

ORDINANCE NO. 2022-01

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF JUPITER INLET COLONY, FLORIDA AMENDING CHAPTER 4. BUILDINGS AND BUILDING REGULATIONS, ARTICLE I. IN GENERAL OF ITS CODE OF ORDINANCES BY CREATING A NEW SECTION 4-16 *STORM PANELS, HURRICANE SHUTTERS* IN ORDER TO REGULATE THE DATES OF PERMISSIBLE INSTALLATION OF SUCH STORM PANELS OR HURRICANE SHUTTERS; PROVIDING FOR THE ISSUANCE OF A PERMIT AND PERMIT FEE FOR EXTENDED DATES OF INSTALLATION OF STORM PANELS OR HURRICANE SHUTTERS; 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 4. BUILDINGS AND BUILDING REGULATIONS, Article I. In General of the Code of Ordinances of the Town of Jupiter Inlet Colony, Florida is hereby amended by creating a new Section 4-16. *Storm Panels; Storm Shutters* which shall read as follows:

Section 4-16. Storm Panels; Hurricane Shutters.

(a) Beginning December 1 of each year through June 1 of the following year, the installation, use or closure of storm panels or hurricane shutters, of any type whatsoever, to cover building or structure openings shall be strictly prohibited. Storm panels or hurricane shutters may be installed, used or closed at a property only between June 1 and November 30 of each year. However, in the event that any portion of Palm Beach or Martin County falls within the National Hurricane Center's five-day cone of probability for a named tropical storm event, storm panels or hurricane shutters may be installed, used or closed to protect building or structure openings up to five (5) days prior to anticipated storm landfall and may remain in place for no more than five (5) days following storm passage. Nothing in this Section shall preclude the issuance of building permits for the installation of various hurricane shutter systems.

(b) For seasonal residents who will be leaving their dwellings prior to June 1 or returning later than November 30, such residents may apply to the Town for a permit authorizing storm panels or hurricane shutters to be installed or remain in place at a time other than as permitted in subsection (a) above, provided, however, in no event shall such storm panels or hurricane shutters be installed, used or closed prior to May 21 nor remain later than December 10. The Town shall promulgate an application form for such a permit which shall include, but not be limited to, the following information:

- (1) Contact information for the owner(s) and a telephone number and email address where the owner(s) may be contacted; and
- (2) The dates the resident(s) will be away from the Town; and
- (3) Any other information deemed appropriate by the Town.

In order to obtain such a permit, the owner shall provide the Town Police Department with a house key and key to the storm panels or hurricane shutters.

(c) All storm panels or hurricane shutters shall be architecturally and aesthetically compatible with the dwelling, specifically manufactured for use as a shutter, meet Miami-Dade County Building Code standards, be custom fit for each window and door to which they are attached, and in good condition.

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. Any property that has storm panels or hurricane shutter installed, used or closed to cover building or structure openings as of the effective date of this Ordinance shall remove the same within thirty (30) days of the adoption of this Ordinance.

FIRST READING this 10th day of January 2022.

SECOND READING and FINAL PASSAGE this 14th day of February, 2022.

TOWN OF JUPITER INLET COLONY, FLORIDA

Mayor-Daniel J. Comerford, III

Vice-Mayor Milton J. Block

Commissioner Lisa H. Hines

Commissioner Cynthia Keim

Commissioner Richard D. Busto

Town Clerk Ivelisse Chico-Randazzo