

ORDINANCE NO. 1

Z O N I N G O R D I N A N C E

VILLAGE OF GOLF

COUNTY OF PALM BEACH

FLORIDA

1957

AN ORDINANCE TO PROMOTE THE GENERAL WELFARE OF THE INHABITANTS OF THE VILLAGE OF GOLF, FLORIDA; TO REGULATE AND RESTRICT THE LOCATION AND USE OF BUILDINGS, AND STRUCTURES FOR RESIDENCE OR OTHER PURPOSES; TO REGULATE AND RESTRICT THE ERECTION, CONSTRUCTION, RECONSTRUCTION OR ALTERATION OF BUILDINGS; TO REGULATE AND RESTRICT THE HEIGHT, NUMBER OF STORIES AND SIZE OF ALL BUILDINGS AND STRUCTURES AND THE SIZE OF ALL YARDS AND OTHER OPEN SPACES SURROUNDING BUILDINGS; TO REGULATE AND RESTRICT THE DENSITY OF POPULATION; TO DIVIDE THE TOWN INTO DISTRICTS OF SUCH NUMBER, SHAPE AND AREA AS MAY BE BEST SUITED TO CARRY OUT THESE REGULATIONS AND AMENDMENTS; TO PROVIDE FOR ITS ENFORCEMENT; PROVIDING FOR SPECIAL EXCEPTIONS IN EVENT OF HARDSHIP, AND PROVIDING PENALTIES FOR THE VIOLATION HEREOF

PREAMBLE

WHEREAS, pursuant to the provisions of the Act of the Legislature of the State of Florida establishing the Village of Golf, after due, deliberate and careful consideration, the Village Council has caused to be prepared this Zoning Ordinance; and

WHEREAS, the Village Council did meet and carefully review a preliminary draft of the Zoning Ordinance and a Zoning Map of the Village of Golf, Florida; and

WHEREAS, due and proper notice was given to the landowners of the Village of Golf, of a public hearing in relation to the adoption of the said Zoning Ordinance, at which hearing parties in interest and citizens had an opportunity to be heard, and

WHEREAS, it was made to appear to the Village Council that the general welfare of the landowners and the inhabitants of the Village of Golf dictated that the character of the Village of Golf be established mainly as a country club type of community with homes, fine rental cottages, hotels and apartments, a golf course and the attendant country club operation,

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

SECTION I

DISTRICTS AND BOUNDARIES THEREOF

A. The Village of Golf, Florida, is hereby divided into districts of which there shall be three (3), known as "Residence District A", "Cottage-Hotel-Apartment District B", and "Golf Course-Country Club District C". The boundaries of the districts are shown upon the map accompanying this ordinance and are made a part hereof and entitled "Zoning Map of the Village of Golf, Florida", which said original map bears the following legend:

"Adopted the 16th day of December, 1957, as a part
of the Zoning Ordinance of the Village of Golf,
Florida, 1957"

Following this legend appear the original signatures of the Mayor and the Village Clerk and the corporate seal of the municipality. The Zoning map and all the notations, references and other information shown thereon are a part of this ordinance as if such information set forth on the map were all fully described and set forth herein.

B. Boundaries of such districts as are shown upon the map adopted by this ordinance or any subsequent amendments thereto, are hereby adopted and approved, and the regulations of this ordinance governing the use of land and buildings, the height of buildings, building site areas, the size of yard about buildings and other matters as hereinafter set forth are hereby established and declared to be in effect upon all land included within the boundaries of each and every district shown upon said map.

SECTION II

EXCEPT AS HEREINAFTER PROVIDED,

No building shall be erected or altered nor any building or land be used which does not comply with all the district regulations established by this ordinance for the district in which the building or land is located.

SECTION III

RESIDENCE DISTRICT "A"

A. Uses permitted in Residence District A shall be only dwellings for occupancy by one family only and accessory buildings, swimming pools and uses customarily incident to the above uses, not involving the conduct of a business.

B. No building shall exceed two and one-half ($2\frac{1}{2}$) stories or thirty-five (35) feet in height.

C. No main residence building shall be constructed or allowed with a fully enclosed first floor areas of less than 1500 sq. feet for a one story dwelling, 1200 sq. feet for a two or two and one-half story dwelling, or 1200 sq. feet for a one and one-half story dwelling, exclusive of detached garages and open porches.

D. The minimum building site area shall be one lot or parcel of land 15,000 square feet in area for each one (single) family dwelling.

E. No building shall be constructed nearer than fifty (50) feet from the lot line or lot lines parallel to the street or streets or easements therefor.

F. There shall be side yards of not less than twenty (20) feet on each side of the building, including porches, projections, cornices and eaves, and no building shall be nearer than forty (40) feet from any other building on the adjoining lot.

G. There shall be a rear yard having a depth of not less than twenty (20) feet within which no structures including but not limited to swimming pools, may be constructed. Provided that on lots 47 through 55, inclusive, Village of Golf, Unit 1, structures, including swimming pools, may be constructed within five (5) feet of the rear lot lines. The rear yard shall be that part of the lot not facing a street or street easement.

H. All walls or fences outside of building lines shall not be over six (6) feet in height and shall not be constructed within any easement for streets or public utilities. No hedges, fences or walls may be constructed within the rear yard as provided in paragraph G above if said rear yard borders the golf course.

SECTION IV

COTTAGE-HOTEL-APARTMENT DISTRICT B

A. Uses permitted in Cottage-Hotel-Apartment District B shall be any use permitted in Residence District A and in addition thereto buildings containing multiple living units for rental purposes.

B. The same provisions as to building height limits and hedges, walls and fences set out in Section III are applicable to cottages and residences in Cottage-Hotel-Apartment District B.

C. No hotels or apartments shall be constructed in Cottage-Hotel-Apartment District B except upon special application to and approval by the Village Council of the entire plans and specifications therefor.

D. Accessory buildings and uses customarily incident to rental cottages including but not limited to utility buildings and swimming pools, shall be permitted in Cottage-Hotel-Apartment District B, subject to paragraph C of this Section IV.

E. Parking regulation. Where a lot is occupied by a multiple dwelling there shall be provided accessible parking space on the lot or land parcel, either garage or service area, adequate to accommodate one and one-half cars for each dwelling unit.

SECTION V

GOLF COURSE-COUNTRY CLUB DISTRICT C

A. Uses permitted in Golf Course-Country Club District C shall be for a private country club, including all necessary appurtenances, such as a club house with restaurant, bar, offices, locker rooms and other facilities, and swimming pools, tennis courts, golf shop, employees quarters, caddie house, shelters, maintenance buildings and garages and any other structures, drainage ditches and other facilities necessary to the proper and efficient operation of the golf course and country club.

SECTION VI

GENERAL PROVISIONS

A. No land in the Village of Golf shall be used for any purposes other than those purposes outlined above and in the manner aforesaid.

B. No building shall be erected, arranged or altered anywhere in the Village of Golf without there first being submitted to the Village Council the plans and specifications for such building or alteration prepared by a registered architect as well as site planning in connection therewith, and such plans and specifications are approved by at least three members of the Village Council and evidence thereof is issued in the form of a building permit. The fee for such permit shall be established by the Village Council. Until such time as a building code shall be enacted for the Village of Golf, all construction shall be constructed in accordance with the provisions of the Southern Building Code as utilized by the City of Delray Beach, Florida. All power and telephone lines servicing buildings within the Village shall be installed below the surface of the ground from the main power and telephone service lines.

C. No trailers of any kind or nature shall be moved on to and allowed to remain on property in the Village of Golf.

D. No cocoanut palms shall be planted in the Village of Golf and in considering site plans, the use of planting native to the area will be encouraged and protection and preservation of existing pines and other native trees shall be stressed.

SECTION VII

CERTIFICATES OF OCCUPANCY

It shall be unlawful to use or permit the use of any building or premises thereon hereafter created or erected, changed or converted wholly or partly in its use or structure until a certificate of occupancy to the effect that the building or premises or part thereof and the proposed use thereof conform to the provisions of this ordinance shall have been issued by the officer designated by the Village Council.

SECTION VIII

SPECIAL EXCEPTIONS

A. When there are practical difficulties or unnecessary hardships in the way of carrying out the strict letter of this ordinance, application to the Village Council may be made by any person aggrieved to grant special exceptions, in specific cases to the terms of this ordinance where the same shall not be contrary to the community interest.

B. Every person requesting a specific exception as herein contemplated shall make written application to the Village Council therefor and file the same and eight (8) copies thereof with supporting facts and data with the Village Clerk. Thereupon a copy of said application shall be mailed to the owners of the property immediately adjacent thereto and across the street or street easement therefrom, and to the owners of the property zoned as District C (Golf Course Property), at an address recorded with the Village Clerk (if such address is not so recorded no such copy need

be mailed), together with a notice from the Village Clerk advising the time of the hearing on said application before the Village Council. No application shall be heard less than ten (10) days after the mailing of the notice to property owners directly effected as herein provided and all applications will be heard at regular or special meetings of the Village Council.

SECTION IX

JUDICIAL INTERPRETATION

A. In the event any court of competent jurisdiction should hold that any provision of this ordinance or the zoning map which is made a part hereof, is unconstitutional or unenforceable as to any particular parcel of land or building within the Village of Golf, because the use allowed for such parcel of land or building under this ordinance amounts to taking property without due process of law, or for any other reason, then and in that event such piece or parcel of land or building is hereby declared to be, and is hereby classified under the Village's zoning laws in the next less restrictive classification.

SECTION X

ENFORCEMENT, VIOLATIONS AND PENALTIES

A. This ordinance shall be enforced by the Village Council of the Village of Golf, Florida.

B. If upon the examination of any building, street, place or premises, there is found to be a violation of any of the provisions of this ordinance, the owner or agent of the building or premises where the violation of this ordinance has been committed or shall exist, shall be guilty of a misdemeanor, and shall be punished as hereinafter provided; that in addition to the foregoing remedy, the Village may through its Council, mayor or other proper officer maintain and prosecute in any court of competent jurisdiction, an action or injunction, or otherwise, to restrain any violation of this ordinance. In addition to all of the above any person violating any of the provisions hereof shall be subject to arrest and trial in the Village Court of said Village for any violation actually committed.

B. Any person found guilty of any violation of any of the provisions of this ordinance relative to the use and occupancy of property shall upon conviction be fined not less than \$25.00 nor more than \$500.00 or imprisonment not more than 30 days in the common jail of the Village. Each day's violation of any of the provisions of this ordinance shall constitute a separate offense and shall be punishable accordingly.

C. Any tenant or lessee who shall knowingly violate or be a party to the violation of any provision of this ordinance, or shall continue the violation of any provision of this ordinance after being notified to cease and desist, shall be guilty of a misdemeanor and shall be punished as provided in the preceding paragraph.

SECTION XI

VALIDITY

Should any section, clause or provision of this ordinance be declared by a court to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

Introduced and read first time in full, November 30, 1957.

Read second time, December 16, 1957.

Passed and adopted on second reading, December 16, 1957.

VILLAGE COUNCIL

By CARLETON BLUNT (signed)
Mayor

Attest:

ROBERT D. TYLANDER (Signed)
Village Clerk

ORDINANCE NO. 2

AN ORDINANCE OF THE VILLAGE OF GOLF, PALM BEACH COUNTY, FLORIDA, LEVYING AND IMPOSING AN EXCISE OR PRIVILEGE TAX UPON THE SALE, RECEIPT, PURCHASE, POSSESSION, CONSUMPTION, HANDLING, DISTRIBUTION AND USE OF CIGARETTES IN THE VILLAGE OF GOLF: PROVIDING FOR THE METHOD OF COLLECTION; PROVIDING FOR THE EXPENDITURE OF THE FUNDS DERIVED THEREFROM: PROVIDING FOR THE EFFECTIVE DATE THEREOF: AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

* * * * *

BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. That an excise or privilege tax in addition to all other taxes of every kind imposed by law is hereby levied and imposed upon the sale, receipt, purchase, possession, consumption, handling, distribution and use of cigarettes in the territorial limits of the Village of Golf for cigarettes of standard dimensions as defined by the General Law of the State of Florida, in the following amounts:

1. (a) Upon all cigarettes, three and one-half inches long or less, two and five-tenths (2 5/10) mills on each cigarette;
- (b) Upon all cigarettes between three and one-half and six inches long, five (5) mills on each cigarette; and
- (c) Upon all cigarettes, six inches long or longer, ten (10) mills on each cigarette.

2. The description of cigarettes contained in sub-section one of this section are hereby declared to be standard as to dimensions for taxing purposes as provided in this ordinance and should any cigarette be received, purchased, sold, offered for sale, given away or used, of a size other than of standard dimensions, the same shall be taxed at the rate of one (1) cent on each such cigarette.

3. Where cigarettes, as described in sub-section 1 (a) above, are packed in varying quantities of twenty cigarettes or less, the following rates shall govern:

- (a) Packages containing ten cigarettes or less require a two and five tenths (2 5/10) cent tax; and
- (b) Packages containing more than ten but not more than twenty cigarettes require a five (5) cent tax.

4. Where cigarettes, as described in sub-section 1 (b) above, are packed in varying quantities of twenty cigarettes or less, the following rates shall govern:

- (a) Packages containing ten cigarettes or less require a five (5) cent tax; and
- (b) Packages containing more than ten but not more than twenty cigarettes require a ten (10) cent tax.

5. Where cigarettes, as described in sub-section 1 (c) above, are packed in varying quantities of twenty cigarettes or less, the following rates shall govern:

- (a) Packages containing ten cigarettes or less require a ten (10) cent tax; and
- (b) Packages containing more than ten but not more than twenty cigarettes require a twenty (20) cent tax.

Section 2. The tax levied and imposed herein shall be collected by the Beverage Department of the State of Florida in the manner prescribed in Sections 210.02 and 210.03 of Florida Statutes, 1955.

Section 3. That all funds received by the Village of Golf by virtue of this ordinance shall be paid into a separate fund to be designated "CIGARETTE TAX FUND" and shall be appropriated and expended by the Village Council for the following purposes only:

For the future cost, purchase, building, designing, engineering, planning, repairing, reconditioning, altering, expanding, maintaining, servicing and otherwise operating any of the following:

Streets, bridges, storm sewers, curbs, drains, gutters, water supplies, sanitary facilities and services for the preservation, protection or improvement of the public health and safety, including hospitals, fire stations and fire fighting equipment, sanitary sewers, sewerage disposal systems, sewerage disposal plants and facilities, garbage and refuse collection and disposal services, facilities and equipment, incinerators and other facilities and services, including street cleaning, inspections and services for the protection of public health including the enforcement of ordinances designed to maintain safe health standards with respect to foods, mosquito, insect and rodent eradication and control, and the removal and abatement of nuisances which may be or constitute dangers to public health and the exercise of controls for public safety, facilities for the prevention of beach erosion, the enforcement of the laws of the State of Florida, and municipal ordinances with respect to public travel, health and safety, and such other state functions which are performed by municipal governments within their boundaries, and are otherwise performed by the state and county governments outside the limits of incorporated municipalities, or as otherwise provided by the terms and provisions of Section 210.03, Florida Statutes, 1955.

Section 4. This ordinance shall become effective on the 21st day of FEBRUARY, 1958.

Section 5. All ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

PASSED AND ADOPTED on first reading this 10th day of February, 1958.

PASSED AND ADOPTED on second and final reading this 21st day of FEBRUARY 1958.

VILLAGE COUNCIL OF VILLAGE OF GOLF,
FLORIDA

BY Carlton Blum
Mayor

Rich L. Allen
Village Clerk

ORDINANCE NO. 3

AN ORDINANCE OF THE VILLAGE OF GOLF, PALM BEACH COUNTY, FLORIDA, ANNEXING CERTAIN ADJOINING LANDS TO THE TERRITORIAL LIMITS OF THE VILLAGE OF GOLF: PROVIDING FOR THE EFFECTIVE DATE THEREOF AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH

BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. That there be annexed to the territorial boundaries of the Village of Golf, the following described property located in Palm Beach County, Florida, to wit:

The Southwest Quarter of the Southwest Quarter of Southeast Quarter of Section 31, Township 45 South, Range 43, East, Palm Beach County, Florida, containing 10 acres more or less

Section 2. That by such annexation the aforesaid land shall be and become a part of the Village of Golf with the same force and effect as though the same had been originally incorporated in the territorial boundaries of the Village of Golf.

Section 3. This ordinance shall become effective when passed on second and final reading and signed by the Mayor and Village Clerk.

Section 4. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

PASSED on first reading this 19 day of January 1960.

PASSED AND ADOPTED On second and final reading this 30th day of January 1960.

VILLAGE COUNCIL OF VILLAGE OF GOLF, FLORIDA

By Carlton Blunt
Mayor

Rex S. Jorden
Village Clerk

ORDINANCE No. 5

AN ORDINANCE REGULATING THE ERECTION AND
MAINTENANCE OF SIGNS WITH THE VILLAGE OF GOLF

Whereas, it appears to the Village Council of the Village of Golf that the general welfare of the landowners and the inhabitants of the Village of Golf dictates that the erection and maintenance of signs within the Village of Golf be subject to regulation so as to protect and preserve the character of the Village of Golf as a country club community free from unsightly and offensive structures of any kind or nature.

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF GOLF, PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. It shall be unlawful to erect, maintain or display any sign of any character, including but not limited to "For Rent" or "For Sale" signs, upon any property within the Village of Golf, Florida, without express permission in writing from the Village Council.

Section 2. This ordinance shall not be effective as to any signs erected, maintained or displayed in the usual and ordinary operation of any golf course, tennis court or other established recreational activity with the Village of Golf.

Section 3. This ordinance shall become effective when passed on second and final reading and signed by the Mayor and Village Clerk.

Section 4. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

PASSED on first reading this 5th day of May, 1960.

PASSED AND ADOPTED on second and final reading this 10th day of June, 1960.

VILLAGE COUNCIL OF VILLAGE OF GOLF, FLORIDA

By

Carlton Blum
Mayor

Rich D. J. [Signature]
Village Clerk

ORDINANCE No. 6

AN ORDINANCE DESIGNATING ANNEXED LANDS TO BE
SUBJECT TO ZONING AND BUILDING ORDINANCE AND
ESTABLISHING CLASSIFICATION THEREOF: PROVIDING
FOR EFFECTIVE DATE THEREOF: AND REPEALING ALL
ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT
THEREWITH

BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF
GOLF, PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. That there be subject to the zoning and
building ordinance previously adopted on December 16, 1957,
being Ordinance No. 1, those lands heretofore annexed to the
Village of Golf by Ordinance No. 3, adopted on January 19, 1960,
said lands being located in Palm Beach County, Florida, and more
particularly described as follows:

The Southwest Quarter of the Southwest Quarter
of Southeast Quarter of Section 31, Township 45
South, Range 43 East, Palm Beach County, Florida,
containing 10 acres more or less

Section 2. That the above described lands be designated and
classified as being in Residence District "A".

Section 3. This Ordinance shall become effective when
passed on second and final reading and signed by the Mayor and
Village Clerk.

Section 4. All Ordinances and parts of Ordinances in conflict
herewith are hereby repealed.

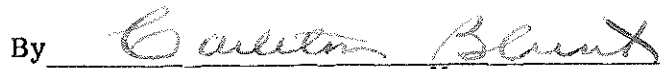
PASSED on first reading this 10th day of June, 1960.

PASSED AND ADOPTED on second and final reading this 18th day
of JANUARY 1960.

VILLAGE COUNCIL OF VILLAGE OF GOLF, FLORIDA


Village Clerk

By


Mayor

ORDINANCE NO. 7

AN ORDINANCE OF THE VILLAGE OF GOLF, PALM BEACH COUNTY, FLORIDA, ANNEXING CERTAIN ADJOINING LANDS TO THE TERRITORIAL LIMITS OF THE VILLAGE OF GOLF: DESIGNATING ITS CLASSIFICATION UNDER THE ZONING AND BUILDING ORDINANCE: PROVIDING FOR THE EFFECTIVE DATE THEREOF: AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH

BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. That there be annexed to the territorial boundaries of the Village of Golf, the following described property located in Palm Beach County, Florida, to wit:

West Half of the Southeast Quarter of Southwest Quarter of Southeast Quarter, Section 36, Township 45 South, Range 42 East

Section 2. That by such annexation the aforesaid land shall be and become a part of the Village of Golf with the same force and effect as though the same had been originally incorporated in the territorial boundaries of the Village of Golf.

Section 3. That the above described lands so annexed be designated and classified as being in Residence District "A" under and subject to the zoning and building ordinance previously adopted on December 16, 1957, being Ordinance No. 1.

Section 4. This Ordinance shall become effective when passed on second and final reading and signed by the Mayor and Village Clerk.


Section 5. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

PASSED on first reading this 10th day of June, 1960.

PASSED AND ADOPTED on second and final reading this 18th day of January 1960.

VILLAGE COUNCIL OF VILLAGE OF GOLF, FLORIDA


Village Clerk

By 
Mayor

ORDINANCE NO. 8

AN ORDINANCE OF THE VILLAGE OF GOLF, IN PALM BEACH COUNTY, FLORIDA, CONCERNING ELECTIONS; DESCRIBING QUALIFICATIONS OF ELECTORS; PROVIDING FOR REGISTRATION OF ELECTORS; PROVIDING FOR QUALIFICATIONS AND SELECTION OF CANDIDATES; PROVIDING HOW CANDIDATES SHALL BE CERTIFIED; PROVIDING FOR A PROCLAMATION BY THE MAYOR OF ELECTIONS; PROVIDING FOR THE APPOINTMENT OF INSPECTORS AND CLERK; PROVIDING HOW BALLOTS SHALL BE PREPARED; PROVIDING FOR A VOTING LIST TO BE USED IN ELECTIONS; PROVIDING FOR THE CONDUCT OF ELECTIONS; PRESCRIBING THE DUTIES OF THE VILLAGE COUNCIL AS A CANVASSING BOARD; PROVIDING FOR PENALTIES FOR VIOLATION OF THIS ORDINANCE; REPEALING CONFLICTING ORDINANCES OR PARTS OF ORDINANCES; PRESCRIBING EFFECT OF ANY PORTION OF THIS ORDINANCE BEING VOIDED

BE IT ORDAINED By the Village Council of the Village of Golf, in Palm Beach County, Florida:

SECTION I

GENERAL ELECTIONS

A general municipal election by the qualified voters of the Village of Golf shall be held in the Village of Golf, in Palm Beach County, Florida, on the third Tuesday in March of 1961, and thereafter on the third Tuesday in March of each fourth year. At such general election there shall be selected by the qualified electors of said Village all elective officers of said Village provided by its charter to be elected because a term has expired, or for any other purpose provided for in the charter of said Village or in the laws of the State of Florida.

SECTION II

SPECIAL ELECTIONS

Special elections shall be held whenever necessary under the laws of the State of Florida or the provisions of the charter, and shall be called in the manner hereinafter provided.

SECTION III

QUALIFICATIONS OF ELECTORS

Any person who shall possess the qualifications essential to any elector under the general laws of the State of Florida governing elections, and who shall have resided within the territorial limits of said Village, for six months next preceeding the election, and shall have registered in accordance with the ordinance or ordinances of said Village, shall be entitled to vote at any municipal election of said Village, except in elections limited to qualified electors who are freeholders residing within said Village.

SECTION IV

ABSENTEE VOTING

Absentee voting shall be permitted in those cases provided by law, and shall be conducted in accordance with the provisions of the general election laws upon the subject, insofar as they apply to municipalities.

SECTION V

REGISTRATION OF ELECTORS

(a) The Village Clerk of the said Village shall be the registration officer of said Village and shall have all of the powers and shall perform all of the duties of registration officers under the election laws of the State of Florida insofar as they apply to municipalities.

(b) Any person who may desire and who possesses the qualifications provided by law for becoming a registered voter in the Village of Golf, in Palm Beach County, Florida, may apply to the Village Clerk at the Club House of the Country Club of Florida, in said Village, for the purpose of being registered according to law, and it shall be the duty of said Village Clerk to register any such persons who may be found by him to possess the qualifications required by law for becoming a legal voter in said Village, in a book or books provided for such purpose; and all books containing the registration of voters herein provided for shall be deemed, taken and held to be the legal registration book or books of said Village, and shall be used in all elections in said Village thereafter, until otherwise provided by law. Upon being so registered the Village Clerk shall issue to such person a Registration Certificate signed by him and sealed with the Village seal.

(c) The registration book or books of said Village shall be opened from the hours of 10 o'clock A. M. to 4 o'clock P.M. on the ten days next preceding any general or special election, Sundays excluded. The Village Clerk, with the approval of the Village Council, can designate an assistant or assistants to aid him in registration of voters.

(d) The Village Clerk shall post a written notice in the Club House of the Country Club of Florida in the Village of Golf prior to the time that the books will be open stating the time, place and hours when said book or books will be open for the purpose of registering voters.

(e) Before the polls open on the day of any special or general election, the Village Clerk shall revise and complete the registration book or books of said Village and shall eliminate therefrom the names of all persons who have died, removed from said Village, or who are otherwise disqualified to vote, and shall cause to be posted in the Club House a list of all qualified voters. Any person whose name has been erroneously or wrongfully stricken from said books may make known such facts to the Village Clerk as registration official of said Village and upon a proper showing that his name has been so wrongfully or erroneously stricken, it shall be the duty of said Village Clerk or the Village Council of said Village to restore such person's name to the registration book or books.

SECTION VI

QUALIFICATIONS AND SELECTION OF CANDIDATES

The selection of members of the Village Council shall be by groups to be known as Groups 1, 2, 3, 4 and 5. At the first general election to be held in March, 1961, the councilmen shall be elected to a four year term, and every four years thereafter councilmen shall be elected in said groups for a four year term. Any person who is an owner, either directly or as trustee, of real property in the Village of Golf, or an officer of a corporation owning real property situated in the Village of Golf, and twenty-one years of age, or older, may become a candidate for election to the office of councilmen by filing with the Village Clerk a written notice to such effect during the last ten days of February of the year of the election provided he pay a filing fee of \$1.00. Such notice shall state the number of the group in which he seeks to be elected, his place of residence, his age, and a brief description of the real property owned by him in the Village.

SECTION VII

DUTIES OF THE VILLAGE COUNCIL

At least ten days before the date of any election in said Village, the Town Council shall determine if the notices filed in accordance with the section immediately above are in order and if such proposed candidates be legally qualified and it shall certify by resolution the names to be placed on the official ballot for such election; shall issue its call for such election if the same be a special election; shall adopt the ballot for the election and prescribe its form, shall appoint its inspectors and clerk of said election; shall designate the date and hours when and place where such election will be held; and shall direct the Mayor of said Village to issue his proclamation of said election.

SECTION VIII

MAYOR'S PROCLAMATION

The Mayor of the Village shall give notice, by his written proclamation, of all elections to be held in said Village. Such proclamation shall state the purpose or purposes of such election, including the name of any offices to be filled, and the candidates therefor; the time, place and date of such election; and the official form of the ballot to be used. A copy of such proclamation shall be posted in the Clubhouse in the Country Club of Florida in the Village of Golf at least eight (8) days prior to such election.

SECTION IX

INSPECTORS AND CLERK

Three persons who are qualified electors of said Village shall be appointed to act as inspectors, one of whom shall be designated to act as clerk of such election. Such inspectors and such clerk shall take such oath, and perform such duties as are required of the laws of the State of Florida, to be taken and performed by inspectors and clerks of the State election and they shall have all of the powers and authority vested in inspectors and clerks of State elections, so far as such duties pertain to municipalities.

SECTION X

BALLOTS

(a) The Village Council shall, in ample time for any election, cause to be printed all ballots to be used in such election. The Village Council shall provide sufficient ballots for each registered qualified elector for the election, and shall prescribe the form thereof. The Village Council shall also have prepared all necessary forms for the oaths of the inspectors and the clerk of such election, and for the tabulation of the votes cast, and for the returns to be made of such election, and any other forms that may be necessary.

(b) The Village Council shall cause to be printed on the ballots to be used in any election herein provided for, the name of the office or offices to be filled, and under the name of such office or offices the names of all candidates for such office, alphabetically arranged, and the number of candidates to be voted for. There shall be a blank line along side each name of the candidate in which each elector may designate the candidate of his choice.

(c) The Village Council shall cause to be printed on all ballots to be used in any election for any purpose other than the election of elective officers, a concise statement of the proposition to be voted for, providing a place, plainly marked, where the voter may vote "Yes" if in favor of such proposition, and providing another space plainly marked in which the voter may vote "No" if opposed to such proposition so to be voted on. All ballots shall be so prepared that each voter shall have an opportunity to vote for or against any or all propositions indicated in the call for such election.

(d) The different forms of ballot above provided may be combined in one ballot where such election is for more than one purpose.

(e) In addition to the names printed on said ballots, and whether there be any names printed on said ballots or not, there shall be printed under each office to be voted for at the election blank lines in number equal to the number of persons who may be elected to fill that office.

(f) The Village Council through its Village Clerk, shall cause to be delivered to the clerk of the election the voting list, the ballots and all other necessary forms, and the ballot box, immediately prior to the opening of the polls on the day of the election.

SECTION XI

CONDUCT OF ELECTIONS

(a) VOTING PLACE: The Village Council shall provide a voting place in which there shall be a private booth or compartment in which electors may cast their ballots.

(b) CHALLENGES: When the right to vote of any person who demands to be permitted to vote is questioned by any elector, such challenge shall be communicated to the inspectors before the person is permitted to vote, and his right to vote shall be determined in accordance with the Charter of the Village of Golf.

(c) VOTING: Each elector, upon entering the polling place, shall be given one ballot by the inspectors. Before delivering the ballot to the elector, at least one of the inspectors shall write in his own hand his initials to the name of the elector on the voting list. On receiving the ballot, the elector shall forthwith and without leaving the polling place, retire alone to one of the booths or compartments provided for that purpose, and there prepare his ballot by marking, in the appropriate margin or place a cross mark (X) after the name of the candidate of his choice for each office to be filled, or by filling in the name of the candidate of his choice on the blank space provided therefor, and marking a cross mark (X) in the appropriate margin, and likewise by marking a cross mark (X) before the answer he desires in case of any other question submitted to a vote of the people.

(d) SPOILED BALLOTS: Any elector who shall, by accident or mistake, spoil a ballot, so that he can not conveniently or safely vote the same, may return it to the inspectors who shall immediately destroy, without examination, the ballot so returned, and shall give to the elector another ballot in lieu thereof, but in no case shall an elector be furnished with more than three ballots. In no case shall any person be permitted to carry a ballot outside of the polling room. A record shall be kept by the clerk of the election of all ballots destroyed, as herein provided for.

(e) MARKING MORE NAMES THAN PERSONS TO BE ELECTED. If the elector marks more names than there are persons to be elected to an office, or if for any reason it is impossible to determine the elector's choice for any office to be filled, his ballot shall not be counted for such office; but this shall not vitiate the ballot, so far as properly marked; and nothing herein shall be construed to prevent any elector from voting for any qualified person other than those whose names are printed on the ballot.

(f) WHO MAY HAVE ASSISTANCE IN PREPARING BALLOT: Any elector applying to vote who by reason of blindness or the loss of the use of his hand or hands is unable to prepare his ballot, may have the assistance of the inspectors in the preparation of his ballot, who shall retire to a booth or compartment with the elector and there prepare the elector's ballot, so as to indicate the elector's declared choice of candidates as to each office to be filled without suggestion or interference from inspectors. But in all cases any elector before retiring to the booth as provided in this section may have one of the clerks of the election to read over to him the title of the offices to be filled and the candidates therefor. Before any elector applying for such assistance in the preparation of his ballot shall be required or permitted to declare his choice of candidates, all electors, including those in the booths or compartments, after voting shall be required to withdraw from the voting place.

(g) SECRET BALLOT: All elections, whether general or special, provided for in this ordinance, shall be by secret official ballots printed and distributed as provided in this ordinance, and no other ballots shall be received or counted in any election.

(h) CANVASS OF BALLOTS BY INSPECTORS AND CLERK. At the close of any election the inspectors and clerk shall immediately proceed to open the ballot box and in the presence of the public if there be any present who desire to witness said canvass, count the ballots therein and continue such count without adjournment or interruption until the same is completed. The ballots shall be first counted, and if the number of ballots shall exceed the number of persons who have voted, as may appear by the poll list kept by the clerk, the ballots shall be replaced in the box and one of the inspectors shall publicly draw out and destroy unopened and unexamined as many of such ballots as shall be equal to such excess. If two or more ballots shall be found folded together, so as to present the appearance of a single ballot, they shall be laid aside until the count of the ballots is completed, and if, upon comparison of the count, and the appearance of such ballots, a majority of the inspectors shall be of the opinion that the ballots thus folded together were voted by one person such ballots shall be destroyed, unopened and unexamined.

(i) WHO SHALL BE DECLARED TO BE ELECTED: In all elections for persons to fill an office, the candidate receiving a majority of the votes cast for such office, shall be declared elected to said office. In the event of a tie vote between candidates receiving the highest number of votes for any office, there shall be a run-off election as provided in the Charter of the Village of Golf.

(j) PROCLAMATION OF RESULT AND RETURNS: As soon as the canvass is completed, the result shall be publicly proclaimed. Duplicate certificates of the result of such canvass shall be drawn up by the inspectors or clerk, which shall contain in words, written at full length, the name of each person voted for for each office, and the number of votes cast for each person for such office, and if any question shall be submitted to an election, such certificate shall also contain the number of votes cast for and against such question; said certificates shall be signed in duplicate by the inspectors and clerk, and one of such certificates shall be by one of the inspectors delivered, without delay, securely sealed, to the clerk of said Village and the other shall be delivered, as hereinafter provided to the Village Council.

SECTION XII

DISPOSITION OF BALLOTS

The inspectors conducting such election shall seal up in the ballot box the remaining certificate above provided in Section XI, the poll list, the oaths of the inspectors and clerk, all ballots cast, and unused, all memoranda and papers of all kinds used by the inspectors and clerk in conducting such election, and the same shall be transmitted and delivered by the clerk of such election to the Village Clerk, and it shall be preserved by the Village Clerk, intact and unopened, and delivered to the Village Council when it sits as a canvassing board. And all of the contents of said ballot box shall be replaced by said Village Council after it sits as a canvassing board, to be preserved intact and thereafter unopened for thirty (30) days when such contents of said ballot box shall be destroyed.

SECTION XIII

CANVASS OF VOTE BY VILLAGE COUNCIL

(a) TIME: On or before the second day after any election may be held, the Village Council shall meet in the Club House of the Country Club of Florida in the Village of Golf, and they shall publicly proceed to canvass the vote given for the several offices and the persons voted for for each office and the number of votes cast for such office, and if any question was submitted to such election the number of votes cast for and against such question, and the result of such election as proclaimed as provided in Section XI hereof. In canvassing the returns of any election, the Village Council shall be governed by the same rules, regulations and requirements prescribed for canvassing boards of State elections of the State of Florida, in so far as the same are applicable to municipalities.

(b) ENTERED IN MINUTES: The Village Council of said Village shall at such meeting compile the results of said election as shown by said inspectors returns, and if the same be found to be genuine and correct, the same shall be entered in the minutes of the Village Council on such date, showing the whole number of votes given for each person for such office, and if any question was submitted to such election, the number of votes cast for and against such question. If such returns of such inspectors shall be shown or shall appear to be so irregular, false or fraudulent that the board shall be unable to determine the true vote for any such candidate or any question submitted to such election, said Village Council shall so certify and shall not include such returns in their determination, canvass and declaration.

SECTION XIV

PENALTIES

If any person whose duty it is to assist in the preparation for, or the holding or conduct of any election provided for herein be found guilty of the willful commission of fraud, corruption, misbehavior or any willful violation of any of the provisions of this ordinance or any election law of the State of Florida, while performing any of the duties described by this ordinance or such election laws of the State of Florida, he shall be fined not more than \$500.00 or imprisoned for a period of not exceeding ninety (90) days or both so fined and imprisoned.

SECTION XV

All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION XVI

In case any section or portion of this ordinance be held to be unconstitutional, or in any manner illegal or void, it shall not affect the validity of the remaining sections or portions of this ordinance.

Introduced and read first time in full, January 18, 1961.

Read second time, February 17, 1961.

Passed and adopted on second reading, *February 17, 1961.*

VILLAGE COUNCIL

By *Carleton Blunt*
Mayor

Attest: *R. S. Glendine*
Village Clerk

ORDINANCE NO. 9

AN ORDINANCE PROMOTING PUBLIC HEALTH AND
PRESERVING PUBLIC AND PRIVATE PROPERTY BY
REQUIRING REMOVAL OF OBNOXIOUS GROWTHS ON
PROPERTY WITHIN THE VILLAGE OF GOLF AND
PROCEDURE FOR THE ENFORCEMENT THEREOF

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

No owner of any lot, place or area within the Village or the agent or lessee of such owner, shall permit on such lot, place or area, any weeds, excessive grass, or deleterious, unhealthful growths, or other noxious matter, that may be growing, lying or located thereon.

(a) The Vice Mayor is hereby authorized and empowered to notify, in writing, the owner of any such lot, place or area within the Village or the agent or lessee of such owner, to cut, destroy, and/or remove any such weeds, excessive grass, or deleterious, unhealthful growths, or other noxious matter, found growing, lying or located on such owner's property.

(b) Upon the failure, neglect, or refusal of any owner, agent or lessee so notified, to cut, destroy and/or remove weeds, excessive grass, or other noxious matter, growing, lying or located upon such owner's property, within fifteen days after the said notice was mailed, the Vice Mayor, on behalf of the Village, is hereby authorized and empowered to pay for the cutting, destroying and/or removal of such weeds, excessive grass, or deleterious, unhealthful growths or other noxious matter or to order the removal by the Village.

(c) When the Village has effected the removal of all obnoxious growth or has paid for its removal, the actual cost thereof as determined by the Village Council shall be charged to the owner of such property in the form of a special assessment and a special assessment tax bill therefor shall be forwarded to the said owner.

(d) Where the full amount due the Village on said special assessment bill is not paid by such owner within ninety (90) days after the same is mailed, the Vice Mayor may cause to be recorded in the office of the Clerk of the Circuit Court of Palm Beach County, Florida, a sworn statement showing the cost incurred for the work, a description of the property on which the work was done, the mailing of the special assessment tax bill and the non-payment thereof, and the recording of such sworn statement shall constitute

a lien on the property, and shall remain in full force and effect for the amount due plus interest from the date the bill was mailed, plus costs of court, if any, for collection and a penalty of 15% for delinquency. Said lien shall be subject to foreclosure under the statutes of the State of Florida.

Passed and adopted May 24, 1961.

VILLAGE COUNCIL

By

Carleton Blum
Mayor

Attest:

Lia D. J. J. J.
Village Clerk

John B. Morgan
Donald A. Morgan
Robert Bruce Harris

Members of Village Council

ORDINANCE NO. 10

AN ORDINANCE OF THE VILLAGE OF GOLF, PALM BEACH COUNTY, FLORIDA, LEVYING AND IMPOSING AN EXCISE OR PRIVILEGE TAX UPON THE SALE, RECEIPT, PURCHASE, POSSESSION, CONSUMPTION, HANDLING, DISTRIBUTION AND USE OF CIGARETTES IN THE VILLAGE OF GOLF; PROVIDING FOR THE METHOD OF COLLECTION; PROVIDING FOR THE EXPENDITURE OF THE FUNDS DERIVED THEREFROM; PROVIDING FOR THE EFFECTIVE DATE THEREOF; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

* * * * *

BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. An excise or privilege tax in addition to all other taxes of every kind imposed by law is hereby levied and imposed upon the sale, receipt, purchase, possession, consumption, handling, distribution and use of cigarettes in the territorial limits of the Village for cigarettes of standard dimensions as defined by the general law of the state in the following amounts:

1. (a) Upon all cigarettes, as herein defined, three and one-half (3 1/2) inches long or less, four (4) mills on each cigarette;

(b) Upon all cigarettes, as herein defined, between three and one-half (3 1/2) and six (6) inches long, eight (8) mills on each cigarette; and

(c) Upon all cigarettes, as herein defined, six (6) inches long or longer, sixteen (16) mills on each cigarette.

2. The description of cigarettes contained in sub-section one of this section is hereby declared to be standard as to dimensions for taxing purposes as provided in this ordinance and should any cigarette be received, purchased, possessed, sold, offered for sale, given away or used of a size other than of standard dimensions, the same shall be taxed at the rate of once cent on each such cigarette.

3. Where cigarettes, as described in subsection 1 (a) above, are packed in varying quantities of twenty (20) cigarettes or less, the following rate shall govern: