

ORDINANCE NO. 2013 - 25

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, AMENDING THE ST. JOHNS COUNTY BEACH CODE, SECTION 5.05, NIGHTTIME DRIVING/PARKING (AS PROVIDED BY ORDINANCE 2007-19, AS AMENDED); REPEALING PARAGRAPH 3 OF ORDINANCE NO. 2007-50; PROVIDING SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

**Section 1.** (a) The first paragraph of Section 5.05 of the St. Johns County Beach Code (as provided by Ordinance 2007-19, as amended) is amended as follows:

Section 5.05 Nighttime Driving/Parking. No person shall drive or park any vehicle on the Atlantic Ocean Beach between the hours of 8:00 p.m. and 8:00 a.m. during turtle nesting season from May 1, of each year, through October 31, of each year, and no person shall enter onto an Atlantic Ocean Beach after 7:30 p.m. during this period for the purpose of parking or driving. Signage shall be placed at all Beach vehicular access points advising Motor Vehicle Operators of the Turtle Nesting Season driving regulations. Any person found driving or parked on an Atlantic Ocean Beach after 8:00 p.m. and before 8:00 a.m. or entering onto an Atlantic Ocean Beach between 7:30 p.m. and 8:00 p.m. for the purpose of parking or driving, during the Turtle Nesting Season, shall be in violation of this Beach Code. Said prohibition shall not be in force on such beach from the north side of the Vilano Road beach access ramp, south to the St. Augustine Inlet from 8:00 a.m. on July 4, of each year, until 1:00 a.m. on July 5, of each year.

(b) The second paragraph of Section 5.05 shall remain unchanged.

**Section 2.** Paragraph 3 of Ordinance 2007-50 is hereby repealed.

**Section 3.** Severability. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional, such decisions shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect,

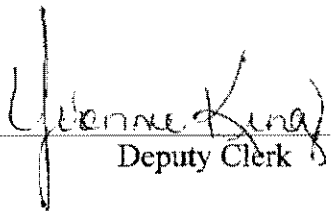
it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

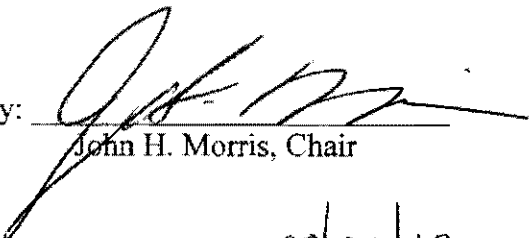
**Section 4. Effective Date.** This Ordinance shall be effective immediately upon the filing of this Ordinance with the office of the Department of State of Florida.

**PASSED AND ENACTED** by the Board of County Commissioners of St. Johns County, Florida, this 20<sup>th</sup> day of August, 2013.

ATTEST: CHERYL STRICKLAND

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By:   
Deputy Clerk

By:   
John H. Morris, Chair

EFFECTIVE DATE: 08/23/13

RENDITION DATE: 08/22/13



THE ST. AUGUSTINE RECORD

COPY OF

MINUTES AND RECORDS  
500 SAN SEBASTIAN VIEW  
SAINT AUGUSTINE FL 32084

Ref.#: L2477-13  
P.O.#: L2477-13

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

STATE OF FLORIDA,  
COUNTY OF ST. JOHNS

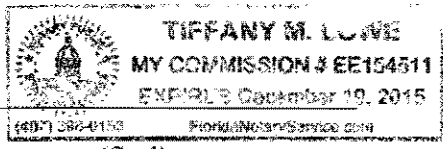
Before the undersigned authority personally appeared **STEVEN SMITH**  
who on oath says that he/she is an Employee of the St. Augustine Record,  
a daily newspaper published at St. Augustine in St. Johns County, Florida:  
that the attached copy of advertisement being a **NOTICE OF HEARING**  
In the matter of **AMEND NIGHT DRIVING - HEARING AUGUST 20, 2013**  
was published in said newspaper on **08/13/2013**

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 \_\_\_\_\_ day of \_\_\_\_\_

by Steven Smith who is personally known to me  
or who has produced as identification

Tiffany M. Zouie  
(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, August 20, 2013, 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, FLORIDA, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, AMENDING THE ST. JOHNS COUNTY BEACH CODE, SECTION 5.05, NIGHTTIME DRIVING/PARKING (AS PROVIDED BY ORDINANCE 2007-14, AS AMENDED); REPEALING PARAGRAPH 3 OF ORDINANCE NO. 2007-09; PROVIDING 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: 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: Yvonne King, Deputy Clerk  
L2477-13 Aug 13, 2013



## FLORIDA DEPARTMENT *of* STATE

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

August 23, 2013

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 August 22, 2013 and certified copy of Ordinance No. 2013-25, which was filed in this office on August 23, 2013.

Sincerely,

A handwritten signature in cursive script that reads "Liz Cloud".

Liz Cloud  
Program Administrator

LC/elr

2013 AUG 29 PM 4: 30  
STATE OF FLORIDA