



seconded by Councilman Peek. The motion carried unanimously.

8. ESTABLISH TIME/DATE FOR OATH OF OFFICE FOR NEWLY ELECTED OFFICIALS. After a short discussion, it was decided that the newly elected officials would be sworn in to office on November 2, 1981 at 7:30 A.M. by Clerk Borchik.

9. COMMITTEE REPORTS.

Streets/Sidewalks - Councilman Davis. Councilman Davis advised Council that the grading for the sidewalks has been completed and the forms are in. They should start pouring concrete within the next couple of days. Clerk Borchik advised Council that our Engineer has a change order for the installation of a water tap which needs to be discussed and acted upon. There is a second change order for the reinforcement of driveways which also needs Council's review and action. The Council decided not to tap the water main at this time and approved reinforcing where needed. After a lengthy discussion, Councilman Davis moved to authorize Clerk Borchik to sign change work orders up to a \$500.00 limit so they can proceed with the work that needs to be done, seconded by Councilwoman Kelley. The motion carried unanimously.

Parks/Beautification/Environment - Councilwoman Kelley. No report. Attorney Powell advised Council of the forthcoming trial regarding Glenwood Park to be held Monday, October 26, 1981 at 9:30 A.M. in Judge Tolton's chambers.

Finance - Councilman Peek. Clerk Borchik advised Council that the final budget and millage approval will be voted on in November, 1981. There will be a Public Hearing and then another meeting to approve the budget and millage.

Waterfront/Bayou/Health - Councilman Perry. Councilman Perry questioned when the weir is going to be installed in the storm drain at Yacht Club and Lucille. Clerk Borchik advised him that the weir will be installed as soon as the maintenance man returns from vacation.

Utilities - Councilman Usrey. Councilman Usrey advised Council that a meeting was held with the Ocean City/Wright Fire Control District Commissioners on October 13, 1981. There was no further discussion.

10. CLERK'S REPORT.

A. Business Licenses. The Clerk reported that we have eight businesses that have not renewed their license. Letters will be sent out this week advising them they are a month late and they owe 10% penalty and after November 1, 1981, a 5% penalty for each additional month.

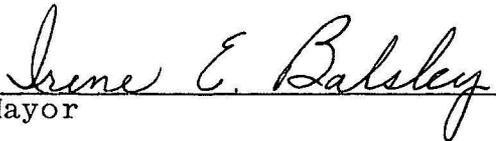
B. Lot Clearing/Cleaning. After a lengthy discussion, the Council agreed to sustain its previous decision on the cleaning of the lot owned by Ms Howard. Although Mr. Howard stopped Mr. Schraeder after he had cleaned approximately 1/3 of the lot, the Council agreed that the Town should pay Mr. Schraeder the amount billed as Mr. Schraeder indicated to Mayor Balsley that he believed he had a contract and should be paid the full amount (\$300.00). In any case, Ms. Howard will be billed for the amount paid to Mr. Schraeder and it will be Ms. Howard's option to either clean the lot himself or allow Mr. Schraeder to complete the job.

11. ANNOUNCEMENTS.

A. League of Cities Dinner-October 29, 1981. Reservations for the League of Cities Dinner must be in no later than October 26th.

B. Town Picnic will be held Tuesday, October 20, 1981.

There being no further business, the meeting was adjourned at approximately 8:15 P.M.

  
\_\_\_\_\_  
Mayor

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.

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.

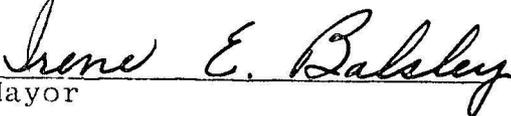
WHEREAS, the Mayor and the Town Council of the Town of Cinco Bayou, Florida, deem it in the best interest of the Town to increase the number of off-street parking spaces required for two family and multifamily dwellings:

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:

ORDINANCE NO. 77

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."

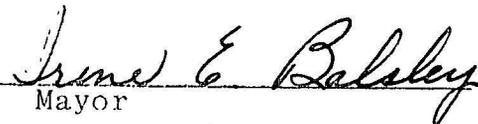
SECTION 2. SEVERABILITY. If any word, sentence, phrase, clause, section or portion of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion of words shall be deemed a separate and independent provision and such holding shall not effect the validity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