

ORDINANCE NO. 555

AN ORDINANCE BY THE TOWN COUNCIL OF INDIAN RIVER SHORES, FLORIDA, AMENDING ARTICLE XII – CODE ENFORCEMENT BOARD, SECTION 30.80 OF THE CODE OF ORDINANCES FOR INDIAN RIVER SHORES BY REPEALING PROVISIONS OF ARTICLE XII ESTABLISHING A CODE ENFORCEMENT BOARD, AND PROVIDING FOR A SPECIAL MAGISTRATE WITH THE SAME AUTHORITY AS A CODE ENFORCEMENT BOARD; PROVIDING FOR A SEVERABILITY CLAUSE. PROVIDING FOR REPEAL OF ORDINANCE OR PARTS THEREOF IN CONFLICT AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, pursuant to Article XII, Section 30.80, Code of Ordinances, Town of Indian River Shores establishes a code enforcement board; and,

WHEREAS, pursuant to section 162.03, Florida Statutes, the Legislature provides that a municipality may abolish by ordinance a local code enforcement board and adopt an alternate code enforcement system that would provide a special magistrate the same authority as a code enforcement board; and

WHEREAS, the Town Council has determined that the fair and expeditious resolution of code enforcement matters is best served by use of a special magistrate with the same authority as a code enforcement board.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of Indian River Shores, Florida:

SECTION 1. Section 30.80 is amended as follows:

There shall be a ~~code enforcement board~~ special magistrate for code enforcement matters for the Town of Indian River Shores, ~~which~~ who shall operate pursuant to the ~~organization~~, powers and duties of Chapter 162, Florida Statutes, as that chapter exists and as it may be amended in the future.

SECTION 2.

Section 30.81 is repealed in its entirety.

SECTION 3.

Section 30.82 shall be renumbered as section 30.81.

SECTION 4. SEVERABILITY AND CONFLICT

All ordinances and parts thereof in conflict with this Ordinance are hereby repealed to the extent of such conflict. If any section, subsection or any part of this Ordinance, or application hereof, is for any reason held to be invalid by any court of competent jurisdiction, such section, subsection or portion shall be deemed a separate, distinct, and independent provision and shall not affect the validity of the remaining portions.

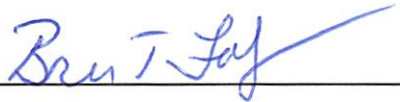
SECTION 5.

This Ordinance shall have full force and effect immediately upon adoption.

1ST Reading: December 15, 2022


Published: January 8, 2023

PASSED AND ADOPTED upon second and final reading at a regular meeting of the Town Council of the Town of Indian River Shores, Florida on the 26 day of January, 2023.



Brian Foley, Mayor

ATTEST:



Janice C. Rutan, Town Clerk



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