

ORDINANCE NO. 71

AN ORDINANCE OF THE VILLAGE OF GOLF, FLORIDA, AMENDING ORDINANCE NO. 54. AT SECTION 10.041 VARIANCES. BY REPEALING SUBSECTION (C), NOTICE REQUIREMENTS, IN ITS ENTIRETY AND READOPTING SUBSECTION (C) TO PROVIDE FOR REVISED NOTICE REQUIREMENTS TO ALL PROPERTY OWNERS WITHIN A 500 FOOT RADIUS OF THE AFFECTED PROPERTY AND TO DELETE THE REQUIREMENT THAT SUCH NOTICES BE PLACED IN A NEWSPAPER; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF ORDINANCE NO. 54 SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING FOR A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the Village Council of the Village of Golf, Florida has adopted land development regulations and design guidelines to preserve the unique character of this community; and,

WHEREAS, as redevelopment occurs in the Village circumstances may exist which would prevent property owners from improving their property in strict compliance with said regulations, although said improvements may be in keeping with the character and scale of the Village; and,

WHEREAS, the Village Council adopted certain due process procedures in order to process requests for variances in these situations and now wishes to amend these procedures while still providing for appropriate due process notices.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA, THAT:

Section 1: Ordinance No. 54 is hereby amended at Section 10.041. at Subsection (C), Notice Requirements. By repealing Subsection (C) in its entirety and readopting it with the following revised language; providing that Sec.10.041 shall hereafter read as follows:

Section 10.041. Variances

(A) — (B) (Shall remain the same as previously adopted, to include the first paragraph)

(C) *Notice Requirements.* Due public notice as herein required shall be deemed sufficient when a notice is mailed via First Class Mail approximately twelve (12) days before the public hearing date to all property owners within a 500 foot radius of the boundary lines of the property for which the variance is requested. The notice shall

state the substance of the request, the time and the place for the public hearing before the Village Council. Any party may appear in person, or by agent, or by attorney at the public hearing.

Additionally, the Village Clerk shall mail a copy of said variance application to:

1. President of the Country Club of Florida
2. President of the Village of Golf Homeowners Association.

No application shall be heard less than twelve (12) days after the provision of notice to property owners directly affected as herein required, and all applications will be heard at a regular meeting of the Village Council unless otherwise ordered by the Council and duly advertised.

(D) — (E) (Shall remain the same as previously adopted.)

Section 2: Each and every other section and subsection of Ordinance No. 54 shall remain in full force and effect as previously adopted.

Section 3: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 4: Should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence, or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part thereof other than the part to be declared invalid.

Section 5: Specific authority is given to codify this Ordinance.

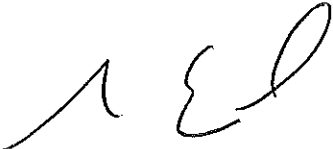
Section 6: This Ordinance shall take effect immediately upon second reading and final passage.

FIRST READING THIS 23rd DAY OF FEBRUARY 2005.

SECOND AND FINAL READING THIS 30th DAY OF MARCH 2005.

PASSED AND ADOPTED THIS 30th DAY OF MARCH 2005.


Village of Golf



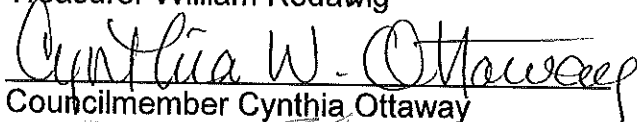
Mayor Michael E. Botos



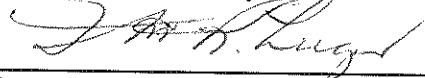
Vice Mayor Erik E. Joh



Treasurer William Rodawig



Councilmember Cynthia Ottaway



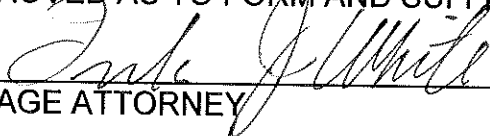
Councilmember William Lugar

ATTEST:



VILLAGE CLERK

APPROVED AS TO FORM AND SUFFICIENCY



VILLAGE ATTORNEY

THE PALM BEACH POST
Published Daily and Sunday
West Palm Beach, Palm Beach County, Florida

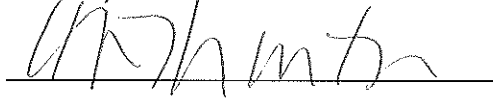
PROOF OF PUBLICATION

STATE OF FLORIDA
COUNTY OF PALM BEACH

Before the undersigned authority personally appeared **Kristi Morrow**, who on oath says that she is **Customer Service Supervisor** of The Palm Beach Post, a daily and Sunday newspaper, published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising for a **Notice** in the matter of **Ordinances 71 & 72** was published in said newspaper in the issues of **March 18, 2005**. Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she/he has neither paid nor promised any person, firm or corporation any discount rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.



Sworn to and subscribed before 18th day of March, A.D. 2005



Personally known XX or Produced Identification _____
Type of Identification Produced _____



Karen M. McLinton
Commission #DD359566
Expires: NOV. 15, 2008
Bonded Thru
Atlantic Bonding Co., Inc.

NO. 2772227
LEGAL NOTICE

The Village Council of the Village of Golf, Florida will hold a Public Hearing to consider the following proposed Ordinances on second and final reading, Wednesday, March 30, 2005, at 9:00 a.m. at the Village Administration Building at 21 Country Road, Village of Golf, Florida.

ORDINANCE NO. 71
AN ORDINANCE OF THE VILLAGE OF GOLF, FLORIDA, AMENDING ORDINANCE NO. 54 AT SECTION 10.041 VARIANCES, BY REPEALING SUBSECTION (C), NOTICE REQUIREMENTS, IN ITS ENTIRETY AND READOPTING SUBSECTION (C) TO PROVIDE FOR REVISED NOTICE REQUIREMENTS TO ALL PROPERTY OWNERS WITHIN A 500 FOOT RADIUS OF THE AFFECTED PROPERTY AND TO DELETE THE REQUIREMENT THAT SUCH NOTICES BE PLACED IN A NEWSPAPER; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUB-SECTION OF ORDINANCE 54 SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING FOR A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

ORDINANCE NO. 72
AN ORDINANCE OF THE VILLAGE OF GOLF, FLORIDA, AMENDING ORDINANCE NO. 50, SECTION 3.03 RESIDENTIAL OF THE LAND DEVELOPMENT REGULATIONS, AT PARAGRAPH 2, BUILDING AND SITE REGULATIONS, BY DELETING SUBPARAGRAPH e. MAXIMUM STRUCTURE HEIGHT, IN ITS ENTIRETY AND READOPTING SUBPARAGRAPH e. IN ORDER TO CLARIFY THE REGULATION FOR A SINGLE-STORY HOME AND A TWO STORY HOME WITH REGARD TO THE PERMITTED HEIGHT LIMITS FOR EACH; FURTHER AMENDING SECTION 3.03 BY ADOPTING AN ENTIRELY NEW SUBPARAGRAPH "3H" IN ORDER TO REGULATE THE PERMITTED HEIGHT FOR THE INSTALLATION OF A FLOOR SLAB; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF ORDINANCE NO. 50 REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

All interested parties are invited to appear at the meeting, and as it may be continued from time to time, and be heard with respect to the proposed Ordinances.

Copies of the proposed Ordinances are on file at the Village Clerk's Office located at 21 Country Road, Village of Golf, FL 33436, for inspection by the public from 8:00 a.m. - 4:00 p.m., Monday through Friday.

If a person decides to appeal any decision made by the Village Council with respect to any matter considered at subject meeting, he will need a record of the proceedings and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based, as the Village does not provide such a record.

PUB: The Palm Beach Post
March 18, 2005

THE PALM BEACH POST
Published Daily and Sunday
West Palm Beach, Palm Beach County, Florida

PROOF OF PUBLICATION

STATE OF FLORIDA
COUNTY OF PALM BEACH

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Kristi Morrow

Sworn to and subscribed before 18th day of March, A.D. 2005

[Signature]

Personally known XX or Produced Identification _____
Type of Identification Produced _____



Karen M. McLinton
Commission # DD359566
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