

ORDINANCE NO. 99-8

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING PORTIONS OF ORDINANCE 97-15, WHICH IS THE ORDINANCE ESTABLISHING A COMPREHENSIVE ZONING CODE FOR ALL OF ST. JOHNS COUNTY, FLORIDA, EXCEPT THAT AREA COMPRISING THE PONTE VEDRA ZONING DISTRICT, AS DEFINED IN CHAPTER 65-2171, LAWS OF FLORIDA, AND FURTHER EXCEPTING STATE AND NATIONAL PARKS AND ALL INCORPORATED CITIES AND TOWNS IN ST. JOHNS COUNTY; SPECIFICALLY AMENDING SECTION 7-6, PROVIDING FOR RESTRICTIONS ON PARKING OF HEAVY VEHICLES IN RESIDENTIAL DISTRICTS; PROVIDING A SEVERANCE CLAUSE AND SETTING AN EFFECTIVE DATE.

Whereas, the intent of the Zoning Code, Section 7-6, is to prohibit the parking of heavy vehicles in residential area that would not be in keeping with the character of the district ; and,

Whereas, the current Zoning Code does not provide definition of heavy vehicles that complies with the licensing standards pursuant to Florida Statutes.

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

Section 1. Ordinance 97-15, Section 7-6 is deleted in its entirety and the following is substituted in its stead:

7-6. Parking of Heavy Vehicles in Residential Districts. Heavy vehicles which are in excess of 8,000 pounds net vehicle weight, and are registered on the basis of gross vehicle weight in accordance with Section 320.01 (10) (11) (12), Florida Statutes shall not be parked or stored in any residential district except as may be required for normal loading or unloading of such vehicles and during the time normally required for service at dwellings, or at structures or activities permitted or permissible in such residential districts by the terms of this Zoning Ordinance. Prohibited vehicles shall include dump trucks, semitrailers, truck tractors and similar vehicles as defined by Section 320.01 (10) (11) and (12) Florida Statutes. In addition, the parking of a school bus, except for the normal loading or unloading during the time normally required for service, shall be prohibited in Residential Districts.

Section 2. 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 construed as to render invalid or unconstitutional the remaining provisions of this ordinance.

Section 6. This Ordinance shall take effect upon its being filed with the Secretary of State of Florida.

PASSED AND ENACTED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA this 9th day of February, 1999.

**BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA**

BY: *Marc Javolone*
Its Chair

ATTEST: Cheryl Strickland

By: *Cheryl Strickland*
Clerk

Effective Date: *February 17, 1999*

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Florida

Department of Highway Safety and Motor Vehicles

Division of Motor Vehicles

PROCEDURE RS-45	SUBJECT: HEAVY TRUCK AND TRUCK TRACTOR LICENSE PLATES		
DESCRIPTION AND USE: THIS PROCEDURE PROVIDES INFORMATION AND INSTRUCTIONS FOR THE ISSUANCE OF LICENSE PLATES FOR HEAVY TRUCKS AND TRUCK TRACTORS.			
I. PROVISIONS OF LAW: Section 320.01(10), (11), and (12), Florida Statutes, provides the definitions for Heavy Truck, Truck Tractor and Gross Vehicle Weight. Section 320.0706, Florida Statutes, provides for the correct display of license plates on heavy trucks and truck tractors. Section 320.08(4), Florida Statutes, provides for the taxing structure for registration of heavy trucks and truck tractors by gross vehicle weight.			
II. DEFINITIONS: The following definitions are applicable to this procedure:			
A. "Heavy truck means, any motor vehicle with a net vehicle weight of more than 5,000 pounds, and is registered on the basis of gross vehicle weight in accordance with section 320.08(4), Florida Statutes, and is designed or used for the carriage of goods or designed or equipped with a connecting device for the purpose of drawing a trailer that is attached or coupled thereto by means of such connecting device and includes any such motor vehicle that has been added, a cabinet box, a platform, a rack, or other equipment for the purpose of carrying goods other than the personal effects of the passengers."			
B. "Truck tractor means, a motor vehicle which has four or more wheels and is designed and equipped with a fifth wheel for the primary purpose of drawing a semitrailer that is attached or coupled thereto by means of a fifth wheel and has no provision for carrying loads independently."			
DIVISION DIRECTOR <i>Philip D. Gandy</i>	EFFECTIVE DATE 07/01/95	REVISION DATE 07/10/97	PAGE # RS-45-01

HSMV 8000T (Rev. 5/92)

STATE OF FLORIDA
Florida Motor Vehicles

PROCEDURE # RS-45	SUBJECT: HEAVY TRUCK AND TRUCK TRACTOR LICENSE PLATES
<p>C. Gross vehicle weight means:</p> <ol style="list-style-type: none">1. For heavy trucks with a net weight of more than 5,000 pounds, but less than 8,000 pounds, the gross vehicle weight is calculated by adding the net weight of the heavy truck and the weight of the load it is carrying. The maximum gross weight as declared by the owner or person applying for registration.2. For heavy trucks with a net weight of 8,000 pounds or more, the gross vehicle weight is calculated by adding to the gross weight of the heavy truck to the gross weight of the trailer. The gross weight is declared by the owner or person applying for registration.3. The gross weight of a truck tractor and semitrailer combination is calculated by adding the net weight of the truck tractor to the gross weight of the semitrailer. This is the maximum gross weight declared by the owner or person applying for registration. These vehicles are coupled by means of a fifth wheel arrangement and a part of the weight of the semitrailer and load rests upon the truck tractor. <p>III. GENERAL INFORMATION:</p> <ol style="list-style-type: none">A. Class code 41 must be used for registration purposes, if semiannual registration is not requested by the applicant or the heavy truck or truck tractor was not registered with class code 46 for the first six months of the registration period.B. A truck may be registered using class code 46 for each semiannual period, however, an additional \$2.50 semiannual fee is required for each semiannual registration transaction.C. If the annual tax is \$100 or more, semiannual registration is authorized (Class Code 46).D. If a truck is registered as a class code 46 for the first semiannual period (December - May) and a nonuse affidavit is submitted for the months of June, July and August the truck may be registered as a class code 41 for the remaining months of September, October and November. <p>IV. <u>APPLICATION REQUIREMENTS:</u></p> <p>License plates may be issued for heavy trucks and truck tractors in any county license plate agency.</p>	
PAGE # RS-45-02	REVISION DATE 07/10/97

HSMV 80001 (Rev. 5/92)

The St. Augustine Record

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

FLORIDA,
ST. JOHNS

Authorized authority personally appeared _____

_____ MURRAY _____ who on oath says that she is

_____ CLERK _____ of the St. Augustine Record, a

newspaper published at St. Augustine in St. Johns County, Florida:

_____ and copy of advertisement, being a _____

_____ OF PUBLIC HEARING _____

_____ ORDER/REGULATION AFFECTING THE USE OF LAND _____

_____ Court, was published in said newspaper in the

_____ DECEMBER 23, 1998 _____

_____ who is personally

_____ PERSONALLY KNOWN _____ as

_____ (Type of Identification)

_____ (Seal)

_____ MOSS _____

_____ (Printed Name of Notary Public)



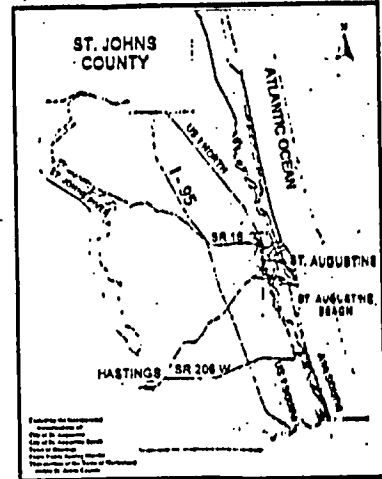
Zoe Ann Moss
MY COMMISSION # CC641814 EXPIRES
August 22, 2001
BONDED THRU TROY FAIR INSURANCE, INC.

NOTICE OF PUBLIC HEARINGS OF THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS ON ESTABLISHMENT OF ORDINANCE/REGULATIONS AFFECTING THE USE OF LAND

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, at a regular meeting on Tuesday, January 12, 1999 at 2:30 p.m. and at a regular meeting on Tuesday, January 26, 1999 at 5:30 p.m. in the County Auditorium at the County Administrative Complex, 4020 Lewis Speedway (County Road 16-A and U.S. 1 North), St. Augustine, Florida will hold public hearings to consider the following proposed ordinances and at the January 26, 1999 public hearing will consider adoption of the proposed ordinances:

ORDINANCE:

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING PORTIONS OF ORDINANCE 97-15, WHICH IS THE ORDINANCE ESTABLISHING A COMPREHENSIVE ZONING CODE FOR ALL OF ST. JOHNS COUNTY, FLORIDA, EXCEPT THAT AREA COMPRISING THE PONTE VEDRA ZONING DISTRICT, AS DEFINED IN CHAPTER 85-2171, LAWS OF FLORIDA, AND FURTHER EXCEPTING STATE AND NATIONAL PARKS AND ALL INCORPORATED CITIES AND TOWNS IN ST. JOHNS COUNTY; SPECIFICALLY AMENDING SECTIONS 7-10-2, PROVIDING USES PERMITTED AND LENGTH OF STAY IN TRAVEL TRAILER PARKS AND CAMPGROUNDS; ADDING SECTION 7-10-2A DEFINING PORTABLE HOUSING UNIT; ADDING SECTION 7-10-2B PROVIDING FOR NON-CONFORMING UNITS IN TRAVEL TRAILER PARKS AND CAMPGROUNDS; ADDING SECTION 8-1-88B DEFINING PORTABLE HOUSING UNIT; AMENDING SECTION 8-1-23, DEFINING DWELLING UNIT; ADDING SECTION 8-1-15B DEFINING COOKING FACILITIES; AMENDING SECTION 7-6; PROVIDING FOR RESTRICTIONS ON PARKING OF HEAVY VEHICLES IN RESIDENTIAL DISTRICTS; PROVIDING A SEVERANCE CLAUSE AND SETTING AN EFFECTIVE DATE.



ORDINANCE:

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING PORTIONS OF ORDINANCE 97-15, WHICH IS THE ORDINANCE ESTABLISHING A COMPREHENSIVE ZONING CODE FOR ALL OF ST. JOHNS COUNTY, FLORIDA, EXCEPT THAT AREA COMPRISING THE PONTE VEDRA ZONING DISTRICT, AS DEFINED IN CHAPTER 85-2171, LAWS OF FLORIDA, AND FURTHER EXCEPTING STATE AND NATIONAL PARKS AND ALL INCORPORATED CITIES AND TOWNS IN ST. JOHNS COUNTY; SPECIFICALLY AMENDING SECTIONS 7-16-12 (a) ALCOHOLIC BEVERAGES ESTABLISHMENTS, NEARBY CHURCH-NEARBY SCHOOL AND 7-16-13 (3) SUBSEQUENT ESTABLISHMENT OF CHURCH OR SCHOOL; PROVIDING A SEVERANCE CLAUSE AND SETTING AN EFFECTIVE DATE.

The proposed ordinances are on file in the office of the Clerk of the Board of County Commissioners at the St. Johns County Administration Complex, 4020 Lewis Speedway (CR 16A and U.S. #1, St. Augustine, Florida) and may be examined by parties interested prior to the said public hearings. Please take note that the ordinances are subject to revision prior to the hearings or adoption. All parties having any interest in said ordinances will be afforded an opportunity to be heard at the public hearings.

If a person decides to appeal any decision made with respect to any matter considered at the hearings, such person 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 these proceedings should contact ADA Coordinator, at (904) 823-2501 or at the County Administration Building, 4020 Lewis Speedway, St. Augustine, FL 32095. For hearing impaired individuals: Telecommunication Device for the Deaf (TDD:) 823-2501 or Florida Relay Service: 1-800-955-8770, no later than 4 days prior to the date of the hearing.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA
CHERYL STRICKLAND, ITS CLERK
By: Patricia DeGrande, Deputy Clerk

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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 _____

Linda Y. Murray 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 _____
Display Ad Notice of Public Hearing

in the matter of Amendment of Ordinance No. 97-15

in the _____ Court, was published in said newspaper in the
issues of February 2, 1999

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 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 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 2nd day of February, 19 99,
by Linda Y. Murray who is personally
known to me or who has produced Personally Known as
(Type of Identification)
identification.



Zoe Ann Moss
MY COMMISSION # CC641814 EXPIRES
August 22, 2001
BONDED THRU TROY FAH INSURANCE, INC.

Zoe Ann Moss
(Signature of Notary Public)

(Seal)

Zoe Ann Moss
(Print, Type or Stamp Commissioned Name of Notary Public)

Ordinance Book 22 Page 74

NOTICE OF PUBLIC HEARINGS OF THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS ON ESTABLISHMENT OF ORDINANCE/REGULATIONS AFFECTING THE USE OF LAND

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, at a regular meeting on Tuesday, February 9, 1999 at 5:30 p.m. in the County Auditorium at the County Administrative Complex, 4020 Lewis Speedway (County Road 16-A and U.S. 1 North), St. Augustine, Florida will hold the second public hearing to consider adoption of the proposed ordinance:

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING PORTIONS OF ORDINANCE 97-15, WHICH IS THE ORDINANCE ESTABLISHING A COMPREHENSIVE ZONING CODE FOR ALL OF ST. JOHNS COUNTY, FLORIDA, EXCEPT THAT AREA COMPRISING THE PONTE VEDRA ZONING DISTRICT, AS DEFINED IN CHAPTER 65-2171, LAWS OF FLORIDA, AND FURTHER EXCEPTING STATE AND NATIONAL PARKS AND ALL INCORPORATED CITIES AND TOWNS IN ST. JOHNS COUNTY, SPECIFICALLY AMENDING SECTION 7-6, PROVIDING FOR RESTRICTIONS ON PARKING OF HEAVY VEHICLES IN RESIDENTIAL DISTRICTS; PROVIDING A SEVERANCE CLAUSE AND SETTING AN EFFECTIVE DATE.

The proposed ordinance is on file in the office of the Clerk of the Board of County Commissioners at the St. Johns County Administration Complex, 4020 Lewis

Speedway (CR 16A and U.S. #1, St. Augustine, Florida and may be examined by parties interested prior to the said public hearing. Please take note that the ordinance is subject to revision prior to the hearings or adoption. 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 hearings, such person 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 the proceedings should contact ADA Coordinator, at (904) 823-2501 or at the County Administration Building, 4020 Lewis Speedway, St. Augustine, FL 32095. For hearing impaired individuals: Telecommunication Device for the Deaf (TDD): 823-2501 or Florida Relay Service: 1-800-955-8770, no later than 5 days prior to the date of the hearing.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA
CHERYL STRICKLAND, ITS CLERK
 By: Patricia DeGrande, Deputy Clerk

