

ORDINANCE NO. 08 - 2017

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF JUPITER INLET COLONY, FLORIDA, AMENDING CHAPTER 5 ELECTIONS, SECTION 5-3. CONDUCT OF ELECTIONS; FILING DATES. IN ORDER TO PROVIDE THAT THE FILING DATES FOR ALL TOWN ELECTIONS SHALL BE NO EARLIER THAN NOON ON THE FOURTH TUESDAY IN NOVEMBER NOR LATER THAN NOON ON THE SECOND TUESDAY IN DECEMBER OF THE CALENDAR YEAR PREVIOUS TO WHICH THE ELECTION IS TO BE HELD; PROVIDING AUTHORITY TO CODIFY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

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

SECTION 1. Chapter 5 ELECTIONS, Section 5-3 Conduct of Elections; Filing Dates of the Code of Ordinances of the Town of Jupiter Inlet Colony, Florida is hereby amended to read as follows:

Section 5-3. Conduct of Elections; Filing Dates.

- (a) Commencing in 2017, and each year thereafter, annual Town elections shall be held on the 2<sup>nd</sup> Tuesday in March; provided, however, that commencing in 2016, the annual Town election shall be held on the 3<sup>rd</sup> Tuesday in March and every four (4) years thereafter, in each presidential election year, the annual Town election shall be held on the 3<sup>rd</sup> Tuesday in March, which is the date of the Florida Presidential Preference Primary.
- ~~(b) In each year that the annual Town election is held on the 2<sup>nd</sup> Tuesday in March, candidates for Town Office shall file such papers and pay such fees as may be required by law with the Town Clerk no earlier than noon on the last Tuesday in January nor later than noon on the 2<sup>nd</sup> Tuesday in February of the calendar year in which the election is to be held~~
- ~~(eb) In each year that the annual Town election is held on the 3<sup>rd</sup> Tuesday in March, e~~Candidates for Town Office shall file such papers and pay such fees as may be required by law with the Town Clerk no earlier than noon on the 4<sup>th</sup> Tuesday in November nor later than noon on 2<sup>nd</sup> Tuesday in December of the calendar year previous to which the election is to be held.
- ~~(ec)~~ In the event three (3) or more candidates file and qualify for a particular Group, then the election date(s) specified in subsection (a) above shall be considered the

primary election as specified in Article III, Section 7 of the Town Charter. In such event, if any candidate receives a majority of votes cast for such office such candidate shall be deemed to be elected to office and no general election shall be required. If no candidate receives a majority of votes cast for such office, a general (run-off) election shall be conducted two (2) weeks after the primary election for the two candidates receiving the highest number of votes cast for each respective office.

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.

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 upon its passage and adoption.

FIRST READING this 10<sup>th</sup> day of October, 2017.

SECOND READING and FINAL PASSAGE this 13<sup>th</sup> day of November, 2017.

TOWN OF JUPITER INLET COLONY, FLORIDA

\_\_\_\_\_  
MAYOR DANIEL J. COMERFORD, III

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VICE-MAYOR THOMAS M. DISARNO

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COMMISSIONER JEROME A. LEGERTON

ATTEST:

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COMMISSIONER MILTON J. BLOCK

\_\_\_\_\_  
TOWN CLERK JUDE M. GOUDREAU

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COMMISSIONER RICHARD D. BUSTO