

ORDINANCE NO. 05-2020

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF JUPITER INLET COLONY, FLORIDA AMENDING CHAPTER 10 OFFENSES, SECTION 10-4 *PERMIT REQUIRED FOR FIRES* OF THE CODE OF ORDINANCES OF THE TOWN OF JUPITER INLET COLONY, FLORIDA IN ORDER TO PROVIDE ADDITIONAL RULES AND REGULATIONS PERTAINING TO PERMITS FOR FIRES AND BONFIRES WITHIN THE TOWN; PROVIDING AUTHORITY TO CODIFY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF JUPITER INLET COLONY, FLORIDA, AS FOLLOWS:

SECTION 1. Chapter 10. OFFENSES, Section 10-4. *Permit required for fires* of the Code of Ordinances of the Town of Jupiter Inlet Colony, Florida is hereby amended to read as follows:

Section. 10-4. - Permit required for fires. *Fire regulations.*

- A. It shall be unlawful for any person to set a fire or bonfire on any lot, street, alley, the public beach or other public or private place within the corporate limits of the municipality without first receiving a permit to do so from the mayor or police chief Town Administrator, or designee. No pretreated wood or lumber shall be used in any such fire or bonfire.
- B. No permit shall be required for an individual to set an outdoor fire on private property provided the property owner, or individual setting a fire, shall comply with the following:
1. All fires or bonfires shall be placed in a firepit or other contained area and shall not be allowed to burn on the open ground or yard area; and
 2. The property owner, or individual setting the fire, shall have water present in the immediate vicinity of the fire by virtue of a hose with direct access to the water supply or a five (5) gallon container of water in order to control or contain the fire and flames; and
 3. Fires or bonfires shall be permitted only in the rear yards of a residential property; and
 4. No pretreated wood or lumber shall be used in any fire or bonfire.

SECTION 2. Specific authority is hereby granted to codify and incorporate this Ordinance into the existing Code of Ordinances of the Town of Jupiter Inlet Colony, Florida.

SECTION 3. That all Ordinances or parts or Ordinances, in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

SECTION 4. If any clause, section or other part of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this Ordinance.

SECTION 5. This Ordinance shall become effective immediately upon its passage and adoption.

FIRST READING this ____ day of _____, 2020.

SECOND READING and FINAL PASSAGE this ____ day of _____,
2020.

TOWN OF JUPITER INLET COLONY, FLORIDA

Mayor-Daniel J. Comerford, III

Vice-Mayor Milton J. Block

Commissioner Michael A. Armato

ATTEST:

Commissioner Cynthia Keim

Town Clerk Jude M. Goudreau

Commissioner Richard D. Busto