

ORDINANCE NO. 75-20

AN ORDINANCE ADOPTING AND ENACTING A CODE OF ORDINANCES FOR ST. JOHNS COUNTY, FLORIDA; ESTABLISHING THE SAME; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN, EXCEPT AS HEREIN EXPRESSLY PROVIDED; REPEALING CHAPTERS 22458, 24862 AND 26198 LAWS OF FLORIDA; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA:

Section 1. That the St. Johns County Code, consisting of Chapters 1 to 14, each inclusive, is hereby adopted and enacted as the "St. Johns County Code," and shall be treated and considered as a new and original comprehensive ordinance which shall supersede all other general and permanent ordinances passed by the Board of County Commissioners on or before January 20, 1975, except such as, by reference thereto, are expressly saved from repeal or continued in force and effect for any purpose.

Section 2. That all provisions of such Code shall be in full force and effect on and after February 1, 1976 and all ordinances of a general and permanent nature passed by the Board of County Commissioners on or before January 20, 1975, and not included in such Code or recognized and continued in force by reference therein are hereby repealed from and after the 1st day of February, 1976, except as hereinafter provided. No resolution of the Board of County Commissioners, not specifically mentioned, is hereby repealed.

Section 3. That the repeal provided for in Section 2 hereof shall not affect the following:

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- (1) Any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of this ordinance;
- (2) Any ordinance of the County promising or guaranteeing the payment of money by or to the County or authorizing the issuance of any bonds of the County, or any evidence of the county's indebtedness, or any contract or obligation assumed by the county;
- (3) Any ordinances fixing positions, classifications and salaries;
- (4) Any right of franchise granted by any ordinance of the County to any person, firm or corporation; or any modification thereof;
- (5) Any ordinance dedicating, naming, establishing, locating, relocating, opening, paving, widening, vacating, etc., any street or public way in the County;
- (6) The annual appropriation ordinance;
- (7) Any ordinance levying or imposing taxes;
- (8) Any ordinance establishing and prescribing the street grades of any street in the County;
- (9) Any ordinance providing for local improvements and assessing taxes therefor;
- (10) The zoning and/or subdivision ordinances and all amendments, variances, and exceptions thereto;
- (11) Any ordinance governing flood insurance;
- (12) Ordinance No. 73-3, passed May 5, 1973, dealing with obscenity.

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Such repeal shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance which is repealed by this ordinance.

Section 4. That pursuant to the power granted to counties by Section 6(d) of Article VIII of the Florida Constitution of 1968, the following Local Laws are hereby repealed. Chapter 22458 (1943) Laws of Florida, Chapter 24862 (1947) Laws of Florida, Chapter 26198 (1949) Laws of Florida. Such repeal shall not be construed to revive any law or part thereof which was repealed by said laws.

Section 5. That any and all additions or amendments to such Code, when passed in such form as to indicate the intention of the Board of County Commissioners to make the same a part thereof, shall be deemed to be incorporated into such Code so that reference to the "St. Johns County Code," shall be understood and intended to include such additions and amendments.

Section 6. That a copy of such Code shall be kept on file in the office of the Clerk of the Circuit Court and preserved in looseleaf form, or in such other form as the Clerk may consider most expedient. It shall be the express duty of the Clerk or someone authorized by him, to insert in their designated places all amendments or ordinances which indicate the intention of the Board of County Commissioners to make the same a part of such Code, when the same have been printed or reprinted in page form, and to extract from such Code all provisions which may be from time to time repealed by the Board of County Commissioners. This copy of such Code shall be available for all persons desiring to examine the same and shall be considered the official St. Johns County Code.

Section 7. That the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared

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unconstitutional, invalid or unenforceable by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality, invalidity or unenforceability shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance.

Section 8. That it shall be unlawful for any person, firm or corporation in St. Johns County to change or amend by additions or deletions, any part or portion of such Code, or to insert or delete pages or portions thereof, or to alter or tamper with such Code in any manner whatsoever which will cause the law of St. Johns County to be misrepresented thereby.

Section 9. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 10. This ordinance shall be in force and take effect on the 1st day of February, 1976 .

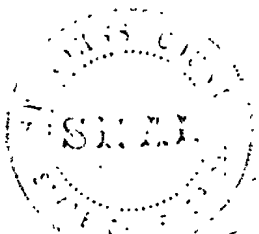
PASSED by the Board of County Commissioners of St. Johns County, Florida this 23rd day of December, 1975 .

BOARD OF COUNTY COMMISSIONERS OF
ST. JOHNS COUNTY, FLORIDA

By: H. F. [Signature]
Chairman

ATTEST:

[Signature]
Clerk



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The St. Augustine Record
 PUBLISHED EVERY AFTERNOON EXCEPT SUNDAY
 ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA. }
 COUNTY OF ST. JOHNS. }

Before the undersigned authority personally appeared
ROBERT E. JAMES who on oath says that he is
ADVERTISING MANAGER of the St. Augustine Record, a
 daily newspaper published at St. Augustine in St. Johns County, Florida;
 that the attached copy of advertisement, being a LEGAL NOTICE
NOTICE OF CONSIDERATION OF PASSAGE OF ORDINANCE.
 _____ in the matter of _____
ENACTING A CODE.
 _____ in the _____ Court,
 was published in said newspaper in the issues of _____
NOVEMBER 24, 1975.

Affiant further says that the St. Augustine Record is a newspaper
 published at St. Augustine, in said St. Johns County, Florida, and that the
 said newspaper has heretofore been continuously published in said St. Johns
 County, Florida, each day, except Sundays, and has been entered as second
 class mail matter at the post office in the City of St. Augustine, in said
 St. Johns County, Florida, for a period of one year next preceding the first
 publication of the attached copy of advertisement; and affiant further says
 that he has neither paid nor promised any person, firm or corporation any
 discount, rebate, commission or refund for the purpose of securing this
 advertisement for publication in the said newspaper.

Sworn to and subscribed before me
 this 24th day of November, 1975
Notary Public

 Notary Public.

Notary Public, State of Florida
 Commission Expires _____
 Issued by American Title & Security Company

COPY OF ADVERTISEMENT

NOTICE IS HEREBY GIVEN THAT
 THE BOARD OF COUNTY
 COMMISSIONERS OF ST. JOHNS
 COUNTY, FLORIDA, AT ITS
 REGULAR MEETING ON
 DECEMBER 23, 1975, AT 11:30
 O'CLOCK A.M. IN THE COUNTY
 COMMISSIONERS ROOM, ST.
 JOHNS COUNTY COURTHOUSE,
 ST. AUGUSTINE, FLORIDA, WILL
 CONSIDER THE PASSAGE OF
 THE FOLLOWING ORDINANCE:
 AN ORDINANCE ADOPTING AND
 ENACTING A CODE OF
 ORDINANCES FOR ST. JOHNS
 COUNTY, FLORIDA;
 ESTABLISHING THE SAME;
 PROVIDING FOR THE REPEAL
 OF CERTAIN ORDINANCES NOT
 INCLUDED THEREIN, EXCEPT
 AS HEREIN EXPRESSLY
 PROVIDED; REPEALING
 CHAPTERS 22458, 24622 AND 26198,
 LAWS OF FLORIDA; PROVIDING
 FOR THE MANNER OF
 AMENDING SUCH CODE OF
 ORDINANCES; PROVIDING A
 SEVERABILITY CLAUSE AND
 PROVIDING WHEN THIS
 ORDINANCE SHALL BECOME
 EFFECTIVE.
 A draft of said Code is on file in the
 Office of the Clerk of the Circuit
 Court, St. Johns County Courthouse,
 and may be examined by parties in
 interest prior to said public hearing.
 All parties in interest will be
 afforded an opportunity to be heard
 at the public hearing.
 DATED this 18th day of
 November, 1975.
 BOARD OF COUNTY
 COMMISSIONERS OF
 ST. JOHNS COUNTY,
 FLORIDA
 By (s) Robert E. Curtan
 Its Chairman
 ATTEST:
 Oliver Lawton
 Its Clerk
 N24-L555Adv.



Secretary of State

STATE OF FLORIDA
THE CAPITOL
TALLAHASSEE 32304
(904) 488-3918

BRUCE A. SMATHERS
SECRETARY OF STATE

DAVID C. MACNAMARA
Assistant Secretary of State

December 30, 1975

Honorable Oliver Lawton
Clerk of the Circuit Court
St. Johns County
Post Office Drawer 299
St. Augustine, Florida 32084

Dear Mr. Lawton:

Pursuant to the provisions of Section 125.66, Florida Statutes this will acknowledge your letters of December 30 and certified copy of St. Johns County Ordinances Nos. 75-20, 75-21, 75-22 and 75-23. These ordinances were received and filed in this office December 30, 1975.

Kindest regards.

Cordially,

BRUCE A. SMATHERS
Secretary of State

By *Nancy Kavanaugh*
(Mrs.) Nancy Kavanaugh
Chief, Bureau of Laws

NK/mp

FILED

1975 DEC 31 AM 8 43

Oliver Lawton
CLERK OF CIRCUIT COURT
BY _____ CLERK