

ORDINANCE NO. 2010- 51

AN ORDINANCE OF ST. JOHNS COUNTY TO BE CITED AS THE “PAIN MANAGEMENT CLINIC ORDINANCE”; PROVIDING FOR LEGISLATIVE FINDINGS AND AUTHORITY; PROVIDING FOR PURPOSE AND INTENT; PROVIDING FOR DEFINITIONS; REQUIRING LICENSURE OF CERTAIN PAIN MANAGEMENT CLINICS BY MARCH 15, 2011; CREATING A LICENSE APPLICATION PROCESS; ESTABLISHING AN APPLICATION AND LICENSE FEE; PROVIDING FOR GROUNDS TO DENY OR REVOKE A LICENSE; PROVIDING FOR REVIEW OF DENIAL OR REVOCATION; PROVIDING FOR LICENSE COMPLIANCE REQUIREMENTS; PROVIDING FOR LICENSE RENEWALS; PROVIDING FOR VIOLATIONS AND INSPECTIONS; PROVIDING FOR SERVICE OF NOTICE; PROVIDING FOR ENFORCEMENT AND PENALTIES; PROVIDING FOR ALLOCATION OF FEES AND FINES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Article VIII, Section 1, The Florida Constitution, and Chapter 125, Florida Statutes, St. Johns County is authorized to protect the public health, safety, and welfare of its residents and has the power and authority to enact regulations for valid governmental purposes that are not inconsistent with general or special law; and

WHEREAS, the public health, safety, and welfare is a legitimate public purpose recognized by the courts of Florida; and

WHEREAS, St. Johns County does not currently specifically regulate Pain Clinics and Pain Management Clinics; and

WHEREAS, on November 19, 2009, the Broward County, Florida Grand Jury released an Interim Report on the Proliferation of Pain Clinics in South Florida, which report detailed the rapid proliferation of pain clinics in South Florida; the excessive prescribing and dispensing of controlled substances through such clinics; the increased crime, including burglaries and robberies in areas where such pain clinics operate; the identity theft and organized criminal activities linked to the excessive prescribing and dispensing of such controlled substances; the increased drug trafficking in controlled substances originating from such pain clinics; and other impacts harmful to the public health, safety, and welfare; and

WHEREAS, the St. Johns County Board of County Commissioners (The Board) has been made aware of numerous news reports describing a “pipeline” of trafficking drugs from South Florida pain management clinics to users in other states, such as Kentucky, West Virginia, and Ohio; and

WHEREAS, the St. Johns County Sheriff has reported to The Board that based on the proximity of St. Johns County to I-95, and considering the expansion of pain clinics northward towards St. Johns County from counties located in the south, there is likely to be a proliferation of such clinics in St. Johns County, and that such clinics will have a direct and immediate impact which is harmful to the public health, safety, and welfare of residents in St. Johns County.; and

WHEREAS, several other Florida counties and municipalities have established moratoria on certain new pain management clinics to curb negative impacts created by these clinics, which could result in St. Johns County becoming a target for such clinics; and

WHEREAS, the illegal narcotic activity and increased crime associated with such clinics has created an urgent situation requiring urgent action to reduce the threat to the health, safety and welfare of St. Johns County citizens; and

WHEREAS, the Florida Legislature has identified concerns regarding the increased use and frequency of injury and death occurring through use of certain pain management clinics by persons obtaining prescription drugs for improper purposes. Additionally, Florida Statutes require physicians and other persons dispensing prescription drugs through pain management clinics, facilities or offices, to register with the State Department of Health in order to conduct such business; and

WHEREAS, the illegal activities associated with certain pain management clinics creates an urgent situation necessitating regulation of such clinics in St. Johns County; and

WHEREAS, The Board has determined that licensing certain existing businesses operating as pain management clinics within the jurisdiction of St. Johns County will provide local oversight of these businesses and discourage illegal activities related to these clinics; and

WHEREAS, it is not the intent of this Ordinance to interfere with legitimate medical clinics or the legal use of controlled substances; and

WHEREAS, Section 162.09(2)(d), Florida Statutes, authorizes a county having a population equal to or greater than 50,000 to adopt by a vote of least a majority plus one of the entire governing body of the county to give code enforcement boards or special magistrates the authority to impose a fine up to \$1,000 per day per violation for a first violation of an ordinance, up to \$5,000 per day per violation for a repeat violation of an ordinance, and up to \$15,000 per violation if the code enforcement board or special magistrate finds the violation to be irreparable or irreversible in nature; and

WHEREAS, St. Johns County's population is greater than 50,000 and the Board of County Commissioners of St. Johns County intends to authorize the St. Johns County Code Enforcement Special Magistrates pursuant to Section 162.09(2)(d), to impose a fine up to \$1,000 per day per violation for a first violation of this Ordinance, up to \$5,000 per day per violation for a repeat violation of this Ordinance and up to \$15,000 per violation if the Special Magistrate finds a violation of this Ordinance to be irreparable or irreversible in nature; and

WHEREAS, St. Johns County, by and through its Board of County Commissioners, wishes to promote, protect and improve the health, safety and welfare of the citizens of St. Johns County; and

WHEREAS, The Board finds and declares that the proliferation of pain clinics in St. Johns County is a direct and immediate threat to the public health, safety and welfare of the residents of St. Johns County, and that certain restrictions on the issuance, transfer and renewal of business tax receipts for the operation of such pain clinics is necessary to prevent the harmful impacts of such proliferation; and

WHEREAS, The Board finds and declares a need to impose regulations on certain pain management clinics and to limit the number of pain management clinics licensed to operate in St. Johns County.

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

SECTION 1: TITLE.

This Ordinance shall be known and may be cited as the “Pain Management Clinic Ordinance.”

SECTION 2: LEGISLATIVE FINDINGS AND AUTHORITY.

The recitals set forth above are incorporated herein. ST. JOHNS COUNTY finds and declares there exists an urgent need to enact an ordinance requiring the regulation of certain pain management clinics operating in St. Johns County and to prevent the opening of any new clinics, except as prescribed herein. This Ordinance is enacted pursuant to Florida Statutes Section 125.66, and under the home rule powers of St. Johns County and is in the best interest of the health, peace, safety and general welfare of the people of St. Johns County.

SECTION 3: PURPOSE AND INTENT.

The purpose and intent of this Ordinance is to promote the health, safety and general welfare of the residents of St. Johns County through the regulation of certain pain management clinics currently in operation and to prevent the opening of any additional pain management clinics, except as prescribed herein.

SECTION 4: DEFINITIONS.

- A. “Chronic Nonmalignant Pain” means pain unrelated to cancer, which persists beyond the usual course of the disease or injury that is the cause of the pain, for more than ninety (90) days after surgery.

- B.** “Code Enforcement Officer” means any authorized employee of St. Johns County whose duties designated by the County Administrator include investigating alleged violations of St. Johns County codes and ordinances, and may be referred to as “Code Enforcement Investigator” or “Code Inspector.”
- C.** “Division” shall mean the Code Enforcement Division or other St. Johns County division or division unit designated by the County Administrator to administer this Ordinance.
- D.** “Pain Management Clinic” means any privately owned pain management clinic, facility or office which advertises in any medium for any type of pain management services, or which employs a physician who is primarily engaged in the treatment of pain, and is required to register with the Florida Department of Health pursuant to Florida Statutes Sections 458.3265 or 459.0137 as may be amended. A physician will be considered primarily engaged in the treatment of pain, by prescribing or dispensing controlled substance medications when the majority of the patients seen are prescribed or dispensed controlled substance medications for the treatment of Chronic Nonmalignant Pain. Also included in this definition are centers designating themselves as a pain research center and, which may or may not be required to be registered with the State even though controlled substance medications are dispensed or prescribed to patients. Pain Management Clinic does not include clinics:
1. Licensed as a facility pursuant to Florida Statutes Chapter 395 as may be amended;
 2. Where the majority of the physicians who provide services in the clinic primarily provide surgical services;
 3. Owned by a publicly held corporation whose shares are traded on a national exchange or on the over-the-counter market and whose total assets at the end of the corporation’s most recent fiscal quarter exceeded \$50 million dollars;
 4. Affiliated with an accredited medical school at which training is provided for medical students, residents, or fellows;
 5. That do not prescribe or dispense controlled substances for the treatment of pain; or
 6. Owned by a corporate entity exempt from federal taxation under 26 U.S.C. 501(c) (3) or (4) as may be amended.
- E.** “License” shall mean a certificate issued pursuant to this Ordinance by the Division on an annual basis, authorizing the operation of a specific Pain Management Clinic location in St. Johns County and which contains the State’s required registration number on its face, if applicable. Each License shall identify the Pain Management Clinic’s physical address and have a unique numeric identifier on its face.

SECTION 5: LICENSE REQUIRED.

Beginning March 15, 2011, no Pain Management Clinic may operate in St. Johns County without first obtaining a Pain Management Clinic License issued by the Division; except that any Pain Management Clinic that was operating prior to the enactment of this Ordinance who has filed an application and paid the application fee may continue operating until the Division renders a decision to either grant or deny the License and notifies the Pain Management Clinic of the decision. The Pain Management Clinic must obtain its License, if approved, from the Division within two business days of notification by the Division.

SECTION 6: APPLICATION PROCESS.

Any Pain Management Clinic must complete an application available from the Division which shall at a minimum require the applicant to provide the following information:

1. The registration number from the State Department of Health as required by Florida Statutes Section 458.3265 or 459.0137 as may be amended, if the Pain Management Clinic must be registered in accordance with state law;
2. Proof satisfactory to the Division that the applicant is or has been conducting business in St. Johns County as a Pain Management Clinic at the registered location for which the applicant is seeking a St. Johns County License prior to and up through March 14, 2011;
3. Designation of the physician who shall be responsible for complying with all requirements related to registration and operation of the Pain Management Clinic and the physician's DEA number. The designated physician must have a full, active, and unencumbered license under Florida Statutes Chapters 456 or 459 and shall practice at the Pain Management Clinic location for which the physician has assumed responsibility. Within ten (10) days after termination or absence of a designated physician, the Pain Management Clinic must notify the Division of the identity of another designated physician for the Pain Management Clinic or forfeit the Pain Management Clinic's License;
4. A list of all persons associated with the ownership, management or operation of the Pain Management Clinic, whether paid or unpaid, part-time or full time, including all contract labor and independent contractors. This list shall include, but not be limited to all owners, partners, member, trustees, operators, employees and volunteers. The application shall also designate a contact person who shall be the point of communication between St. Johns County and the applicant during the application and License renewal process. For the persons listed, the following additional information must be provided:
 - A. The person's title;
 - B. A current home address, telephone number and date of birth;
 - C. A list of all criminal convictions whether misdemeanor or felony;

- D. A copy of a current Florida driver's license or a government issued photo I.D.; and
 - E. A set of fingerprints.
5. The property owner's name, address, telephone number and a copy of a Florida driver's license or a government issued photo I.D., if the property owner is different than the manager or operator.
 6. A copy of a valid business tax receipt required pursuant to Florida Statutes Chapter 205, issued before March 15, 2011;
 7. Any other information the Division Director deems necessary; and
 8. A sworn and notarized statement from the designated physician attesting to the veracity and accuracy of the information provided in the application.

It is the applicant's responsibility to provide full and accurate contact information when submitting the application to the Division. If the application for a Pain Management Clinic License is not properly completed in the sole discretion of the Division, the Division shall notify the designated contact person listed in the application. A completed application must be received by the Division within fifteen (15) business days of receipt of the deficiency notice from the Division in order to avoid assessment of another application fee. Failure to timely respond within the fifteen (15) business days shall result in a denial of the application as incomplete. A new application must then be submitted that is accompanied by the full nonrefundable application fee. The Division shall perform inspection(s) of the facility as necessary to determine whether or not the application submitted is accurate in all respects and to verify a physician licensed under Florida Statutes Chapter 456 or 459 as may be amended is on the premises during all times medications are dispensed or prescribed. In the event that any information provided in the application changes, an amended application must be filed with the Division in accordance with Section 10 below.

SECTION 7: APPLICATION AND LICENSE FEE.

Each application for a Pain Management Clinic License or License renewal shall be accompanied by a nonrefundable application fee in the amount of One Thousand Five Hundred Dollars (\$1,500.00). The application fee is in addition to the One Thousand Five Hundred Dollar (\$1,500.00) annual License fee. In addition the Pain Management Clinic's application must also include the costs for the national and Florida criminal history record check fees charged by the Florida Department of Law Enforcement for each person listed in Section 6 paragraphs 4 and 5 herein. Any changes to the application or License fees authorized by this Ordinance may be accomplished by Resolution of St. Johns County without the need to revise this Ordinance.

SECTION 8: LICENSE DENIAL OR REVOCATION FOR CAUSE.

The Division shall provide written notice of the grounds for the denial of any new or renewal application or revocation of an existing License. The Division shall deny or revoke a

Pain Management Clinic License or application for cause upon the occurrence of one or more of the following:

- A. The application contains false information;
- B. The applicant fails to file an amended application within the time allotted when any of the information contained in a License application has changed;
- C. The application contains missing information and the applicant fails to provide the requested information within the time allotted;
- D. The Pain Management Clinic is not registered with the State in accordance with Florida Statutes Section 458.3265 or Section 459.0137 as may be amended (if required), or has had its registration suspended or revoked by the State;
- E. Failure to submit a copy of a valid business tax receipt issued prior to March 15, 2011, with the application for each Pain Management Clinic location;
- F. The Pain Management Clinic was not open and fully operational immediately prior to March 15, 2011;
- G. Failure to allow inspection of the Pain Management Clinic by a Code Enforcement Officer, law enforcement officer, or any other person authorized to enforce ordinance violations in St. Johns County any time anyone is present on the premises;
- H. Failure to comply with any provision of this Ordinance;
- I. Allowing any person to work or volunteer at the Pain Management Clinic, whether paid or unpaid, who has been convicted of or plead guilty or nolo contendere to (even if sealed or expunged) an offense that constitutes a felony for receipt of illicit and/or diverted drugs, including any controlled substance listed in Schedule I, Schedule II, Schedule III, Schedule IV, or Schedule V of Florida Statutes Section 893.03 as may be amended, or any other state, or the United States;
- J. The facility is owned by or has any contractual or employment relationship with a physician:
 - 1. whose Drug Enforcement Administration number has ever been revoked;
 - 2. whose application for a license to prescribe, dispense, or administer a controlled substance has been denied by any jurisdiction; or
 - 3. who has been convicted of or plead guilty or nolo contendere to (even if sealed or expunged) an offense that constitutes a felony for receipt of illicit and/or

diverted drugs, including any controlled substance listed in Schedule I, Schedule II, Schedule III, Schedule IV, or Schedule V of Florida Statutes Section 893.03 as may be amended, or any other state, or the United States; or

- K. If the payment for the application fee or License fee is dishonored for any reason.

SECTION 9: REVIEW DENIAL OR REVOCATION OF LICENSE.

The owner of the Pain Management Clinic whose application has been denied (except for an incomplete application) or revoked may request a review before the St. Johns County Code Enforcement Special Magistrate in writing. The request must be received by St. Johns County's Code Enforcement Office within fifteen (15) calendar days, of the date of the notice. The review shall be heard by the St. Johns County Code Enforcement Special Magistrate. Hearings will be conducted in accordance with the St. Johns County Code Enforcement Ordinance which governs code and ordinance violations. The decision of the St. Johns County Code Enforcement Special Magistrate shall be final. Any Pain Management Clinic that has a License denied or non-renewed (except for an incomplete License), may not re-apply for a period of one (1) year. Any License that has been denied or revoked may not be reissued to any of the owner(s) or the physician(s) listed on the application regardless of the Pain Management Clinic's name for five (5) years except, that when the denial is solely based on an incomplete application, there is no prohibition against reapplying.

SECTION 10: LICENSE COMPLIANCE REQUIREMENTS.

1. A valid License issued pursuant to this Ordinance must be prominently displayed in a common public area of the Pain Management Clinic no later than March 15, 2011.
2. In the event any information contained in the License application changes, an amended application must be filed with the Division within ten (10) days of the change. Additionally, the Pain Management Clinic must provide the costs for the national and Florida criminal history record check fees charged by the Florida Department of Law Enforcement for each person listed in Section 6 paragraphs 4 and 5 herein. Failure to do so will result in License revocation and penalty as provided for in Section 13, below.
3. A License is non-transferable and cannot be assigned. Whenever ownership or management of a Pain Management Clinic changes, a new application must be filed for a new License and all applicable fees paid.
4. A current business tax receipt must be maintained and prominently displayed by the Pain Management Clinic.
5. Any code enforcement officer, law enforcement officer, or any other persons authorized to enforce county ordinances must be allowed access for inspections of the Pain Management Clinic premises at any time anyone is present on the premises.

6. The designated physician shall secure all prescription pads so that only authorized persons may access them. Beginning on March 15, 2011, every prescription written on a prescription pad containing the facility's name shall also include St. Johns County's License number.

SECTION 11: LICENSE RENEWALS.

Licenses shall be valid for one (1) year. At least thirty (30) days prior to expiration of the License, a renewal application must be submitted, along with a non-refundable renewal application fee of One Thousand Five Hundred Dollars (\$1,500.00). In addition the Pain Management Clinic's renewal application must also include the costs for the national and Florida criminal history record check fees charged by the Florida Department of Law Enforcement for each person listed in Section 6 paragraphs 4 and 5 herein, in the event the list provided with the Pain Management Clinic's original application has changed. Provided the Pain Management Clinic named in the renewal application and all information on the application are in compliance with this Ordinance, a renewal License shall be issued by the Division, after payment of an annual License fee of One Thousand Five Hundred Dollars (\$1,500.00). Renewal Licenses shall only be issued to businesses that were previously licensed and who timely file a renewal application.

SECTION 12: VIOLATIONS AND INSPECTIONS.

It shall be unlawful for any person to violate any provision of this Ordinance or to operate a Pain Management Clinic in St. Johns County without a valid License. Any code enforcement officer, law enforcement officer, or any other persons authorized to enforce county ordinances may enter the Pain Management Clinic premises and conduct an inspection to determine compliance with this Ordinance at any time anyone is present on the premises. In addition, it shall be a violation of this Ordinance for an owner of real property where the Pain Management Clinic is located to allow an unlicensed Pain Management Clinic to open or operate without a valid License, except as provided in Section 5, unless the property owner can show, upon proper notification, that he or she has taken steps to remove the Pain Management Clinic in violation of this Ordinance from the premises.

SECTION 13: SERVICE OF NOTICE; PUBLIC RECORDS.

Any notice required by this Ordinance shall be in writing and sent by certified mail or hand delivery to the mailing address set forth on the application for the Pain Management Clinic License, except that notices for violations enforced pursuant to the St. Johns County Code Enforcement Ordinance shall be provided in the manner prescribed therein. The mailing address set forth in the application shall be considered the correct mailing address for purposes of notice under the St. Johns County Code Enforcement Ordinance.

SECTION 14: ENFORCEMENT AND PENALTIES.

The County's code enforcement officers, law enforcement or any other person authorized to enforce county ordinances may enforce the provisions of this Ordinance. Any enforcement

action or legal remedy available under controlling state law, including, but not limited to, prosecution as a misdemeanor with a fine not exceeding Five Hundred Dollars (\$500.00) or by imprisonment for a term not exceeding sixty (60) days or by both fine and imprisonment, may be imposed as a penalty. When enforced by a code enforcement officer, the enforcement provisions and procedures contained in the St. Johns County Code Enforcement Ordinance, as may be amended, are incorporated herein by reference and will apply. The St. Johns County Code Enforcement Special Magistrates are hereby authorize to impose a fine up to \$1,000 per day per violation for a first violation of this Ordinance, up to \$5,000 per day per violation for a repeat violation of this Ordinance and up to \$15,000 per violation if the Special Magistrate finds a violation of this Ordinance to be irreparable or irreversible in nature. In determining the amount of the fines for violations of this Ordinance, the St. Johns County Code Enforcement Special Magistrate shall consider: 1) the gravity of the violation; 2) any actions taken by the violator; and 3) any previous violations committed by the violator. Nothing contained herein shall prevent the County from taking such other lawful action in law and equity as may be necessary to remedy any violation of any part of this Ordinance, including but not limited to:

1. Pursuit of injunctive and/or declaratory relief in a court of competent jurisdiction; or
2. Utilizing any other action or enforcement method permitted by law.

SECTION 15: ALLOCATION OF FEES AND FINES.

Fees collected pursuant to this Ordinance shall be used exclusively to pay for the County's administrative costs including but not limited to the application process, inspections and enforcement activities. To the extent allowed by state law, the Clerk of the Circuit Court, is hereby directed to deposit civil fines imposed by the Courts collected pursuant to this Ordinance into the Victim Assistance, Consumer Protection, Crime Prevention and Youth Advocacy Trust Fund. Fines collected pursuant to imposition by a St. Johns County Code Enforcement Special Magistrate shall be deposited into the County general fund.

SECTION 16: SEVERABILITY.

If any section, subsection, sentence, clause, phrase or provision of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such holding shall not be construed to render the remaining provisions of this Ordinance invalid or unconstitutional.

SECTION 17: FILING OF ORDINANCE AND EFFECTIVE DATE.

A certified copy of this Ordinance shall be filed with the Florida Department of State. This Ordinance shall take effect upon filing with that office.

PASSED AND ENACTED by the Board of County Commissioners of St. Johns County, Florida, this 7th day of December, 2010.

BOARD OF COUNTY COMMISSIONERS OF
ST. JOHNS COUNTY, FLORIDA

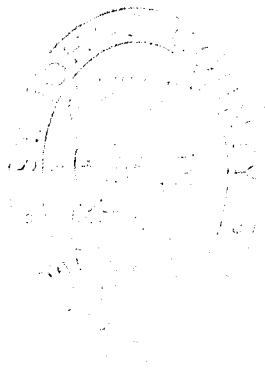
By: J. Ken Bryan
J. Ken Bryan, Chairman

ATTEST: CHERYL STRICKLAND

By: Yvonne King
Deputy Clerk

Rendition Date: December 15, 2010

Effective Date: December 16, 2010



SJC MINUTES & RECORDS C/O CLER
ATTN MS.P DEGRANDE
500 SAN SEBASTIAN VIEW
SAINT AUGUSTINE FL 32084

Ref.#: L4349-10
P.O.#: L4349-10

PUBLISHED EVERY MORNING SUNDAY THRU SATURDAY
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA,
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared **ULINDA E. VERSTRAATE**
who on oath says that he/she is an Employee 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 HEARING**
In the matter of **PAIN MGMT CLINIC ORD - HEARING DECEMBER 7, 2010**
was published in said newspaper on **11/23/2010**

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 has 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, for a period of one year preceding
the first publication of the copy of advertisement; and affiant further says that
he/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 23rd day of Nov 2010
by Ulinda E Verstraate who is personally known to me
or who has produced as identification

Janette Bradley

(Signature of Notary Public)

(Seal)

NOTICE OF A PUBLIC HEARING BY THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, will hold a public hearing on **Tuesday, December 7, 2010 at 9:00 a.m.** in the County Auditorium at the County Administration Building, 500 San Sebastian View, St. Augustine, Florida, to consider adoption of the following ordinance:

AN ORDINANCE OF ST. JOHNS COUNTY TO BE CITED AS THE "PAIN MANAGEMENT CLINIC ORDINANCE"; PROVIDING FOR LEGISLATIVE FINDINGS AND AUTHORITY; PROVIDING FOR PURPOSE AND INTENT; PROVIDING FOR DEFINITIONS; REQUIRING LICENSURE OF CERTAIN PAIN MANAGEMENT CLINICS BY MARCH 15, 2011; (OU) CREATING A LICENSE APPLICATION PROCESS; ESTABLISHING AN APPLICATION AND LICENSE FEE; PROVIDING FOR GROUNDS TO DENY OR REVOKE A LICENSE; PROVIDING FOR REVIEW OF DENIAL OR REVOCATION; PROVIDING FOR LICENSE COMPLIANCE REQUIREMENTS; PROVIDING FOR LICENSE RENEWALS; PROVIDING FOR VIOLATIONS AND INSPECTIONS; PROVIDING FOR SERVICE OF NOTICE; PROVIDING FOR ENFORCEMENT AND PENALTIES; PROVIDING FOR ALLOCATION OF FEES AND FINES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR 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 Building, 500 San Sebastian View, St. Augustine, Florida and may be examined by parties interested prior to the public hearing.

Interested parties may appear at the public hearing and be heard with respect to the proposed ordinance.

If a person decides to appeal any decision made by the Board of County Commissioners with respect to any matter considered at the public 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 to participate in the proceedings should contact ADA

Coordinator, at (904) 209-0650 at the St. Johns County Administration Building, 500 San Sebastian View, St. Augustine, FL 32084. For hearing impaired individuals: Telecommunication Device for the Deaf (TDD): 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
L4349-10 Nov 23, 2010



FLORIDA DEPARTMENT of STATE

CHARLIE CRIST
Governor

STATE LIBRARY AND ARCHIVES OF FLORIDA

DAWN K. ROBERTS
Interim Secretary of State

December 22, 2010

Ms. Cheryl Strickland
Secretary
St. Johns County
500 San Sebastian View
St. Augustine, Florida 32084

Attention: Ms. Yvonne King, Deputy Clerk

Dear Ms. Strickland:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated December 15, 2010 and certified copies of Ordinance Nos. 2010-49 through 2010-53, which were filed in this office on December 16, 2010.

Sincerely,

Liz Cloud
Program Administrator

LC/srd

2010 DEC 27 PM 2:14
RECEIVED
CLERK OF THE SUPERIOR COURT
ST. JOHN'S COUNTY, FL

DIRECTOR'S OFFICE

R.A. Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399-0250
850.245.6600 • FAX: 850.245.6282 • TDD: 850.922.4085 • <http://dlis.dos.state.fl.us>

COMMUNITY DEVELOPMENT
850.245.6600 • FAX: 850.245.6643

STATE LIBRARY OF FLORIDA
850.245.6600 • FAX: 850.245.6744

STATE ARCHIVES OF FLORIDA
850.245.6700 • FAX: 850.488.4894

CAPITOL BRANCH
850.488.2812 • FAX: 850.488.9879

RECORDS MANAGEMENT SERVICES
850.245.6750 • FAX: 850.245.6795

ADMINISTRATIVE CODE AND WEEKLY
850.245.6270 • FAX: 850.245.6282