

TOWN OF GOLDEN BEACH, FLORIDA

ORDINANCE NO. 528.07

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING CHAPTER 58 "DEVELOPMENT STANDARDS", ARTICLE II "DESIGN STANDARDS", TO CREATE SECTION 58-37 "PAINT COLORS/PERMIT", TO PROVIDE AN APPROVAL AND PERMIT PROCESS FOR PAINTING OF STRUCTURES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council desires to amend the Code to require Town approval of paint colors for all structures and to require Town owners to secure a permit prior to painting a structure to preserve the appearance and character of the Town; and

WHEREAS, the Town Council finds that the adoption of this Ordinance is in the best interest of the citizens of the Town of Golden Beach;

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

Section 1. Recitals Adopted. That each of the above recitals is hereby adopted and confirmed.

Section 2. Town Code Amended To Add Section 58-37. That the Code of Ordinances of the Town of Golden Beach, Florida, Chapter 58 "Development Standards, Article II "Design Standards", is hereby amended to add the following Section 58-37 entitled "Paint Colors/Permit"¹:

Section 58-37. Paint Colors/Permit.

(a) Paint Colors: No exterior of any structure may be painted, stained, or otherwise colorized with a color(s) other than a color(s) that is the same or substantially similar to a color within a paint palate established and approved by the Town Council. All colors, including accent colors, must be complimentary and harmonious with other materials and components, including roof tiles incorporated into the structure. Any variation from this standard shall be subject to the Town Building Official's prior approval, or the Town's Building Regulation Advisory Board's approval on appeal of the Building Official's decision.

(b) Paint Permit: A Town paint permit shall be required prior to painting or repainting of the exterior of any structure.

Section 3. Severability. If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

Section 4. Inclusion in the Code. That the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the Town of Golden Beach, Florida; that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and that the word "Ordinance" shall be changed to "Section" or other appropriate word.

¹ Proposed additions to existing Town Code text are indicated by underline; proposed deletions from existing Town Code text are indicated by ~~strikethrough~~.

Section 5. Conflict. That all ordinances or resolutions or parts of ordinances or resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 6. Effective Date. That this Ordinance shall become effective immediately upon adoption on second reading.


Sponsored by the Administration

PASSED AND ADOPTED on first reading this 21st day of August, 2007.

PASSED AND ADOPTED on second reading this 18th day of September, 2007.

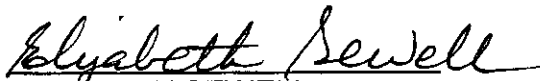
The Motion to adopt the foregoing Ordinance was offered by Council Member Amy Rojas, seconded by Council Member Judy Lusskin and on roll call the following vote ensued:

| | |
|----------------------------|------------|
| Mayor Glenn Singer | <u>Aye</u> |
| Vice Mayor Ken Bernstein | <u>Aye</u> |
| Councilmember Ben Einstein | <u>Aye</u> |
| Councilmember Judy Lusskin | <u>Aye</u> |
| Councilmember Amy Rojas | <u>Nay</u> |

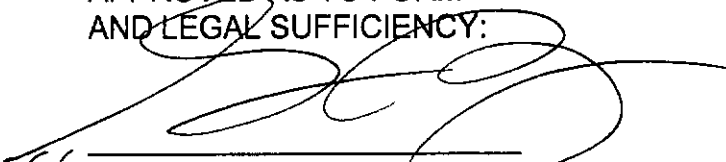


MAYOR GLENN SINGER

ATTEST:


ELIZABETH SEWELL
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



TOWN ATTORNEY