

ORDINANCE NO. 2018 - 09

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, AMENDING ORDINANCE NO. 99-02, AS AMENDED, WHICH ESTABLISHED A CODE ENFORCEMENT BOARD; SPECIFICALLY AMENDING SECTION XII, CODE ENFORCEMENT; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Nassau County, Florida, adopted Ordinance No. 2012-13 on May 14, 2012, to implement a policy that Code Enforcement would take a reactive approach to dealing with other ordinance violations in that they would be “complaint driven”; and

WHEREAS, the Board of County Commissioners of Nassau County, Florida, has determined that this policy is not in the best interest of the citizens of Nassau County, Florida and has found it necessary to rescind that policy.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Nassau County, Florida, that Ordinance No. 99-02, as amended, will be further amended as follows:

1. Section XII. Code Enforcement.

1. The Code Enforcement Officer shall issue a notice to violators pursuant to procedures set forth in a separate Ordinance No. 2014-21, Ordinance No. 2015-10, and Resolution No. 2005-67, resolution adopted by the Board of County Commissioners. The Code Enforcement Officers shall comply with the applicable sections of Chapter 162, Florida Statutes.

2. (a) A Code Enforcement Officer is authorized to issue a notice to a person when, based upon personal investigation, the officer has cause to believe that the person is in violation of a duly enacted code or ordinance.

(b) A Code Enforcement Officer shall provide notice to the person that the person is committing a violation of a code or ordinance and shall establish a reasonable time period within which the person must correct the violation. Such time period shall be no more than thirty (30) days. If, upon personal investigation, a Code Enforcement Officer finds that the person has not corrected the violation within the time period, a Code Enforcement Officer may issue a citation to the person who has committed the violation. A Code Enforcement Officer does not have to provide the person with a reasonable time period to correct the violation prior to issuing a citation and may immediately issue a citation if the Code Enforcement Officer has reason to believe that the violation presents a serious threat to the public health, safety, or welfare, or if the violation is irreparable or irreversible.

(c) A notice issued by a Code Enforcement Officer shall be in a form prescribed by the County and shall contain:

1. The date and time of issuance.
2. The name and address of the person to whom the notice is issued.
3. The facts constituting the violation.
4. The number or section of the code or ordinance violated.
5. The name of the Code Enforcement Officer.

6. The procedures for the person to follow in order to correct the violation.

7. The applicable civil penalty pursuant to this article.

~~3. The purpose of this section is to outline a Nassau County Code Enforcement policy that will define the parameters under which that department will operate. Because of the limited resources available to code enforcement, the following policies shall be in effect:~~

~~(a) *Proactive.* Code Enforcement will take a proactive approach to enforcing ordinances relating to signage on Amelia Island and the SR 200 corridor or which directly impact safety of human life: Building Code, NFPA 101 Life Safety Code.~~

~~(b) *Reactive.* Code Enforcement will take a reactive approach to dealing with other ordinance violations throughout Nassau County, in that they will be "complaint driven." Anonymous complaints will not be investigated. If multiple anonymous complaints are received for the same violation, the Code Enforcement Officer may bring a request to the Building Official who will consult with the County Manager on whether to start an investigation. The County Manager may confer with the County Attorney as needed. This policy will not prohibit a Code Enforcement Officer from taking immediate action on an issue that will protect the life safety of citizens.~~

2. Effective Date. This Ordinance shall become effective upon its being filed with the Department of State.

DULY ADOPTED this 12th day of March, 2018.


BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA



PAT EDWARDS

Its: Chairman

ATTEST AS TO CHAIRMAN'S SIGNATURE:



JOHN A. CRAWFORD
Its: Ex-Officio Clerk

MES
03-13-18

Approved as to form by the Nassau County Attorney:



MICHAEL S. MULLIN

Nassau County Record
Published Weekly
617317 Brandies Avenue, PO Box 609
Callahan, Nassau County FL 32011
904-879-2727

STATE OF FLORIDA
COUNTY OF NASSAU:

Before the undersigned authority personally appeared
Amanda Ream

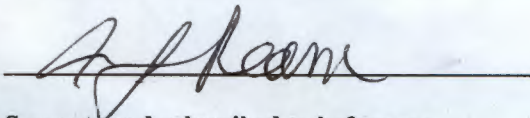
Who on oath says that (s)he is the Publisher of the
Nassau County Record, a weekly newspaper published at
Callahan in Nassau County, Florida; that the attached copy of
the advertisement, being a Legal Notice in the matter of

NOI ENACT ORD AMEND 99-02
CODE ENFORCEMENT BOARD

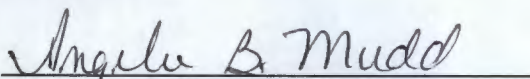

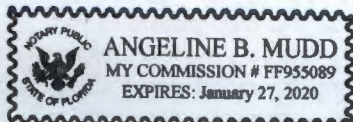
Was published in said newspaper in the issue(s) of

02/15/2018 02/22/2018
Ad # 405567

Affiant further says that the said Nassau County Record is a
newspaper published at Callahan in Nassau County, Florida,
and that the said newspaper has heretofore been continuously
published in said Nassau County, Florida, each week and has
been entered as second class matter at the post office in
Callahan, Nassau County, Florida for a period of one year
preceding the first publication of the attached copy of
advertisement; and Affiant further says that (s)he has neither paid
nor promised any person, firm or corporation any discount,
rebate, commission or refund for the purpose of securing this
advertisement in said newspaper.



Sworn to and subscribed to before me
This 22nd day of February, A.D. 2018


Angelina B. Mudd, Notary Public Personally Known

**NOTICE OF INTENTION
TO CONSIDER
ENACTMENT OF ORDINANCE**
NOTICE is hereby given
that the Board of County
Commissioners of Nassau
County, Florida, at a Regular
meeting to be held on Mon-
day, the 26th day of Febru-
ary, 2018 at 6:00 P.M., or as
soon thereafter as the matter
may be heard, in the Com-
mission Chambers, located at
the James S. Page Govern-
mental Complex, 96135 Nas-
sau Place, Yulee, Florida, In-
tends to consider for adop-
tion the following proposed
ordinance:
ORDINANCE NO. 2018-_____
AN ORDINANCE OF THE
BOARD OF COUNTY COMMISS-
IONERS OF NASSAU COUNTY,
FLORIDA, AMENDING ORDI-
NANCE NO. 99-02, AS
AMENDED, WHICH ESTAB-
LISHED A CODE ENFORCE-
MENT BOARD; SPECIFICALLY
AMENDING SECTION XII,
CODE ENFORCEMENT; AND
PROVIDING AN EFFECTIVE
DATE.
Copies of the Ordinance
are available at the Clerk's
Office at the Robert M. Foster
Justice Center, located at
76347 Veterans Way, Yulee,
Florida, Monday through Fri-
day, 8:30 a.m. through 5:00
p.m., except legal holidays.
THE PUBLIC IS INVITED TO BE
PRESENT AND BE HEARD. IF A
PERSON DECIDES TO APPEAL
ANY DECISION MADE BY THE
BOARD, AGENCY OR COM-
MISSION WITH RESPECT TO
ANY MATTER CONSIDERED AT
SUCH MEETING OR HEARING,
HE OR SHE WILL NEED A
RECORD OF THE PROCEED-
INGS, AND THAT, FOR SUCH
PURPOSE, HE OR SHE MAY
NEED TO ENSURE THAT A VER-
BATIM RECORD OF THE PRO-
CEEDINGS IS MADE, WHICH
RECORD INCLUDES THE TESTI-
MONY AND EVIDENCE UPON
WHICH THE APPEAL IS TO BE
BASED.
The Board of County Com-
missioners may continue
hearings on this matter.
BOARD OF COUNTY
COMMISSIONERS
OF NASSAU COUNTY, FLORIDA
BY: /s/ PAT EDWARDS
Its: Chairman
ATTEST: /s/
JOHN A. CRAWFORD
Its: Ex-Officio Clerk
Individuals with disabilities
needing a reasonable ac-
commodation to participate
in this proceeding should
contact the Office of the Ex-
Officio Clerk to the Board of
County Commissioners at
least two days prior to the
proceeding at (904) 548-4660,
or, if the hearing impaired,
Florida Relay Service at 1-800-
955-8770 (v) or 1-800-955-8771
(TDD).
2T 02-15-22-2018
#405567