

ORDINANCE NO. 2013- 38

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA MAKING FINDINGS OF FACT; REPEALING ST. JOHNS COUNTY ORDINANCES 1972-1, 1973-3, 1974-8, 1978-76, 1978-80, 1979-57, 1982-59, 1982-62, 1985-66, 1986-16, 1986-47, 1987-14, 1992-33, 1993-5, 1993-6, 1993-7, 1994-17, 1994-19, 1995-16, 1995-68, 1995-70, 1997-1, 1997-2, 1997-38, 1997-40, 1998-37, 1998-42, 1998-66, 1998-67, 1999-4, 1999-69, 2000-49, AND 2000-64; DIRECTING THE CLERK OF COURT TO REMOVE REPEALED ORDINANCES FROM THE COUNTY CODE; PROVIDING FOR THE MAINTENANCE OF A COMPILATION OF THE COUNTY'S REPEALED ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR VENUE; AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. Findings of Fact.

The Board of County Commissioners (the Board) makes the following findings of fact in support of this ordinance:

A. Section 125.68, Florida Statutes, requires Florida counties to maintain a current codification of all ordinances.

B. St. Johns County Ordinance No. 2001-56 provides that the St. Johns County Code shall consist of a systematic compilation of ordinances maintained in alphabetical order by the St. Johns County Clerk of Court (the Clerk).

C. The purpose of codification is to provide access to the County's ordinances in such a way that members of the public can efficiently identify and directly access the full text of enacted ordinances.

D. There are ordinances within the County Code that have been superseded by statute or that are outdated, redundant, or no longer in the public interest.

E. The ordinances listed in Section 2 of this ordinance either have been superseded by statute or are outdated, redundant, or are no longer in the public interest.

F. The ordinances listed in Section 3 of this ordinance have previously been repealed but are still listed in the County Code.

G. It is in the public interest to identify and repeal ordinances that have been superseded by statute or that are outdated, redundant, or no longer in the public interest in order to provide the public greater transparency and more efficient access to the County's ordinances.

Section 2. Repeal of Ordinances.

The Board repeals the following ordinances in their entirety:

- A. Ordinance No. 1972-1;
- B. Ordinance No. 1973-3;
- C. Ordinance No. 1974-8;
- D. Ordinance No. 1978-76;
- E. Ordinance No. 1978-80;
- F. Ordinance No. 1979-57;
- G. Ordinance No. 1982-59;
- H. Ordinance No. 1982-62;
- I. Ordinance No. 1985-66;
- J. Ordinance No. 1986-16;
- K. Ordinance No. 1986-47;
- L. Ordinance No. 1987-14;
- M. Ordinance No. 1992-33;
- N. Ordinance No. 1993-5;
- O. Ordinance No. 1993-6;
- P. Ordinance No. 1993-7;
- Q. Ordinance No. 1994-17;
- R. Ordinance No. 1994-19;
- S. Ordinance No. 1995-16;

- T.** Ordinance No. 1995-68;
- U.** Ordinance No. 1995-70;
- V.** Ordinance No. 1997-1;
- W.** Ordinance No. 1997-2;
- X.** Ordinance No. 1997-38;
- Y.** Ordinance No. 1997-40;
- Z.** Ordinance No. 1998-37;
- AA.** Ordinance No. 1998-42;
- BB.** Ordinance No. 1998-66;
- CC.** Ordinance No. 1998-67;
- DD.** Ordinance No. 1999-4;
- EE.** Ordinance No. 1999-69;
- FF.** Ordinance No. 2000-49; and
- GG.** Ordinance No. 2000-64.

Section 3. Removal of Repealed Ordinances from County Code.

A. The Board directs the Clerk to remove the ordinances listed in Section 2 of this ordinance from the County Code.

B. The Board directs the Clerk to remove the following ordinances, which have previously been repealed, from the County Code:

- 1.** Ordinance No. 1970-2 (repealed by Ordinance No. 2002-6);
- 2.** Ordinance No. 1971-4 (repealed by Ordinance No. 1992-9);
- 3.** Ordinance No. 1971-5 (repealed by Ordinance No. 1992-5);
- 4.** Ordinance No. 1971-6 (repealed by Ordinance No. 1992-9);
- 5.** Ordinance No. 1971-8 (repealed by Ordinance No. 1988-26);

6. Ordinance No. 1972-5 (repealed by 1978-27);
7. Ordinance No. 1974-20 (repealed by Ordinance No. 1978-42);
8. Ordinance No. 1976-3 (repealed by Ordinance No. 1993-6);
9. Ordinance No. 1976-20 (repealed by Ordinance No. 1994-50);
10. Ordinance No. 1976-22 (repealed by Ordinance No. 1995-67);
11. Ordinance No. 1978-43 (repealed by Ordinance No. 1985-66);
12. Ordinance No. 1978-70 (repealed by Ordinance No. 2006-58);
13. Ordinance No. 1978-71 (repealed by Ordinance No. 1992-9);
14. Ordinance No. 1978-72 (repealed by Ordinance No. 1992-5);
15. Ordinance No. 1978-73 (repealed by Ordinance No. 1988-26);
16. Ordinance No. 1978-77 (repealed by Ordinance No. 1993-6);
17. Ordinance No. 1979-4 (repealed by Ordinance No. 1992-9);
18. Ordinance No. 1979-18 (repealed by Ordinance No. 2006-58);
19. Ordinance No. 1979-20 (repealed by Ordinance No. 1992-9);
20. Ordinance No. 1979-77 (repealed by Ordinance No. 2006-58);
21. Ordinance No. 1979-78 (repealed by Ordinance No. 1992-9);
22. Ordinance No. 1980-10 (repealed by Ordinance No. 1992-9);
23. Ordinance No. 1980-11 (repealed by Ordinance No. 1992-5)
24. Ordinance No. 1980-12 (repealed by Ordinance No. 1995-67);
25. Ordinance No. 1980-13 (repealed by Ordinance No. 1993-6);
26. Ordinance No. 1980-39 (repealed by Ordinance No. 1992-7);
27. Ordinance No. 1982-18 (repealed by Ordinance No. 2011-14);
28. Ordinance No. 1982-48 (repealed by Ordinance No. 1983-45);

29. Ordinance No. 1982-61 (repealed by Ordinance No. 1992-9);
30. Ordinance No. 1982-63 (repealed by Ordinance No. 1993-6);
31. Ordinance No. 1982-64 (repealed by Ordinance No. 1995-67);
32. Ordinance No. 1982-65 (repealed by Ordinance No. 1992-5);
33. Ordinance No. 1983-45 (repealed by Ordinance No. 1987-59);
34. Ordinance No. 1985-60 (repealed by Ordinance No. 1992-9);
35. Ordinance No. 1985-61 (repealed by Ordinance No. 1992-5);
36. Ordinance No. 1985-62 (repealed by Ordinance No. 1995-67);
37. Ordinance No. 1985-63 (repealed by Ordinance No. 1993-6);
38. Ordinance No. 1985-64 (repealed by Ordinance No. 1992-7);
39. Ordinance No. 1986-39 (repealed by Ordinance No. 1993-6);
40. Ordinance No. 1986-58 (repealed by Ordinance No. 1992-9);
41. Ordinance No. 1987-16 (repealed by Ordinance No. 1992-9);
42. Ordinance No. 1988-1 (repealed by Ordinance No. 2011-14);
43. Ordinance No. 1988-58 (repealed by Ordinance No. 1992-9);
44. Ordinance No. 1988-59 (repealed by Ordinance No. 1992-5);
45. Ordinance No. 1988-60 (repealed by Ordinance No. 1995-67);
46. Ordinance No. 1988-61 (repealed by Ordinance No. 1992-7);
47. Ordinance No. 1990-55 (repealed by Ordinance No. 1992-9);
48. Ordinance No. 1990-56 (repealed by Ordinance No. 1992-25);
49. Ordinance No. 1990-60 (repealed by Ordinance No. 1992-33);
50. Ordinance No. 1992-5 (repealed by Ordinance No. 1995-16);
51. Ordinance No. 1992-6 (repealed by Ordinance No. 1995-67);

52. Ordinance No. 1992-7 (repealed by Ordinance No. 1994-18);
53. Ordinance No. 1992-9 (repealed by Ordinance No. 1995-66);
54. Ordinance No. 1992-25 (repealed by Ordinance No. 1994-18);
55. Ordinance No. 1993-8 (repealed by Ordinance No. 1993-44);
56. Ordinance No. 1993-42 (repealed by Ordinance No. 2006-58);
57. Ordinance No. 1994-18 (repealed by Ordinance No. 1998-65);
58. Ordinance No. 1994-24 (repealed by Ordinance No. 2005-45);
59. Ordinance No. 1994-50 (repealed by Ordinance No. 1996-51);
60. Ordinance No. 1995-17 (repealed by Ordinance No. 2012-20);
61. Ordinance No. 1995-66 (repealed by Ordinance No. 1998-42);
62. Ordinance No. 1995-67 (repealed by Ordinance No. 1998-66);
63. Ordinance No. 1996-51 (repealed by Ordinance No. 2002-48);
64. Ordinance No. 1998-65 (repealed by Ordinance No. 1999-69);
65. Ordinance No. 2011-14 (repealed by Ordinance No. 2011-33);
66. Ordinance No. 2011-25 (repealed by Ordinance No. 2012-10);
67. Ordinance No. 2011-34 (repealed by Ordinance No. 2012-10);

Section 4. Compilation of Repealed Ordinances.

The Clerk shall maintain a compilation of the County's repealed ordinances. The compilation shall be maintained separately from the County Code and shall be published in a manner reasonable to allow members of the public to access the County's repealed ordinances. Each format of the compilation shall contain the date that the compilation was last revised.

Section 5. Severability.

If any part 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 remainder of this ordinance.

Section 6. Venue.

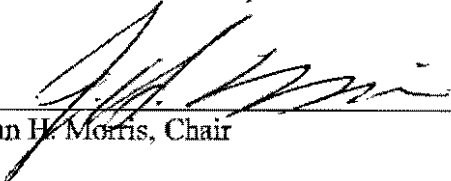
Venue for any legal or administrative action in connection with this ordinance shall lie exclusively in St. Johns County, Florida.

Section 7. Effective Date.

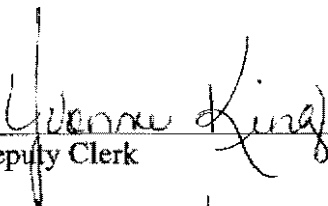
This ordinance shall be effective upon a certified copy being filed with the Florida Department of State.

PASSED AND ENACTED by the Board of County Commissioners of St. Johns County, Florida this 3rd day of December, 2013.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

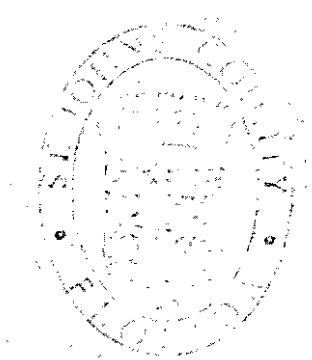
By: 
John H. Morris, Chair

ATTEST: Cheryl Strickland, Clerk

By: 
Deputy Clerk

RENDITION DATE 12/05/13

Effective Date: 12/06/13



MINUTES AND RECORDS
500 SAN SEBASTIAN VIEW
SAINT AUGUSTINE FL 32084

Ref.#: L3485-13
P.O.#: L3485-13

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 **REPEAL ORDINANCES - HEARING NOV 19 & DEC 3, 2013**
was published in said newspaper on **11/13/2013**

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

Jeffrey M. Zocco
(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 Commission-
ers of St. Johns County, Florida,
will hold a public hearing on Tues-
day, November 19, 2013, at 9:00
a.m. and Tuesday, December 3,
2013, at 9:00 a.m. in the County
Auditorium of the County Adminis-
tration Building, 500 San Sebastian
View, St. Augustine, Florida, to
consider adoption of the following
ordinance:

**AN ORDINANCE OF THE BOARD
OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY,
FLORIDA MAKING FINDINGS
OF FACT; REPEALING ST.
JOHNS COUNTY ORDINANCES
1972-1, 1973-3, 1974-8, 1978-76,
1978-80, 1979-57, 1982-59, 1982-62,
1985-66, 1986-16, 1988-47, 1987-74,
1992-33, 1993-5, 1993-6, 1993-7,
1994-17, 1994-19, 1995-16, 1995-68,
1995-70, 1997-1, 1997-2, 1997-38,
1997-40, 1998-37, 1998-42, 1998-65,
1998-67, 1999-4, 1999-49, 2000-49, AND
2000-64; DIRECTING THE CLERK
OF COURT TO REMOVE
REPEALED ORDINANCES FROM
THE COUNTY CODE; PROVID-
ING FOR THE MAINTENANCE
OF A COMPILATION OF THE
COUNTY'S REPEALED ORDI-
NANCES; PROVIDING FOR
SEVERABILITY; AND PROVID-
ING AN EFFECTIVE DATE.**

The proposed ordinance is on file in
the office of the Clerk of the Board of
County Commissioners of the St.
Johns County Administration Build-
ing, 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 accor-
dance with the Americans with
Disabilities Act, persons needing a
special accommodation to partici-
pate in the proceedings should con-
tact ADA Coordinator, at (904)
209-6650 of the St. Johns County
Administration Building, 500 San
Sebastian View, St. Augustine, FL
32084. For hearing impaired indi-
viduals: 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
L3485-13 Nov 13, 2013**



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

December 6, 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 electronic copy of Ordinance No. 2013-38, which was filed in this office on December 6, 2013.

Sincerely,

Liz Cloud
Program Administrator

LC/elr

2013 DEC -6 PM 1:13
SECRETARY OF STATE