

1 TOWN OF JUNO BEACH, FLORIDA

2  
3 ORDINANCE NO. 700

4  
5 AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JUNO  
6 BEACH, FLORIDA, AMENDING ARTICLE I, "ADMINISTRATION," OF  
7 CHAPTER 7, "FLOODPLAIN REGULATIONS," OF THE TOWN CODE  
8 OF ORDINANCES TO UPDATE THE DATE OF THE FLOOD  
9 INSURANCE STUDY AND FLOOD INSURANCE RATE MAPS;  
10 PROVIDING FOR APPLICABILITY; PROVIDING FOR CODIFICATION,  
11 SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

12  
13 WHEREAS, the Legislature of the State of Florida has, in Chapter 166, Florida  
14 Statutes, conferred upon local governments the authority to adopt regulations designed  
15 to promote the public health, safety, and general welfare of its citizenry; and

16  
17 WHEREAS, the Town of Juno Beach participates in the National Flood Insurance  
18 Program and the Town Council desires to continue to meet the requirements of Title 44  
19 Code of Federal Regulations, Sections 59 and 60, necessary for such participation; and

20  
21 WHEREAS, the Federal Emergency Management Agency has revised and  
22 reissued the Flood Insurance Study for Palm Beach County, Florida and Incorporated  
23 Areas, with an effective date of October 5, 2017; and

24  
25 WHEREAS, the Town Council has determined that it is in the public interest to  
26 amend Chapter 7 of the Town Code of Ordinances to identify the effective date of the  
27 revised Flood Insurance Study and Flood Insurance Rate Maps.

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29 NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE  
30 TOWN OF JUNO BEACH as follows:

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32 **Section 1.** The foregoing "Whereas" clauses are hereby ratified and  
33 incorporated herein.

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35 **Section 2.** The Town Council hereby amends Article I, "Administration," of  
36 Chapter 7, "Floodplain Regulations," of the Town Code of Ordinances by amending  
37 Section 7-2 to read as follows (additional language is underlined and deleted language is  
38 ~~stricken through~~):

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40 **Sec. 7-2. Applicability.**

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42 (a) *In general.* Where there is a conflict between a general  
43 requirement and a specific requirement, the specific requirement shall be  
44 applicable.  
45

1 (b) *Areas to which this chapter applies.* This section shall apply  
2 to all flood hazard areas within the town, as established in subsection 7-  
3 2(c) below.

4  
5 (c) *Basis for establishing flood hazard areas.* The Flood  
6 Insurance Study and ~~Wave Height Analysis for the Town of Juno Beach,~~  
7 Florida Palm Beach County, Florida and Incorporated Areas dated ~~March~~  
8 ~~31, 1982~~ October 5, 2017, and all subsequent amendments and revisions,  
9 and the accompanying flood insurance rate maps (FIRM), and all  
10 subsequent amendments and revisions to such maps, are adopted by  
11 reference as a part of this section and shall serve as the minimum basis  
12 for establishing flood hazard areas. Studies and maps that establish flood  
13 hazard areas are on file at the town center.

14 \* \* \*

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16  
17 **Section 3.** For the purposes of jurisdictional applicability, this ordinance shall  
18 apply in the Town of Juno Beach. This ordinance shall apply to all applications for  
19 development, including building permit applications and subdivision proposals, submitted  
20 on or after the effective date of this ordinance.

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22 **Section 4.** The provisions of this Ordinance shall become and be made a part  
23 of the Code of the Town of Juno Beach, Florida.

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25 **Section 5.** If any section, paragraph, sentence, clause, phrase, or word of this  
26 Ordinance is for any reason held by a court of competent jurisdiction to be  
27 unconstitutional, inoperative or void, such holding shall not affect the remainder of the  
28 Ordinance.

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30 **Section 6.** All ordinances or parts of ordinances and resolutions or parts of  
31 resolutions of the Town of Juno Beach, Florida, which are in conflict with this Ordinance,  
32 are hereby repealed to the extent of such conflict.

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34 **Section 7.** This Ordinance shall be effective immediately upon adoption.

35  
36 FIRST READING this 26<sup>th</sup> day of July, 2017.

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38 SECOND, FINAL READING AND ADOPTION this 23<sup>rd</sup> day of August, 2017.

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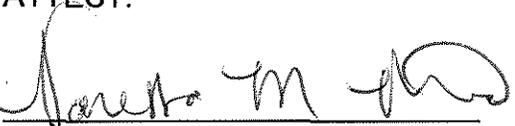
  
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JASON HASELKORN, MAYOR

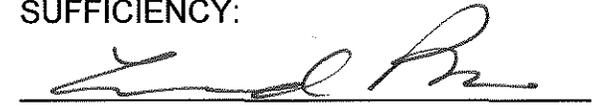
  
\_\_\_\_\_  
JIM LYONS, VICE MAYOR

  
\_\_\_\_\_  
FRANK FAHY, VICE MAYOR PRO TEM

  
\_\_\_\_\_  
BILL GREENE, COUNCILMEMBER

  
\_\_\_\_\_  
PEGGY WHEELER, COUNCILMEMBER

ATTEST:  
  
\_\_\_\_\_  
VANESSA M. MUTCHNIK, MMC  
TOWN CLERK

APPROVED AS TO FORM AND LEGAL  
SUFFICIENCY:  
  
\_\_\_\_\_  
LEONARD G. RUBIN  
TOWN ATTORNEY