

ORDINANCE NO. 2022-09

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF HILLSBORO BEACH, FLORIDA, AMENDING THE TOWN'S CODE OF ORDINANCES BY AMENDING CHAPTER 5 ENTITLED "ELECTIONS" TO CREATE SECTION 5-2 TO BE ENTITLED "ELECTION EVENTS; PERMITS"; PROVIDING FOR ELECTION EVENT PERMITS FOR USE OF PUBLIC PROPERTY; PROVIDING FOR PLACEMENT AND TIME LIMITATIONS; PROVIDING PROCEDURES FOR REMOVAL OF DEBRIS, TRASH, GARBAGE AND EVENT PROPERTY; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Commission hereby finds it is in the best interest of the Town to amend the Town Code of Ordinances, by specifically creating Section 5-2 of the Town Code entitled "Election Events; Permits"; and

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF HILLSBORO BEACH, FLORIDA THAT:

Section 1. The foregoing "Whereas" clause is hereby ratified and confirmed as being true and correct and are hereby made a part of this Ordinance.

Section 2. Chapter 5 entitled "Elections" of the Code of Ordinances is hereby amended to create Section 5-2 entitled "Election Events; Permit" as follows:

Section 5-2. Election Events; Permits.

Election event means any meeting, activity, or gathering of a group of persons having a common purpose, design or goal, which occupies the public area excluding the parking lot between Town Hall and State Road A1A on an election date for a Federal, State, Broward County or Town Election. Nothing in this article shall preclude the use of such areas by the Town for governmental purpose

(A) Upon written permission of the Town Manager, which must be applied for no sooner than the end of the applicable qualifying period and no later than seven (7) calendar days prior to any election event, election event organizers may seek approval for the erection of a tent, at a specific location to be determined by the Town Manager, with specific dimensions as determined by the Town Manager or his or her

1 designee. The Town Manager reserves the right to limit use of the public area at any
2 time to prevent overuse and/or adverse impacts to adjacent properties.

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4 (B) Election event organizers and their guests shall not be permitted to erect tents (not
5 to exceed 10 by 10 feet), chairs, tables, signs, banners, or displays on Town property
6 before 6am on the day of the election event. All tents, chairs, tables, signs, banners,
7 or displays shall be removed from Town property no later than 8pm on the day of
8 the election event.

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10 (C) Each election event organizer and their guests shall be responsible for removal of
11 all debris, trash and garbage from the permitted location site by 8pm on the day of
12 the special event. Prohibited items shall include alcoholic beverages, cooking
13 materials, pets, and any other items determined by the Town Manager in his/her
14 sole discretion.

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16 (D) Any person determined to be in violation of the provisions of this Section shall be
17 subject to the civil citation penalty provisions of Chapter 11 of the Town's Code.

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19 **Section 3.** If any section, subsection, sentence, clause or provision of this
20 Ordinance is held invalid, the remainder of this Ordinance shall not be affected by such
21 invalidity.

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23 **Section 4.** That all ordinances or parts of ordinances and all resolutions or parts
24 of resolutions in conflict with this Ordinance are repealed to the extent of such conflict.

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26 **Section 5.** It is the intention of the Town Commission of the Town of Hillsboro
27 Beach, that the provisions of this Ordinance shall become and be made a part of the Code of
28 Ordinances of Town of Hillsboro Beach, Florida, and the Sections of this ordinance may be
29 renumbered, re-lettered and the word "Ordinance" may be changed to "Section," "Article,"
30 or such other word or phrase in order to accomplish such intention.

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32 **Section 6.** This Ordinance shall be effective after its passage and adoption by the
33 Town Commission of the Town of Hillsboro Beach.

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38 PASSED AND ADOPTED BY THE TOWN COMMISSION OF THE TOWN OF HILLSBORO
39 BEACH, FLORIDA, ON FIRST READING, THIS 13th DAY OF SEPTEMBER, 2022.

PASSED AND ADOPTED BY THE TOWN COMMISSION OF THE TOWN OF HILLSBORO BEACH, FLORIDA, ON SECOND AND FINAL READING, THIS 4TH DAY OF OCTOBER, 2022.

By: Deborah L. Tarrant
Deborah L. Tarrant, Mayor

ATTEST:

By: Sherry D. Henderson
Sherry D. Henderson, CMC 10/4/2022
Town Clerk

APPROVED AS TO FORM:

Donald J. Doody
Donald J. Doody, Town Attorney



**ORDINANCE NO. 2022-09
RECORD OF TOWN COMMISSION VOTE:**

	<u>YES</u>	<u>NO</u>
MAYOR DEBORAH L. TARRANT	<input checked="" type="checkbox"/>	<input type="checkbox"/>
VICE MAYOR IRENE KIRDAHY	<input checked="" type="checkbox"/>	<input type="checkbox"/> - Second Motion
COMMISSIONER VICKY FEAMAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
COMMISSIONER BARBARA BALDASARRE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
COMMISSIONER JANE REISER	<input checked="" type="checkbox"/>	<input type="checkbox"/>