

**GOLDEN BEACH, FLORIDA
ORDINANCE NO. 401.95**

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE OF ORDINANCES FOR THE TOWN OF GOLDEN BEACH, FLORIDA; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING AN EFFECTIVE DATE FOR SUCH CODE AND THIS ORDINANCE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. That the Code entitled "Code of Ordinances of the Town of Golden Beach, Florida" published by Municipal Code Corporation consisting of Chapters 1 through 66, each inclusive, is adopted.

Section 2. That all ordinances of a general and permanent nature enacted on or before September 21, 1993, and not included in the Code or recognized and continued in force by reference therein, are repealed.

Section 3. That the repeal provided for in section 2 hereof shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.

Section 4. That unless another penalty is expressly provided, every person convicted of a violation of any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof, shall be punished by a fine not exceeding \$500.00 or a term of imprisonment not exceeding 60 days or both a fine and term of imprisonment. Each act of violation and each day upon which any such violation shall occur shall constitute a separate offense. The penalty provided by this section, unless another penalty is expressly provided shall apply to the amendment of any Code section whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the town may pursue other remedies such as abatement of nuisances, injunctive relief, and revocation of licenses or permits.

Section 5. That additions or amendments to the Code when passed in the form as to indicate the intention of the Town Council to make the same a part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code included the additions and amendments.

ORDINANCE NO. 401.95

Section 6. That ordinances adopted after September 21, 1993 that amend or refer to ordinances that have been codified in the Code, shall be construed as if they amend or refer to like provisions of the Code.

Section 7. That the Town Clerk is authorized and directed to send a copy of the Town Charter to the Secretary of State, pursuant to Section 166.031(2) F.S. for filing.

Section 8. That this Ordinance and any amendments to the Code provided in the recodification shall become effective immediately upon its adoption on second reading.

PASSED AND ADOPTED on first reading this 17th day of JANUARY, 1995.

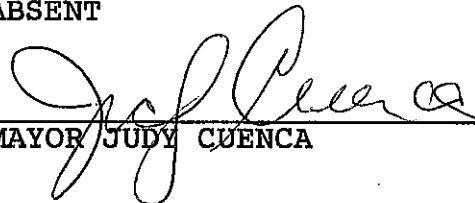
The Motion to adopt the foregoing Ordinance on first reading was offered by COUNCILMAN DUFFNER, seconded by COUNCILMAN MENA, and on roll call the following vote ensued:

Mayor Nelson	ABSENT
Vice Mayor Rosenthal	AYE
Councilman Duffner	AYE
Councilman Mena	AYE
Councilman Addicott	AYE

PASSED AND ADOPTED on second reading this 23rd day of FEBRUARY, 1995.

The Motion to adopt the foregoing Ordinance on second reading was offered by COUNCILMAN FISTEL, seconded by COUNCILMAN ROSENTHAL, and on roll call the following vote ensued:

Mayor Cuenca	AYE
Vice Mayor Lowrance	NAY
Councilman Rosenthal	AYE
Councilman Fistel	AYE
Councilman Addicott	ABSENT



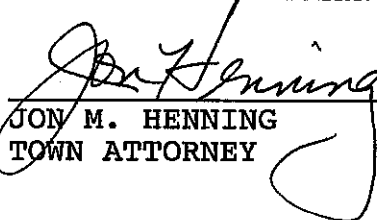
 MAYOR JUDY CUENCA

ATTEST:



 TOWN CLERK/DEPUTY TOWN CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY



 JON M. HENNING
 TOWN ATTORNEY

CERTIFICATE OF ADOPTION

I hereby certify that the forgoing is a true copy of the ordinance passed on second reading at the regular meeting of the Town Council of the Town of Golden Beach, Florida held on the 23rd day of FEBRUARY, 1995.

Trudi Berglin
Town Clerk/Deputy Town Clerk

ORDINANCE NO. 401.95