

3. HUMANE SOCIETY ANIMAL ORDINANCE. At Mayor Balsley's request, the Clerk visited the Humane Society to obtain a copy of any laws or ordinances the Humane Society followed regarding control of animals. The Humane Society has no ordinances of its own; however, they do publish a pamphlet listing the ordinances for the municipalities they support. The Town of Cinco Bayou is the only municipality that does not have a formal contract with the Humane Society for the pickup of animals; however, Mr. Burns, Manager of the Humane Society, advised Clerk Borchik that he did not consider a contract with Cinco Bayou was required as they do answer all calls for pickup of animals and are reimbursed on a "per pickup" basis. The present Cinco Bayou ordinance requires review and updating.

4. PERSONNEL POLICY REVISION. The Personnel Policy will be amended to authorize the Mayor and Council to designate paid vacations for part time employees.

5. ESTABLISH TIME/DATE FOR OATH OF OFFICE FOR NEWLY ELECTED OFFICIALS. Following a short discussion, it was decided that the newly elected officials will be sworn in by Attorney Powell on November 2, 1981, time to be determined at next meeting.

6. COMMITTEE REPORTS.

Streets/Sidewalks - Councilman Davis. Sidewalk construction will begin on October 13, 1981.

Parks/Beautification/Environment - Councilwoman Kelley. Attorney Powell advised Council that the hearing on Glenwood Park is scheduled for October 26, 1981.

Finance - Councilman Peek. Clerk Borchik advised Council that we have received \$1481 as final Federal Revenue Sharing payment for Entitlement Period 12.

Waterfront/Bayou/Health - Councilman Perry. Clerk Borchik advised Council that the weir will be installed in the storm drain at Yacht Club and Lucille when the Maintenance Man returns from vacation.

Utilities - Councilman Usrey. Councilman Usrey read the Town's letter to Commissioner Peebles regarding water and sewer service for Cinco Bayou. Polyengineering is the consulting engineer for the County and Engineer Burt stated he would check with the County to see what is going to be required and also check with Fort Walton Beach and see what the County has to do to take over the water service. On a separate matter, Councilman Usrey reported that a meeting will be held with the Ocean City/Wright Fire Commission at the Town Hall, October 13, 1981 at 7:00 P.M. and requested all Councilmembers be present.

7. CLERK'S REPORT.

A. Business Licenses. Council was advised that there are eight businesses that have not renewed their business license. Clerk was advised to send another notice to these businesses.

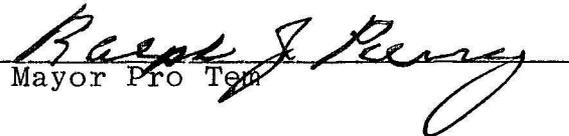
B. Florida League of Cities. Membership in the Florida League of Cities is \$150.00. This will be discussed at the next meeting.

C. Okaloosa Guidance Clinic Donation. The Council advised the Clerk to make the donation of \$200.00 to the Okaloosa Guidance Clinic.

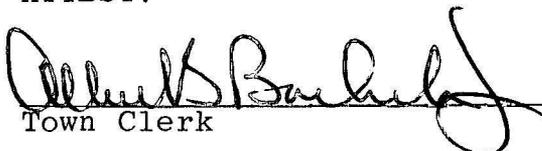
D. Lot Clearing/Cleaning. The Clerk advised Council that clearing of Lot 15, Block 24 (Goodwin) and Lot 4, Block 23 (Howard) had begun. On Saturday, Mr. Howard stopped the cleaning of his sister's lot advising that he did not want the lot cleared and was most upset with the Town and its employees for clearing his property. On August 26, 1981, a certified letter was sent to Mr. Howard and Ms Howard advising them of the Council's Resolution to clear the lot; however, on two separate occasions, acceptance of the certified letter was refused. After a short discussion, the Council agreed that the clearing of the lot should continue.

8. ANNOUNCEMENTS. Councilman Usrey reported to Council that the Fall meeting of the Okaloosa County League of Cities will be held on October 29, 1981 at the Rocky Bayou Country Club. Guest speaker will be Thomas Tate; his topic will be Crime Watch. Reservations must be made no later than October 27, 1981. Councilmembers planning to attend need to advise the Clerk at the next meeting.

There being no further business, the meeting was adjourned at approximately 8:05 P.M.


Mayor Pro Tem

ATTEST:


Town Clerk

NOTE: A mechanical recording has been made of the foregoing proceedings of which these minutes are a part, and is on file in the office of the Town Clerk.

AN ORDINANCE AMENDING SECTION 6 OF THE CODE OF ORDINANCES OF THE TOWN OF CINCO BAYOU, FLORIDA, WITH REFERENCE TO GARBAGE AND TRASH, AND THE BURNING OF GARBAGE AND TRASH WITHIN THE CORPORATE LIMITS OF THE TOWN, REPEALING ORDINANCES INCONSISTENT WITH SAID ORDINANCE; SEVERING INVALID PORTIONS OF SAID ORDINANCE; PRESCRIBING AN EFFECTIVE DATE THEREOF.

WHEREAS, the Mayor and the Town Council of the Town of Cinco Bayou, Florida, deem it in the best interest of the Town to establish control over the burning of garbage and trash within the corporate limits of the Town:

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CINCO BAYOU, FLORIDA, THAT:

SECTION 1. Section 6, "Garbage and Trash" of the Code of Ordinances, Town of Cinco Bayou, Florida, is hereby amended to read as follows:

"Section 6-6. Burning of garbage is prohibited."

"Section 6-7. Open trash fires and unattended trash fires are prohibited."

SECTION 2. SEVERABILITY. If any word, sentence, phrase, clause, section or portion of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion of words shall be deemed a separate and independent provision and such holding shall not effect the validity of the remaining portion thereof.

SECTION 3. REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS. All ordinances and resolutions of the governing body in conflict herewith are hereby repealed.

SECTION 4. EFFECTIVE DATE. This ordinance shall become effective immediately upon its final passage and adoption.

Adopted this 19th day of October 1981.

Approved:

Mayor

AN ORDINANCE AMENDING APPENDIX A, SECTION 7, OF THE CODE OF ORDINANCES OF THE TOWN OF CINCO BAYOU, FLORIDA, WITH REFERENCE TO ADVERTISING SIGNS AND BILLBOARDS IN C-2 GENERAL COMMERCIAL DISTRICT, REPEALING ORDINANCES INCONSISTENT WITH SAID ORDINANCE; SEVERING INVALID PORTIONS OF SAID ORDINANCE; PRESCRIBING AN EFFECTIVE DATE THEREOF.

WHEREAS, the Mayor and the Town Council of the Town of Cinco Bayou, Florida, deem it in the best interest of the Town to revise the Advertising Sign height limits and prohibit the erection of Billboards.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CINCO BAYOU, FLORIDA, THAT:

SECTION 1. Appendix A, "Zoning", of the Code of Ordinances, Town of Cinco Bayou, Florida, is hereby amended to read as follows:

"Section 7(a)(12). Advertising signs, panels and structures will not exceed thirty-five (35) feet in height from the ground and not to exceed ten (10) feet in height from the roof of a structure. Erection of Billboards is prohibited."

SECTION 2. SEVERABILITY. If any word, sentence, phrase, clause, section or portion of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion or words shall be deemed a separate and independent provision and such holding shall not effect the validity of the remaining portion thereof.

SECTION 3. REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS. All ordinances and resolutions of the governing body in conflict herewith are hereby repealed.

SECTION 4. EFFECTIVE DATE. This ordinance shall become effective immediately upon its final passage and adoption.

Adopted this 19th day of October 1981.

Approved:

Mayor

ORDINANCE NO. 79

AN ORDINANCE AMENDING APPENDIX A, SECTION 8, OF THE CODE OF ORDINANCES OF THE TOWN OF CINCO BAYOU, FLORIDA, WITH REFERENCE TO OFF-STREET PARKING REQUIREMENTS, REPEALING ORDINANCES INCONSISTENT WITH SAID ORDINANCE; SEVERING INVALID PORTIONS OF SAID ORDINANCE; PRESCRIBING AN EFFECTIVE DATE THEREOF.

WHEREAS, the Mayor and the Town Council of the Town of Cinco Bayou, Florida, deem it in the best interest of the Town to increase the number of off-street parking spaces required for two family and multifamily dwellings:

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CINCO BAYOU, FLORIDA, THAT:

- SECTION 1. Appendix A, Section 8, of the Code of Ordinances of the Town of Cinco Bayou is hereby amended as follows: Subsection (b) Paragraph (2), change to read "Two-family and multiple-family dwellings - two (2) spaces per dwelling unit located back of property line."
- SECTION 2. SEVERABILITY. If any word, sentence, phrase, clause, section or portion of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion or words shall be deemed a separate and independent provision and such holding shall not effect the validity of the remaining portion thereof.
- SECTION 3. REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS. All ordinances and resolutions of the governing body in conflict herewith are hereby repealed.
- SECTION 4. EFFECTIVE DATE. This ordinance shall become effective immediately upon its final passage and adoption.

Adopted this 19th day of October 1981.

Approved:

Mayor

ATTEST:

TOWN OF CINCO BAYOU

35 KELLY AVENUE (CINCO BAYOU)
FT. WALTON BEACH, FLORIDA 32548
904-244-2712

October 13, 1981

Commissioner Peebles
Okaloosa County Board of Commissioners
Shalimar Courthouse
Shalimar, FL 32579

Re: Water and Sewer Service for the Town of Cinco Bayou

Dear Commissioner Peebles:

Thank you for your interest and concern for our Town's water and sewer service. As you know, the Town has been attempting to resolve the water and sewer service issue with the City of Fort Walton Beach since early last Spring. During September, the Fort Walton Beach Council advised the Town that it could exercise its option for continued water service at a 25% premium and that the Fort Walton Beach Council would consider accepting a 15 year lease to operate the Cinco Bayou sewer system providing the Town would pay \$25,000 to tie into the Fort Walton Beach sewer system. A 25% premium would also be charged for sewer service. This proposal is unacceptable as it would have the Town pay Fort Walton Beach to tie into their system and then pay 25% premium for the "privilege" of using the Cinco Bayou sewer system.

The purpose of this letter is to request the assistance of the Okaloosa County Board of Commissioners and Okaloosa County Water and Sewer Department in resolving our water and sewer service issue. The Council and I believe that water and sewer service provided by a single agency is not only the most efficient and practical manner of providing these services, but also is in the best interest of both Okaloosa County and the Town of Cinco Bayou.

The members of the Council and I are available to meet and provide any additional information you may require.

Sincerely,

Original Signed By

IRENE E. BALSLEY
Mayor

TOWN OF CINCO BAYOU

35 KELLY AVENUE (CINCO BAYOU)
FT. WALTON BEACH, FLORIDA 32548

904-244-2712
August 26, 1981

Mr. Paul K. Howard
61 Yacht Club Drive (Cinco Bayou)
Fort Walton Beach, Florida 32548

Re: Notice of Property Condition

Dear Mr. Howard:

Town records indicate you to be the owner of the following property in the Town of Cinco Bayou, Florida:

Lot 6, Block 23, Cinco Bayou Subdivision

An inspection of this property discloses, and the town council hereby finds it to be in such condition as to be in violation of chapter 8, Code of Ordinances of the Town of Cinco Bayou because

Bushes, vines and undergrowth over 10" in height on right-of-way on Opp Boulevard obstructing vision at street corner.

Chapter 8, Land Clearance, provides that it is unlawful for you to permit this condition to continue, and you are hereby notified that unless this condition is remedied so as to make it nonviolative of chapter 8 within fifteen (15) days from the date hereof, the Town of Cinco Bayou, Florida, will proceed to remedy such condition, and the cost of such work will be imposed as a lien upon this property. Our estimate of the probable cost is \$150.00.

Very truly yours,


ALBERT S. BORCHIK, JR.
Town Clerk

TOWN OF CINCO BAYOU

35 KELLY AVENUE (CINCO BAYOU)
FT. WALTON BEACH, FLORIDA 32548
904-244-2712

August 26, 1981

Mr. James O. Godwin, Sr.
205 Moriarity Avenue
Fort Walton Beach, Florida 32548

Re: Notice of Property Condition

Dear Mr. Godwin:

Town records indicate you to be the owner of the following property in the Town of Cinco Bayou, Florida:

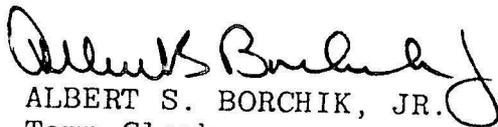
Lot 15, Block 24, Cinco Bayou Subdivision.

An inspection of this property discloses, and the town council hereby finds it to be in such condition as to be in violation of chapter 8, Code of Ordinances of the Town of Cinco Bayou because

weeds, grass and undergrowth over ten inches in height within 50 feet of right-of-way.
Also, dead trees and other unsightly matter on property.

Chapter 8, Land Clearance, provides that it is unlawful for you to permit this condition to continue, and you are hereby notified that unless this condition is remedied so as to make it nonviolative of chapter 8 within fifteen (15) days from the date hereof, the Town of Cinco Bayou, Florida, will proceed to remedy such condition, and the cost of such work will be imposed as a lien upon this property. Our estimate of the probable cost is \$325.00.

Very truly yours,


ALBERT S. BORCHIK, JR.
Town Clerk

TOWN OF CINCO BAYOU

35 KELLY AVENUE (CINCO BAYOU)
FT. WALTON BEACH, FLORIDA 32548
904-244-2712

August 26, 1981

M. J. Howard and M. W. Collins
61 Yacht Club Drive (Cinco Bayou)
Fort Walton Beach, Florida 32548

Re: Notice of Property Condition

Dear M. J. Howard and M. W. Collins:

Town records indicate you to be the owners of the following property in the Town of Cinco Bayou, Florida:

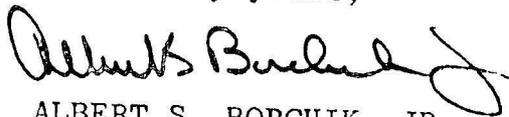
Lots 4 and 5, Block 23, Cinco Bayou Subdivision.

An inspection of this property discloses, and the town council hereby finds it to be in such condition as to be in violation of chapter 8, Code of Ordinances of the Town of Cinco Bayou for the following reason:

Weeds, grass, vines and undergrowth over ten inches in height on right-of-way and within 50 feet of occupied buildings.

Chapter 8, Land Clearance, provides that it is unlawful for you to permit this condition to continue, and you are hereby notified that unless this condition is remedied so as to make it nonviolative of chapter 8 within fifteen (15) days from the date hereof, the Town of Cinco Bayou, Florida, will proceed to remedy such condition, and the cost of such work will be imposed as a lien upon this property. Our estimate of the probable cost is \$300.00.

Very truly yours,



ALBERT S. BORCHIK, JR.
Town Clerk