

ORDINANCE NO. 007-2022

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 88, PROPERTY MAINTENANCE CODE, AT ARTICLE II, DEFINITIONS, SECTION 88-14, GENERAL DEFINITIONS; AND AT ARTICLE III, GENERAL REQUIREMENTS, SECTIONS 88-16, EXTERIOR PROPERTY AREAS, AND 88-23, PEST ELIMINATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR CODIFICATION; AND 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. Chapter 88, Property Maintenance Code, Article II, Definitions, Section 88-14, General Definitions, is hereby amended as follows:

*“Chapter 88 - PROPERTY MAINTENANCE CODE
ARTICLE II. – DEFINITIONS
Sec. 88-14. - General definitions.*

Pest elimination. The control of insects, Iguanas, rodents or other pests; and the elimination of insects, rodents or other pests by eliminating their harborage places; by removing or making inaccessible materials that serve as their food or water; by other approved pest elimination methods.”

Section 2. Chapter 88, Property Maintenance Code, Article III, General Requirements, Sections 88-16, Exterior Property Areas, Subsection (e); and 88-23, Pest Elimination, Subsection (a); is hereby amended as follows:

*“ARTICLE III. - GENERAL REQUIREMENTS
Sec. 88-16. - Exterior property areas.*

(e) Rodent harborage. Structures and exterior property shall be kept free from rodent harborage and infestation. Plants and plant heights that provide for rodent, Iguana, or pest access onto neighboring buildings shall be prohibited. Where rodents are found, they shall be promptly exterminated by approved processes that will not be injurious to human health. After pest elimination, proper precautions shall be taken to eliminate rodent harborage and prevent reinfestation.

Sec. 88-23. - Pest elimination.

(a) *Infestation. Structures shall be kept free from insect and rodent infestation. Plants and plant heights that provide for rodent, Iguana, or pest access onto neighboring buildings shall be prohibited. Structures in which insects or rodents are found shall be promptly exterminated by approved processes that will not be injurious to human health. After pest elimination, proper precautions shall be taken to prevent reinfestation.”*

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, Florida.

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 12th day of April, 2022, and for second and final reading on this 10th day of May, 2022.

Danielle H. Moore, Mayor

Julie Araskog, Town Council Member

Edward A. Cooney, Town Council Member

Lewis S.W. Crampton, Town Council Member

ATTEST:

Bobbie Lindsay, Town Council Member

Pat Gayle-Gordon, Acting Town Clerk

Margaret A. Zeidman, Town Council Member