

ORDINANCE NO. 588

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF OCEAN RIDGE, FLORIDA, AMENDING THE CODE OF ORDINANCES; CHAPTER 66, ARTICLE I, GENERAL PROVISIONS, SEA TURTLES AND WETLANDS, BY ADDING A NEW SECTION 66-3 TO BE ENTITLED BIRD SANCTUARY, PROVIDING FOR THE DESIGNATION OF THE TOWN OF OCEAN RIDGE AS A BIRD SANCTUARY; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Commission of the Town of Ocean Ridge has considered the interests of the Town and its residents in protecting birds and wild fowl from abuse and mistreatment; and

WHEREAS, as a community on a barrier island, the Town of Ocean Ridge is home to a variety of bird species; and

WHEREAS, the Town Commission finds that the abuse or molestation of wild birds is not in the interest of the residents of the Town of Ocean Ridge.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF OCEAN RIDGE, FLORIDA, AS FOLLOWS:

Section 1. Findings of Fact. The WHEREAS clauses set forth above are adopted herein as findings of fact.

Section 2. Amendment. The Code of Ordinances of the Town of Ocean Ridge, Florida, is hereby amended by adding a new Section 66-3 to Chapter 66, Article I, of the Code which shall read in its entirety as follows:

Sec. 66-3. Bird Sanctuary.

- (a) The entire area embraced within the corporate limits of the Town is hereby designated and established as a bird sanctuary.
- (b) No person shall trap or molest in any manner any bird or wild fowl or rob bird nests or wild fowl nests within the Town.

Section 3. Severability. In the event any section, paragraph, sub-paragraph, sentence, clause, phrase or word of this Ordinance shall be declared invalid, illegal or unenforceable by a court of competent jurisdiction, such declaration shall not affect the validity of the remaining portions hereof.

Section 4. Repeal of Ordinances. Any ordinance in conflict herewith, to the extent of such conflict, is hereby repealed.

Section 5. Codification. This Ordinance shall be incorporated in and shall be included in the Town's Code of Ordinances.

Section 6. Effective Date. This Ordinance shall become effective immediately upon adoption.

FIRST READING this 7th day of June, 2010.

SECOND AND FINAL READING this 8th day of Sept., 2010.

Commissioner Brown offered the foregoing Ordinance and its adoption. The motion was seconded by Commissioner Allison and upon being put to a vote, the vote was as follows:

KENNETH M. KALEEL, Mayor	<u>Yea</u>
DR. LYNN ALLISON, Vice Mayor	<u>Yea</u>
GEOFFREY PUGH, Commissioner	<u>Nay</u>
ELIZABETH P.B. BINGHAM, Commissioner	<u>Yea</u>
TERRY BROWN, Commissioner	<u>Yea</u>

The Mayor thereupon declared this Ordinance approved and adopted by the Town Commission of the Town of Ocean Ridge, Florida, on second reading, this 8th day of September, 2010.

TOWN OF OCEAN RIDGE, FLORIDA

BY: _____
KENNETH M. KALEEL, MAYOR

ATTEST: _____
TOWN CLERK