

DRAFT 7/19/94

ORDINANCE NO. 94-36

AN ORDINANCE OF ST. JOHNS COUNTY RELATING TO CODE AND ORDINANCE ENFORCEMENT AND AUTHORIZING THE USE OF CITATIONS WITHIN THE UNINCORPORATED AREAS OF ST. JOHNS COUNTY; PROVIDING A SHORT TITLE; PROVIDING AUTHORITY AND PURPOSE; PROVIDING JURISDICTION; PROVIDING CITATION PROCEDURES; PROVIDING A SCHEDULE OF APPLICABLE CODES AND ORDINANCES; PROVIDING A SCHEDULE OF CODE AND ORDINANCE VIOLATIONS AND PENALTIES; PROVIDING ADDITIONAL PENALTIES FOR CONTINUING VIOLATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Part II of Chapter 162, Florida Statutes, authorizes Counties and Municipalities to adopt a supplemental code enforcement system, authorizing the use of citations and the assessment of civil penalties against violators of local governmental codes and ordinances, in addition to Code Enforcement Board proceedings, misdemeanor prosecution and other enforcement methods; and

WHEREAS, the Board of County Commissioners of St. Johns County, Florida, finds that the adoption of a supplemental code enforcement system, which provides for expedited enforcement procedures and the use of citations for civil infractions, will promote, protect and improve the public health, safety and welfare of the citizens of St. Johns County;

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

**Section 1. Short Title.** This ordinance may be cited as the "St. Johns County Uniform Citation Ordinance".

**Section 2. Authority and Purpose.** This ordinance is adopted pursuant to Chapter 162, Part II, Florida Statutes, particularly Section 162.21 thereof, as a supplemental method of enforcing the codes and ordinances of St. Johns County, and is enacted to protect the public health, safety, and welfare of the citizens of St. Johns County, Florida. It is not intended to replace or exclude the enforcement of code or ordinance violations as otherwise permitted by law.

**Section 3. Jurisdiction.** The provisions of this ordinance shall apply within the unincorporated areas of St. Johns County, Florida. All applicable codes and/or ordinances as determined by the Board of County Commissioners of St. Johns County may be enforced by this ordinance, by citation to the appropriate County Court of St. Johns County, except as prohibited by law.

**Section 4. Applicable Codes and Ordinances; Classes.**

A schedule of the specific codes and ordinances or parts thereof that may be enforced through the means of this ordinance is attached hereto as "Schedule A", and incorporated herein by reference as if fully set forth herein. Amendments to Schedule A shall be made by amendment to this ordinance, with appropriate notice and formality.

**Section 5. Code Enforcement Citation Procedures.**

A. Designation of Code Enforcement Officer. For the purpose of this ordinance, the term "code enforcement officer" shall mean any designated employee or agent of St. Johns County or the St. Johns County Sheriff's Office whose duty it is to enforce one or more of the codes and ordinances set forth in Schedule A, and who has received appropriate training as determined by the County Administrator or his designees or by the St. Johns County Sheriff's Office. This shall include, but not be limited to, code inspectors and other code compliance personnel (building, zoning, and environmental personnel), and law enforcement officers supplementarily trained in code compliance. Nothing in this ordinance shall be deemed to amend, alter or contravene the provisions of any state-administered retirement system or any state-supported retirement system established by general law. The designation of code enforcement officers and the establishment of appropriate training for such officers may be delegated by the County Administrator to one or more Directors of the departments or offices of St. Johns County. Training criteria and procedures shall be established by one or more written policies which shall be designed to facilitate compliance with the provisions of section 162.21, Florida Statutes, and this ordinance.

B. Citation Authorization; Application. Any code enforcement officer so designated by the County, or by the St. Johns County Sheriff's Office, is hereby authorized to issue a citation to a person or business when, based upon personal investigation, the officer has reasonable cause to believe that the person or business, (hereinafter, the violator), has committed a civil infraction in violation of a duly enacted code or ordinance of St. Johns County, which code section or ordinance has been included in Schedule A herein, and which the County Court, in and for St. Johns County, Florida, will hear the charge.

C. Notification Prior to Citation Issuance; Procedures.

1) Prior to issuing a citation, a code enforcement officer shall provide a warning notice to the violator that the violator has committed a violation of a County code or ordinance and shall establish a reasonable time period within which the violator must correct the violation.

2) Notice shall conform to the requirements of Section 162.12, Florida Statutes, when it is not possible for the issuing code enforcement officer to hand deliver the warning notice, and to receive in return the signature of the violator, or an appropriate representative of the violator.

3) The time period for corrective action shall be no more than thirty (30) days.

4) If, upon personal investigation, a code enforcement officer finds that the violator has not corrected the violation, or, in the alternative, made substantial documented effort to correct the violation, the code enforcement officer may issue a citation to the violator.

5) A code enforcement officer shall not be required to provide the violator with a reasonable time period within which to correct the violation prior to issuing the citation and may immediately issue a citation if the code enforcement officer has reason to believe that the violation presents a serious threat to public health, safety, or welfare, or if the violation is irreparable, or irreversible, or if the violator is known to have violated the same code or ordinance, and has been previously given notice and afforded the opportunity to correct the violation, within one year of the present violation.

#### **Section 6. Reasonable Cause.**

In order to issue a citation a code enforcement officer must have reasonable cause to believe that a person or business has committed an act in violation of a St. Johns County code or ordinance or part thereof, that is identified in Schedule A. Such reasonable cause must be based upon the code enforcement officer's personal investigation. See also section 5 (B) hereof.

#### **Section 7. Continuing Violations.**

Each day a violation continues subsequent to the issuance of a citation shall constitute a separate violation, for which the initial warning notice and period for corrective action shall suffice, for which a separate subsequent citation may be issued, and an additional penalty may be applied.

#### **Section 8. Form of Citation.**

A citation issued by a code enforcement officer shall be in the form prescribed by the County and shall contain:

- a) The date and time of issuance.
- b) The name and address of the violator to whom the citation is issued.
- c) The date and time the civil infraction was committed.
- d) The facts constituting reasonable cause to believe that the violator committed one or more civil infractions with a description of each such infraction.
- e) The section number or numbers of the codes or ordinances violated.
- f) The name and authority of the code enforcement officer.

g) The procedure for the violator to follow in order to pay the civil penalties or to contest the citation.

h) The applicable civil penalty for each civil infraction if the violator elects to contest the citation.

i) The applicable civil penalty for each civil infraction if the violator elects not to contest the citation.

j) A conspicuous statement that if the violator fails to pay the civil penalty or penalties within the time allowed, or fails to appear in court to contest the citation, the violator will be deemed to have waived the right to contest the citation, and that, in such case, judgement may be entered against the violator for an amount up to the maximum civil penalties.

**Section 9. Refusal to Sign or Accept Citation.**

Any person who willfully refuses to sign and accept a citation issued by a code enforcement officer shall be guilty of a misdemeanor of the second degree, punishable as provided in Section 775.082 or Section 775.083, Florida Statutes.

**Section 10. Deposit of Citations.**

After issuing a citation to an alleged violator, the code enforcement officer shall deposit the original citation and one copy with the Clerk of the County Court. The Clerk of the Court shall notify the County Administrator or his designee of any contested citations, and of the court date(s) when such contested citations may be scheduled to be heard by the County Court.

**Section 11. Uncontested Citations.**

A violator may pay the civil penalties as indicated on the citation within 15 (fifteen) days of receiving the citation. Payment shall waive the violator's right to a hearing to contest the citation, and shall constitute an admission of the violations.

**Section 12. Hearing.**

A. An alleged violator may contest the validity of a citation by requesting a hearing before a judge of the County Court in and for St. Johns County. The alleged violator shall request a hearing in writing within fifteen (15) days according to the instructions to be included on the citation form itself, or by appearance in person at the office of the Clerk of the Court, or in any other manner determined by the Court to be appropriate, and which provides adequate notice to the County Administrator or his designee, or to the Office of the Sheriff if the citation was issued by the Sheriff's Office.

B. At any hearing, proof of the commission of a violation of a code or ordinance must be by a preponderance of the evidence. Unless otherwise required by Florida law or rules of court, formal rules of evidence shall not apply but fundamental due

process shall be observed and shall govern the proceedings.

**Section 13. Penalties.**

A. A violation of a St. Johns County code or ordinance provision, or part thereof, that this ordinance authorizes to be enforced by the issuance of citations is a civil infraction when such provision is sought to be enforced or the violator punished pursuant to this ordinance.

B. The maximum civil penalty or fine shall not exceed \$500.00 per civil infraction.

C. A civil penalty or fine of less than the maximum civil penalty shall be assessed if the violator does not contest the citation.

D. The amount of the penalty for an uncontested citation shall be determined by the class of the violations. The penalty per class of violation is set forth in "Schedule B" of this ordinance, appended hereto and incorporated by reference. Schedule B may be amended by resolution of the Board of County Commissioners.

E. If, after hearing, the Judge of the County Court shall affirm a contested citation or portion thereof, the Court shall set the penalty for the violations. However, the penalty set shall not be less than the amount of the citation penalty had it been paid as uncontested.

F. All fines shall be satisfied by check or money order or other payment made payable to and acceptable by the Clerk of the Court. The Clerk may assess a late fee against all fines paid after the original 15 (fifteen) day due date but before any hearing on the citation. All monies collected pursuant to this ordinance shall be credited to the General Fund of St. Johns County.

**Section 14. Failure to Pay or Contest, Failure to Appear.**

If a violator fails to pay the civil penalties or fines or fails to request a hearing, fails to appear in court to contest the citation when a hearing has been requested, or fails to appear in court as may be required, the Court may enter judgement for an amount not to exceed \$500.00 per infraction, and/or may issue a rule to show cause, sua sponte, or upon the request of the issuing agency. The court rule to show cause shall require the violator to appear before the court to explain why action on the citation has not been taken. If a person who is issued such rule to show cause fails to appear in response to the court's order, the violator may be held in contempt of court.

**Section 15. Collection.**

As an additional remedy, the County may refer violations neither paid nor contested within fifteen (15) days of issuance to a collection agency for processing, collection, and notification of failure of payment to any credit bureau.

**Section 16. Severability.**

It is the intent of the Board of County Commissioners of St. Johns County, and is hereby provided that if any section, subsection, sentence, clause, phrase, or provision of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be so construed as to render invalid or unconstitutional the remaining provisions of this ordinance.

**Section 17. Inclusion in the Code.**

It is the intent of the Board of County Commissioners of St. Johns County, and is hereby provided that the provisions of this ordinance shall be made part of the Code of St. Johns County, Florida; that the sections of this ordinance may be renumbered or relettered; and that the word "ordinance" may be changed to "section", "article" or other appropriate designation to accomplish such intention.

**Section 18. Effective Date.**

This ordinance shall take effect immediately upon receipt by the Clerk of official acknowledgment from the Department of State that same has been filed.

PASSED AND ENACTED by the Board of County Commissioners of St. Johns County, State of Florida, this 9th day of August, 1994.

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By: Alan Roberts  
Its Chair

ATTEST: CARL "BUD" MARKEL, CLERK

By: Carl "Bud" Markel  
Clerk

Effective Date: August 22, 1994



7/25/94

SCHEDULE A

(References following St. Johns County Code Sections are to St. Johns County Ordinances as amended. Specific provisions of referenced St. Johns County Ordinances shall prevail over specific provisions of the St. Johns County Code, in cases of conflict. Ordinance citations shall be deemed to include all amendments thereto.)

BUILDING AND CODES DEPARTMENT:

1. Standard Unsafe Buildings Code. St. Johns County ("SJC") Code Section 6-115. (Ord. 79-57, Section 1)
2. Standard Housing Code. SJC Code Section 6-181, et seq. (Ord. 93-16, Section 1)
3. Standard Building Code. SJC Code Section 6-1. (Ord. 92-9 Section 1; Ord. 93-7 Sections 1-3)
4. National Electrical Code. SJC Code Section 6-17. (Ord. 92-7 Section 1)
5. Standard Plumbing Code. SJC Code Section 6-31. (Ord. 92-5 Section 1)
6. Standard Mechanical Code. SJC Code Section 6-41. (Ord. 92-6 Section 1)
7. Signs. SJC Code Section 14-1/2-1 et seq. (Ord. 90-9, Article I)
8. Mobile Home Standards. SJC Code Section 6-6. (Ord. 92-9 Section 8)
9. Public Nuisances. SJC Code Ch. 11, Article VII: Div. 2, Wellington-by-the-Sea and De Leon Shores; Div. 3, Ponte Vedra MSD. (Ord. 93-25; Ord. 93-26)
10. Standard Swimming Pool Code. SJC Code Section 6-161 et seq. (Ord. 93-5)
11. Posting of Numbers (911 Systems). SJC Code Section 6-147. (Ord. 86-65 Section 5)

12. Contractor Licensing. SJC Code Section 6-71 et seq. (Ord. 76-20; Ord. 76-23 Section 2; Ord. 78-66 Section 1; Ord. 80-25, Section 1, 2; Ord. 81-59 Section 1; Ord. 81-73 Section 1; Ord. 81-74 Section 1; Ord. 84-39 Section 1; Ord. 92-29 Section 1,2)
13. Coastal Construction Code. SJC Code Section 6-128 et seq. (Ord. 86-16, Article 1)
14. Flood Damage Prevention. SJC Code Section 9-7. (Ord. 78-43, Article III; Ord. 85-66, Article 3; Ord. 90-24, Article 3)

Schedule A notwithstanding, the provisions of the ordinance to which Schedule A is applicable shall not apply to enforcement pursuant to ss.553.79 and 553.80, Florida Statutes, of building codes adopted pursuant to s.553.73, Florida Statutes, as they apply to construction, provided that a building permit is either not required or has been issued by St. Johns County. For the purposes of this paragraph "building codes" means only those codes adopted pursuant to s.553.73, Florida Statutes.

LANDSCAPING:

1. General Landscaping Maintenance Requirements. St. Johns County Code Section 9 1/4-23 (Ord. 79-19, Section 2; Ord. 86-80, Section 1).
2. General Prohibitions. SJC Code Section 9 1/4-46. (Ord. 90-11, Section 6)

ZONING - RESIDENTIAL AREAS:

St. Johns County Code Chapter 18. (Ordinances 73-1, 73-4, 73-5, 74-3, 77-6):

1. Not adhering to conditions of Variances, Exceptions, and Rezoning Ordinances. (Article II, Sections 11-9-1 and 11-9-2).
2. Buildings/additions/remodeling not meeting required setbacks. (Article 5)



Schedule A  
Page 3

3. Addition of second kitchen to single family dwelling. (Articles 5,6)
4. Unregistered vehicles. (Article 7, Section 7-7-1)
5. Recreational vehicles parked in required front yard. (Article 7, Section 7)
6. Operating business out of residential area (private home). (Article 7, Section 7-16-3)
7. Recreational vehicles used for sleeping purposes in residential area. (Article 7, Section 7-7)
8. Parking commercial vehicles in residential area. (Article 7, Section 7-6)
9. Fences exceeding maximum height limitations. (Article 7, Section 7-1)
10. Skirting on mobile homes in required zoning. (Article 5, Section 5-5-1,2,9)
11. Exceeding number of pets permissible in residential area or pet in residential area not considered household pets. (Article 7, Section 7-17-1.6)
12. Violation of zoning limitations on signs. (Article 7, [Section 7-15-1(a)])
13. Violation of zoning provisions for accessory uses and structures. (Articles 3 and 7, Sections 3-3 and 7-17)
14. Violation of non-conforming lots, uses and structures provisions. (Article 10)

**NON-RESIDENTIAL AREAS:** (Ords. 73-1; 73-4; 73-5; 74-3; 77-6)

1. Not adhering to rezoning ordinance, variance or exception requirements and conditions. (Article 11, Section 11-9-1 & 11-9-2)

2. Outside sales/display on property not zoned for the activity. (Article 5; Section 5-6-3(a); Section 5-7-2A(1); Section 5-8-2(a))
3. Roadside stands in areas not zoned for this activity. (Article 5)
4. Violation of zoning limitations on signs: (Section 7-15-1(b) (c) (d) (e))
5. Violation of non-conforming lots uses and structures provisions. (Article 10)
6. Violation of zoning provisions for accessory uses and structures. (Sections 3-3 & 7-17)

ROAD AND BRIDGE:

1. Construction or placement of any temporary or permanent structure, sign, culvert, ditch, post, or landscaping within the right-of-way of any public road without permit. St. Johns County Code Section 16-39.1. (Ord. 87-24, Section 4; Ord. 88-48, Section 3)
2. Mailbox with posts greater than 6". 16-39.1 (Ord. 87-24, Section 4; Ord. 88-48, Section 3)
3. Installation of utilities within right-of-way of any public road without utility permit. 16-39.1. (Ord. 87-24, Section 4; Ord. 88-48, Section 3)
4. Construction of driveways and roads connecting to a public road without approval and permit. 16-39.1. (Ord. 87-24, Section 4; Ord. 88-48, Section 3)
5. No drainage system, natural or manmade, shall be altered, designed, constructed, abandoned, restricted, or removed without prior approval of the County and all appropriate State and Federal agencies. St. Johns County Code Section 16-44. (Ord. 86-4, Section 10.1 and Ord. 87-24, Section 9)

Schedule A  
Page 5  
(Continued Road and Bridge Department)

6. All offsite drainage entering the property prior to the commencement of construction must be maintained through the construction period. Approved silt barriers must be placed to prevent silts, erosion, or other pollutants from leaving the site. If offsite siltation occurs, it must be halted immediately, or all work must cease until the silting is stopped. Any such siltation deposited offsite must be removed prior to County acceptance of the project. St. Johns County Code Section 16-44(5). (Ord. 86-4, Section 10; Ord. 87-24, Section 9)
7. All privately-owned drainage facilities constructed after the effective date of this ordinance\* (1/20/86) shall be continuously maintained by a homeowner's association, the developer, or other entity approved by the County and designated in the construction application. Failure to adequately maintain the facilities shall be a violation of this ordinance. St. Johns County Code Section 16-44(6). (Ord. 86-4, Section 10; Ord. 87-24, Section 9)
8. Filling of lots outside of authority Building Permit (foundation and up to five (5) feet outside the foundation) without a lot grading plan (plot plan) demonstrating that fill will not block natural water flow from adjacent property and will not direct flow of additional water onto adjacent property. St. Johns County Code Section 16-44(7). (Ord. 86-4, Section 10; Ord. 87-24, Section 9)
9. No fencing, shrubs, trees or construction other than grassing may be placed on the right-of-way without County approval. St. Johns County Code Section 16-45(1)(A). (Ord. 86-4, Section 11)
10. No person may block or impede the flow of water through any County or private drainage system, nor may leaves, trash, or other materials be placed in or burned in County drainage facilities. St. Johns County Code Section 16-45(1)(B). (Ord. 86-4, Section 11)

11. Construction and maintenance for driveway crossings of County swales and/or ditches shall be the responsibility of the individual owner. St. Johns County Code Section 16-45(1)(B). (Ord. 86-4, Section 11)
12. In the event any existing culvert is found to be installed by the owner to incorrect grade, or is found to be damaged or is found to be of insufficient capacity, the County shall notify the owner in writing, and said culvert shall be replaced at the expense of the owner, within 30 days. St. Johns County Code Section 16-45(1)(D). (Ord. 86-4, Section 11.5)

SOLID WASTE DEPARTMENT:

1. Unauthorized collection/hauling of solid waste. St. Johns County Code Section 15-3. (Ord. 89-20, Section 4)
2. Unauthorized dumping/disposal of solid waste. St. Johns County Code Section 15-4. (Ord. 89-20, Section 5)
3. Unauthorized disposal of hazardous waste. St. Johns County Code Section 15-8. (Ord. 89-20, Section 9)
4. Unauthorized storage/accumulation of construction debris. St. Johns County Code 15-10. (Ord. 89-20, Section 11)
5. Hauling solid waste without proper coverage. St. Johns County Code Section 15-11. (Ord. 89-20, Section 12)
6. Unauthorized disposal of tires. St. Johns County Code Section 15-34. (Ord. 89-20, Section 37)
7. Franchisee/municipality disposal at other than authorized sites. St. Johns County Code Section 15-5. (Ord. 89-20, Section 6; Ord. 90-54, Section 2)

Schedule A  
Page 7

8. Cross collection outside franchise area. St. Johns County Code Section 15-6. (Ord. 89-20, Section 7)
9. Unauthorized operation of disposal site/system. St. Johns County Code Section 15-7. (Ord. 89-20, Section 8)
10. Violation of adopted solid waste regulation. St. Johns County Code Section 15-9. (Ord. 89-20, Section 10)
11. Improper storage of solid waste. St. Johns County Code Section 15-12. (Ord. 89-20, Section 13)
12. Occupational license renewal without proof of proper solid waste disposal. St. Johns County Code Section 15-5. (Ord. 89-20)

UTILITY DEPARTMENT:

1. Backflow Prevention Devices:

Not installing proper backflow prevention devices as required by AWWA, Florida Administrative Code 17-550, 17-555 and 17-560. St. Johns County Code Section 17 3/4 - 47(b). (Ord. 93-14 Section 27)

2. Hydrant Meters:

Loaning a hydrant meter to someone other than the name of the person/company who the hydrant meter was issued to from the Utility Department. St. Johns County Code Section 17 3/4 -25. (Ord. 93-14, Section 5)

Misuse of the hydrant meter or placing it backwards. St. Johns County Code Section 17 3/4 - 25. (Ord. 93-14 Section 5)

Direct hookup to a fire hydrant without a hydrant meter. St. Johns County Code Section 17 3/4 -25. (Ord. 93-14 Section 5)

3. Contractors:

Damage to the meter site, pipes, boxes, lids, meter or other apparatus after tap was made. A penalty charge as well as material and labor charge. St. Johns County Code Section 17 3/4 -29. (Ord. 93-14, Section 9)

4. Tampering:

Unauthorized use of county water and sewer system. Account holder will be held responsible. St. Johns County Code Section 17 3/4 -24. (Ord. 93-14, Section 4)

Unauthorized straight piping, locking or unlocking meters in order to receive water service. St. Johns County Code Section 17 3/4 -25. (Ord. 93-14, Section 5)

No cutting off meter locks. St. Johns County Code Section 17 3/4 -29. (Ord. 93-14, Section 9)

5. Right-of-Way:

No fencing, shrubs, trees, vehicles or construction other than grass may be placed within a two (2) foot diameter around the meter box. St. Johns County Code Section 17 3/4 -26. (Ord. 93-14 Section 6)

ST. JOHNS COUNTY SHERIFF'S OFFICE:

1. Parking on beach ramp (Ord. 78-70 #4). St. Johns County Code Section 17 1/2 -35(9).
2. Park/Official Signs Prohibited (Ord. 78-70 #4). St. Johns County Code Section 17 1/2 -35(10).
3. Consume/possess alcoholic beverage (Ord. 82-42). St. Johns County Code Section 5-8. (Ord. 83-34, Section 1)

Schedule A  
Page 9

4. Unleashed dog on beach (Ord. 88-42). St. Johns County Code Section 5-5.
5. Glass/plastic bottles/glass containers (Ord. 78-41; Ord. 79-38). St. Johns County Code Section 5-3.
6. Horse on beach (Sat, Sun, Legal Holidays) (Ord. 78-40). St. Johns County Code Section 5-6.
7. Driving/sitting vehicles on dunes/vegetation (Ord. 73-2, Section 3). St. Johns County Code Section 5-17.
8. Dumping trash or garbage on beach (Ord. 71-3, Section 3; Ord. 78-29). St. Johns County Code Section 5-2.
9. Peddling on beach (Ord. 72-4, Section 1; Ord. 89-39, Section 2). St. Johns County Code Section 5-1.
10. Overnight camping on beach w/o permit (Ord. 75-12). St. Johns County Code Section 5-4.
11. Radio/speaker not to exceed 55db(A) 8 foot on beach (Ord. 89-62).

SCHEDULE B

STANDARD FINES PER CLASS OF CODE VIOLATION  
FOR UNCONTESTED VIOLATIONS

<u>Class</u>	<u>Fine</u>
I	Initial offense: \$100.00
II	Second offense: \$250.00



**The St. Augustine Record**

PUBLISHED EVERY AFTERNOON MONDAY THROUGH FRIDAY, SATURDAY AND SUNDAY MORNING  
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA,  
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared \_\_\_\_\_  
SHERRY R. FREE \_\_\_\_\_ who on oath says that she is  
ACCOUNTING CLERK \_\_\_\_\_ 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 \_\_\_\_\_  
NOTICE OF INTENT \_\_\_\_\_  
\_\_\_\_\_ in the matter of \_\_\_\_\_  
MEETING ON AUGUST 9, 1994 \_\_\_\_\_  
\_\_\_\_\_ in the \_\_\_\_\_ Court,  
was published in said newspaper in the issues of \_\_\_\_\_  
July 21, 1994 \_\_\_\_\_

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 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 she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper.

Sworn to and subscribed before me \_\_\_\_\_  
this 21st day of July  
A. D. 19 94

*Zoe Ann Moss*  
Notary Public



**COPY OF ADVERTISEMENT**

NOTICE OF INTENT  
TO CONSIDER  
ENACTMENT OF ORDINANCE  
NOTICE IS HEREBY GIVEN  
that the Board of County Commissioners of St. Johns County, Florida, at its regular meeting on Tuesday, August 9, 1994 at 1:30 p.m. in the County Auditorium, at the County Administration Building, 4020 Lewis Speedway (County Road 14-A) and U.S. #1 North, St. Augustine, Florida, will hold a public hearing to consider the passage of the following ordinance:  
AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA RELATING TO CODE AND ORDINANCE ENFORCEMENT AND AUTHORIZING THE USE OF CITATIONS WITHIN THE UNINCORPORATED AREAS OF ST. JOHNS COUNTY; PROVIDING A SHORT TITLE; PROVIDING AUTHORITY AND PURPOSE; PROVIDING JURISDICTION; PROVIDING CITATION PROCEDURES; PROVIDING A SCHEDULE OF APPLICABLE CODES AND ORDINANCES; PROVIDING A SCHEDULE OF CODE AND ORDINANCE VIOLATIONS AND PENALTIES; PROVIDING ADDITIONAL PENALTIES FOR CONTINUING VIOLATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING AN EFFECTIVE DATE.

The proposed Ordinance is on file in the office of the Clerk of the Circuit Court, St. Johns County, Florida, St. Johns County Administration Building, Lewis Speedway, and may be examined by parties interested prior to said public hearing.

All parties having any interest in said Ordinance will be afforded an opportunity to be heard at the public hearing.

If a person decides to appeal any decision made with respect to any matter considered at the hearing, he/she will need a record of the proceedings, and for such purposes he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

NOTICE TO PERSONS NEEDING SPECIAL ACCOMMODATIONS AND TO ALL HEARING IMPAIRED PERSONS: In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact David Hatstead, ADA Coordinator, at (904) 823-2301 at the County Administration Building, 4020 Lewis Speedway, St. Augustine, FL 32095, or the Florida Relay Service: 1-800-955-8770, not later than 5 days prior to the date of this meeting.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA  
CARL "BUD" MARKEL,  
ITS CLERK  
By Yvonne Carter  
Deputy Clerk  
L717 July 21, 1994



FLORIDA DEPARTMENT OF STATE  
Jim Smith, Secretary of State  
DIVISION OF ELECTIONS  
Bureau of Administrative Code  
The Elliot Building  
Tallahassee, Florida 32399-0250  
(904) 488-8427

RECEIVED

'94 AUG 22 AM 10:04

August 17, 1994  
*Liz Cloud*  
CHIEF, BUREAU OF ADMINISTRATIVE CODE

Ms. Yvonne Carter  
Deputy Clerk  
St. Johns County Board of  
County Commissioners  
Post Office Drawer 300  
St. Augustine, Florida 32085-0300

Dear Ms. Carter:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge your letter of August 15, 1994 and certified copy of St. Johns County Ordinance No. 94-36, which was filed in this office on August 17, 1994.

In response to your FAX request of August 16, 1994, we are returning St. Johns County ordinance No. 94-37.

Sincerely,

*Liz Cloud*

Liz Cloud, Chief  
Bureau of Administrative Code

LC/vm

Enclosure