ORDINANCE NO. 41-2019

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 74 OF THE TOWN CODE OF ORDINANCES, PARKS AND RECREATION, ARTICLE II, BEACHES AND AQUATIC ACTIVITIES, DIVISION 3, REGULATION OF USE OF PUBLIC BEACHES, AT SECTION 74-191, SO AS TO INCLUDE THE BEACH FROM SUNSET AVENUE TO WELLS ROAD AND BEACHES DEFINED BY THE TOWN WHICH PROVIDES THAT NO PERSON SHALL TAKE ANY ANIMAL UPON SAID BEACHES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

Section 1. Section 74-191 titled Animals prohibited is hereby amended to read as follows:

"**Sec. 74-191. Animals prohibited.**

No person shall take any animal upon those certain public beaches within the town identified herein or in the surf adjacent to any such public beach within the town. Said beaches shall include the Phipps Park beach, the public beach from Royal Palm Way south to Gulfstream Road, the Clarke Avenue beach from Barton to Seaspray, and the beach from Sunset Avenue to Wells Road.

Section 2. This amendment shall sunset effective November 30, 2020 and shall no longer be effective unless and until the Town Council readopts said amendment.

Section 3. Severability.

If any provision of this Ordinance or the application thereof is held invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid provisions or applications, and to this end the provisions of this Ordinance are hereby declared severable.

Section 4. Repeal of Ordinances in Conflict.

All other ordinances of the Town of Palm Beach, Florida, or parts thereof which conflict with this or any part of this Ordinance are hereby repealed.

Section 5. Codification.

This Ordinance shall be codified and made a part of the official Code of Ordinances of the Town of Palm Beach.

Section 6. Effective Date.

This Ordinance shall take effect immediately upon its passage and approval, as provided by law.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach on first reading this 10th day of December, 2019, and for second and final reading on this _____ day of _____, 2020.

_____
Gail L. Coniglio, Mayor

_____
Danielle H. Moore, Town Council President

_____
Margret Zeidman, Town Council President Pro Tem

_____
Bobbie Lindsay, Town Council Member

_____
Julie Araskog, Town Council Member

_____
Lewis Crampton, Town Council Member

ATTEST:

_____
Kathleen Dominguez, Town Clerk

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