

RESOLUTION NO. 12-05-15

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AMENDING RESOLUTION NO. 09-03-11 TO REVISE THE CITATION FINE SCHEDULE FOR VARIOUS VIOLATIONS OF THE TOWN'S CODE OF ORDINANCES, AS PRESENTED IN EXHIBIT "A" WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park ("Town") is a municipal corporation of the State of Florida with such power and authority as has been conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the Town Commission had previously adopted a fine schedule for various violations of the Town's Code of Ordinances which are enforced by citation and which has been previously codified in Chapter 9, Section 9-71 of the Town Code; and

WHEREAS, the Town Commission repealed the fine schedule previously codified in Code Section 9-71 and now provides for the establishment of a fine schedule for citations by Resolution; and

WHEREAS, the Town Commission recognizes that the use of citations to enforce certain sections of the Town will be an efficient and cost effective additional method of code enforcement; and

WHEREAS, the Town Commission desires to revise the list of citations; and

WHEREAS, the Town Commission has determined that it is in the best interest of the public health, safety and general welfare to revise the schedule of fines previously established in Resolution No. 09-03-11; and

WHEREAS, a copy of the revised fine schedule listing the Code Sections and corresponding fines for violations of the Town Code to be enforced by citation is attached hereto and incorporated herein as **Exhibit “A”**.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK:

Section 1. The foregoing recitals are hereby incorporated as true and correct as the legislative findings of the Town Commission.

Section 2. The Town Commission hereby approves the revised schedule of fines for violations of the Town Code to be enforced by citation, as presented in **Exhibit “A”**, and Town staff is directed to implement the revised list of citations commencing with the effective date of this Resolution.


Section 3. This Resolution shall take effect immediately upon its adoption.

The foregoing Resolution was offered by Commissioner O'Rourke who moved its adoption. The motion was seconded by Commissioner Rapoza and upon being put to a roll call vote, the vote was as follows:

	AYE	NAY
MAYOR JAMES DUBOIS	<u>/</u>	___
VICE-MAYOR KIMBERLY GLAS-CASTRO	<u>/</u>	___
COMMISSIONER ERIN FLAHERTY	<u>/</u>	___
COMMISSIONER MICHAEL O'ROURKE	<u>/</u>	___
COMMISSIONER KATHLEEN RAPOZA	<u>/</u>	___

The Town Commission thereupon declared the foregoing Resolution NO. 12-05-15 duly passed and adopted this 6 day of May, 2015.

TOWN OF LAKE PARK, FLORIDA

BY: 
JAMES DUBOIS
MAYOR

ATTEST:


VIVIAN MENDEZ
TOWN CLERK



Approved as to form and legal sufficiency:


BY: 
THOMAS J. BAIRD
TOWN ATTORNEY

Exhibit A

Code Section	VIOLATION DESCRIPTION	FINE
10-32	Nuisance	\$100
<u>10-153</u> and 10 -154	Noise disturbance	
	<u>1st Offense</u>	\$250
	<u>2nd Offense (minimum of 30 minutes following the 1st offense and within the same 24-hour period)</u>	<u>\$350</u>
	<u>3rd Offense and every subsequent offense occurring a minimum of 30 minutes after the 3rd offense and within the same 24-hour period after the 1st Offense)</u>	<u>\$450</u>
16 -3	Unlawful trespass on public land	\$125
18 -61	Domestic animals prohibited in park	\$50
18 -85	Violation of permit terms for use of park	\$50
18 -81	No permit for special event	\$250
20 -32	No permit for garage sale	\$50
24 -34	Illegal roll-off (residential)	\$250
24 -74	Illegal roll-off (commercial)	\$250
24 -8	Illegal dumping / littering	\$250
24-39	Overloaded sanitation container (Residential)	\$50
24 -78	Overloaded sanitation container (Commercial)	\$50

30 -2	Prohibited parking	\$50
30 -33	Commercial loading and unloading	\$250
30 -35	Parking commercial vehicle in residential area	\$125
32 -57	Illegal watering 1 st offense	\$50
32 -57	Illegal watering 2 nd offense	\$250
32-57	Illegal watering 3 rd or more offense	\$500
34 -6	Hatracking; tree topping	\$250
70 -32	Sign code violation	\$125
2-320	No out of Town Business Registration	\$50
70-103(1)(c)	Garage/Yard Sale Signage Violation	\$50