

SATELLITE BEACH
OFFICIAL CODE OF ORDINANCES

PART I. CHARTER
ARTICLE V. ORDINANCES

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§ 5.01. Generally

Every proposed ordinance and resolution shall be introduced in the final written form required for adoption, except that ordinances amending legislation shall be introduced in legislative style on first reading and final written form required for adoption on second reading. The enacting clause of ordinances shall recite: "Be it enacted by the city council of the City of Satellite Beach, Florida." No ordinance shall be adopted until it has been read by title at two city council meetings at least two weeks apart. Ordinances and resolutions shall become effective upon adoption unless specified otherwise therein. Upon adoption, every ordinance and resolution shall be authenticated by the presiding officer and the city clerk and shall be recorded in full in a properly-indexed book maintained by the city clerk.

(Ord. No. 1019, § 1, 11-3-09)

§ 5.02. Emergency ordinances

Notwithstanding the provisions of the foregoing section, the city council may enact emergency ordinances to meet serious public emergencies affecting the welfare of the city or its residents. An emergency ordinance shall be introduced as prescribed for ordinances generally, except that it shall be plainly designated as an emergency ordinance, and the conditions constituting such emergency shall be stated therein. Emergency ordinances may be adopted, with or without amendment, at the first reading. No emergency ordinance shall enact a land development regulation, enact or amend a land-use plan, or rezone private real property. Emergency ordinances shall expire 120 days after enactment unless sooner specified therein.

(Ord. No. 1019, § 1, 11-3-09)

§ 5.03. Codification

The city council shall provide for the preparation of a general codification of all city ordinances, which shall be known as the City Code of Satellite Beach, Florida.

(Ord. No. 1019, § 1, 11-3-09)

§ 5.04. Ordinance initiatives

(1) The city's voters shall have the power to propose ordinances to the city council, and, if the city council fails to adopt them without substantive change, to approve or reject the proposed ordinances at a city election.

(2) The city's voters shall have the power to require the city council to reconsider any adopted ordinance, and, if the city council fails to repeal the reconsidered ordinance, to approve or reject it at a city election.

(3) Voters' petitions to exercise the powers granted by this section shall be signed by at least 15 percent of the city's registered voters as of the most recent election held in the city. Petitioners shall have 90 days from the date of the city council action being challenged to obtain the required signatures.

(4) No power specified in this section shall extend to the budget, taxes, or salaries of city employees.

(Ord. No. 1019, § 1, 11-3-09)

§ 5.05. Ordinances requiring voter approval

(1) Any ordinance approving a development permit which would increase the existing density in any zoning district as of November 7, 2006 shall require voter approval before any such ordinance shall become effective. No development permit shall be issued or effective until said ordinance is approved by referendum.

(2) Any ordinance amending the city's land development regulations to increase residential densities or building heights greater than that allowed on November 7, 2006; or decrease breezeway percentages below those required on November 7, 2006, shall require voter approval before any such ordinance shall become effective.

(3) Notwithstanding the foregoing, any structure existing, permitted, or approved by any appropriate regulatory agency on November 7, 2006, shall be allowed to be built, rebuilt, or repaired in the event of a casualty or catastrophe, even if such structure is nonconforming for failure to comply with regulations existing on November 7, 2006, governing density, height, and/or breezeways.

(Ord. No. 1019, § 1, 11-3-09)
