

First Draft  
April 8, 1987

ORDINANCE NO. 170

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SEWALL'S POINT, FLORIDA, AMENDING SECTION 4-18 OF THE TOWN OF SEWALL'S POINT CODE OF ORDINANCES; PROVIDING A SPECIAL BUILDING PERMIT FOR CONSTRUCTION OF NEW SWIMMING POOLS AND IMPOSING A FEE OF \$100.00; PROVIDING FOR INSERTION IN THE TOWN CODE: PROVIDING REPEAL OF ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; PROVIDING FOR SEPARATION IN THE EVENT A SECTION OR PORTION IS DECLARED TO BE UNCONSTITUTIONAL; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Commission of the Town of Sewall's Point has determined that the following ordinance is a necessary and proper exercise of the Town's police power and authority:

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF SEWALL'S POINT, FLORIDA, that Section 4-18 of the Code of Ordinances of the Town of Sewall's Point is hereby amended to add Paragraph (c) which shall read as follows:

(c) In the event of construction or installation of a new swimming pool, a special building permit fee of \$100.00 is hereby imposed. Applications for the special permit provided for herein shall be accompanied by those materials and documents required by Section 4-17 of this code.

SEPARATION.

If any section, sentence, clause, phrase or word of this Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holding or invalidity shall not affect the remaining portions of this Ordinance, and it shall be construed to have been the intent of the Board to adopt this Ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this Ordinance after the exclusion of such part or parts, shall be deemed and held to be valid as if such part or parts had not been included herein. If this Ordinance or any provision thereof shall be held to be inapplicable to any person, groups of persons, property, kind of property, circumstances or set of circumstances, such holdings shall not affect its applicability to any other person, property or circumstances.

REPEAL.

Town ordinances and Town resolutions, or parts thereof, in conflict with this Ordinance are hereby abolished and repealed to the extent of such conflict.

INCORPORATION IN TOWN CODE.

Provisions of this Ordinance shall be incorporated in the Town Code and the word "Ordinance" may be changed to "section," "article," or other appropriate word, and the sections of this Ordinance may be renumbered or relettered to accomplish such intention.

EFFECTIVE DATE.

This Ordinance shall become effective immediately upon the date of its passage according to law.

Passed first reading at the regular meeting of the Town Commission held on the 8th day of April, 1987.

Passed second reading at the regular meeting of the Town Commission held on the 13th day of May, 1987.

ATTEST:

Joan Barrow  
JOAN BARROW, Town Clerk

John C. Guenther  
JOHN C. GUENTHER, Mayor -  
Commissioner

Approved as to form and  
correctness:

M. Lanning Fox  
M. LANNING FOX, Town  
Attorney

Gilbert C. Strubell  
GILBERT C. STRUBELL, Vice-Mayor -  
Commissioner

Robert R. Aune  
ROBERT R. AUNE, Commissioner

Irene E. O'Brien  
IRENE E. O'BRIEN, Commissioner

Russell A. MacDonnell  
RUSSELL A. MACDONNELL, Commissioner