-family dwellings.

ORDINANCE NO. 2286

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE RIVIERA BEACH COMPREHENSIVE PLAN, FUTURE LAND USE MAP AND CHAPTER 23 "ZONING" OF THE CODE OF ORDINANCES BY RECLASSIFYING THE LAND USE AND ZONING FOR A 52.9 ACRE PARCEL DESCRIBED IN ATTACHMENT "A" AND MADE PART HEREOF, DIRECTING THE CITY CLERK TO UPDATE THE CITY'S ZONING MAP AND FUTURE LAND USE MAP; PROVIDING A PENALTY CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY AND FOR OTHER PURPOSES.

WHEREAS, the local Government Comprehensive Planning 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 June 27, 1985, 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 July 3, 1985, the City Council, as the Local Governing Body, reviewed the request and recommendations at a Public Hearing and voted to grant Petitioner's request; and

WHEREAS, it is understood that said request is being made specifically in conjunction with an Urban Development Action Grant (UDAG) application to construct 520 affordable units on the 52.9 acre site; and

WHEREAS, the Planning Board and City Council have reviewed the request in light of representations made at said Hearings and have determined that the use of the subject site for the purpose of constructing 520 units would not be contrary to the health, safety, and welfare of the City.

ORDINANCE NO. 2286

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

SECTION 1. The Riviera Beach Comprehensive Plan, Future Land Use Map is amended by redesignating that 52.9 acre parcel of land legally described in "Attachment A" and made a part of this Ordinance, from its present Land Use Classification of "Single Family 7 du/ac" to "Multi-family 15 du/ac".

SECTION 2. Chapter 23, "Zoning" of the Riviera Beach Code of Ordinances is amended by rezoning the above-referenced parcel from its present zoning classification of "RS-6 Single Family" to "RM-15 Multiple Family".

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 provision 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 invalid, it is the legislative intent that the other provisions and applications hereof shall not be 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 thirty (30) days after Notice of Urban Action Development Grant award by the U.S. Department of Housing and Urban Development (HUD). In the event that said grant is not awarded the land shall revert back to its original Land Use and Zoning Classifications.

ORDINANCE NO. 2286

PASSED and APPROVED on first reading this 17th day of June, 1985.

PASSED and ADOPTED on second and final reading this 7th day of August, 1985.

APPROVED:

MAYOR

CHAIRMAN

CHAIRMAN PRO TEM

COUNCILMEMBERS

(MUNICIPAL SEAL)

ATTEST:

CITY CLERK

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

'E/dpm
12-85

(2) CS District uses (non-residential) in accordance with Article III.

B. USES PERMITTED BY SPECIAL EXCEPTION

(1) PUD
(2) Used Car Lots
(3) Beverage manufacturing & bottling works
(4) Laboratory Industrial Research

III. PROPERTY DEVELOPMENT STANDARDS

A. MINIMUM PROPERTY SIZE

Twenty thousand (20,000) square feet

B. MAXIMUM BUILDING HEIGHT

Thirty-five (35) feet. Twenty (20) feet for open storage of goods and materials.

C. MINIMUM BUILDING SETBACKS

1. Front: Twenty-five (25) feet; Forty (40) feet for properties one (1) acre or more.
2. Side: Fifteen (15) feet; For Bonus waiver, see Article III.
3. Rear: Twenty (20) feet.

D. MAXIMUM LOT COVERAGE (BUILDING)

Forty-five 45% - Additional ten (10%) percent coverage may be permitted by participating in MEAHOP. See Article III.

E. PRIVACY WALL

There shall be a six (6) foot high finished masonry wall on the rear and side property lines that are adjacent to residential districts,

IV. PARKING

See Section 23.AA-25 For Bonus Reductions, see Article III.

V. LANDSCAPING

See Section 23.AA-26

VI. NON CONFORMITIES

Reserved

I. PURPOSE

This district is intended to promote development of industrial and manufacturing uses which would increase the tax base of the City and provide increased employment opportunities for the area residents.

II. USE REGULATIONS

A. USES PERMITTED

(1) Any use permitted in IL district.

(2) Manufacturing, processing and fabrication of any product or commodity except those enumerated hereinafter as prohibited uses or provided as special exceptions.

(3) Outdoor drive-in theaters;

(4) Public utility structures;

(5) Railroad switching and make-up yards;

(6) Petroleum storage but not in excess of fifty thousand (50,000) gallons at any one manufacturing or industrial location;

(7) Liquid gas storage not in excess of fifteen thousand (15,000) gallons at any one manufacturing or industrial location;

(8) Any customary accessory use to all above facilities.

(9) The following uses shall be permitted east of Broadway (US1) in this district only if directly related to Port of Palm Beach activities and not in conflict with the requirements of this district:

(a) Piers, docks and wharves.

(b) Terminals for freight or passengers arriving or departing by ship.

(c) Railroad lines and sidings for service wharfs and piers, and railroad right-of-way freight, terminals team-track and spur tracks.

(d) Facilities for maintenance and repair of vessels.

(e) Ship supply establishments and facilities.

(f) Wholesale warehouse and retail establishments dealing primarily in bulk materials delivered by ship, and railroad ro ship and truck in combination.

(g) Government and professional.

(h) Refueling stations for Port of Palm Beach District.

SEC. 23.AA-27 DEVELOPMENT REVIEW PROCEDURES: INTERIM REQUIREMENTS FOR SITE PLAN REVIEW AND SPECIAL EXCEPTIONS

The purpose of this section is to provide standards for Site Plan Review and Special Exceptions in the interim period prior to adoption of final Development Review Procedures.

I. SITE PLANS

A. PURPOSE

The purpose of this review shall be to ascertain that the proposed new development is in conformity with the comprehensive plan, is not detrimental to the neighboring land use; that an efficient pedestrian and vehicular traffic system including property means of ingress and egress to the streets are provided for, and that the proposed project shall be a viable addition to the community.

B. SITE PLAN REVIEW

Site Plan Review is required as set forth in the districts. For further clarification, Site Plan Review is required as follows:

1. Single-family Districts: All non-residential buildings.

2. RM-15, RMH-15
RM-20, RMH-20: Required for all permitted uses, except residential development up to and including five (5) units.

3. CN - Required for all non-residential development. Residential shall comply with requirements for RM-15.

4. CG - Required for sites ten thousand (10,000) square feet or greater.

5. IL, IG - Required for sites one (1) acre or greater.

6. OP, CM, RO, CF, U: Required for all development.

C. SITE PLAN REVIEW PACKAGE: Each site plan review package shall include:

1. Brief narrative: A written description of project programming, socio-economic characteristic of residents and planned amenities; financing, rental or sale prices and examples of previous work by the developer.

2. Presentation drawings:

   a. Topographic survey depicting existing elevations all physical features and percolation characteristics of the soil.

EASTERLY OF CONGRESS AVENUE

A PARCEL OF LAND LYING IN THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SECTION 30, TOWNSHIP 42 SOUTH, RANGE 43 EAST, CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA; SAID PARCEL LYING NORTHERLY OF THE RIGHT-OF-WAY OF BLUE HERON BOULEVARD BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SAID SOUTHEAST ONE-QUARTER (SE 1/4) OF SECTION 30; THENCE, SOUTH 01°26'39" WEST, ALONG THE EAST LINE OF SAID SOUTHEAST ONE-QUARTER (SE 1/4), A DISTANCE OF 1773.64 FEET, MORE OR LESS, TO THE INTERSECTION THEREOF, WITH THE NORTHERLY RIGHT-OF-WAY LINE OF BLUE HERON BOULEVARD; THENCE, NORTH 88°02'02" WEST, ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 99.52 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 2811.93 FEET; THENCE, WESTERLY AND NORTHERLY ALONG SAID CURVE, AND ALONG SAID RIGHT-OF-WAY LINE, THROUGH A CENTRAL ANGLE OF 19°40'16", A DISTANCE OF 965.41 FEET TO THE POINT OF TANGENCY; THENCE, NORTH 68°21'46" WEST, CONTINUING ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 208.67 FEET TO THE SOUTHEASTERLY CORNER OF THOSE LANDS AS RECORDED IN OFFICIAL RECORDS BOOK 2126, PAGE 1514, PUBLIC RECORDS, PALM BEACH COUNTY, FLORIDA; THENCE, NORTH 21°38'14" EAST, ALONG THE EASTERLY BOUNDARY OF SAID LANDS, A DISTANCE OF 34.00 FEET; THENCE, NORTH 68°21'46" WEST, ALONG THE NORTHERLY BOUNDARY OF SAID LANDS, A DISTANCE OF 26.00 FEET; THENCE, SOUTH 21°38'14" WEST, ALONG THE WESTERLY BOUNDARY OF SAID LANDS, A DISTANCE OF 34.00 FEET TO THE INTERSECTION THEREOF, WITH THE SAID NORTHERLY RIGHT-OF-WAY LINE OF BLUE HERON BOULEVARD; THENCE, NORTH 68°21'46" WEST, CONTINUING ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 153.70 FEET TO THE INTERSECTION THEREOF, WITH THE EASTERLY RIGHT-OF-WAY LINE OF CONGRESS AVENUE AS SHOWN ON THE PLAT OF NATIONAL VILLAGE PLAT NO. 2, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 34, PAGES 169 AND 170, PUBLIC RECORDS, PALM BEACH COUNTY, FLORIDA; THENCE, NORTH 32°49'43" WEST, ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF CONGRESS AVENUE, A DISTANCE OF 29.06 FEET; THENCE, NORTH 02°42'20" EAST, CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 399.17 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 2238.83 FEET; THENCE, NORTHERLY ALONG SAID RIGHT-OF-WAY LINE AND ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 15°36'27", A DISTANCE OF 609.86 FEET TO THE END OF SAID CURVE; THENCE, NORTH 71°41'13" WEST, RADIAL TO THE AFORESAID CURVE, AND ALONG THE BOUNDARY LINE OF SAID PLAT OF NATIONAL VILLAGE PLAT NO. 2, A DISTANCE OF 53.00 FEET TO A POINT ON THE CENTERLINE OF SAID CONGRESS AVENUE; SAID POINT BEING A POINT ON A CURVE CONCAVE EASTERLY, HAVING A RADIUS OF 2291.83 FEET AND WHOSE RADIUS POINT BEARS SOUTH 71°41'13" EAST; THENCE, NORTHERLY AND EASTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 12°12'21", A DISTANCE OF 488.24 FEET, MORE OR LESS, TO THE INTERSECTION THEREOF, WITH THE NORTH LINE OF THE SAID SOUTHEAST ONE-QUARTER (SE 1/4) OF SECTION 30; THENCE, SOUTH 87°30'36" EAST, ALONG SAID NORTH LINE, A DISTANCE OF 1181.55 FEET TO THE POINT OF BEGINNING (P.O.B.);

CONTAINING: 52.918 ACRES, MORE OR LESS.

SUBJECT TO EASEMENTS, RESERVATIONS, AND RIGHTS-OF-WAY OF RECORD.

EXHIBIT "A"

CITY OF RIVIERA BEACH

600 WEST BLUE HERON BLVD. • RIVIERA BEACH, FLORIDA 33404

OFFICE OF
CITY CLERK

PUBLICATION REQUEST FOR PALM BEACH POST TIMES

DATE: July 18, 1985

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 **August 7, 1985,** 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. 2286

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE RIVIERA BEACH COMPREHENSIVE PLAN, FUTURE LAND USE MAP AND CHAPTER 23 "ZONING" OF THE CODE OF ORDINANCES BY RECLASSIFYING THE LAND USE AND ZONING FOR A 52.9 ACRE PARCEL DESCRIBED IN ATTACHMENT "A" AND MADE PART HEREOF, DIRECTING THE CITY CLERK TO UPDATE THE CITY'S ZONING MAP AND FUTURE LAND USE MAP; PROVIDING A PENALTY 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.

PUBLISH: July 20, 1985

smf

Gwendolyn E. Davis, CMC
City Clerk
City of Riviera Beach, Florida

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: Jean Pontarelli DATE: 7/18/85

ORDINANCE NO. 2287

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING ARTICLE III ENTITLED "MARINA OPERATIONS" OF CHAPTER 16 ENTITLED "RECREATION" BY ADDING TO SECTION 16-31 ENTITLED "RENTAL RATES AND MISCELLANEOUS CHARGES" OF PARAGRAPH (2) ENTITLED "WET SLIPS BASED ON 35 FOOT MINIMUM" A PROVISION FOR ADJUSTABLE RATES; 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. That paragraph (2) of Section 16-31 of Article III of Chapter 16-31 is amended to read by adding the following paragraph thereto:

> "Except for live-on, charter or commercial passenger vessels, the rates applicable to wet slips based on 35 foot minimum shall be adjustable by the director as determined by prevailing economic conditions governing daily rates in the area. Any adjustments in the rates as provided herein shall be forwarded to the city manager by written memorandum before such change shall become effective."

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 17th day of June, 1985.

PASSED and APPROVED on second and final reading this 7th day of August, 1985.

AVE/dpm
7-2-85

ORDINANCE NO. 2287

APPROVED:

MAYOR

CHAIRMAN

CHAIRMAN PRO TEM

(MUNICIPAL SEAL)

COUNCILMEMBERS

ATTEST:

CITY CLERK

MOTIONED BY:	R. Moultrie	A. King
SECONDED BY:	A. Iles	J. McGann
G. ADAMS:	aye	aye
J. MCGANN:	aye	aye
R. MOULTRIE:	aye	aye
A. ILES	aye	aye
A. KING:	aye	aye

CITY OF RIVIERA BEACH

600 WEST BLUE HERON BLVD. • RIVIERA BEACH, FLORIDA 33404

OFFICE OF
CITY CLERK

PUBLICATION REQUEST FOR PALM BEACH POST TIMES

DATE: July 18, 1985

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 **August 7, 1985,** 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. 2287

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING ARTICLE III ENTITLED "MARINA OPERATIONS" OF CHAPTER 16 ENTITLED "RECREATION" BY ADDING TO SECTION 16-31 ENTITLED "RENTAL RATES AND MISCELLANEOUS CHARGES" OF PARAGRAPH (2) ENTITLED "WET SLIPS BASED ON 35 FOOT MINIMUM" A PROVISION FOR ADJUSTABLE RATES; 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: July 20, 1985

smf

Gwendolyn E. Davis, CMC
City Clerk
City of Riviera Beach, Florida

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: [illegible] DATE 7/16/85

ORDINANCE NO. 2288

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE RIVIERA BEACH COMPREHENSIVE PLAN, FUTURE LAND USE MAP AND CHAPTER 23 "ZONING" OF THE CODE OF ORDINANCES BY RECLASSIFYING THE LAND USE AND ZONING FOR A 16.712-ACRE PARCEL DESCRIBED AS TIMBER PINE NORTH, PLAT #1, DIRECTING THE CITY CLERK TO UPDATE THE CITY'S ZONING MAP AND FUTURE LAND USE MAP; PROVIDING A PENALTY 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 January 10, 1985, 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 February 6, 1985, the City Council, as the Local Governing Body, reviewed the request and recommendations at a Public Hearing and voted to grant Petitioner's request; and

WHEREAS, plat of said property has been duly recorded in the office of the Clerk of the Circuit Court, Palm Beach County, Florida (PB 51, Pg. 119-120); and

WHEREAS, under the recorded plat, development of the site shall not exceed 100 units.

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

SECTION 1. The Riviera Beach Comprehensive Plan, Future Land Use Map is amended by redesignating that 16.712-acre parcel of land legally described as Timber Pine North, Plat #1 (PB 51, Pg. 119-120), from its present Land Use Classification of "Single-Family 7 Du/Ac" to "Duplex 12 Du/Ac".

SECTION 2. Chapter 23, "Zoning" of the Riviera Beach Code of Ordinances is amended by rezoning the above-referenced parcel from its present zoning classification of "RS-6 Single-Family" to "RD-15 Two Family".

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 provision 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 invalid, it is the legislative intent that the other provisions and applications hereof shall not be 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 7th day of August, 1985.

PASSED and ADOPTED on second and final reading this 21st day of August, 1985.

APPROVED:

MAYOR

CHAIRMAN

CHAIRMAN PRO-TEM

(MUNICIPAL SEAL)

ATTEST:

City Clerk

Deputy

COUNCILMEMBERS

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

CITY OF RIVIERA BEACH

600 WEST BLUE HERON BLVD. • RIVIERA BEACH, FLORIDA 33404

OFFICE OF
CITY CLERK

PUBLICATION REQUEST FOR PALM BEACH POST TIMES

DATE: August 8, 1985

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 **August 21, 1985,** 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. 2288

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE RIVIERA BEACH COMPREHENSIVE PLAN, FUTURE LAND USE MAP AND CHAPTER 23 "ZONING" OF THE CODE OF ORDINANCES BY RECLASSIFYING THE LAND USE AND ZONING FOR A 16.712-ACRE PARCEL DESCRIBED AS TIMBER PINE NORTH, PLAT #1, DIRECTING THE CITY CLERK TO UPDATE THE CITY'S ZONING MAP AND FUTURE LAND USE MAP; PROVIDING A PENALTY 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.

PUBLISH: August 10, 1985

smf

Gwendolyn E. Davis, CMC
City Clerk
City of Riviera Beach, Florida

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: SBH DATE: 8/8/85

ORDINANCE NO. 2289

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 13 ENTITLED "OFFENSES" OF THE CODE OF ORDINANCES BY ENACTING SECTION 13-2.4 PROVIDING FOR THE ABATEMENT OF ANY UNCONTROLLED VISUAL OR AUDIO SECURITY WARNING ALARM SYSTEM EMANATING FROM ANY PREMISE OR MOTOR VEHICLE BY AUTHORIZED PERSONNEL, PROVIDING A MINIMUM FINE OF $200 FOR VIOLATIONS; 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 13-2.2 and 13-2.3 of Chapter 13 of the Code of Ordinances is amended by adding thereto Section 13-2.4 which reads:

> "It shall be the duty of the owner, occupier, tenant or person in control of any premises or mobile vehicle to discontinue any audio or visual security warning alarm upon the arrival of any authorized security personnel at the site of the property emitting such alarm.
>
> The City through its police department or other authorized personnel is directed and authorized to abate any audio or visual security warning alarm not otherwise under the control of any owner, occupier, tenant or person in control of any premises or mobile vehicle at the time of such personnel's arrival at the site of the property emitting such alarm by disconnecting such alarm, the use of forced entry on to the premises, the removal of vehicle or other methods available.
>
> Any costs incurred in the abatement of any audio or visual security warning alarm shall be a lien against the premises or mobile vehicle necessitating the employment of such abatement actions authorized herein.
>
> The minimum fine upon conviction of a violation of this Ordinance shall be $200 in addition to any other conditions imposed by the Court."

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

ORDINANCE NO. 2289

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 7th day of August, 1985.

PASSED and ADOPTED on second and final reading this 21st day of August, 1985.

APPROVED:

MAYOR

CHAIRMAN

CHAIRMAN PRO TEM

(MUNICIPAL SEAL)

COUNCILMEMBERS

ATTEST:

Deputy CITY CLERK

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

AVE/dpm
7-31-85

CITY OF RIVIERA BEACH

600 WEST BLUE HERON BLVD • RIVIERA BEACH, FLORIDA 33404

OFFICE OF
CITY CLERK

PUBLICATION REQUEST FOR PALM BEACH POST TIMES

DATE: August 8, 1985

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 **August 21, 1985,** 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. 2289

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 13 ENTITLED "OFFENSES" OF THE CODE OF ORDINANCES BY ENACTING SECTION 13-2.4 PROVIDING FOR THE ABATEMENT OF ANY UNCONTROLLED VISUAL OR AUDIO SECURITY WARNING ALARM SYSTEM EMANATING FROM ANY PREMISE OR MOTOR VEHICLE BY AUTHORIZED PERSONNEL, PROVIDING A MINIMUM FINE OF $200 FOR VIOLATIONS; 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: August 10, 1985

smf

Gwendolyn E. Davis, CMC
City Clerk
City of Riviera Beach, Florida

PALM BEACH POST TIMES, PLEASE ACKNOWLEDGE RECEIPT:

SIGNED: SB Heff DATE: 8/8/85