

ORDINANCE NO. 52

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, TO REGULATE AND RESTRICT THE ERECTION, RECONSTRUCTION, ALTERATION, LOCATION AND USE OF BUILDINGS; TO REGULATE AND RESTRICT BUILDING LINES AND THE PERCENTAGE OF LOTS THAT MAY BE OCCUPIED AND THE DENSITY OF POPULATION, AND FOR SAID PURPOSES TO DIVIDE THE TOWN OF GOLDEN BEACH IN TO ZONES, AND FOR EACH SAID ZONE TO IMPOSE REGULATIONS AND RESTRICTIONS UNDER WHICH BUILDINGS MAY BE PERMITTED TO BE ERECTED, RECONSTRUCTED OR USED, AND TO PRESCRIBE PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE, AND ALSO PROVIDE FOR ITS ENFORCEMENT

WHEREAS, by the provisions of Chapter 11066, Laws of Florida, Acts of 1929, approved May 23, 1929, authority is conferred upon the Town of Golden Beach to designate and establish restricted residence districts within the Town, and to make such rules and regulations for the erection, reconstruction, altering and repairing of buildings of all kinds within said districts, as well as the use and occupancy of said buildings, and

WHEREAS, the Town Council of the Town of Golden Beach deems it necessary in order to preserve the rights of property holders within the Town, to prevent the overcrowding of land; to avoid undue concentration of population; to facilitate the adequate provisions of transportation; to lessen congestion in the streets; to secure safety from fire, panic and other dangers; to preserve the view of property owners with respect to building lines, and to generally preserve the character and quality of the town and aid in the growth thereof into a model community; to make and promulgate such regulations with reasonable consideration, among other things, to the character of the district and its peculiar suitability for particular types of building construction, and with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout said town in accordance with a comprehensive plan and the building restrictions which run with a greater portion of land in each district.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN OF GOLDEN BEACH, FLORIDA:

SEC. 1. That the entire property within the corporate limits of the Town of Golden Beach, Florida, be and hereby is designated and established as a restricted residence district.

SEC. 2. No buildings other than one-family residence and private garages, Servants quarters and cabanas there-of shall be hereafter erected, reconstructed, altered, repaired or occupied within the limits of the Town of Golden Beach, Florida, and no more than one one-family residence shall be erected on any one lot within said town, and the erection of any other type or types of buildings within the limits of the Town of Golden Beach is hereby prohibited and forbidden. Nothing in this section shall prohibit the construction or erection of Servants' Quarters in connection with the garage on any property. Said Quarters, however, shall not be occupied by servants or others for living purposes until the residence is completed. Separate cooking utilities in said servants' quarters or guest house structures are not permitted to be installed.

SEC. 3. BUILDING PERMITS

a. No building shall be erected within the corporate limits of the Town of Golden Beach, except upon permit issued by the Town Clerk, when said drawings and specifications have been approved in writing by the Town Building Inspector and jointly approved by the Town Manager.

b. In the event that such said plans and specifications for permits are hereby rejected by both the Town Building Inspector and Town Manager, said applicant can ask for the Town Council to rule on such said plan or plans.

c. No permit for any building shall be valid if the said plans and specifications shall violate any of the provisions of this ordinance, or construction of such buildings shall be in violation of this Ordinance.

SEC. 4 The Town of Golden Beach is hereby divided into three (3) Zones numbered "One", "Two" and "Three" each respectively, and said Zones shall comprise the following blocks located within the limits of the Town:

Zone One (1):	Blocks A, B, C, and D
Zone Two (2):	Blocks 1, 2, 3, 4, 5 and 6
Zone Three (3):	Blocks E, F, G, H, J, K, L, and M

(See attached map of the Town of Golden Beach dated April 6, 1936)

SEC. 5 LOF LINE RESTRICTIONS

a. Side Line Restrictions between Adjoining Lots in Zones 1-2-3:

No portion of any building shall be closer than 10'-0" Ten Feet from the side line of any lot or combination of lots. (Except Boatslips)

b. Front and Rear Lot Line Restrictions in Zone 1 (Blocks A,B,C, and D Ocean Front)

For Lots being in

Lots 1 to 44 inclusive in Block A
Lots 1 to 20 inclusive in Block B
Lots 1 to 20 inclusive in Block C
Lots 1 to 40 inclusive in Block D

No portion of any house shall be placed east of a line drawn between the near east corners of nearest existing adjacent residences.

On the Ocean Boulevard side of the above lots, no portion of the house (including the attached garages) shall be less than 60'-0" from the west lot line.

However, a garage and gate house structure may be built separate from the main house, in which event it shall be placed at least 20'-0" east of the west property line. If the main house and the garage or guest house are thus separated, there shall be provided between the house structure and the garage or gate house structure, a clear yard space of minimum 2200 sqft., in which case a covered walkway, with one or both sides entirely open, the width of which not exceeding 10'-0", may be erected within said yard space.

c. Front and Rear Lot Line Restriction in Zone 2:

For lots facing on the west side of Ocean Boulevard, being

Lots 1 to 20 inclusive in Block 1,
" 1 to 19 inclusive in Block 2,
" 1 to 20 inclusive in Block 3,
" 1 to 20 inclusive in Block 4,
" 1 to 21 inclusive in Block 5, and
" 1 to 20 inclusive in Block 6;

No building or part thereof including garages or carports shall be erected nearer than forty feet (40 ft) from the east lot line thereof and nearer than twenty-five feet (25 ft) from the west lot line thereof.

For lots facing on east side of North Bay Drive, being

Lots 20 to 39 inclusive in Block 1,
" 20 to 38 inclusive in Block 2,
" 20 to 40 inclusive in Block 3,
" 21 to 40 inclusive in Block 4,
" 22 to 42 inclusive in Block 5 and
" 21 to 40 inclusive in Block 6;

No building or part thereof including garages or carports shall be erected nearer than 35'-0" from the west lot line thereof, and nearer than 35'-0" from the east lot line thereof.

d. Front and rear Lot Line Restrictions in Zone 3

For all lots in Blocks E, F, G, H, J, K, L and M

No building or part thereof including garages or carports shall be erected less than 35'-0" from the waters of the East Coast Waterway and channels of said lots. (Except Boatslips)

e. Cabanas in Zone 1 (Blocks A, B, C, & D - Ocean Front)

A cabana or similar structure separate from the main house structure may be permitted to be erected only on the ocean front of a property provided it contains not more than 250 sqft. of roofed area and not more than one story in height. However, no part thereof shall be east of a line joining the near east corners of nearest existing similar structures; and no part of the roof thereof shall be more than 30 inches above the Floor level of the present loggia in the Town of Golden Beach, which floor level is hereby established as a base line. Said structure may be built to the lot lines. Side line and east lot line clearance may not be required. Not more than one such structure shall be permitted to be erected for each residence.

f. Out Buildings and Boat Houses in Zones 2 and 3 (Waterways)

No auxiliary structures (out buildings) and enclosed boat houses are permitted to be built within the restricted areas of any lot in Zones 2 and 3 (Waterside of lots on the east coast waterways and channels tributary thereto).

Boat slips within said area may be constructed on lots with water frontage 100' and over, providing said slips are built with walls of like construction as the sea walls. Enclosures around and over said slips are not permitted.

Size of said slips may not be larger than 35'-0" in length and 16'-0" in width.

Docks may be constructed, but no canopy over them shall be erected.

SEC. 6 REQUIRED FLOOR AREAS AND MINIMUM COSTS OF HOUSES

a. In Zone One (1) no residence shall hereafter be erected or constructed which shall have less than 2500 sqft. of livable floor area exclusive of areaways, open porches, garages, patios, separate gate houses and cabanas. This total area can be built on a one-floor plan, or on a two-floor plan in which case the 1st floor livable area shall not be less than 1400 sqft. It shall cost not less than \$35,000 at the July 1951 Price Index multiplied by the ratio of the Price Index for the year of construction to the 1951 Price Index, and all of said amount to be expended actually upon the construction of said residence and accessory buildings, exclusive of fees, land and furnishings.

b. In Zones 2 and 3 no residence shall hereafter be erected or constructed which shall have less than 2000 sqft. of livable floor area exclusive of areaways, open porches, garages, patios, separate gate houses and cabanas. This total area can be built on a one floor plan, or on a two floor plan in which case the 1st floor livable area shall not be less than 1400 sqft. It shall cost not less than \$25,000 according to the 1951 price index, multiplied by the ratio of the Price Index for the year of construction to the 1951 Price Index; and all of said amount to be expended actually upon the construction of said residence and accessory buildings exclusive of fees, land or furnishings.

SEC. 7 ELEVATION OF HOUSE AND GARAGE FLOORS

a. The first floor level of residences shall be at least 32 inches above the crown of the street fronting said residence or at least 7'-2" above mean low water, whichever is the higher.

b. Garage floors and sidewalk levels shall be at a minimum of 12 inches above the crown of the street fronting the property or at least 5'-2" above mean low water whichever is the higher.

c. In Zones 2 and 3, first floors of all residences shall have an adequate air and crawl space underneath between the floor construction and the ground beneath. No floor in any of the living areas of a residence shall be laid directly on ground or fill material.

d. Joists in the 1st floor construction shall either be reinforced concrete joist or pressure treated with calicure or equal.

SEC. 8 WALLS, FENCES, HEDGES BETWEEN LOTS ON ESTATES

a. In Zone One (1) no wall or fence between estates or lots shall be constructed or altered to exceed in height as follows: Parallel to the Side Property line and within 60'-0" of the west Property line, a height of 6'-0"; thence easterly along patios and main house structure to height of 8'-0"; thence to the east boundary of the lot a height stepped down from 6'-0" to 2'-0" at the Ocean Front. No wall higher than 2'-0" may be erected on the east (Ocean Front) property line. No wall higher than 6'-0" may be erected on west (Ocean Boulevard) Property line.

b. In Zones 2 and 3 no wall or fence between estates or lots shall be constructed or altered to exceed 6'-0" in height.

No walls higher than 2'-0" may be erected along the waterways.

No walls higher than 4'-0" may be erected on the street property lines.

c. Throughout Zones 1, 2 and 3 live hedges may be grown in lieu of masonry built walls or fences, subject to the same height restrictions. Walls and fences of woodboard or sheet metal are not permitted. However, a rail type open fence may be permitted if the wood rails are set between piers not less than 21" square built of brick or stone and spaced not more than 12'-0" apart. Rails may not be smaller than 4" x 4". Cyclone type wire fences or equal are permitted. In Zones 2 and 3, piling is hereby required under all piers pilaster and walls for fences.

d. All heights stated above are measured from the finished ground levels.

SEC. 9 SEA WALLS

a. Henceforth any individual, firm, partnership or corporation desiring to construct a bulkhead sea wall on properties located at North, South and Center Islands, and/or on the main waterway or intercoastal canal and approaches, shall be required to secure a building permit from the Town Clerk of the Town of Golden Beach, Florida.

The permit fee shall be \$25.00 per each job.

b. All sea walls shall be of the standard approved interlocking type made of concrete slabs at least 18 inches to 2 feet wide and 7 inches thick and said concrete slabs shall be jetted or driven to rock. They shall be tied back and anchored at the land side with 1" rods spaced 8'-0" apart and securely fastened to anchor piles located at the rear of said bulkhead at a distance not less than 14'-0" from the back side of the wall. Said anchor piles are to be driven to refusal in a slating position in opposite direction from the bulkhead and after the same are completed they shall be properly back filled. Anchor Rods shall be wrapped with burlap and soaked with tar. At the point of tie-back rod connection with the anchor piling, provide 1/4 yard of concrete reinforced around said piling with ~~two~~ ^{two} rods 2 feet long.
 (Two One Rods Shall Rods)

On all interior waters a concrete slab type of sea wall may be permitted, but each slab must be supported on concrete piling driven to bed rock and such slabs shall penetrate into the berm at least 2 feet.

The wall shall be built strictly as per attached drawing and it shall be subject to proper inspection by the Town Inspector during its construction. When completed and back filled to grade, the wall shall be plumb and the coping straight, which shall be certified in writing by the Town Inspector before its final acceptance by the Owners.

All sea walls shall be capped with concrete and said caps shall be at least 22 inches in width and 16 inches in depth, and reinforced with four 5/8 inch rods. Rods must run continuous throughout the entire length of wall. All splices to have an overlap of forty times the diameter of the rods. In no case, less than two feet.

Spacing stirrups for the proper spacing of the horizontal rods are to be made of 1/4 inch round steel rods and spaced *at 18" apart 3'-0" apart.*

c. Deadman anchors may be used instead of anchor piles provided said anchorage are constructed of reinforced concrete struts, 24 inches by 24 inches in cross-section and 6'-0" long, reinforced with four 5/8 inch round steel rods. Said anchors are to be placed parallel to wall 12'-0" away from the back of the wall and at low water elevation. Anchor rods tying the wall cap to the deadman are to be hooked around the horizontal re-enforcing rods of the cap and the re-enforcing rods of the deadman before the pouring of the concrete.

SEC. 10 FIRE PROOFING, STUCCO AND PLASTERING:

All of Zones 1, 2 and 3 are hereby declared to be a Fireproof District, within the limits of which:

a. No structure of any kind, permanent or temporary, shall be erected, remodelled or enlarged within said District unless all exterior walls, columns, chimneys, fireplaces and vents from heaters, stoves, etc., of such buildings or additions shall be built of brick, clay tile, poured concrete, concrete blocks or stone (interior columns may be of steel or cast iron); and no structures shall be added to or built new within said district, whose exterior walls or columns are constructed of or include lumber or other inflammable materials. Glass blocks are permitted in non-bearing parts of all walls.

b. The exterior surfaces of all exterior walls of new structures or additions, constructed of Concrete Block or Hollow Tile or poured concrete, shall be stuccoed by applying at least two coats of approved cement mortar.

c. The interior faces of exterior walls shall be furred to provide at least 3/4 inch free air space between inside face of exterior wall and back side of the finishing material which may be masonry units or plaster on gypsum or metal lath. It is recommended that the inside faces of exterior walls be given at least one heavy coat of approved bituminous damp proofing before installing nailing grounds for supporting furring strip.

Garages are exempted from above requirements.

Furring may be of clay tile, wood or metal; metal furring shall be galvanized; wood furring shall be treated to prevent attack by rot or insects and to retard fire. Lath shall be of metal, gypsum or equal; metal lath shall be galvanized.

Reinforce all vertical and horizontal angles of all plastered surfaces throughout by installing 6" wide strips of galvanized metal lath or cloth bent to lap each of the intersecting walls or partitions 3"; strips shall be continuous or be end-lapped 3". If plastering lath is of metal, the lath shall be bent past the angle to lap the intersecting surface 3".

Reinforce all plastered ceilings not plastered on metal lath by 6" wide strips of galvanized metal lath, thoroughly nailed to each joist and rafter and located along the diagonals of the areas.

SEC. 11 SANITARY REQUIREMENTS

a. No construction of any buildings shall be commenced on any lot or property in the Town of Golden Beach until the builder or contractor shall have first installed a sanitary toilet or toilets for the use of all workmen, sub-contractors or individuals who may be employed in the construction of such building.

*See Paragraph d
on Page 12*

i. No official or employee of the Town of Golden Beach, Florida, and no partnership, firm, association or corporation in which such official or employee of the Town of Golden Beach, Florida, is interested, may furnish or sell for use in or on public works of the Town of Golden Beach, Florida, any work, materials or equipment, unless approved by the majority vote of the Town Council.

j. Closed meetings of the municipal body is hereby prohibited unless said meetings are approved by the unanimous vote of the Town Council.

Council Meetings
k. Full and correct statements of all of the business transacted during each month shall be transmitted to the Town Council, the Mayor and Town manager after one week from the date of said meetings.

These statements shall expressly include the records of its payrolls, Town purchases and contracts let, leases of city property, sales and retirements of city bonds and notes, records of delinquent taxes and public sales thereof, with true names of new ownership, changes of any of the existing laws and Ordinances, etc. During the six months (May to October inclusive) when the majority of the Council members are absent from the town, the records of transactions enumerated herein are to be submitted to the members of the Administration. Regular annual financial statements shall be publicly posted.

l. In violation of which above provisions such official or employee of the Town of Golden Beach, Florida, shall, upon conviction by a majority vote of the Town Council of the Town of Golden Beach, Florida, be immediately removed from such public office or employment and all compensation accruing to such public office or employment terminated forthwith.

SEC. 20. VIOLATIONS:

Any building or structure erected, altered or repaired in violation of any of the provisions of this Ordinance is hereby declared to be a nuisance, and it is hereby made the duty of the Mayor or the President of the Council to prosecute all persons violating any of the provisions of this Ordinance. In all cases where the punishment by fine or imprisonment fails to abate the nuisance, the Mayor or the President of the Council shall cause to have brought in the Circuit Court in and for Dade County, Florida, and action for the abatement thereof. All such prosecutions in the circuit court shall be in the name of the Town of Golden Beach, Florida.

SEC. 21 PENALTIES:

Any person, firm, corporation or partnership violating any of the provisions of this Ordinance, or any one provision hereof, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than One Dollar (\$1.00) nor more than Two Hundred Dollars (\$200.00) or by imprisonment not exceeding sixty (60) days or both for each offense in the discretion of the Judge of the Municipal Court.

SEC. 22 VALIDITY:

In the event any section, sub-section, sentence, clause or phrase of this Ordinance shall be declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect any other sections, sub-sections, sentences, clauses or phrases in this Ordinance but all the rest hereof shall be in full force and effect just as though the section, sub-section, sentence, clause or phrase so declared or adjudged invalid or unconstitutional were not originally a part hereof.

SEC. 23 CONFLICTS WITH EXISTING ORDINANCES.

This Ordinance shall be and is hereby declared to be cumulative of all other Ordinances of the Town of Golden Beach, Florida, affecting the subject matter herein, and shall not operate to repeal or affect any said other Ordinance or Ordinances except insofar as the provisions of said other Ordinance or Ordinances are inconsistent or in conflict with the provisions of this Ordinance, in which instance or instances such provisions of said other Ordinance or Ordinances shall be and they are hereby repealed.

SEC. 21 ORDINANCE CHANGES, REVISIONS AND MODIFICATIONS:

a. The Building or the Zoning Ordinances shall be altered, revised or modified only with the following procedures:

NOTICES AND HEARINGS:

Upon the receipt of a written application addressed to the Town Council by a builder or owner, the Town Manager shall issue a public notice and call a public hearing before the Council in a regular official session.

- 1.) by mailing notices by registered mail or by personal delivery with signed receipt to all property owners located on the street and in the Zone and Section where said proposed change is to occur, and
- 2.) by posting it on the Bulletin Board of the Town Hall.

(All methods must be complied with.)

The notice is to be a brief statement identifying the applicant and indicating the place and time of hearing and the particular issues involved.

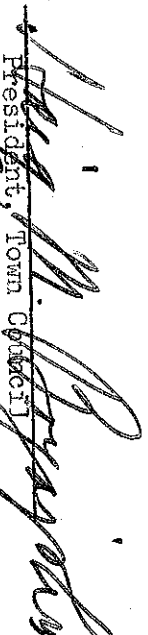
A period of thirty days after said notices must pass before any action may be taken.

All interested parties are requested to make full and frank statements of their views. All evidence and arguments presented shall be given consideration. Submission of written statements is invited and encouraged.

b. Changes recommended in such cases after public hearings can be valid only by an official unanimous vote of the Council members.

c. No member of the Building Committee singly or together may direct or authorize the Town Clerk or the Engineer to issue permits for the construction or alteration or additions to any structure, plans and specifications of which are in violation of this Ordinance. Such violation shall be subject to all the penalties stated herein.


PASSED and ADOPTED this 13th day of February, 1952


President, Town Council

ATTEST:


Town Clerk

APPROVED this 13th day of February, 1952.


Mayor

Passed first reading December 18th, 1951
Passed second reading January 29th, 1952
Passed third reading February 13th, 1952

d. Piling and tie rods are to be 8 feet center to center. Wall caps to have expansion joints at least every 50 feet. Back fill to be 6 inches from top of cap and is to be of dry sand material instead of wet muck back fill. In no case is back fill to be taken from water way. Back Fill must be at least 25 feet from the wall to eroded part of lot.

b. Immediately upon the installation of a septic tank on any new construction the sanitary toilet or toilets required to be installed shall be connected to said septic tanks.

c. No open privies or toilets shall be permitted on any construction work in the Town of Golden Beach.

d. The contractor shall also provide, immediately, adequate refuse and garbage containers. All persons employed on the premises shall be instructed to use these containers, for the disposal of left-over food, etc. Premises shall be kept clean and sanitary.

e. The Building Inspector and the Town Police are hereby directed to enforce the provisions of this Ordinance immediately upon the commencing of the operations.

SEC. 12 GARAGES AND CAR PORTS

a. Every house shall be provided with at least one one-car garage or car port.

b. In Zone 1 (blocks A,B,C, and D) garages or car ports may be attached either to the main house or to the gate house structures. See Section 5 Par. (b)

c. In Zones 2 and 3, garages or car ports are to be attached to the house proper.

d. Car port entrances shall not open directly from the street. On the street side they shall be provided with a screen wall parallel with the street and constructed to match exterior walls of their residence or veneered with face brick on the street side. Said screen wall shall not be less than 5'6" from the car port floor. For lots around the circles having less than 50' frontage, a special permit must be secured from the Town Council for each case.

e. Garage and car port walls common to the residence and openings through the same shall be constructed of fireproof materials.

SEC. 13 GARBAGE AND WASTE RECEPTACLES:

Houses already constructed and all dwellings which may hereafter be constructed shall be provided with an adequate number of waste receptacles, either above-ground type (Garb-Bin or Sani-Garb or approved equal) or underground type with aluminum step-on lid or equal. In Zone 1 either type may be installed. In Zones 2 and 3, above ground type as specified is to be installed.

SEC. 14 GENERAL BUILDING CONSTRUCTION AND STRUCTURAL DESIGN:

a. All structural parts or members, various kinds of materials, and the application thereof shall comply with the requirements of Ordinance # 24 of the Town of Golden Beach.

b. In Zones 2 and 3, all structures of every kind and type, including houses, garages, walls, fences, pier and columns thereof and supports of walls, piers, columns for fences between estates and lots shall be supported solely on pile foundations. Reinforced concrete piling are to be used throughout. Wood piles are permitted only up to an elevation of low water mark, above which they shall be capped with reinforced concrete construction for treated piles; and one foot below low water mark for untreated piles.

The number and size of piling shall be adequate for each structure to safely support all superimposed loads. Each pile shall be driven down to hard rock, and/or withstand minimum of 15 tons of superimposed load.

c. Contractors may not start to drive piling without the presence of the Town Inspector at the building site.

SEC. 15 PUMPING, HEATING AND VENTILATING, AIR CONDITIONING AND ELECTRICAL REQUIREMENTS:

- a. All mechanical materials, appliances, devices and work pertaining to the Plumbing, Sanitary and Health, Heating and Ventilating, Air Conditioning, and Electrical Trades throughout all structures shall comply with the requirements of Ordinance #24 of the Town of Golden Beach and of the Building Codes of the State of Florida.
- b. All gas appliances, fixtures and devices shall be approved by the American Gas Association or the National Board of Fire Underwriters Laboratories and shall be so labelled. All gas appliances used for heating purposes shall be properly vented through the roof to the outside.
- c. All electrical wiring appliances, fixtures and devices shall be approved by the Underwriters Laboratories and installed in accordance with the requirements of National Electrical Code of 1951 and National Fire Protection Codes.

SEC. 16 PLAN AND BUILDING INSPECTION:

- a. It shall be the duty of the Council to select and appoint a reputable registered Professional Engineer or registered Architect by the State of Florida whose duties shall be
 - 1.) to examine all building and lot improvement plans and specifications for compliance with all provisions of this and all other Ordinances of the Town of Golden Beach, Florida; and
 - 2.) to certify to the Town Clerk of the Town of Golden Beach, Florida, such plans and specifications as are found to comply fully with said Ordinances; and
 - 3.) To inspect all construction and lot improvements during their execution and on their completion; in accordance with the provisions of Inspection Schedule herein attached, and
 - 4.) upon completion of the construction or improvement, to certify to said Town Clerk that such construction and improvements have been executed in compliance with certified plans and specifications and said Ordinances, or to certify wherein said construction or improvement fails so to comply.
- b. Violations and deviations noticed during execution of said construction and improvements shall be certified immediately to the Town Clerk who shall immediately issue Notice to the offending builder to cease all work on said construction and improvements until said violations and deviations are rectified and rectification is examined by said appointed Engineer or Architect and certified by him to be satisfactory; a copy of this "Stop Order" shall be delivered immediately to the Police Department for immediate action.

It shall be the duty of the Chief of Police of the Town of Golden Beach, Florida

- 1.) to enforce all "Stop Orders" issued by the Town Clerk and
- 2.) all building permits shall be displayed prominently at the sites of all construction.
- c. The appointed Engineer or Architect shall be compensated wholly and only as follows:
 - 1.) for each set of plans examined, per set \$25.00 payable on certification of compliance or rejection.
 - 2.) for construction inspection, per set \$60.00 payable on final certification of compliance
 - 3.) For Inspection of sea walls, per project, \$15.00
 - 4.) For additions and repairs and minor construction, a proportionate amount of $\frac{2}{3}$ of permit fee.

SEC. 17 PERMITS, FEES AND DEPOSITS:

a. Plans for all structures submitted for permit shall be prepared by and bear the name of a registered architect or a registered engineer and licensed by the State of Florida

b. All contractors or builders shall be qualified experienced builders, who shall either be licensed to practice in Municipalities in Dade and Broward Counties or secure a special license from the Town of Golden Beach. Said license shall be granted only when the contractor or the builder shall pass a special examination similar to those given by authorities of the City of Miami, Florida.

The fee for issuing such license shall be \$100.00 per year.

c. Before any Building Permit shall be issued by any authorized official of the Town of Golden Beach the applicant shall first pay to the Town a permit fee of One Hundred Dollars (\$100.00) which shall be the total cost of any Building Permit issued by the Town of Golden Beach excepting that

failure of the plans examined to comply with the provisions of this and all other applicable Ordinances shall be cause for rejection by the examining Engineer or Architect, and re-submittal of corrected plans shall be accompanied by an additional fee of Twenty-Five Dollars (\$25.00) for each such re-examination.

d. After a Building Permit shall have been issued, as provided in Section 1 of this Ordinance, the contractor or persons applying for such

c. For Sale and/or For Rent signs maybe displayed by the Owner only. Signs shall not be larger than 18" x 24" which may be placed on the walls or set inside of windows of the houses. When placed on a vacant lot they shall be set back 40'-0" from the front lot line. No signs shall be permitted attached to trees or shrubbery.

d. Upon application made in due compliance with this ordinance, the Town Council shall, if they think proper, grant a permit to the applicant to place and use said sign as herein provided, upon payment to the Town of Golden Beach of the sum of Ten Dollars (\$10.00) for each sign so placed, provided, however, that when in the opinion of the Town Council any sign or signs or any proposed sign or signs used or to be used under and by virtue of this ordinance, shall detract from the beauty of the street or property where the same is proposed to be placed, or shall become offensive to the moral or aesthetic senses of the general public, or shall inconvenience the general public, or endanger life or property, the said Town Council may in its discretion refuse the permit herein provided for.

SEC. 19 ADMINISTRATION

a. Code defining Town Managers' duties.

It is the duty of the Town Manager to supervise the use of public buildings, collection of garbage, manage the Police Department, Sanitation Department, supervise the trimming of hedges, repairs of streets, bridges and all public property within the Town. He is given authority to use his discretion in the settlement of general municipal matters, but he is not authorized to establish any matter of policy without the direct approval of the Town Council. He shall receive suggestions from the Mayor and members of the Town Council, but he may not be directly under the control of any individual Councilman or the Mayor, but he shall act for the entire body or Town Council and shall be responsible only to them. His office is, in a sense, an independent office of the Town and is directly responsible to the Town Council and no member of the Town Council shall individually dictate to him, but he is authorized to cooperate with each member of the Council and, if given specific instructions by Resolution of the Council, he shall follow the same under the direction of the Director under whose department the work or orders are being carried out. He may be discharged at any time at the will of the Council without liability for any further salary.

All orders from the Town Council of Golden Beach shall be given to the Town Manager by the Commissioner of that Department which is effected by such orders and the Mayor of the Town of Golden Beach shall represent the Department of any absent Commissioner.

b. Code defining Mayor's duties

The Mayor is the formal representative of the Town of Golden Beach. He shall endeavor to keep the Town out of politics, meet with the officials of the adjoining Towns and Cities to better promote good will for the Town among the citizens of Dade County and visitors thereto, make recommendations to the Town Council from time to time regarding the welfare of the Town, and, when requested to do so, will cooperate with any one of the councilmen in the solution of any problem which said councilmen may desire his counsel and aid.

c. Code defining Council Members' duties

The duty of the Director of Law and Finance is to examine and report to the Council the condition of the finances of the Town and to approve and oversee the collection of taxes, the issuing of bonds and special assessment bonds and have general charge of the financial policy of the Town.

The Director of Police and Fire shall look after the public hydrants and all matters relating to the Fire Department and fire protection of the Town and he shall report to the Council upon any failure of the police or duty of any Town Employee and it is his duty to see that Ordinances and Regulations of the Town are enforced by the police. He ~~shall~~ ^{and fire} have direct supervision over the police department, but ~~only sets in an advisory capacity to them.~~

The Director of Health and Sanitation supervises all sanitary matters and is responsible for the health and sanitation of the Town and he shall report to the garbage department whenever any complaints are made about garbage disposal and collection and he shall make recommendations for the protection of the health of the Town. He also supervises the cleaning of Beach, Streets and vacant lots.

The Director of Streets, Sewers and Lighting shall, after consultation with the Town engineer, make recommendations regarding the lighting of the Town, widening, repairing and oiling of streets, street illuminating system and shall recommend to the Council matters concerning the upkeep and repair of bridges.

The duty of the Director of Parks and Public Buildings is to assist in supervising and the planting and upkeep of the parks and public places of the Town. He shall also assist the Town Manager in the supervision and care of buildings and shall recommend to the Council all matters concerning the parks and public buildings.

d. Code defining Building Inspector's Duties

The duty of the Building Inspector is to examine all building and lot improvement plans and specifications for compliance with all provisions of this and all other Ordinances of the Town of Golden Beach, Florida; such to certify to the Town Clerk of the Town of Golden Beach, Florida, such plans and specifications as are found to comply fully with said Ordinances; and to inspect all construction and lot improvements during their execution and on their completion; and upon completion of the construction or improvement, to certify to said Town Clerk that such construction and improvements have been executed in compliance with certified plans and specifications and said Ordinances, or to certify wherein said construction or improvement fails so to comply.

e. Municipal Court

*Except the
Town Manager*

The Mayor and/or the President of the Town Council or any member of the Town Council designated by the Mayor or any one who may be appointed Municipal Judge for the Town may hold terms of the Municipal Court in the Council Chambers or at such other place as the violation of any of the Town Ordinances of all persons charged with the violation of any of the Town Ordinances. The Mayor, or President of the Town Council, or Municipal Judge, or the Councilman designated to hold court, shall have power to summons witnesses by subpoena, to issue warrants for the arrest of any person charged with the breach of the Town Ordinances and the process of the Town shall run throughout Dade County. The presiding Judge may administer oaths and inquire and examine into the truths or falsity of any charge made against any person for the violation of any town Ordinance and he may determine from the evidence the guilt or innocence of the accused and, while so serving as Municipal Judge, he shall do and perform all other acts necessary for the performance of his duty.

In addition to the fine and imprisonment which may be imposed upon any person, the presiding Judge shall add the costs of Court, which are fixed at \$5.00, and such presiding Judge, may, upon conviction of any individual, suspend sentence and costs.

f. No official or employee of the Town of Golden Beach, Dade County, Florida, may issue any instruction, permission or decision, verbal or otherwise, which violates any provision of this or of any other Ordinance of the Town of Golden Beach affecting the subject matter herein.

g. No official or employee of the Town of Golden Beach, Florida, may employ, to any extent, any official or employee of the Town of Golden Beach, Florida, for any private purpose not a direct part of the regularly assigned public duties of said official or employee; and

h. No such official or employee may accept employment to any extent by any official or employee of the Town of Golden Beach, Florida, with or without compensation, for any private purpose not a direct part of the regularly assigned public duties of such official or employee, unless in extreme emergency; and

Following Ordinances are hereby compiled, transferred and consolidated into this Ordinance and made a part hereof.

ORDINANCE NO. 3

An Ordinance of the Town of Golden Beach providing for the General Elections and the election of a Mayor and members of the Town Council.

ORDINANCE NO. 4

An Ordinance of the Town of Golden Beach, Florida, naming Inspectors and Clerk for General Election to be held on the third Tuesday in February, A.D. 1931.

ORDINANCE NO. 5

An Ordinance of the Town of Golden Beach, Florida, naming Inspectors and Clerk for the General Election to be held on the third Tuesday in February, A.D. 1933.

ORDINANCE NO. 7

An Ordinance prohibiting the Sale of Tax Certificates at a Discount requiring a permit for Tapping Water Mains of the Town of Golden Beach.

ORDINANCE NO. 8

This Ordinance prevents tapping into the water mains of the Town without first receiving a permit or permission to do so.

ORDINANCE NO. 9

Replaced by Ordinance No. 24

ORDINANCE NO. 11

An Ordinance prohibiting through trucking within the limits of the Town of Golden Beach.

ORDINANCE NO. 13

An Ordinance of the Town of Golden Beach, Florida, naming Inspectors and Clerk for General Election to be held on the third Tuesday in February, A.D. 1935.

ORDINANCE NO. 15

An Ordinance of the Town Council of the Town of Golden Beach, Florida providing for the inspection of all cars and the licensing of all Drivers within the limits of the Town of Golden Beach, and providing a penalty for the violation of this Ordinance.

ORDINANCE NO. 18

An Ordinance of the Town of Golden Beach, Florida, naming Inspectors and Clerk for the General Election to be held on the Third Tuesday in February, 1937.

ORDINANCES NUMBERED 20 and 29

Prohibit the running at large of dogs and provide for impounding of same. Ordinance No. 29 provides for the compulsory inoculation of dogs against rabies.

ORDINANCE NO. 21

An Ordinance of the Town of Golden Beach, Florida, naming Inspectors and Clerk for the General Election to be held on the third Tuesday in February, 1939.

ORDINANCE NO. 22

An Ordinance of the Town of Golden Beach prohibiting the running at large of dogs within the limits of said Town and providing for a Penalty for the violation of this Ordinance.

ORDINANCE NO. 23

This Ordinance is similar to Ordinance No. 21 and appoints election inspectors for 1941.

(Note:-This paper is now in the form of a Resolution and is filed in the Election File of each Election, instead of making an Ordinance at each Election.)

ORDINANCE NO. 24

An Ordinance of the Town of Golden Beach, Florida, prescribing rules and regulations for the erection, repair, removal and demolition of buildings in said Town; providing for the submission of plans and the making of application for permits for the erection, repair, removal or demolition of buildings; providing for a bond insuring clean-up after construction or repair; prescribing rules and regulations as to plumbing done within said Town, the qualification of plumbers; prescribing rules and regulations with reference to the installation of electrical wiring and other electrical appliances for heating and lighting buildings; prescribing penalties for failure to comply with the provisions of this Ordinance and repealing all Ordinances in conflict hereto.

See Note Below

ORDINANCE NO. 26

This Ordinance provides for the registration, photographing and fingerprinting of all persons employed in the Town.

ORDINANCE NO. 27

An Ordinance authorizing screenout, blackout, and air raid protection and establishing orders, rules and regulations pertaining thereto; prescribing penalties for the violation of the provisions of this Ordinance; repealing all laws in conflict; declaring an emergency to exist.

ORDINANCE NO. 28

An Ordinance pertaining to screenout, blackout and air-raid regulations; defining terms.

ORDINANCE NO. 31 (Revised by Ordinance No. 40)

This Ordinance prohibits the docking of house boats to property and using the same for residence, unless they are equipped with proper toilet facilities and connected to septic tanks.

ORDINANCES NUMBERED 33 and 38

Requiring the removal of weeds, trimming of hedges and providing a Penalty for the Violation of this Ordinance.

ORDINANCE NO. 35

An Ordinance of the Town of Golden Beach licensing Gardeners and Gardening Contractors and Landscape architects to do business within the limits of the Town of Golden Beach and providing for the cancellation of said license for cause and further providing for a penalty for the violation of this Ordinance.

ORDINANCE NO. 37

Limiting the use of the Loggia

* Any rule or regulation in Ordinance No. 24 which is contrary to or in violation of such rule or regulation of Ordinance No. 52 is hereby declared null and void. In each and every case, rules and regulations of Ordinance No. 52 take precedence to those of Ordinance No. 24

ORDINANCE NO. 40

Restrictions for tying boats at public docks and use of boat for living quarters.

ORDINANCE NO. 41

An Ordinance requiring the cleaning and removal of all debris in front of all lots on the Ocean Front.

ORDINANCE NO. 50

An Ordinance of the Town of Golden Beach, Florida prohibiting Overnight Parking on the Streets and Highways in the Town of Golden Beach and Providing a Penalty For the Violation of this Ordinance.

ORDINANCE NO. 51

AN ORDINANCE authorizing the Southern Bell Telephone And Telegraph Company to use the public streets of the Town of Golden Beach, Florida, for the purpose of erecting, constructing, maintaining and operating lines of telephone and telegraph thereon and thereunder.

STATE OF FLORIDA)
COUNTY OF DADE)
TOWN OF GOLDEN BEACH)

Town Clerk of the

Town of Golden Beach, Florida, do hereby certify that I posted for a period of thirty days, the above and foregoing ordinance No. 52, in three conspicuous places in the Town of Golden Beach, one of which places was at the bulletin board at the Town Hall Building.

Dated this ____ day of _____, 1952

(Signed) _____
Town Clerk

SEAL