

ORDINANCE NO. 2014- 20

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA MAKING FINDINGS OF FACT; REPEALING ST. JOHNS COUNTY ORDINANCES 1971-1, 1971-2, 1971-7, 1973-9, 1974-5, 1974-10, 1974-11, 1977-10, 1981-27, 1981-71, 1982-8, 1982-24, 1983-16, 1983-25, 1983-28, 1984-9, 1985-35, 1985-42, 1985-74, 1986-60, 1986-66, 1988-62, 1989-63, 1990-18, 1990-19, 1990-25, 1991-4, 1991-19, 1992-26, 1993-12, 1993-35, 1993-48, 1995-14, 1996-10, 1996-13, 1996-30, 1997-8, 1997-51, 1997-62, 1998-25, 1999-16, 1999-30, 1999-45, 1999-46, 1999-70, 2000-20, 2000-31, 2000-45, 2001-25, 2006-73, 2006-118, 2008-34, 2011-1, AND 2011-19; DIRECTING THE CLERK OF COURT TO REMOVE REPEALED ORDINANCES FROM THE COUNTY CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR VENUE; AND PROVIDING AN EFFECTIVE DATE.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D. There are ordinances within the County Code that have been superseded by statute or that are outdated, redundant, or no longer in the public interest.

E. The ordinances listed in Section 2 of this ordinance either have been superseded by statute or are outdated, redundant, or are no longer in the public interest.

F. The ordinances listed in Section 3 of this ordinance have previously been repealed but are still listed in the County Code.

G. It is in the public interest to identify and repeal ordinances that have been superseded by statute or that are outdated, redundant, or no longer in the public interest in order to provide the public greater transparency and more efficient access to the County's ordinances.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. 1971-1
- B.** Ordinance No. 1971-2;
- C.** Ordinance No. 1971-7;
- D.** Ordinance No. 1973-9;
- E.** Ordinance No. 1974-5;
- F.** Ordinance No. 1974-10;
- G.** Ordinance No. 1974-11;
- H.** Ordinance No. 1977-10;
- I.** Ordinance No. 1981-27;
- J.** Ordinance No. 1981-71;
- K.** Ordinance No. 1982-8;
- L.** Ordinance No. 1982-24;
- M.** Ordinance No. 1983-16;
- N.** Ordinance No. 1983-25;
- O.** Ordinance No. 1983-28;
- P.** Ordinance No. 1984-9;
- Q.** Ordinance No. 1985-35;
- R.** Ordinance No. 1985-42;
- S.** Ordinance No. 1985-74;

- T.** Ordinance No. 1986-60;
- U.** Ordinance No. 1986-66;
- V.** Ordinance No. 1988-62;
- W.** Ordinance No. 1989-63;
- X.** Ordinance No. 1990-18;
- Y.** Ordinance No. 1990-19;
- Z.** Ordinance No. 1990-25;
- AA.** Ordinance No. 1991-4;
- BB.** Ordinance No. 1991-19;
- CC.** Ordinance No. 1992-26;
- DD.** Ordinance No. 1993-12;
- EE.** Ordinance No. 1993-35;
- FF.** Ordinance No. 1993-48;
- GG.** Ordinance No. 1995-14;
- HH.** Ordinance No. 1996-10;
- II.** Ordinance No. 1996-13;
- JJ.** Ordinance No. 1996-30;
- KK.** Ordinance No. 1997-8;
- LL.** Ordinance No. 1997-51;
- MM.** Ordinance No. 1997-62;
- NN.** Ordinance No. 1998-25;
- OO.** Ordinance No. 1999-16;
- PP.** Ordinance No. 1999-30;

- QQ.** Ordinance No. 1999-45;
- RR.** Ordinance No. 1999-46;
- SS.** Ordinance No. 1999-70;
- TT.** Ordinance No. 2000-20;
- UU.** Ordinance No. 2000-31;
- VV.** Ordinance No. 2000-45;
- WW.** Ordinance No. 2001-25;
- XX.** Ordinance No. 2006-73;
- YY.** Ordinance No. 2006-118;
- ZZ.** Ordinance No. 2008-34;
- AAA.** Ordinance No. 2011-1; and
- BBB.** Ordinance No. 2011-19.

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 and to place them in the Clerk's compilation of repealed ordinances.

B. The Board directs the Clerk to remove the following ordinances, which have previously been repealed, from the County Code and to place them in the Clerk's compilation of repealed ordinances:

1. Ordinance No. 1978-7 (repealed by Ordinance No. 1985-74);
2. Ordinance No. 1978-51 (repealed by Ordinance No. 2010-15);
3. Ordinance No. 1980-4 (repealed by Ordinance No. 1986-60);
4. Ordinance No. 1980-59 (repealed by Ordinance No. 1989-21);
5. Ordinance No. 1986-32 (repealed by Ordinance No. 1988-18);
6. Ordinance No. 1988-23 (repealed by Ordinance No. 1989-21);

7. Ordinance No. 1981-21 (repealed by Ordinance No. 1993-14);
8. Ordinance No. 1990-16 (repealed by Ordinance No. 1993-14);
9. Ordinance No. 1990-23 (repealed by Ordinance No. 1991-2);
10. Ordinance No. 1990-46 (repealed by Ordinance No. 1993-14);
11. Ordinance No. 1990-54 (repealed by Ordinance No. 1993-14);
12. Ordinance No. 1991-2 (repealed by Ordinance No. 1993-14);
13. Ordinance No. 1991-16 (repealed by Ordinance No. 1993-14);
14. Ordinance No. 1992-8 (repealed by Ordinance No. 1993-14);
15. Ordinance No. 1993-14 (repealed by Ordinance No. 2013-13);
16. Ordinance No. 1994-59 (repealed by Ordinance No. 2013-13); and
17. Ordinance No. 1995-7 (repealed by Ordinance No. 2013-13).

Section 4. 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.

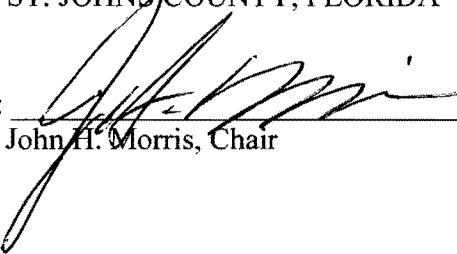
Section 7. Effective Date.

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

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PASSED AND ENACTED by the Board of County Commissioners of St. Johns County, Florida this 15th day of April, 2014.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: 
John H. Morris, Chair

ATTEST: Cheryl Strickland, Clerk



By: Robin L. Platt
Deputy Clerk

RENDITION DATE 4/17/2014

Effective Date: 04-22-14

Ordinance No.	Subject	Repealed By	Notes
1971-1	Deltona Corporation water franchise		Franchise expired in 2001
1971-2	Deltona Corporation sewer franchise		Franchise expired in 2001
1971-7	Deltona Corporation community antenna television system franchise		Franchise expired in 1986
1973-9	Sewage Disposal Plants		Now regulated by Department of Environmental Protection
1974-5	Deltona Corporation water franchise		Franchise expired in 2001
1974-10	Palm Valley sewer franchise		Franchise expired in 2004
1974-11	Palm Valley water franchise		Franchise expired in 2004
1977-10	Ambulance and Rescue Services		Superseded by Ordinance No. 2012-20
1978-7	Nonexclusive public transportation bus franchise	1985-74	
1978-51	Emergency Alarm Systems	2010-15	
1980-4	Moultrie Trails Development	1986-60	
1980-59	Mainland Water System	1989-21	
1981-27	Mainland Water System		Superseded by Ordinance No. 1989-21
1981-71	Sewage Disposal Plants		Now regulated by Department of Environmental Protection
1982-8	Mainland Water System		Superseded by Ordinance No. 1989-21
1982-24	Mainland Water System		Superseded by Ordinance No. 1989-21
1983-16	Ponce de Leon Utility Company water franchise		Company is not located on County's private utilities map. Franchise would have expired 2013.
1983-25	Mainland Water System		Superseded by Ordinance No. 1989-21
1983-28	Mainland Water System		Superseded by Ordinance No. 1989-21
1984-9	Ponce de Leon Utility Company water franchise		Company is not located on County's private utilities map. Franchise would have expired 2013.
1985-35	Mainland Water System		Superseded by Ordinance No. 1989-21
1985-42	Mainland Water System		Superseded by Ordinance No. 1989-21
1985-74	Nonexclusive public transportation bus franchise		Repeals 1978-7. No reason to keep in code.
1986-32	Mainland Water System	1989-21	
1986-60	Moultrie Trails Development		Rescinds Moultrie Trails Development water franchise. No reason to keep in code.
1986-66	Mainland Water System		Superseded by Ordinance No. 1989-21
1988-23	Mainland Water System	1989-21	
1988-62	Mainland Water System		Superseded by Ordinance No. 1989-21
1989-21	Water and Sewer Utilities	1993-14	
1989-63	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1990-16	Water and Sewer Utilities	1993-14	

1990-18	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1990-19	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1990-23	Mainland Water System	1991-2	
1990-25	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1990-46	Water and Sewer Utilities	1993-14	
1990-54	Mainland Water System	1993-14	
1991-2	Water and Sewer Utilities	1993-14	
1991-4	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1991-16	Water and Sewer Utilities	1993-14	
1991-19	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1992-8	Water and Sewer Utilities	1993-14	
1992-26	Emergency Vehicles		Superseded by Ordinance No. 2012-20
1993-12	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1993-14	Water and Sewer Utilities	2013-13	
1993-35	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1993-48	Water and Sewer Utilities		Superseded by Ordinance No. 2013-13
1994-59	Water and Sewer Utilities	2013-13	
1995-7	Water and Sewer Utilities	2013-13	
1995-14	Water and Sewer Utilities		Superseded by Ordinance No. 2013-13
1996-10	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1996-13	Water and Sewer Utilities		Superseded by Ordinance No. 2013-13
1996-30	Water and Sewer Utilities		Superseded by Ordinance No. 2013-13
1997-8	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1997-51	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1997-62	Water and Sewer Utilities		Superseded by Ordinance No. 2013-13
1998-25	Water and Sewer Utilities		Superseded by Ordinance No. 2013-13
1999-16	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1999-30	Water and Sewer Utilities		Superseded by Ordinance No. 2013-13
1999-45	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1999-46	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
1999-70	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
2000-20	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
2000-31	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
2000-45	Water & Sewer Authority		Rescinded by Ordinance No. 2008-57, but not expressly repealed
2001-25	Water and Sewer Utilities		Superseded by Ordinance No. 2013-13

THE ST. AUGUSTINE RECORD

COPY

MINUTES AND RECORDS
500 SAN SEBASTIAN VIEW
SAINT AUGUSTINE FL 32084

Ref.#: L1027-14
P.O.#: L1027-14

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 MEGAN BECKER

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 REPEALING ORDINANCES - HEARING APRIL 15, 2014

was published in said newspaper on 04/04/2014

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 Megan Becker who is personally known to me or who has produced as identification

(Handwritten signature of Notary Public)



(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, April 15, 2014, 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 THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY FLORIDA MAKING FINDINGS OF FACT; REPEALING ST. JOHNS COUNTY ORDINANCES 1971-1, 1971-2, 1971-7, 1973-9, 1974-5, 1974-10, 1974-11, 1977-10, 1981-27, 1981-71, 1982-8, 1982-24, 1983-16, 1983-25, 1983-28, 1984-9, 1985-35, 1985-42, 1985-74, 1986-60, 1986-66, 1988-62, 1989-63, 1990-18, 1990-19, 1990-25, 1991-4, 1991-19, 1992-26, 1993-12, 1993-35, 1993-48, 1995-74, 1996-10, 1996-13, 1996-30, 1997-8, 1997-51, 1997-62, 1998-25, 1999-16, 1999-30, 1999-45, 1999-46, 1999-70, 2000-20, 2000-31, 2000-45, 2001-25, 2006-73, 2006-118, 2008-34, 2011-1, AND 2011-19; DIRECTING THE CLERK OF COURT TO REMOVE REPEALED ORDINANCES FROM THE COUNTY CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR VENUE; AND PROVIDING 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 L1027-14 Apr 4, 2014



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

April 22, 2014

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. 2014-20, which was filed in this office on April 22, 2014.

Sincerely,

Liz Cloud
Program Administrator

LC/mrh

2014 APR 22 AM 11:50