

ORDINANCE NO. 1060

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REVISING CHAPTER 1 ENTITLED "GENERAL PROVISIONS" OF THE CODE OF ORDINANCES BY AMENDING THE FOLLOWING PARAGRAPHS AND SECTIONS: PARAGRAPH (1) ENTITLED "MUNICIPALITY;" PARAGRAPH (2) ENTITLED "LEGISLATIVE BODY;" AND PARAGRAPH (20) ENTITLED "PUBLIC PLACE" OF SECTION 1-2. ENTITLED "RULES OF CONSTRUCTION;" SECTION 1-6. ENTITLED "AMENDMENTS TO CODE, ETC.;" SECTION 1-8. ENTITLED "GENERAL PENALTY, ETC.;" SECTION 1-9. ENTITLED "APPLICATIONS FOR PERMITS GENERALLY, ETC.;" AND SECTION 1-10. ENTITLED "APPLICATIONS FOR PERMITS-COLLECTION OF EXPENSES." REVISING CHAPTER 2 ENTITLED "ADMINISTRATION" OF THE CODE OF ORDINANCES BY AMENDING THE FOLLOWING RULES, PARAGRAPHS AND SECTIONS: SECTION 2-2 ENTITLED "MAYOR-DUTY, ETC.;" SECTION 2-3. ENTITLED "MAYOR-DUTIES AS ACTING MUNICIPAL JUDGE" BY REPEALING SAME; RULE 3 PERTAINING TO SPECIAL MEETINGS; RULE 4 PERTAINING TO ORDER OF BUSINESS; RULE 5 PERTAINING TO ORDINANCES BY REPEALING SAME; RULE 6 PERTAINING TO ORDINANCES PASSED; RULE 9 PERTAINING TO PRESIDING OFFICER; AND RULE 10 PERTAINING TO COMMUNICATION AND PETITION OF SECTION 2-7. ENTITLED "ADMINISTRATION." PARAGRAPHS (A), (B), (C), (D), (E) AND (F) OF SECTION 2-7.1 ENTITLED "COUNCIL MEMBERS, ETC." AND SECTION 2-8. ENTITLED "BOND OF OFFICIALS". TRANSFERRING SECTION 9-2. ENTITLED "TAX COLLECTOR, DUTIES" TO SECTION 2-32.1 OF ARTICLE IIA ENTITLED "MUNICIPAL CLERK"; SECTION 2-10. ENTITLED "PARK BOARD" BY REPEALING SAME; SECTION 2-12. ENTITLED "BOARD OF PUBLIC WORKS" BY REPEALING SAME; SECTION 2-12.1 ENTITLED "DEVELOPMENT COMMISSION" BY REPEALING SAME; SECTION 2-12.1.1. ENTITLED "FINANCIAL ADVISORY COMMITTEE" BY REPEALING SAME; TRANSFERRING SECTION 2-13. ENTITLED "WRECKED, DERELICT AND ABANDONED PROPERTY, ETC." TO DIVISION 1 ENTITLED "IN GENERAL" OF ARTICLE V ENTITLED "POLICE" AND DESIGNATED AS SECTION 2-44; SECTION 2-13.1 ENTITLED "BOOKS, RECORDS, ACCOUNT, ETC." BY REPEALING SAME; SECTION 2-13.2 ENTITLED "COMMUNITY ACTION PROGRAM" BY REPEALING SAME; OF ARTICLE I ENTITLED "IN GENERAL". SECTION 2-17. ENTITLED "RESIDENCE"; PARAGRAPH (9) PERTAINING TO PURCHASE OF MATERIALS OF SECTION 2-20 ENTITLED "POWERS AND DUTIES" OF ARTICLE II ENTITLED "MUNICIPAL MANAGER." SECTION 2-27 ENTITLED "DUTIES AS REGISTRATION OFFICER"; SECTION 2-28 ENTITLED "PREPARATION OF ASSESSMENT ROLLS"; AND SECTION 2-31 ENTITLED "DEPUTY-POWERS" OF ARTICLE IIA ENTITLED "MUNICIPAL CLERK". TRANSFERRING SECTION 2-9 ENTITLED "TAX COLLECTOR-DUTIES" TO SECTION 2-32.1 OF ARTICLE IIA ENTITLED "MUNICIPAL CLERK". PARAGRAPH (i) PERTAINING TO FINANCE DIRECTOR OF SECTION 2-34. ENTITLED "POWERS AND DUTIES"; SECTION 2-34.1 ENTITLED "SEMI-ANNUAL FINANCIAL REPORT, ETC." AND "TREASURER"; AND SECTION 2-34.2 ENTITLED "COLLECTION, EXPENDITURES, ETC."; OF ARTICLE III ENTITLED "FINANCE DIRECTOR AND TREASURER". SECTION 2-39.1. ENTITLED "JURISDICTION ASSUMED BY TOWN"; SECTION 2-39.2. ENTITLED "SCOPE OF AUTHORITY OF MUNICIPAL JUDGE"; SECTION 2-39.3. ENTITLED "TIME AND PLACE OF TRIAL" OF DIVISION 2. ENTITLED "TRAFFIC VIOLATION BY PERSONS UNDER SEVENTEEN" OF ARTICLE IV ENTITLED "MUNICIPAL COURT". PARAGRAPH (c) ENTITLED "ASSISTING TAX COLLECTOR" OF SECTION 2-40. ENTITLED "CHIEF OF POLICE-DUTIES"; BY ADDING PARAGRAPH (d) TO SECTION 2-40. ENTITLED "CHIEF OF POLICE-DUTIES"; SECTION 2-44 ENTITLED

"SPECIAL POLICEMEN-APPOINTMENT"; AND SECTION 2-45. ENTITLED "SPECIAL POLICEMEN-COMPENSATION" BY REPEALING SAME; TRANSFERING SECTION 2-13. ENTITLED "WRECKED, DERELICT AND ABANDONED PROPERTY, ETC." OF ARTICLE 1 ENTITLED "IN GENERAL" TO SECTION 2-44. OF DIVISION 1 ENTITLED "IN GENERAL"; SECTION 2-60 ENTITLED "CREATED-UNDER DIRECTION OF CHIEF OF POLICE"; SECTION 2-61 ENTITLED "APPOINTMENT OF MEMBERS" BY REPEALING SAME; SECTION 2-62. ENTITLED "OATH"; SECTION 2-64. ENTITLED "POWERS AND DUTIES"; SECTION 2-65 ENTITLED "UNIFORMS AND INSIGNIA"; AND SECTION 2-66. ENTITLED "APPOINTMENTS SUBJECT TO CANCELLATION" OF DIVISION 3 ENTITLED "RESERVE POLICE FORCE" OF ARTICLE V ENTITLED "POLICE"; PROVIDING A PENALTY FOR THE VIOLATION OF ITS PROVISIONS; A 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, as follows:

A. That paragraph (1) Municipality of Section 1-2 (Rules of Construction) of Chapter 1 (General Provisions) of the Code of Ordinances is amended to read as follows:

"(1) Municipality. The words "the municipality" or "this municipality" shall be construed as if the words "of Riviera Beach" followed them. The word "municipality" shall also be construed to mean and include the various offices and employees of the City of Riviera Beach charged with the duty of enforcing the laws and regulations of the City of Riviera Beach, whether in this Code, the officers and employees are referred to by position, or not. Whenever the word "municipal" is used herein it shall be used in the same sense as "town" "city" when used as an adjective, and shall refer to the Town City of Riviera Beach."

B. The paragraph (2) Legislative body of Section 1-2 (Rules of Construction) of Chapter 1 (General Provisions) of the Code of Ordinances is amended to read as follows:

"(2) Legislative Body. Whenever the words "legislative body" are used in this Code, they shall be construed as if the words of Riviera Beach of the City of Riviera Beach followed them, and shall mean and include the "town-council" "city-commission;" city council or other elected body of the municipality designated as the official legislative body of the municipality. Likewise, when the appropriate terms, such as "town council," "city-commission" city council are used they shall refer to the legislative body of this municipality."

C. That paragraph (20) Public Place of Section 1-2 (Rules of Construction) of Chapter 1 (General Provisions) of the Code of Ordinances is amended to read as follows:

"(20) Public Municipal place. The term "public municipal place" shall mean any park, cemetery, school-yard or open-space adjacent thereto, all beaches, canals, or other waterways land, buildings, waterways or adjacent area in which the municipality has a proprietary interest therein."

D. That Section 1-6 (Amendments to Code; effect of new ordinances; amendatory language) of Chapter 1 (General Provisions) of the Code of Ordinances which reads as follows:

~~All ordinances passed subsequent to this Code of Ordinances which amend, repeal or in any way affect this code of Ordinances, may be numbered in accordance with the numbering system of this Code and printed for inclusion therein. When subsequent ordinances repeal any chapter, section or subsection or any portion thereof, such repealed portions may be excluded from said Code by omission from reprinted pages. The subsequent ordinances as numbered and printed, or omitted in the case of repeal, shall be prima facie evidence of such subsequent ordinances until such time that this Code of Ordinances and subsequent ordinances numbered or omitted are re-adopted as a new Code of Ordinances by the legislative body.~~

~~Amendments to any of the provisions of this Code shall be made by amending such provisions by specific reference to the section number of this Code in the following language: -- "That section ----- of the Code of Ordinances of Riviera Beach, Florida, is hereby amended to read as follows:" -- The new provisions shall then be set out in full as desired.~~

~~In the event a new section not heretofore existing in the Code, is to be added, the following language shall be used: -- "That the Code of Ordinances of Riviera Beach, Florida, is hereby amended by adding a section to be numbered -----, which said section reads as follows:" -- The new section shall then be set out in full as desired.~~

~~All sections, articles, chapters or provisions desired to be repealed must be specifically repealed by section, article or chapter number, as the case may be.~~

is hereby amended to read:

"Sec. 1-6. Section 166.041 (Municipalities; procedures for adoption of ordinances and resolutions) of Chapter 73-129 Laws of Florida is adopted and reads as follows:

166.041 Municipalities; procedures for adoption of ordinances and resolutions.

(1) As used in this section the following words and terms shall have the following meanings unless some other meaning is plainly indicated.

(a) "Ordinance" means an official, legislative action of a governing body, which action is a regulation of a general and permanent nature and enforceable as a local law.

(b) "Resolution" means an expression of a governing body concerning matters of administration, expression of a temporary character, or a provision for the disposition of a particular item of the administrative business of the governing body.

(2) Each ordinance or resolution shall be introduced in writing and shall embrace but one subject and matters properly connected therewith. The subject shall be clearly stated in the title. No ordinance shall be revised or amended by reference to its title only. Ordinances to revise or amend shall set out in full the revised or amended act, section, sub-section, or paragraph of a section or subsection.

(3) (a) A proposed ordinance may be read by title, or in full, on at least two separated days and shall, at least fourteen days prior to adoption, be noticed once in a newspaper of general circulation in the municipality. The notice of proposed enactment shall state the date, time, and place of the meeting, the title or titles of proposed ordinances and the place or places within the municipality where such proposed ordinances may be inspected by the public. Said notice shall also advise that interested parties may appear at the meeting and be heard with respect to the proposed ordinance.

(b) The governing body of a municipality with a two thirds vote may enact an emergency ordinance without complying with the requirements of paragraph (a) of this subsection.

(4) The majority of the members of the governing body shall constitute a quorum. The affirmative vote of the majority of a quorum present shall be necessary to enact any ordinance or adopt any resolution; provided that two-thirds (2/3) of the membership of the board is required to enact an emergency ordinance. On final passage, the vote of each member of the governing body voting shall be entered on the official record of the meeting. All ordinances or resolutions passed by the governing body shall become effective ten days after passage or as otherwise provided therein.

(5) Every ordinance or resolution shall, upon its final passage, be recorded in a book kept for that purpose, and shall be signed by the presiding officer and the clerk of the governing body.

(6) The procedure, as set forth herein, shall constitute a uniform method for adoption and enactment of municipal ordinances and resolutions and shall be taken as cumulative of other methods now provided by law for adoption and enactment of municipal ordinances and resolutions. By future ordinance or charter amendment, a municipality may specify other additional requirements for the adoption or enactment of ordinances or resolutions or prescribe procedures in greater detail than contained herein; provided, however, that a municipality shall not have the power or authority to lessen or reduce the requirements of this section or other requirements as provided by general law.

E. That Section 1-8 (General penalty; continuing violations.) of Chapter 1 (General Provisions) of the Code of Ordinances is amended to read as follows:

"Sec. 1-8. General Penalty; continuing violations.

(a) Whenever in this code any act is prohibited or is made or declared to be unlawful or an offense, or whenever in such code the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is provided therefor, the violation of any such provision of this Code shall be punishable by a fine not exceeding five hundred dollars (\$500.00) or imprisonment in the ~~town~~ city jail or at hard labor on the ~~town~~ city streets or other works of the municipality for a term not exceeding ~~ninety-(90)~~ sixty (60) days, or by both such fine and imprisonment in the discretion of the judge of the municipal court of this municipality. Each day any violation of any provision of this Code shall continue, shall constitute a separate offense."

F. That Section 1-9. (Applications for permits generally - Deposit of cost of notice) of Chapter 1 (General Provisions) of the Code of Ordinances is amended to read as follows:

Sec. 1-9. Applications for permits generally-Deposit of cost of notice.

Whenever any application is made to the municipality for the granting of a permit of any kind, whereby it is necessary to publish newspaper notice or to notify property owners or others by mail, the person making application shall ~~deposit-with pay to~~ the municipality the estimated cost and expense of giving such notice, and the amount so estimated shall be deposited in the municipal treasury.

G. That Section 1-10 (Applications for permits generally - Collection of expenses) of Chapter 1 (General Provisions) of the Code of Ordinances which reads as follows:

~~"The-officers-of-the-municipality-with-whom-such application-as-provided-in-Section-1-9-hereof-may be-filed-shall-be-charged-with-the-duties-of-collecting-such-expenses-and-costs."~~ is repealed.

H. That Section 2-2 (Mayor-Duty to preserve peace, enforce Ordinances) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

Sec. 2-2. Mayor - Vice Mayor - Duty to preserve peace, enforce ordinances.

~~It-is-the-duty-of-the-mayor-to-preserve-the-peace-and enforce-good-order-within-the-municipality;-to-see that-the-ordinances-of-the-municipality-are-faithfully executed-and-the-orders-of-the-legislative-body-duly observed-and-enforced.~~

A mayor shall be elected by the qualified voters of the city in the same manner as provided hereinabove for council members. The mayor shall be recognized as head of the city government for all ceremonial purposes, by the courts for the purpose of serving civil process and by the governor of the State for military purposes. In time of public danger or emergency, he may, with the consent of the city council, take command of the police and maintain order and enforce the laws.

During his absence or disability his duties shall be performed by the vice-mayor of the city. The mayor shall report to the city manager violation or neglect of duty on the part of employees of the city, that may come to his knowledge. He may examine into the condition of the books, records and papers of any department, and the manner of conducting official business. He shall report to the city council all violations and neglect of duty of any official that may come to his knowledge; he may make such recommendations about the business and the general welfare of the city to the council as he deems advisable; he may communicate from time to time to the council such information and make recommendations of the measures touching

the public service as he may deem proper. He shall have a voice at the council meetings but he shall vote only in the matter of the appointment of a councilman in case of a tie vote of the city council when a vacancy exists.

The mayor shall have power to suspend any officer or employee of the city, except members of the council, for misconduct in office or neglect of duty, but shall report his action in writing to the council with the reasons thereof at the next regular meeting of the council for its approval or disapproval, and the said officer or employee shall stand and remain suspended only upon the approval thereof by a majority vote of the council, and upon disapproval thereby, shall receive his compensation for the time during which he was suspended.

I. That Section 2-3 (Mayor-Duties as acting municipal judge.) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances which reads as follows is repealed.

~~"Sec. 2-3. -- Mayor-Duties as acting municipal judge:~~

~~The Mayor, when acting as municipal judge, shall have the power to try and determine all offenses against this Code and ordinances of the city, and to issue warrants to have brought before him any person, persons or corporations, charged with any such violation and for that purpose he shall have and exercise all the authority conferred upon the judge of the municipal court."~~

J. That Rule 3 Special meetings of Section 2-7. (Legislative body, rules of procedure.) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

"Rule 3. Special meetings may be called from time to time by the mayor, or by two members of the city council and during the absence or disability of the mayor, by the chairman of the legislative body. The call for a special meeting shall be in writing and shall contain a statement of the business to be considered at such meeting, and no business shall be transacted at any special meeting not contained in such call unless approved by unanimous consent of the legislative body present at such meeting. Notice shall be served by handing a copy of the notice or call of the meeting to each municipal legislator, or by leaving a copy at his usual place of abode at least twenty-four hours prior to the time of holding such meeting, but any municipal legislator who is present at the meeting or has actual notice thereof may waive the formal notice. The call of each special meeting with proof of, or waiver of, service shall be entered in the minutes of the meeting."

K. Rule 4 Order of business of Section 2-7 (Legislative body, rules of procedure) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

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

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

The Rules of Order of Business may be amended from time to time by ordinance of a majority of the legislative body."

L. Rule 5 pertaining to ordinances of Section 2-7 (Legislative body, rules of procedure) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances is repealed.

~~"Rule 5. Every ordinance shall have an appropriate title and may be numbered. Every ordinance shall be read twice before its adoption. The first reading may be by title only, but the second reading must be in full. The first reading shall be at the meeting when introduced, and second reading shall take place at the next regular meeting, provided however, by unanimous consent, the ordinance may be ordered to its second reading in the same meeting as its first reading. The ordinance may be placed upon its final passage immediately after its second reading. No ordinance shall be considered at any special meeting unless the meeting be called for that purpose."~~

M. Rule 6 pertaining to ordinances of Section 2-7 (Legislative body, rules of procedure) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

"Rule 6. Every ordinance passed by the legislative body before becoming a law, shall be presented to the mayor under the certificate of the clerk for approval or disapproval, and the clerk shall report the action of the mayor to the legislative body, and the action of the mayor shall be entered upon the minutes of the legislative body, but the failure to enter the mayor's approval in the minutes shall not affect the validity of the ordinance. All ordinances approved by the mayor or becoming a law without approval of the mayor shall be promulgated without unnecessary delay by posting a copy of the same ~~at the door~~ on the bulletin board of the city hall for a period of not less than ten days.

N. Rule 9 pertaining to the presiding officer of Section 2-7. (Legislative body, rules of procedure.) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

~~"Rule 9. The presiding officer shall have a right to vote upon all questions. but shall not be required to vote except in the case of a tie. -- If there shall be a tie vote upon any question with a presiding officer voting, the question shall be declared to be lost. The presiding officer shall decide all questions of order, but any member dissatisfied with any of his decisions shall have the right to appeal to the legislative body. Any municipal legislator shall have the right to call "yea and nay" vote upon any question, and when the "yea and nay" vote shall be ordered, the clerk shall call the roll of municipal legislators in alphabetical order and record the vote of each member."~~

O. Rule 10 pertaining to communications and petitions to the legislative body of Section 2-7 (Legislative body, rules of procedure.) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

"Rule 10. Any person may communicate with or petition the legislative body on any matter relating to the municipality's affairs, but the legislative body may require any such communication or petition to be reduced to writing, and persons wishing to address the legislative body orally shall do so at such times as the legislative body shall designate for the purpose. Presentation of legal questions shall be submitted in writing ten days prior to council meeting to the City Attorney in order that Council may be advised."

P. Paragraphs (a), (b), (c), (d), (e) and (f) of Section 2-7.1 (Council members; qualifications; attendance at council meetings; removal from office; punishment) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances is revised as follows:

~~(a)-All members of the city council of the City of Riviera Beach shall be a qualified elector of the City of Riviera Beach and shall actually physically reside in the corporate limits of the City of Riviera Beach. -- Any member ceasing to possess any of the qualifications of this section shall forfeit his office and the council may declare the same vacant.~~

(a) Each member of the council shall be a qualified elector of the city and shall actually physically reside within the corporate limits of the city.

~~(b)-Any member of the city council who is absent three (3) consecutive regular meetings from the city council without a legitimate reason therefor and without notifying the council chairman and the mayor shall forfeit his office. -- The majority of the council shall determine whether or not a legitimate reason exists for a council member to be absent for three (3) consecutive regular meetings.~~

(b) No member of the council shall be absent from three consecutive regular meetings of the council without excusable cause and without first notifying the council chairman and city clerk.

(c) Any member of the city council who is absent four (4) consecutive meetings shall automatically forfeit his office.

(d) Any member of the city council who is absent six (6) or more regular meetings within a one (1) year period shall forfeit his office.

(e) If a council member is absent because he or she is away on official city business or attending a convention involving municipalities, the same shall not be considered an absentee within the meaning of this section.

(f) Any council member who is convicted of a crime involving moral turpitude shall forfeit his office. The council may punish its members for disorderly behavior and may remove any member of the council and declare his office vacant provided no member shall be expelled unless notified of the charges against him and given an opportunity to be heard in his own defense.

Q. Section 2-8 (Bond of Officials) of Article I

(In General) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

Sec. 2-8 Bond of officials and employees.

~~The~~ All persons holding office whether elected or appointed ~~of-municipal-tax-collector, chief-of-police, clerk-and-treasurer~~ shall furnish bond and city employees shall may be furnished bond in the sum of ~~one-thousand dollars~~ ten thousand dollars in a regular surety company authorized to do business in the state, such bond to be approved by the municipal attorney as to sufficiency of legal requirements and to be approved by the legislative body as to sufficiency of the surety, and when approved shall be filed in the records of the municipality kept in the city hall.

R. Section 2-9 (Tax collector, duties.) of Article I

(In General) of Chapter 2 (Administration) of the Code of Ordinances is transferred to Article IIA relating to Municipal Clerk of Chapter 2 relating to administration of the code of Ordinances and shall become Section 2-32.1.

S. Section 2-10 (Park Board) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances which reads as follows is repealed:

~~(a) - Creation. -- There shall be, and is hereby, created a park board.~~

~~(b) - Composition. -- The park board shall be composed of three members who shall be appointed by the legislative body, and who shall severally hold office at the will of the legislative body.~~

~~(c) - Compensation, expenses. -- There shall be no compensation paid for such office. -- Any expenses necessary to be incurred by the board shall be first approved by the legislative body at a regular meeting, or at a special meeting called duly.~~

~~(d) - Membership qualifications. -- The legislative body shall be the judge of the qualifications of the members of the park board, but all members of the board must be freeholders in the municipality and electors in the municipality.~~

~~(e) - Powers, duties. -- The board shall act in an advisory capacity to the legislative body and shall have general supervision of all work done in the public parks and beaches of the municipality, provided such work has been previously authorized by the legislative body. -- It shall be, and it is authorized to hear complaints against, suggestions for the improvement of and recommendations from any and all citizens of the municipality concerning public parks and beaches; to hold public meetings and make inquiry concerning all such matters; to refer to and bring to the attention of the legislative body with promptness all such matters as should be brought to such body, and to make recommendations to the such body as to the action with which such board considers appropriate.~~

~~The board shall select one of its members to act as chairman, who shall act as contact representative with the legislative body. -- The board shall meet as often as it deems necessary, but it must make a report monthly to the legislative body at the first regular meeting of the legislative body in each month, showing a full account of its acts, investigations and recommendations and any money it has paid out, giving the amount, to whom paid, and for what purpose.~~

T. Section 2-12 (Board of public works.) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances which reads as follows is repealed.

~~(a) - Creation. -- There is hereby created a board of public works.~~

~~(b) - Composition. -- The board of public works shall be composed of five members, four of whom shall be appointed by the legislative body, and who shall severally hold office at the will of the legislative body.~~

~~In addition to the four appointive members of such board appointed by the legislative body the fire chief shall be an ex-officio member of the board.~~

~~(c) Compensation expenses;--There shall be no compensation paid for such office;--Any expenses necessary to be incurred by the board shall be first approved by the legislative body, at a regular meeting, or at a special meeting called duly.~~

~~(d) Membership qualifications;--The legislative body shall be judge of the qualifications of the members of the board of public works; but all members of the board must be freeholders in the municipality, and electors in the municipality.~~

~~(e) Powers; duties;--The board shall act only in an advisory capacity to the legislative body;--It shall be, and it is authorized to hear complaints against, suggestions for the improvement of, and recommendations--from any and all citizens of the municipality concerning public improvements; institutions; utilities and service; including but not limited to streets; garbage service; trash; alleys; sidewalks; curbs; gutters; sewers and drains; street lighting; the waterworks; schools; jail and other public buildings; to refer to and bring to the attention of the legislative body with promptness all such matters as should be brought to the legislative body; and to make recommendations to the legislative body as to the action which such board considers appropriate.~~

~~The board shall elect one of its members to act as chairman; who shall act as contact representative with the legislative body;--The board shall meet as often as it deems necessary; but it must make a report at the first regular meeting to the legislative body at a regular meeting; showing a full account of its acts; investigations and recommendations; and any money it has paid out; giving the amount; to whom paid; and for what purpose.~~

U. Section 2-12.1 (Development Commission) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances which reads as follows is repealed.

~~(a) Creation;--There is hereby created a commission to be known as the City of Riviera Beach development commission.~~

~~(b) Composition; appointment; rules and regulations. The said commission shall have unlimited membership. Members of the commission shall be appointed thereto by the legislative body of the city;--Members shall hold office at the will of the legislative body;--The members shall adopt rules and regulations for the conduct of their affairs.~~

~~(c) Compensation; expenses;--There shall be no compensation paid to the members of said commission;--Any expense necessary to be incurred by the commission shall first be approved by the legislative body at any official meeting of said legislative body; and the funds therefor shall be provided by the city.~~

~~(d) Powers and duties;--The commission shall act only in an advisory capacity to the legislative body of the city;--It shall investigate all matters affecting the present and future growth and development of the city; the results of the commission's investigations and recommendations shall be transmitted to the legislative~~

~~body-in-writing.~~

V. Section 2-12.1.1. (Financial advisory committee.)
of Article I (In General) of Chapter 2 (Administration) of
the Code of Ordinances which reads as follows is repealed:

~~(a)- Creation.-- There is hereby created a committee to
be known as the "City of Riviera Beach Financial
Advisory Committee."~~

~~(b)- Membership, appointment, rules and regulations.
The said committee shall consist of not less than
three members appointed by the legislative body of
the city.-- Members shall hold office at the will of
the legislative body.-- The members shall adopt rules
and regulations for the conduct of their affairs.~~

~~(c)- Compensation, expenses.-- There shall be no compensa-
tion paid to the members of said committee.-- Any
expense necessary to be incurred by the committee shall
first be approved by the legislative body at any official
meeting of said legislative body, and the funds therefor
shall be provided by the city.~~

~~(d) Powers and duties.-- The committee shall act only in
an advisory capacity to the legislative body of the city.
It shall investigate all financial matters affecting
the present and future monetary transactions which may
be referred to said committee by the legislative body of
the city.-- The results of the committee's investigations and
recommendations shall be transmitted to the legislative
body in writing.~~

W. Section 2-13 (Wrecked, derelict and abandoned
property; supplemental regulations) of Article I (In General)
of Chapter 2 (Administration) of the Code of Ordinances is trans-
ferred to Division 1 (In General) of Article V (Police) of
Chapter 2 (Administration) of the Code of Ordinances and shall
become Section 2-44.

X. Section 2-13.1 (Books, records, account, etc. of town
transferred to City; ordinances and resolutions of town on
certain date adopted by city.) of Article I (In General) of
Chapter 2 (Administration) of the Code of Ordinances which reads
as follows is repealed:

~~From and after June 24, 1959, all books, records,
accounts and all other things pertaining to the
Town of Riviera Beach, Florida, be altered, changed,
transferred and hereafter carried in the name of City
of Riviera Beach, Florida.~~

~~All ordinances and resolutions of the Town of Riviera Beach, Florida, in force and effect on the twenty-ninth day of May, A. D. 1959, be, and the same are hereby, adopted as ordinances and resolutions of the City of Riviera Beach, Florida.~~

Y. Section 2-13.2 (Community action program) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances which reads as follows is repealed:

~~(a) There shall be established an agency, composed of the city manager, the city treasurer, the mayor, the city council and the city attorney and such other persons as the city council shall deem necessary to sponsor the Community Action Program as authorized by sections 204 and 205 of Title II-A of the Economic Opportunities Act of 1964.~~

~~(b) At the present the following named activities shall be sponsored:~~

- ~~(1) Neighborhood Youth Corps.~~
- ~~(2) Day Care Center~~
- ~~(3) Multi-Service Center~~

~~(c) Fifty seven thousand one hundred dollars (\$57,100) is hereby assigned as contribution by the city to the project, and is in "in-kind" contribution as arranged and as shown in the budget attached hereto.~~

~~(d) No person in the city shall, on grounds of race, color or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any programs hereunder.~~

~~(e) All necessary data required by this program shall be collected, assembled and analyzed for presentation, and priorities shall be arranged on key problems, and said agency shall work with other groups and organizations in the area sponsoring such assistance in the area, so as to avoid duplication of effort and work.~~

~~(f) The mayor and the city clerk are hereby authorized and directed to sign in the name of and on behalf of the City of Riviera Beach an application to the Office of Economic Opportunities for such federal assistance as is available under said act for development, conduct and administration of Community Action Programs under sections 204 and 205 of Title II-A of the Economic Opportunities Act of 1964, to sponsor the various activities to be sponsored by the City of Riviera Beach.~~

~~(g) The mayor and city clerk are hereby authorized and directed to execute all necessary forms and documents required to institute such aforementioned application, and authorizing and directing the attachment of the necessary budget forms and documents to such application, and authorizing the collection of the necessary data for the making of the application.~~

Z. Section 2-17, (Residence) of Article II. (Municipal Manager) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

Sec. 2-17. Residence.

At the time of his appointment, he need not be a resident of the municipality or the state, but during his tenure of office he shall reside within ~~the municipality~~ *a radius of five (5) miles of the corporate limits of the municipality.*"

A-1. Paragraph 9 of Section 2-20 (Powers and duties.) of Article II (Municipal Manager) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

(9) Supervise the purchase of all materials, supplies, and equipment for which funds are provided in the budget; let contracts necessary for operation or maintenance of municipal services for amounts up to and including ~~one-thousand-dollars-(\$1,000.00)~~ *one thousand five hundred dollars (\$1,500.00)*; receive sealed bids for purchases or contracts in excess of ~~one-thousand-dollars-(\$1,000.00)~~ *one thousand five hundred dollars (\$1,500.00)*; and present them to the legislative body for approval, and advise the legislative body on the advantages or disadvantages of contract and bid proposals. No purchase shall be made, contract let or obligation incurred for any item or service which exceeds the current budget appropriation without a supplemental appropriation by the legislative body. No contract in excess of ~~one thousand-dollars-(\$1,000.00)~~ *one thousand five hundred dollars (\$1,500.00)* and no contract for new construction shall be let except by the legislative body. The manager may issue such rules governing purchasing procedures within the administrative organization as the legislative body shall approve.

B-1. Section 2-27 (Duties as registration officer); 2-28 (Preparation of assessment rolls.); 2-31 (Deputy-Powers) of Article IIA (Municipal Clerk of Chapter 2 (Administration) of the Code of Ordinances area amended to read as follows:

Sec. 2-27. Duties as registration officer.

The municipal clerk ~~shall-be-registration-officer-of-the~~ municipality and shall keep the lists of registered and qualified voters in the municipality; shall ~~register~~ *provide for the registration of* all electors qualified to register and shall prepare polling lists for all general and special elections; shall provide printed ballots to be used in all elections and shall perform such other duties as registration officer as are prescribed by law.

Sec. 2-28. Preparation of assessment rolls.

The municipal clerk shall ~~be-ex-officio-clerk-of-the-tax commission-and-in-that-capacity-shall~~ prepare the assessment rolls, and perform such other duties, as are prescribed by law and ordinance.

2-31. Same-Powers.

At any time when the municipal clerk and municipal judge are unavailable the deputy clerks ~~or any of them~~ are hereby authorized to issue warrants under the provisions of the charter, and such warrants shall be of the same force and effect as if issued by the municipal judge or the municipal clerk.

C-1. Section 2.9 (Tax Collector, duties) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

Section 2-32.1 ~~Tax-Collector~~, *City Clerk duties.*

It shall be the duty of the ~~tax-collector~~ *city clerk* to collect all taxes and assessments due the municipality of every kind and nature, ~~including taxes on real and personal property and all occupational and license taxes and all fees for permits issued by the municipality and it shall be the duty of the tax collector~~ and to issue all licenses and permits which are now or shall be hereafter required by ordinance. *City Clerk may deputize any other city official to issue permits under their review and jurisdiction.* ~~It shall be the duty of the tax collector to open the tax book on the first day of the month of November following the making of the assessment and such book shall remain open for the collection of taxes from that day until the first day of the following month of April, and longer if the legislative body shall so order.~~ It shall be the duty of the ~~tax-collector~~ *city clerk* to perform all the duties devolving upon him by law or by ordinance in ~~and about~~ the collection of ~~taxes and the levy upon and sale of real or personal property for the payment of taxes, and the issuance of tax certificates,~~ special assessments and liens due the city, and file such liens in the office of the Clerk of the Circuit Court, and it shall be his duty from time to time to report to the ~~chief of police~~ *city manager* all persons subject to a license or occupational tax who have not paid the same, and to report to the ~~chief of police~~ *city manager* all persons failing to obtain any permit required by law, and all other violations of law or ordinance coming to his attention in the line of his duties.

The city clerk shall supervise the clerical staff assigned to his office in maintaining official municipal records. His duties shall include the receipt of all funds of the General Fund and the receipt thereof, to include receipts of the municipal court. He shall attend every meeting of the council, keep the minutes and records of all proceedings and be responsible for the accuracy and completeness of such official city records. Such records shall be preserved in bond volumes together with all books, papers and records committed to his care during his tenure of office and be charged with the responsibility in the orderly transfer of such books and records to his successor. The city clerk shall be the keeper of the Corporate Seal of the city and responsible for the

efficient operation and keeping of the minutes of all city boards, and supervise the efficient operation of the microfilm records. His duties shall also require him to be available to the public during city hours. At council meetings he shall record all motions, votes and direct actions of the council. He shall review completed minutes of each meeting for errors and confirmation of council actions prior to submission for approval by the council. He shall supervise the recording of all ordinances, resolutions, administer oaths, take affidavits, issue subpoenas, maintain municipal deeds, leases, agreements and other records as required and advertise and post public notices as required by law or council. He shall supervise all municipal elections and coordinate the official results of such elections; maintain records and the collection of all tax assessments of various improvement phases within the city; provide for the recording of unpaid assessments at the county courthouse, and issue satisfactions of liens, and he shall be knowledgeable of city codes and inform and instruct the public of city services upon request.

D-1. Paragraph (i) of Section 2-34 (Powers and Duties) of Article III (Finance Director and Treasurer) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

(i) His office shall have a high degree of independence pertaining to fiscal matters of the city subject to policy directives and other general policies and rules of the city manager.

E-1. Section 2-34.1 (Semi-annual financial report to city legislative body.) of Article III (Finance Director and Treasurer) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

It shall be the duty of the finance director, as treasurer at the first meeting of the legislative body in ~~October~~ November and ~~April~~ May each year, to report to the legislative body the amount of funds collected by the municipality during the preceding six (6) months, the source from which collected, the total disbursements of the municipality during the period and the general objects or purposes for which the same were made.

F-1. Section 2-34.2 (Collection, expenditures, deposit of funds; monthly reports, financial records to be kept) of Article III (Finance Director and Treasurer) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

It shall be the duty of the finance director, as treasurer to receive all moneys of the municipality from the ~~tax-collector~~ city clerk or any other person owing the municipality; to make monthly reports of all disbursements showing the items in detail and it shall be the duty of the legislative body to require absolute settlement with the monthly reports. All disbursements of the municipality shall be authorized

by the legislative body and shall be made by check signed by the city treasurer and mayor, or in the absence of the mayor the chairman of the city council, upon the municipality's depository. It shall be the duty of the treasurer to deposit all funds belonging to the municipality in some bank or trust company designated by the legislative body, and to require security for such deposits satisfactory to the legislative body as required by law. It shall be the duty of the finance director as treasurer to keep such records, books and accounts as may be necessary or proper to show the amount received and expended by the municipality, and all funds, securities, real estate and other property belonging to the municipality, and all indebtedness of the municipality and all evidence of the municipality's indebtedness outstanding. The city treasurer shall require and keep on file receipts or vouchers for all disbursements.

G-1. Section 2-39. (Contempt - By municipal officers.)
of Division 1 (In General) of Article IV, (Municipal Court) of Chapter 2 (Administration) of the Code of Ordinances which reads as follows is repealed.

~~A refusal by the clerk, chief of police or any police officer, or any other person charged by the charter or ordinances with the execution of the orders of the municipal judge to obey or execute any lawful order of the municipal judge relative to any business of the municipal court, after due notice thereof shall be considered a contempt. When such refusal is made to appear, the judge shall issue a rule to the delinquent requiring him to appear and show cause at the time and in the form and manner directed therein why he should not be punished for contempt. If the delinquent shall fail to appear as directed, an attachment shall be issued against him, returnable as directed therein. Upon his appearance, unless the delinquent shall make and prove sufficient excuse for his failure to obey or execute such lawful order, to be judged by the court, he shall be adjudged guilty of a contempt. All processes provided for herein shall be executed by the chief of police, unless it shall appear that he is disqualified to execute such process, whereupon the court may direct that it be served either by any one of the police officers, to be named therein, in which case the officer so named shall execute all orders of the court with respect to such proceedings, or by the sheriff of Palm Beach County or by any constable thereof, to be named therein, in which case it shall be lawful for the sheriff or constable so named to execute all orders of the court with respect to such proceedings.~~

H-1. Paragraph (c) Assisting tax collector of Section 2-40 (Chief of police - Duties) of Division 1 (In General) of Article V. (Police) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

(c) ~~Assisting tax-collector~~ city clerk. It shall be the duty of chief of police to assist the ~~tax collector~~ 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.

I-1. Section 2-40 (Chief of police - Duties) of Division 1. (In General) of Article V. (Police) of Chapter 2 (Administration) of the Code of Ordinances is amended by adding thereto paragraph (d) which reads as follows:

(d) 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 procedures 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 advise and assist police officers in non-routine criminal or other investigations and personally participate in the more difficult problems encountered by subordinates.

He shall attend civic club meetings, churches, schools, and other places of public gatherings to explain the activities and functions of the police department and to establish favorable public relations, and perform related work as required.-

J-1. Section 2-44. (Special policemen-Appointment.) and Section 2-45. (Special policemen-Compensation) of Division 1. (In General) of Article V. (Police) of Chapter 2 (Administration) of the Code of Ordinances which read as follows are repealed:

~~Sec.-2-44.--Special-policemen-Appointment.~~

~~The-legislative-body-shall-have-authority-to-appoint-one-or-more-policemen-to-serve-at-the-pleasure-of-the-legislative-body.~~

~~Sec. -2-45-Same-Compensation~~

~~Police-men-appointed-by-the-legislative-body,-as
authorized-in-section-2-44,-shall-receive
compensation-as-prescribed-by-such-body:~~

K-1. Section 2-13 (Wrecked, derelict and abandoned property; (supplemental regulations) of Article I (In General) of Chapter 2 (Administration) of the Code of Ordinances is transferred to Section 2-44 of Division 1 (In General) of Article V (Police) of the Code of Ordinances which reads as follows:

(a) Impounding notice. When any wrecked, derelict or abandoned property shall be found upon any street, avenue, alley or other public way, or upon any public park, square, or other public place or grounds within the corporate limits, it shall be the duty of the chief of police or any policeman to take possession of the same, and it shall be the duty of the chief of police forthwith to notify the owner of the property if the owner be known.

(b) Notice of sale. When any wrecked, derelict or abandoned property shall be seized under the provisions of subsection (a) of this section, if the owner of the property shall fail to repossess the same within three days after being notified, or if the owner be unknown, it shall be the duty of the chief of police to report the seizure of the property to the municipal manager and the municipal manager shall order the chief of police in writing, to sell the property at public outcry, after giving a reasonable notice of the time and place of such sale. A notice describing the property, the time and place of sale and the name of the owner, if known, posted at the city hall at least ten days before the date of sale, shall be and constitute reasonable notice of sale.

(c) Sale, disposition of proceeds. The sale shall be made by the chief of police or any policeman under his direction at the time and place described in the notice and shall be to the highest bidder or bidders for cash and the chief of police shall deliver the property to the highest bidder, and shall deliver a bill of sale to the purchaser if requested, provided the purchaser shall pay the cost of preparing the bill of sale in addition to the purchase price of the property. The chief of police shall deduct from the proceeds of the sale the actual necessary expense incurred by him in caring for the property, and three per cent of the proceeds of the sale for his commission in caring for the property and making the sale, which commission shall be paid into the treasury of the municipality. The net proceeds of the sale, after making the deductions as aforesaid, shall be paid over to the municipal treasurer for the benefit of the municipality; provided however, the same shall be paid over to the owner or any person entitled thereto, if claim shall be made to the municipality with satisfactory proof of ownership within one year and a day from the date of the sale.

(d) Supplemental regulations adopted. Section 2-13 is hereby amended by adopting Section 705.16 (Abandoned Property) Florida Statutes as a supplemental and cumulative procedure to section 2-13 of chapter 2 of the Code of Ordinances of the city. Three (3) copies of Section 705.16 Florida Statutes are filed with the clerk of the City of Riviera Beach, Florida, in his office, available for public use. inspection and examination.

L-1. Section 2-60 (Created; under direction of chief of police.) of Division 3. (Reserve Police Force.) of Article V (Police) of Chapter 2 (Administration) of the Code of Ordinances is amended to read as follows:

In order to provide for the public safety in time of emergency, there is hereby created and established a reserve police force for the ~~town~~ city. The reserve police force shall be under the supervision, direction and control of the chief of police. The chief ~~may~~ shall promulgate reasonable rules and regulations for the proper governing of such reserve police force in accordance with state law, and such rules and regulations ~~to be~~ shall first be approved by the ~~town~~ city council.

M-1. Section 2-61 (Appointment of members.) of Division 3 (Reserve Police Force) of Article V. (Police) of Chapter 2 (Administration) of the Code of Ordinances is repealed which reads as follows:

~~The chief of police shall be, and he is hereby authorized empowered and directed, to appoint, from the names appearing on an eligible list, compiled under his supervisions, reserve police officers to serve in the reserve police force.~~

N-1. Section 2-62 (Oath) of Division 3 (Reserve Police Force.) of Article V. (Police) of Chapter 2 (Administration) of the Code of Ordinances is amended as follows:

Before entering upon his duties as a reserve police officer of the ~~town~~ city, each such officer shall make oath before the ~~town~~ city clerk that he will uphold and defend the Constitution of the United States and of the State of Florida, and that he will enforce the ordinances of the ~~town~~ city, and all lawful orders, rules and regulations promulgated under authority of the charter and ordinances of the ~~town~~ city.

O-1. Section 2-63 (Training and active duty.) of Division 3 (Reserve Police Force) of Article V. (Police) of Chapter 2 (Administration) of the Code of Ordinances is amended as follows:

Reserve police officers may be called, from time to time, by the chief of police for training in service with the regularly employed police officers of the ~~town~~ city. They shall also be subject to call for active duty at such times and places within the ~~town~~ city as the chief of police may deem necessary in order to fully protect life and property within the ~~town~~ city.

P-1. Section 2-64 (Powers and duties) of Division 3 (Reserve Police Force) of Article V. (Police) of Chapter 2 (Administration) of the Code of Ordinances is amended as follows:

While on duty under the orders of the chief of police, reserve police officers shall possess all the powers and perform all the duties and functions of members of the regular police force of the ~~town~~ city.

Q-1. Section 2-65 (Uniforms and insignia) of Division 3 (Reserve Police Force) of Article V. (Police) of Chapter 2 (Administration) of the Code of Ordinances is amended as follows:

When called for training in service, or for active duty, reserve police officers are hereby required to wear such identifying uniform and insignia as may be provided, from time to time by the chief of police. It shall be unlawful for any reserve officer to wear such identifying uniform and insignia except while on duty. It shall also be unlawful for any reserve police officer to attempt to enforce any ordinance, or to carry out any order, rule or regulation of the ~~town~~ city while such reserve police officer is not wearing such identifying uniform and insignia.

R-1. Section 2-66 (Appointments subject to cancellation) of Division 3 (Reserve Police Force) of Article V. (Police) of Chapter 2 (Administration) of the Code of Ordinances is amended as follows:

Such appointments may be cancelled at any time by the chief of police for cause. Each such appointee shall conduct himself at all times as a gentleman, and be a credit to the force and to the ~~town~~ city. His conduct shall never be unbecoming an officer or employee of the ~~town~~ city.

SECTION 1. If any section, part of a section, paragraph, sentence, clause, phrase or word of this ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holding or invalidity shall not affect the remaining portions of this ordinance and it shall be construed to have been the legislative intent to pass this ordinance without such un-

constitutional, invalid or inoperative part therein, and the remainder of this ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other person, property or circumstances.

SECTION 2. Each day's violation of any of the provisions of this ordinance shall constitute a separate offense and shall be punishable as provided in Section 1-8 of the Code of Ordinances.

SECTION 3. Specific authority is hereby granted to codify this ordinance. It is the intention of the City Council and it is hereby ordained, that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of Riviera Beach; that the sections of this ordinance may be renumbered or relettered to accomplish such intentions; and that the word "ordinance" may be changed to "section," "article" or other appropriate words.

SECTION 4. This ordinance shall take effect upon its passage as provided by law.

PASSED AND ADOPTED on first reading this 19 day of Feb 1975.

PASSED AND ADOPTED on second and final reading this 19 day of March 1975.

APPROVED:

James "Bucky" McGinn

Mayor

ATTEST:

John W. [Signature]
Clerk

Sam R. [Signature]
Robert [Signature]
Council

February 20, 1975

NOTICE OF PROPOSED ORDINANCE

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 Wednesday, March 19, 1975 at 7:30 p.m. at the City Hall, 2214 Avenue E, and from time to time thereafter as may be necessary for the purpose of considering the enactment of the following ordinance:'

BILL NO. 1060

"ATTACHED"

Said Bill may be inspected by the public at any time during regular business hours in the Office of the City Clerk at City Hall.

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

BY ORDER OF THE CITY COUNCIL

JOHN VAZQUEZ, CITY CLERK

PUBLISH: The Palm Beach Post-Times, February 28th and March 3rd, 1975.

EMERGENCY ORDINANCE NO. 1061

AN EMERGENCY ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, CORRECTING SECTION 702.3 ENTITLED "PARTITION REQUIREMENTS BY OCCUPANCY" CONTAINED IN SECTION 6-1 ENTITLED "SOUTHERN STANDARD BUILDING CODE - ADOPTION BY REFERENCE; AMENDMENTS." OF ARTICLE I ENTITLED "IN GENERAL" OF CHAPTER 6 ENTITLED "BUILDINGS." OF THE CODE OF ORDINANCES BY INSERTING THE INTENDED PUNCTUATION INADVERTENTLY OMITTED THEREBY EXPRESSING THE TRUE INTENT AND PURPOSE OF SAID AMENDMENT; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, the City Council of the City of Riviera Beach, Florida, hereby declares and determines that in order to provide for the public health, welfare, safety and commonwealth of the City, that this correction to Section 702.3 necessitates this enactment; and

WHEREAS, the City of Riviera Beach, its Fire Department, Building Department, Engineering Department, Planning Department and Safety Department have reviewed and approved this correction as expressing the true intent and purpose of Section 702.3; and

WHEREAS, the intended punctuation in Section 702.3 being inadvertently omitted and therefore not reflecting the true intent and purpose of the enactment of said section;

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

SECTION 1. That Section 702.3 entitled "Partition Requirements by Occupancy" contained in Section 6-1 entitled "Southern Standard Building Code - adoption by reference; amendments." of Article I entitled "In General" of Chapter 6 entitled "Buildings." of the Code of Ordinance be corrected to read as follows:

"702.3 - PARTITION REQUIREMENTS BY OCCUPANCY

In all buildings four (4) stories or more in height, unless fully sprinklered throughout, the partitions along public hallways and

corridors shall be of not less than two (2) hour fire resistant construction. Less than four (4) stories may be one hour."

SECTION 2. Each day's violation of any of the provisions of this ordinance shall constitute a separate offense and shall be punishable as provided in Section 1-8 of the Code of Ordinances.

SECTION 3. Any ordinance or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. If any section, part of a section, paragraph, sentence, clause, phrase or word of this ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holding or invalidity shall not affect the remaining portions of this ordinance and it shall be construed to have been the legislative intent to pass this ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other person, property or circumstances.

SECTION 5. Specific authority is hereby granted to codify this ordinance. It is the intention of the City Council, and it is hereby ordained, that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of Riviera Beach; that the sections of this ordinance may be renumbered or relettered to accomplish such intentions; and that the word "ordinance" may be changed to "section," "article," or other appropriate words.

SECTION 6. This ordinance shall take effect upon its passage as provided by law.

PASSED AND ADOPTED on first reading this 5 day of March 1975.

PASSED AND ADOPTED on second and final reading this 5 day of March 1975.

APPROVED:

Lucius L. Hill James "Buckley" McGinn
Mayor

James S. Jones

James W. Williams

LeRoy K. White

Robert H. Wood

ATTEST:

John W. ...
City Clerk

Councilmen

ORDINANCE NO. 1062

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, PROHIBITING THE EXTENSION OF SEWER AND WATER SERVICES TO ANY PART OF THE RESERVE ANNEXATION AREA OF RIVIERA BEACH AS CONTAINED IN CHAPTER 70-913, LAWS OF FLORIDA, A BILL ENTITLED "AN ACT RELATING TO THE CITY OF RIVIERA BEACH, FLORIDA, AMENDING THE PROVISIONS OF SECTION 1 OF CHAPTER 9894, ACTS OF THE LEGISLATURE OF THE STATE OF FLORIDA OF 1923, AS AMENDED, SAID CHAPTER BEING THE CHARTER OF SAID CITY, BY ADDING SECTION 1-A THERETO PROVIDING FOR A RESERVE AREA FOR FUTURE ANNEXATION OF THE CITY OF RIVIERA BEACH.", UNTIL SAID RESERVE ANNEXATION AREA IS ANNEXED INTO THE CITY; PROVIDING A 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 extension of sewer and water services to any part of the Reserve Annexation Area of Riviera Beach as contained in Chapter 70-913, Laws of Florida, a Bill entitled "An Act relating to the City of Riviera Beach, Florida, amending the provisions of Section 1 of Chapter 9894, Acts of the Legislature of the State of Florida of 1923, as amended, said Chapter being the Charter of said City, by adding Section 1-A thereto providing for a Reserve Area for future annexation of the City of Riviera Beach," is prohibited until such time said portion of its Reserve Annexation Area is annexed into the city.

SECTION 2.

If any section, part of a section, paragraph, sentence, clause, phrase or word of this ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holding or invalidity shall not affect the remaining portions of this ordinance and it shall be construed to have been the legislative intent to pass this ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this ordinance after exclusion of such part or parts

shall be deemed to be held valid as if such part or parts had not been included therein, or if this ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other person, property or circumstances.

SECTION 3.

This ordinance shall take effect upon its passage as provided by law.

PASSED AND ADOPTED on first reading this 5 day of March 1975.

PASSED AND ADOPTED on second and final reading this 2 day of April 1975.

APPROVED:

<u>Lucius G. Hill</u>	<u>David W. Williams</u>
	<u>James H. Jones</u>
	<u>Sam R. Roberts</u>
	<u>James "Bucky" Williams</u>
	<u>Robert Wood</u>
<u>John Wagner</u> City Clerk	Councilmen

1 of Riviera Beach, Florida, include that
2 territory described in Section 1 of this
3 charter as amended, and any areas described
4 by subsequent ordinances of annexation.
5 The Greater Riviera Beach Area is that real
6 property in Palm Beach County, Florida,
7 described as: Beginning at the Northwest
8 corner of Section 29, Township 42 South,
9 Range 43 East, of the Tallahassee Meridian,
10 thence East along the North lines of said
11 Section 29, Section 28 and Section 27 of
12 the said Township and Range to the centerline
13 of the Intracoastal Waterway; thence Northerly
14 along said centerline to a point of intersec-
15 tion with a line parallel to and 1,294 feet
16 South of the North line of Section 22 and
17 the center line of the Intracoastal Waterway;
18 thence East along said line parallel to and
19 1,294 feet South of the North line of said
20 Section 22 to a point in the Westerly boundary
21 of the submerged land area conveyed by the
22 Trustees of the Internal Improvement Fund
23 of the State of Florida to the Lake Worth
24 Realty Company, a Florida corporation by
25 Trustee's Deed No. 17146 recorded in Deed
26 Book 205, page 82, Public Records of Palm
27 Beach County, Florida; thence Northerly
28 along said Westerly boundary to a point of
29 intersection with a line parallel to and
30 8,000 feet Southerly from, measured at right

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1 angles to, the North line of Section 10,
2 thence Easterly along said line parallel to
and 8,000 feet South of the North line of
4 said Section 10 to the water's edge of the
5 Atlantic Ocean; thence Southerly along the
6 water's edge of the Atlantic Ocean to the
7 point of intersection with the Southerly line
8 of a tract of land in Palm Beach County known
9 as Replat of Yacht Harbor, as the same is
10 shown on plat recorded in Plat Book 23, page
11 57, of the Public Records of Palm Beach County,
12 Florida; thence continuing Southerly along the
13 water's edge of the Atlantic Ocean to a point
14 in a line 998.96 ft. South of, measured at
15 right angles to, the South line of said
16 Replat of Yacht Harbor; thence on a true
17 West line and parallel to the South line of
18 said Replat of Yacht Harbor to a point in
19 the Southerly extension of the center line
20 of that part of State Rd. No. 703 (formerly
21 State Road No. 140) which runs northerly
22 and southerly through said Replat of Yacht
23 Harbor; thence continuing on the same course
24 West 1,539 feet; thence along a line with a
25 bearing of North 88° 03' 30" West to its
26 intersection with the center line of the
27 channel of the Intracoastal Waterway, as
28 now established; thence Southwesterly and
Southerly along said channel center line
30 to the South line of said Township 42 South,

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1 Range 43 East; thence Westerly along the
2 South line of Township 42 South to the
3 Southwest corner of Section 34, Township 42
4 South, Range 42 East; thence Northerly along
5 the West line of Sections 34 and 27, Township
6 42 South, Range 42 East to the Northwest
7 corner of Section 27, Township 42 South,
8 Range 42 East; thence Easterly along the
9 Northline of Sections 27, 26 and 25, Township
10 42 South, Range 42 East and Section 30,
11 Township 42 South, Range 43 East to the
12 point of beginning.

13 (2) None of the area contained in the
14 aforesaid described lands shall become a
15 part of, or be incorporated into, any
16 municipality other than the City of Riviera
17 Beach.

18 (3) The City of Riviera Beach shall exercise
19 no corporate powers concerning the "Greater
20 Riviera Beach Area" until the area (or a
21 part thereof) shall have been annexed by
22 the City of Riviera Beach in the manner
23 hereinafter provided in this section.

24 (4) The City of Riviera Beach may annex
25 the "Greater Riviera Beach Area" or any
26 part thereof at any time in any manner
27 then allowed by the constitution and general
28 laws of the State of Florida; and as pro-
29 vided by the City Charter; provided, however,
30 that any area thus annexed must be adjacent

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1 to and contiguous to the existing limits of
2 the City of Riviera Beach.

3
4 Section 2. The provisions of this act are
5 severable, and if any section, part of section,
6 paragraph, sentence or clause of this act shall
7 be adjudged by a court of competent jurisdiction
8 to be invalid, such decision shall not affect the
9 validity of any other portion thereof, but shall
10 be restricted and limited in its operation and
11 effect to that specific portion hereof involved
12 in the controversy in which such decision shall
13 have been rendered.

14 Section 3. All laws and parts of laws,
15 ordinances, or regulations, insofar as they are
16 in conflict or inconsistent with the provisions
17 of this act, be and the same are hereby repealed.

18 Section 4. This act shall become effective
19 immediately upon its becoming a law. 5263

20
21 Became a law without the Governor's approval.

22 Filed in Office Secretary of State JUN 24 1970

NO. 971

LEGAL NOTICE

NOTICE OF LEGISLATION

TO WHOM IT MAY CONCERN
 NOTICE IS HEREBY GIVEN OF INTENTION TO APPLY TO THE 1970 SESSION OF THE FLORIDA LEGISLATURE FOR PASSAGE OF AN ACT TO BE ENTITLED:

AN ACT RELATING TO THE CITY OF RIVIERA BEACH, FLORIDA, AMENDING THE PROVISIONS OF SECTION 1 OF CHAPTER 8894, ACTS OF THE LEGISLATURE OF THE STATE OF FLORIDA OF 1923, AS AMENDED, SAID CHAPTER BEING THE CHARTER OF SAID CITY, BY ADDING SECTION 1A THERETO PROVIDING FOR A RESERVE AREA FOR FUTURE ANNEXATION OF THE CITY OF RIVIERA BEACH.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

Section 1. That Chapter 8894, Acts of the Legislature of the State of Florida of 1923, as amended, same being the charter of the City of Riviera Beach, Florida, is amended by adding Section 1A to read:

Section 1A: Boundaries and territory of Greater Riviera Beach Area.

(1) Greater Riviera Beach Area - Described

Certain real property in Palm Beach County, Florida, is hereby designated as the Greater Riviera Beach Area, with that part thereof that is now included in the territorial limits to be eventually included into the City of Riviera Beach by any of the methods of annexation as in this charter set forth. The present territorial limits of the City of Riviera Beach, Florida, include that territory described in Section 1 of this charter as amended, and any areas described by subsequent ordinances of annexation. The Greater Riviera Beach Area is that real property in Palm Beach County, Florida, described as:

Beginning at the Northwest corner of Section 29, Township 42 South, Range 43 East, of the Tallahassee Meridian, thence East along the North line of said Section 29, Section 28 and Section 27 of the said Township and Range to the centerline of the Intra-coastal Waterway; thence Northerly along said centerline to a point of intersection with a line parallel to and 1,294 feet South of the North line of Section 22 and the center line of the Intra-coastal Waterway; thence East along said line parallel to and 1,294 feet South of the North line of said Section 22 to a point in the Westerly boundary of the submerged land area conveyed by the Trustees of the Internal Improvement Fund of the State of Florida to the Lake Worth Realty Company, a Florida corporation by Trustee's Deed No. 17146 recorded in Deed Book 205, page 82, Public Records of Palm Beach County, Florida; thence Northerly along said Westerly boundary to a point of intersection with a line parallel to and 8,000 feet Southerly from, measured at right angles to, the North line of Section 10; thence Easterly along said line parallel to and 8,000 feet South of the North Line of said Section 10 to the water's edge of the Atlantic Ocean; thence Southerly along the water's edge of the Atlantic Ocean to the point of intersection with the Southerly line of a tract of land in Palm Beach County known as Replat of Yacht Harbor, as the same is shown on plat recorded in Plat Book 23, page 57, of the Public Records of Palm Beach County, Florida; thence continuing Southerly along the water's edge of the Atlantic Ocean to a point in a line 998.98 feet South of, measured at right angles to, the South line of said Replat of Yacht Harbor; thence on a true West line and parallel to the South line of said Replat of Yacht Harbor to a point in the Southerly extension of the center line of that part of State Road No. 703 (formerly State Road No. 140) which runs northerly and southerly through said Replat of Yacht Harbor; thence continuing on the same course West 1,539 feet; thence along a line with a bearing of North 88 degrees 03' 30" West to its intersection with the center line of the channel of the Intra-coastal Waterway, as now established; thence Southwesterly and Southerly along said channel center line to the South line of said Township 42 South, Range 43 East; thence Westerly along the South line of Township 42 South to the Southwest corner of Section 34, Township 42 South, Range 42 East; thence Northerly along the West line of Sections 34 and 27, Township 42 South, Range 42 East to the Northwest corner of Section 27, Township 42 South, Range 42 East; thence Easterly along the Northline of Sections 27, 28 and 25, Township 42 South, Range 42 East and Section 30, Township 42 South, Range 43 East to the point of beginning.

(2) None of the area contained in the aforesaid described lands shall become a part of, or be incorporated into, any municipality other than the City of Riviera Beach.

(3) The City of Riviera Beach shall exercise no corporate powers concerning the "Greater Riviera Beach Area" until the area (or a part thereof) shall have been annexed by the City of Riviera Beach in the manner hereinafter provided in this section.

(4) The City of Riviera Beach may annex the "Greater Riviera Beach Area" or any part thereof at any time in any manner then allowed by the constitution and general laws of the State of Florida; and as provided by the City Charter; provided, however, that any area thus annexed must be adjacent to and contiguous to the existing limits of the City of Riviera Beach.

Section 2. The Provisions of this act are severable, and if any section, part of section, paragraph, sentence or clause of this act shall be adjudged by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of any other portion thereof, but shall be restricted and limited in its operation and effect to that specific portion hereof involved in the controversy in which such decision shall have been rendered.

Section 3. All laws and parts of laws, ordinances, or regulations, insofar as they are in conflict or inconsistent with the provisions of this act, be and the same are hereby repealed.

Section 4. This act shall become effective immediately upon its becoming a law.

CITY OF RIVIERA BEACH,

FLORIDA

Pub.: April 21, 1970

March 13, 1975

NOTICE OF PROPOSED ORDINANCE

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 Wednesday, April 2, 1975 at 7:30 p.m. at the City Hall, 2214 Avenue E, and from time to time thereafter as may be necessary for the purpose of considering the enactment of the following ordinance:

BILL NO. 1062

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, PROHIBITING THE EXTENSION OF SEWER AND WATER SERVICES TO ANY PART OF THE RESERVE ANNEXATION AREA OF RIVIERA BEACH AS CONTAINED IN CHAPTER 70-913, LAWS OF FLORIDA, A BILL ENTITLED "AN ACT RELATING TO THE CITY OF RIVIERA BEACH, FLORIDA, AMENDING THE PROVISIONS OF SECTION 1 OF CHAPTER 9894, ACTS OF THE LEGISLATURE OF THE STATE OF FLORIDA OF 1923, AS AMENDED, SAID CHAPTER BEING THE CHARTER OF SAID CITY, BY ADDING SECTION 1-A THERETO PROVIDING FOR A RESERVE AREA FOR FUTURE ANNEXATION OF THE CITY OF RIVIERA BEACH" UNTIL SAID RESERVE ANNEXATION AREA IS ANNEXED INTO THE CITY; PROVIDING A SAVING CLAUSE, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

Said Bill may be inspected by the public at any time during regular business hours in the Office of the City Clerk at City Hall.

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

BY ORDER OF THE CITY COUNCIL

JOHN VAZQUEZ, CITY CLERK

PUBLISH: The Palm Beach Post-Times, March 17th and 24th, 1975.

ORDINANCE NO. 1063

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 23-12 ENTITLED " DESIGNATION OF DISTRICTS, BOUNDARIES-REFERENCE TO ZONING MAP" BY ADDING A DESIGNATION ENTITLED "R-5 HIGH-DENSITY RESIDENTIAL"; CREATING A SECTION ENTITLED "R-5 HIGH-DENSITY RESIDENTIAL" RELATING TO USES PERMITTED, BUILDING SITE AREA REGULATIONS, PARKING AND SITE PLAN REVIEW OF ARTICLE II ENTITLED "USE DISTRICTS AND USES" OF CHAPTER 23 ENTITLED "ZONING" 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. That Section 23-12 entitled "Designation of Districts, boundaries-reference to zoning map" by adding the following designation:

"(17) R-5 High-Density Residential".

SECTION 2. A section is created entitled "R-5 High-Density Residential which reads as follows:

A. Uses permitted: In any R-5 district no building or premises shall be used and no building shall be erected or structurally altered which is arranged, intended or designed to be used for other than one or more of the following uses:

- (1) Single family dwellings
- (2) Two family dwelling
- (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. Building site area regulations:

- (1) Density
 - (a) Single family 5,000 square feet minimum lot size
 - (b) Two family 7,500 square feet minimum lot size
 - (c) Multiple family 30 dwelling units per acre

(d) Density Bonus Density may be increased to thirty-five (35) dwelling units per acre where:

1. Seventy-five percent (75%) of all required parking is placed under structure in a manner to effectively conceal from public right of way by landscaping and other means.
 2. On-site recreational facilities such as tennis courts, shuffleboard courts and swimming pools and putting greens, are provided.
 3. A landscaping in excess of the minimum requirements is provided to enhance the appearance of the project.
2. Front Yard: Main structures more than two stories in height - 100'
Main structures two stories or less in height - 50'.
- Accessory structure e.g., parking garages, recreational decks, boiler and generator rooms, etc. 50'.

For properties on Lake Worth, the front yard shall be 30'. This regulation does not apply to ornamental walls and gate houses which shall set back five feet (5') from the front property line.

3. Side Yard: A minimum side yard of at least ten percent (10%) of the lot or 20 feet whichever is greater shall be maintained for all structures excluding accessory structures two stories or less. The accessory structures e.g., parking garages, recreational deck, boiler and generator rooms, etc., which are two stories or less shall set back a minimum of twenty feet (20').
4. Rear Yard: There shall be a minimum rear yard of fifteen per cent (15%) of the lot, but not to exceed one hundred (100) feet.
5. Ocean setback: All structures bordering the Atlantic Ocean shall be set back one hundred (100) feet from the mean high water mark or twenty-five (25) feet from the crestline of the dune whichever is greater.
6. High rise setback: All buildings in excess of two (2) stories shall provide additional open space equal to three (3) feet additional setback from each property line for each additional story of height except in case of properties 250' or less in width which will provide two (2) feet additional setback from each property line for each additional story above two (2) floors.

7. Floor/area ratio: All nonresidential structures shall not exceed an aggregate building floor area (including covered parking) ratio to land area of one to one. (1:1).
8. Maximum lot coverage: The maximum lot coverage for all structures inclusive of accessory standards e.g., parking structures, recreational decks and boiler and generator rooms, etc., shall not exceed sixty percent (60%).
9. Height limitation: No building shall be constructed higher than twenty-four (24) stories or two hundred and forty (240') feet, excluding mechanical facilities, ornamental towers and antennae which shall not exceed 10' in additional height.
10. On Oceanfront properties: Each main structure shall not exceed 110' in width, north to south direction. For purpose of this regulation, the accessory structures, e.g., parking garage, etc., two story or less in height shall not be considered as part of the main building.

C. Parking:

The applicable provisions relating to parking are contained in Section 23-26 entitled "Parking, off street, requirements."

D. Site Plan Review:

No construction or clearing of land may begin in any R-5 District prior to review of a site plan by the Riviera Beach Planning and Zoning Board. (The site plan review requirement shall not apply to the single family dwelling units). The intent of this review shall be to ascertain that the proposed new development is in conformity with the comprehensive plan and is not detrimental to the neighboring land use; and that an efficient pedestrian and vehicular traffic system including proper means of ingress and egress to the streets are provided for.

1. Site plan requirements: Each site plan review shall include:
 - a. All lot dimensions and area
 - b. Dune crestline and mean high water mark
 - c. All building dimensions
 - d. Calculated densities, floor area ratios and parking counts
 - e. Utility plans, including storm water drainage
 - f. Landscaping plan
 - g. Points of ingress and egress
 - h. Easements for public access
 - i. Front elevations of all buildings
 - j. Placement and sizes of all signs
 - k. Ground floor elevation in relation to mean sea level.

SECTION 3. Each day's violation of any of the provisions of this ordinance shall constitute a separate offense and shall be punishable as provided in Section 1-8 of the Code of Ordinances.

SECTION 4. Any ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. If any section, part of a section, paragraph, sentence, clause, phrase or word of this ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holding or invalidity shall not affect the remaining portions of this ordinance and it shall be construed to have been the legislative intent to pass this ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other person, property or circumstances.

SECTION 6. Specific authority is hereby granted to codify this ordinance. It is the intention of the City Council, and it is hereby ordained, that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of Riviera Beach; that the sections of this ordinance may be renumbered or relettered to accomplish such intentions; and that the word "ordinance" may be changed to "section," "article," or other appropriate words.

SECTION 7. This ordinance shall take effect upon its passage as provided by law.

PASSED AND ADOPTED on first reading this 5 day of March 1975.

PASSED AND ADOPTED on second and final reading this 2 day of April 1975.

APPROVED:

Lucius S. Hill
Mayor

David W. Williams

James A. Jones

Bary R. Nichols

James "Buddy" Williams

ATTEST:

John W. [Signature]
City Clerk

Robert Hood
Councilmen

March 13, 1975

NOTICE OF PROPOSED ORDINANCE

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 Wednesday, April 2, 1975 at 7:30 p.m. at the City Hall, 2214 Avenue E, and from time to time thereafter as may be necessary for the purpose of considering the enactment of the following ordinance:

BILL NO. 1063

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 23-12 ENTITLED "DESIGNATION OF DISTRICTS, BOUNDARIES-REFERENCE TO ZONING MAP" BY ADDING A DESIGNATION ENTITLED "R-5 HIGH-DENSITY RESIDENTIAL"; CREATING A SECTION ENTITLED "R-5 HIGH-DENSITY RESIDENTIAL" RELATING TO USES PERMITTED, BUILDING SITE AREA REGULATIONS, PARKING AND SITE PLAN REVIEW OF ARTICLE II ENTITLED "USE DISTRICTS AND USES" OF CHAPTER 23 ENTITLED "ZONING" OF THE CODE OF ORDINANCES; PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

Said Bill may be inspected by the public at any time during regular business hours in the Office of the City Clerk at City Hall.

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

BY ORDER OF THE CITY COUNCIL

JOHN VAZQUEZ, CITY CLERK

PUBLISH: The Palm Beach Post-Times, March 17th and 24th, 1975.

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SUB PARAGRAPH (b) OF PARAGRAPH (1) ENTITLED "CONDITIONS OF ELIGIBILITY" OF SECTION 2-120.2 ENTITLED "ELIGIBILITY;" PARAGRAPH (5) ENTITLED "VESTING" OF SECTION 2-120.4 ENTITLED "RETIREMENT BENEFITS," AND PARAGRAPH (3) ENTITLED "GUARANTEED REFUND OF MEMBERS CONTRIBUTIONS" OF SECTION 2-120.5. ENTITLED "CONTRIBUTIONS" OF DIVISION 4 ENTITLED "GENERAL PENSION PLAN" OF ARTICLE VI ENTITLED "CITY EMPLOYEES" OF CHAPTER 2 ENTITLED "ADMINISTRATION" OF THE CODE OF ORDINANCES; 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 subparagraph (b) of paragraph (1) entitled "Conditions of Eligibility" of Section 2-120.2 entitled "Eligibility", paragraph (5) entitled "Vesting" of Section 2-120.4 entitled "Retirement Benefits" and paragraph (3) entitled "Guaranteed refund of members contributions" of Division 4 entitled "General Pension Plan" of Article VI entitled "City Employees" of Chapter 2 entitled "Administration" of the Code of Ordinances are amended as follows:

"Section 2-120.2. Eligibility

1. Conditions of Eligibility

(b) Any future Employee ~~shall-be-eligible-to~~ must become a Member upon the completion of one (1) year of Continuous Service if not more than sixty-three (63) years of age and provided that:"

"Section 2-120.4. Retirement benefits.

(5) Vesting.

A participant must live to Normal Retirement age in order to receive his vested benefit, and no benefits shall be payable to a Participant's Beneficiaries following his death; provided further, a Participant must leave his accumulated contributions in the fund in order to receive the Vested benefit, unless in lieu of all benefits

whatsoever under the Plan, the Participant elects to receive a refund of his accumulated contributions provided his employment is terminated, either voluntarily or by lawful discharge."

"Section 2-120.5. Contributions.

(3) Guaranteed refund of member contributions.

All retirement, death and disability benefits payable under this System are in lieu of a refund of Member contributions. In any event, however, each Member shall be guaranteed the payment of benefits at least equal in total amount to his Accumulated Contributions plus such interest as may be determined by the Board but not less in any event than three per cent (3%). In lieu of any other benefits hereunder, a Member shall have the Option on termination of his employment, either voluntarily or by lawful discharge of withdrawing all of his Accumulated Contributions plus interest thereon."

SECTION 2.

Any ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3.

If any section, part of a section, paragraph, sentence, clause, phrase or word of this ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holding or invalidity shall not affect the remaining portions of this ordinance and it shall be construed to have been the legislative intent to pass this ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other person, property or circumstances.

SECTION 4.

Specific authority is hereby granted to codify this ordinance. It is the intention of the City Council, and it is

hereby ordained, that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of Riviera Beach; that the sections of this ordinance may be renumbered or relettered to accomplish such intentions; and that the word "ordinance" may be changed to "section", "article", or other appropriate words.

SECTION 5.

This ordinance shall take effect upon its passage as provided by law.

PASSED AND ADOPTED on first reading this 5 day of March 1975.

PASSED AND ADOPTED on second and final reading this 2 day of April 1975.

APPROVED:

Lucius G. Hill
Mayor

David Wm Williams

James H. Jones

Ben R. White

Allen "Ducky" D. Lane

Rafael H. O'Connell

ATTEST:

John W. [Signature]
City Clerk

Councilmen

March 13, 1975

NOTICE OF PROPOSED ORDINANCE

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 Wednesday, April 2, 1975 at 7:30 p.m. at the City Hall, 2214 Avenue E, and from time to time thereafter as may be necessary for the purpose of considering the enactment of the following ordinance:

BILL NO. 1064

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SUB-PARAGRAPH (B) OF PARAGRAPH (1) ENTITLED "CONDITIONS OF ELIGIBILITY" OF SECTION 2-120.2 ENTITLED "ELIGIBILITY"; PARAGRAPH (5) ENTITLED "VESTING" OF SECTION 2-120.4 ENTITLED "RETIREMENT BENEFITS", AND PARAGRAPH (3) ENTITLED "GUARANTEED REFUND OF MEMBERS CONTRIBUTIONS" OF SECTION 2-120.5 ENTITLED "CONTRIBUTIONS OF DIVISION 4 ENTITLED "GENERAL PENSION PLAN" OF ARTICLE VI ENTITLED "CITY EMPLOYEES" OF CHAPTER 2 ENTITLED "ADMINISTRATION" OF THE CODE OF ORDINANCES; PROVIDING A REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

Said Bill may be inspected by the public at any time during regular business hours in the Office of the City Clerk at City Hall.

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

BY ORDER OF THE CITY COUNCIL

JOHN VAZQUEZ, CITY CLERK

PUBLISH: The Palm Beach Post-Times, March 17th and 24th, 1975.

defeated 5/11

ORDINANCE NO. 1065

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SUB-PARAGRAPH (2) ENTITLED "FRONT YARD" OF PARAGRAPH (B) ENTITLED "BUILDING SITE AREA REGULATIONS" OF SECTION 23.20.1 ENTITLED "RESTRICTED COMMERCIAL (C-1B)" OF ARTICLE II ENTITLED "USE DISTRICTS AND USES" OF CHAPTER 23 ENTITLED "ZONING" OF THE CODE OF ORDINANCES BY REVISING SAME; 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 sub-paragraph (2) entitled "Front Yard" of paragraph (B) entitled "Building Site Area Regulations" of Section 23.20.1 entitled "Restricted Commercial (C-1B)" of Article II entitled "Use Districts and Uses" of Chapter 23 entitled "Zoning" of the Code of Ordinances which reads:

"(2) Front yard: A minimum thirty feet (30') shall be provided from the street line to any structure with the exception of ornamental walls, security walls and gatehouse. Such walls and gatehouses shall be set back five feet (5') from the front property line."

IS REVISED TO READ:

"(2) Front yard: A minimum one hundred feet (100') shall be provided from the street line to any main structures more than two (2) stories in height and fifty feet (50') from the street line to any main structures two (2) stories or less in height, and fifty feet (50') from the street line to any accessory structures, e.g., parking garages, recreational decks, boiler and generator rooms.

Properties situated on Lake Worth, a minimum thirty feet (30') shall be provided from the street line to any main or accessory structures and five feet (5') from the street line to any ornamental walls and gatehouses."

SECTION 2. Each day's violation of any of the provisions of this ordinance shall constitute a separate offense and shall be punishable as provided in Section 1-8 of the Code of Ordinances.

SECTION 3. That any ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. If any section, part of a section, paragraph, sentence, clause, phrase or word of this ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holding or invalidity shall not affect the remaining portions of this ordinance and it shall be construed to have been the legislative intent to pass this ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other person, property or circumstances.

SECTION 5. Specific authority is hereby granted to codify this ordinance. It is the intention of the City Council, and it is hereby ordained, that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of Riviera Beach; that the sections of this ordinance may be re-numbered or relettered to accomplish such intentions; and that the word "ordinance" may be changed to "section", "article", or other appropriate words.

SECTION 6. This ordinance shall take effect upon its passage as provided by law.

PASSED and APPROVED on first reading this 5 day of March, 1975.

PASSED AND ADOPTED on second and final reading this _____ day of _____, 1975.

APPROVED:

Mayor

ATTEST:

Clerk

Councilmen

March 13, 1975

NOTICE OF PROPOSED ORDINANCE

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 Wednesday, April 2, 1975 at 7:30 p.m. at the City Hall, 2214 Avenue E, and from time to time thereafter as may be necessary for the purpose of considering the enactment of the following ordinance:

BILL NO. 1065

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SUB-PARAGRAPH (2) ENTITLED "FRONT YARD" OF PARAGRAPH (B) ENTITLED "BUILDING SITE AREA REGULATIONS" OF SECTION 23.20.1 ENTITLED "RESTRICTED COMMERCIAL (C-1B)" OF ARTICLE II ENTITLED "USE DISTRICTS AND USES" OF CHAPTER 23 ENTITLED "ZONING" OF THE CODE OF ORDINANCES BY REVISING SAME: PROVIDING A PENALTY CLAUSE, REPEALING CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

Said Bill may be inspected by the public at any time during regular business hours in the Office of the City Clerk at City Hall.

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

BY ORDER OF THE CITY COUNCIL

JOHN VAZQUEZ, CITY CLERK

PUBLISH: The Palm Beach Post-Times, March 17th and 24th, 1975.

ORDINANCE NO. 1066

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 23 ENTITLED "ZONING" OF THE CODE OF ORDINANCES BY REZONING CERTAIN LANDS WITHIN THE CITY FROM THEIR PRESENT CLASSIFICATION OF C-1B (RESTRICTED COMMERCIAL) TO R-5 (HIGH-DENSITY RESIDENTIAL); DIRECTING THE CITY CLERK TO UP-DATE THE CITY'S ZONING MAP DESIGNATED AS THE "ZONING MAP OF RIVIERA BEACH, FLORIDA;" PROVIDING A 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 23 entitled "Zoning" of the Code of Ordinances is amended by rezoning the following described lands within the city from their present classification of C-1B (Restricted Commercial) to R-5 (High-density Residential),
to-wit:

ALL properties lying in Section 14, 15, 22 and 23, Township 42S, Range 43E, City of Riviera Beach, Palm Beach County, Florida and being further described as that land bounded on the south by the north boundary line of the property presently known as The Tahiti (legally described as the north 160 feet of south 1165 feet of Section 22/23 East of easterly right-of-way line of State Road 703); bounded on the west by the east right-of-way line of State Road 703 (A1A); bounded on the north by the present north corporate limit line of the City of Riviera Beach; and bounded on the east by the mean high water line of the Atlantic Ocean.

SECTION 2. That the City Clerk is authorized and directed to reflect upon the Zoning Map designated as the "Zoning Map of Riviera Beach, Florida", by hatching or other appropriate means of designation, the changes in zoning classification effected under this ordinance.

SECTION 3. Any ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. If any section, part of a section, paragraph, sentence, clause, phrase or word of this ordinance is for

any reason held or declared to be unconstitutional, inoperative or void, such holding or invalidity shall not affect the remaining portions of this ordinance and it shall be construed to have been the legislative intent to pass this ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other person, property or circumstances.

SECTION 5. This ordinance shall take effect upon its passage as provided by law.

PASSED AND ADOPTED on first reading this 5 day of March 1975.

PASSED AND ADOPTED on second and final reading this 2 day of April 1975.

APPROVED:

Mayor

David W. Williams

James G. Jones

Ray P. Nichols

ATTEST

John W. [Signature]
City Clerk

Robert [Signature]
Councilmen

March 13, 1975

NOTICE OF PROPOSED ORDINANCE

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 Wednesday, April 2, 1975 at 7:30 p.m. at the City Hall, 2214 Avenue E, and from time to time thereafter as may be necessary for the purpose of considering the enactment of the following ordinance:

BILL NO. 1066

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 12 ENTITLED "ZONING" OF THE CODE OF ORDINANCES BY RE-ZONING CERTAIN LANDS WITHIN THE CITY FROM THEIR PRESENT CLASSIFICATION OF C-1B (RESTRICTED COMMERCIAL) TO R-5 (HIGH-DENSITY RESIDENTIAL); DIRECTING THE CITY CLERK TO UPDATE THE CITY'S ZONING MAP DESIGNATED AS THE "ZONING MAP OF RIVIERA BEACH, FLORIDA;" PROVIDING A REPEALING CLAUSE, SAVING CLAUSE, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

Said Bill may be inspected by the public at any time during regular business hours in the Office of the City Clerk at City Hall.

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

BY ORDER OF THE CITY COUNCIL

JOHN VAZQUEZ, CITY CLERK

PUBLISH: The Palm Beach Post-Times, March 17th and 24th, 1975.

D E F E A T E D

ORDINANCE NO. 1067

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE SCHEDULE OF SALARY RANGES AND SALARY PLAN OF SECTION 2-100 ENTITLED "RATES OF PAY" OF DIVISION 3 ENTITLED "SALARY PLAN" OF ARTICLE VI ENTITLED "CITY EMPLOYEES" OF CHAPTER 2 ENTITLED "ADMINISTRATION" OF THE CODE OF ORDINANCES BY CREATING THE CLASSIFICATION OF SERVICE DIVISION CAPTAIN AND ASSIGNING RANGE AND STEP, AND SALARY TO SUCH CLASSIFICATION WHICH CLASSIFICATION IS TO TERMINATE UPON CAPTAIN ALBERT DAVIS' RETIREMENT OR LAWFUL DISCHARGE FROM THE POLICE DEPARTMENT; PROVIDING A REPEALING CLAUSE, A SAVING CLAUSE, AND EFFECTIVE DATE AND FOR OTHER PURPOSES.

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

Section 1. The Schedule of Salary Ranges and Salary Plan of Section 2-100 entitled "Rates of Pay" of Division 3 entitled "Salary Plan" of Article VI entitled "City Employees" of Chapter 2 entitled "Administration" of the Code of Ordinances is amended by creating the Classification of Service Division Captain which is to terminate upon Captain Albert Davis' retirement or lawful discharge from the Police Department and by assigning the following range and step, and salary to such classification:

<u>CLASSIFICATION</u>	<u>RANGE & STEP</u>	<u>SALARY</u>
Service Division Captain	33-F	\$297.07

Section 2. That all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Section 3. If any section, part of a section, paragraph, sentence, clause, phrase or word of this ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holding or invalidity shall not affect the remaining portions of this ordinance and it shall be construed to have been the legislative intent to pass this ordinance without such unconstitutional invalid or inoperative part therein, and the remainder of this ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holdings shall not affect the applicability thereof to any other person, property or circumstances.

Section 4. This ordinance shall take effect upon its passage as provided by law.

PASSED AND ADOPTED on first reading this _____ day of _____, 1975.

PASSED AND ADOPTED on second and final reading this _____ day of _____, 1975.

APPROVED:

Mayor

ATTEST:

City Clerk

Councilmen

EMERGENCY ORDINANCE NO. 1068

AN EMERGENCY ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, DECLARING COUNCIL'S FINDINGS; AMENDING ORDINANCE 1041 BY CORRECTING THE TITLE CONTAINED IN SAID ORDINANCE BY DELETING THE HYPHENATED LETTERS "RE-" TO THE WORD "ESTABLISHING" THEREBY EXPRESSING THE TRUE INTENT OF THE CITY COUNCIL; PROVIDING A REPEALING CLAUSE, PENALTY CLAUSE, AUTHORITY TO CODIFY, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, the City Council of the City of Riviera Beach, Florida, hereby declares and determines that in order to provide for the public health, welfare, safety and commonwealth of the City, that this correction to Ordinance No. 1041, necessitates this enactment, and

WHEREAS, the intended word in the title of said ordinance was the word "establishing" and not "re-establishing" and therefore reflecting the true intent and purpose of the enactment of said ordinance;

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

SECTION 1. That the title contained in Ordinance No. 1041 be amended and corrected to read as follows:

"ORDINANCE NO. 1041

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SECTION 6-30 RELATING TO AREA EAST OF INTRACOASTAL WATERWAY OF ARTICLE III RELATING TO BULKHEAD LINES ON LAKE WORTH OF CHAPTER 6 RELATING TO BUILDINGS OF THE CODE OF ORDINANCES BY RE-ESTABLISHING THE BULKHEAD LINE ALONG THE EAST SHORE OF LAKE WORTH; PROVIDING A REPEALING CLAUSE, A PENALTY CLAUSE, SAVING CLAUSE, AUTHORITY TO CODIFY, AN EFFECTIVE DATE AND FOR OTHER PURPOSES."

SECTION 2. That any ordinance or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. Each day's violation of any of the provisions of this ordinance shall constitute a separate offense and shall be punishable as provided in Section 1-8 of the Code of Ordinances.

SECTION 4. Specific authority is hereby granted to codify this ordinance. It is the intention of the City Council, and it is hereby ordained, that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of Riviera Beach; that the sections of this ordinance may be renumbered or relettered to accomplish such intentions; and that the word "ordinances" may be changed to "section," "article", or other appropriate words.

SECTION 5. This ordinance shall take effect upon its passage as provided by law.

PASSED AND APPROVED on first reading this 19 day of March 1975.

PASSED AND ADOPTED on second and final reading this 19 day of March 1975.

APPROVED:

Mayor

[Signature]

[Signature]

James "Bucky" McLean

ATTEST:

[Signature]

City Clerk

[Signature]

Councilmen