

**ORDINANCE NO. 19-2013**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES AT CHAPTER 54, HISTORICAL PRESERVATION; ARTICLE II, LANDMARKS PRESERVATION; SECTION 54-36, TO PROVIDE THAT IN THE EVENT THERE ARE, IN THE DISCRETION OF THE TOWN COUNCIL, NO BONA FIDE APPLICANTS TO FILL THE POSITIONS OF REGISTERED ARCHITECTS IN THE STATE OF FLORIDA, THE TOWN MAY SOLICIT AND APPOINT ARCHITECTS REGISTERED OUTSIDE THE STATE OF FLORIDA TO FILL ONE OF THE ARCHITECT SEATS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

Section 1. The Code of Ordinances of the Town of Palm Beach is hereby amended at Chapter 54 Historical Preservation; Article II, Landmarks Preservation Commission; Section 54-36, to read as follows:

**“Sec. 54-36. Created; appointment; qualifications; terms; compensation; filling vacancies; reappointment.**

(a) A landmarks preservation commission is created consisting of seven members. At least two members, but not more than three members, of such commission shall be registered architects in the state. In the event there are, in the discretion of the town council, no bona fide applicants who are registered architects in the State of Florida, the town may solicit and appoint architects registered outside the State of Florida to fill one of the architect seats. A majority of the members shall have, to the highest extent practicable, a special knowledge of and a known interest in landmarks preservation. Each member shall be a registered voter in the town, however, one member may be a non-resident of the town in the event it is determined by the town council that said individual has a special expertise in historic landmarks preservation. Each member other than the individual, if any, appointed by the town council as an expert, shall be a registered voter in the town. The members shall serve staggered terms of three years, and each will serve without compensation, except in the event of the appointment of an outside expert who will serve a term of only one

year, but who may be reappointed by the town council on an annual basis. Each member shall serve without compensation. The town council shall appoint the members. If a vacancy shall occur otherwise than by the expiration of a term, it shall be filled by the town council for the unexpired term.

(b) A member shall not be appointed for more than two consecutive three-year terms but shall be eligible for reappointment upon the lapse of nine months after the expiration of the member's second consecutive three-year term."

Section 2. Severability.

If any provision of this Ordinance or the application thereof is held invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid provisions or applications, and to this end the provisions of this Ordinance are hereby declared severable.

Section 3. Repeal of Ordinances in Conflict.

All other ordinances of the Town of Palm Beach, Florida, or parts thereof which conflict with this or any part of this Ordinance are hereby repealed.

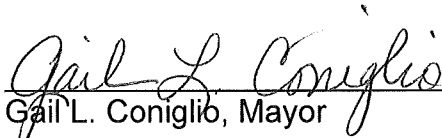
Section 4. Codification.


This Ordinance shall be codified and made a part of the official Code of Ordinances of the Town of Palm Beach.

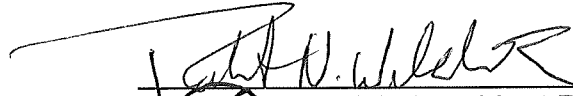
Section 5. Effective Date.

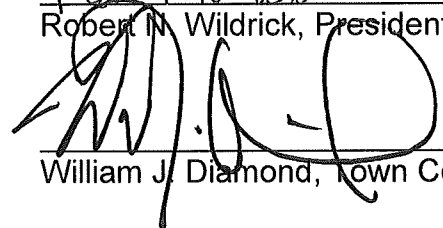
This Ordinance shall take effect immediately upon its passage and approval, as provided by law.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach on first reading this 10<sup>th</sup> day of September 2013, and for second and final reading on this 8<sup>th</sup> day of October, 2013.

  
Gail L. Coniglio, Mayor

  
David A. Rosow, Town Council President

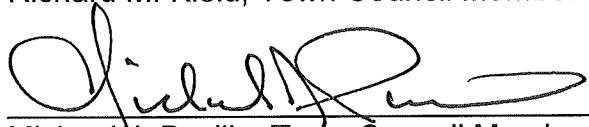
  
Robert M. Wildrick, President Pro Tem

  
William J. Diamond, Town Council Member

  
Richard M. Kleid, Town Council Member

ATTEST:

  
Susan A. Owens, MMC, Town Clerk

  
Michael J. Pucillo, Town Council Member

