

## ORDINANCE NO. 84

AN ORDINANCE OF THE VILLAGE OF GOLF, FLORIDA, AMENDING ORDINANCE NO. 46 LAND DEVELOPMENT REGULATIONS. AS AMENDED IN PART BY ORDINANCES NO. 50, NO. 55, NO. 57, AND NO. 72, BY AMENDING SECTION 3.03. RESIDENTIAL OF THE LAND DEVELOPMENT REGULATIONS. AT PARAGRAPH 3. OTHER REGULATIONS. BY REPEALING EXISTING SUBPARAGRAPH a. FENCES. IN ITS ENTIRETY AND READOPTING A NEW SUBPARAGRAPH a. IN ORDER TO PROVIDE ADDITIONAL REGULATIONS REGARDING THE MAXIMUM HEIGHT OF FENCES AND WALLS IN SPECIFIC LOCATIONS; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF ORDINANCE NO. 46 AS AMENDED AS SET FORTH HEREINABOVE SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, The Village Council of the Village of Golf desires to place additional regulations on the maximum height permitted for fences and walls within certain areas of the Village; and

WHEREAS, the maximum height of the fences and walls for certain properties lying adjacent to Golf Road should be increased to help to minimize the impact of the roadway traffic; and all required public hearings have been held and noticed.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA THAT:

Section 1: Ordinance 46. as amended in part by Ordinances Nos. 50, 55, 57, and 72 is hereby amended at Section 3.03, Residential. at paragraph 3. Other Regulations. by repealing subparagraph a. Fences. in its entirety, and readopting a new subparagraph a. as revised with a new title; providing that Section 3.03. shall hereafter read as follows:

### Sec. 3.03. Residential

1. — 2. (Shall remain the same as previously adopted.)
3. Other Regulations.

a. **Fences, walls and hedges.**

The installation of a fence, wall or continuous hedge must be approved by the Village prior to installation. No fence, wall or hedge may be constructed within any easement for streets or public utility. All fences must be landscaped to screen them from public view and all walls must be landscaped to be aesthetically compatible with the surrounding area. All chain link fences must be coated with brown or green coating and must be fully landscaped and screened at the time of installation. The maximum height of a fence, ~~or wall or hedge~~ is six (6) feet, except ~~on any lot line that a maximum height of eight (8') feet is allowed for walls and fences at the following locations: on the rear lot line of Lots 18 through 34, Unit 1, Country Road; on the rear lot line of Lots 7 through 17, Unit 2, Country Road; on property adjacent to Golf Road and north of Country Road owned either by the Village of Golf or The Country Club of Florida, Inc.; on the side lot lines adjacent to Golf Road for Lot 1, Unit 1 and Lots 5, 6, and D, Unit 2; and a maximum height of only four (4) feet is allowed on lot lines contiguous with adjacent to Golf Course property, where all fences, walls and hedges shall have a maximum height of four (4) feet.~~ All fences and walls allowed at the height of eight (8) feet must be fully landscaped and screened from public view. No fence or wall may be constructed within the rear yards of Lots 47 through 55, Unit 1, Pine Lane West. Gates to enclose any fence, wall, or hedge may only be installed in the rear or side yard, or in the front yard at a setback equal to the front wall of the main home. No gate shall be installed under the following circumstances: a gate that extends the front yard beyond the wall of the main home; a gate installed on a residential Lot line along Golf Road; or ~~No gate(s) may be a gate~~ installed to close off a driveway. There shall be no freestanding gates permitted in any location.

b.— h. (Shall remain the same as previously adopted.)

4. — 6. (Shall remain the same as previously adopted.)

**Section 2:** Each and every other section and subsection of Ordinance 46. as amended in part by Ordinances Nos. 50, 55, 57, and 72 shall remain in full force and effect as previously adopted.

**Section 3:** All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

**Section 4:** Should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence, or word be declared by a court of competent jurisdiction to be invalid,

such decision shall not affect the validity of the remainder hereof as a whole or part thereof other than the part to be declared invalid.

Section 5: Specific authority is given to codify this Ordinance.

Section 6: This Ordinance shall take effect immediately upon second reading and final passage.

FIRST READING THIS 28<sup>TH</sup> DAY OF MARCH, 2007.

SECOND AND FINAL READING THIS 25<sup>TH</sup> DAY OF APRIL, 2007.

PASSED AND ADOPTED THIS 25<sup>TH</sup> DAY OF APRIL, 2007.

✓  
\_\_\_\_\_  
Aye

\_\_\_\_\_  
Nay

✓  
\_\_\_\_\_  
Aye

\_\_\_\_\_  
Nay

✓  
\_\_\_\_\_  
Aye

\_\_\_\_\_  
Nay


✓  
\_\_\_\_\_  
Aye

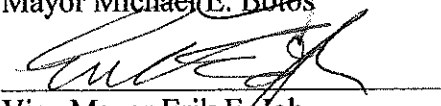
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Nay

✓  
\_\_\_\_\_  
Aye

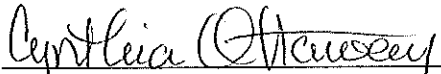
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Nay


VILLAGE OF GOLF

  
\_\_\_\_\_  
Mayor Michael E. Botos

  
\_\_\_\_\_  
Vice Mayor Erik E. Joh

  
\_\_\_\_\_  
Councilmember Thomas E. Lynch

  
\_\_\_\_\_  
Councilmember Cynthia Ottaway

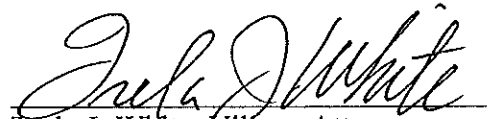
  
\_\_\_\_\_  
Councilmember William Rodawig

ATTEST:

(SEAL)

  
\_\_\_\_\_  
Carol Marciano, Village Clerk

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY.

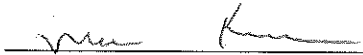
  
\_\_\_\_\_  
Trela J. White, Village Attorney

THE PALM BEACH POST  
Published Daily and Sunday  
West Palm Beach, Palm Beach County, Florida

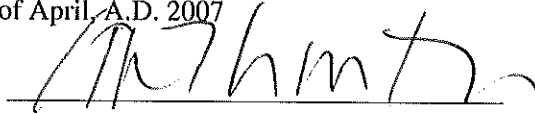
PROOF OF PUBLICATION

STATE OF FLORIDA  
COUNTY OF PALM BEACH


Before the undersigned authority personally appeared **Marc Kramer**, who on oath says that he is **Inside Sales Supervisor** of The Palm Beach Post, a daily and Sunday newspaper, published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising for a **Notice** in the matter of **Ordinance 84** was published in said newspaper in the issues of **April 14, 2007**. Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she/he has neither paid nor promised any person, firm or corporation any discount rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.



Sworn to and subscribed before 15<sup>th</sup> day of April, A.D. 2007



Personally known XX or Produced Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_

 **Karen M. McLinton**  
Commission # DD359566  
Expires: NOV. 15, 2008  
Bonded Thru  
Atlantic Bonding Co., Inc.

NO. 8047914  
The Village of Golf proposes to adopt the following Ordinance:

**ORDINANCE NO. 84**  
The Village Council of the Village of Golf will hold a Public Hearing to consider the following proposed Ordinance on second and final reading Wednesday, April 25, 2007 at 9:00 a.m., at the Village Administration Building, 21 Country Road, Village of Golf, Florida:

**AN ORDINANCE OF THE VILLAGE OF GOLF, FLORIDA, AMENDING ORDINANCE NO. 46 LAND DEVELOPMENT REGULATIONS, AS AMENDED IN PART BY ORDINANCES NO. 50, NO. 55, NO. 57, AND NO. 72, BY AMENDING SECTION 3.03, RESIDENTIAL, OF THE LAND DEVELOPMENT REGULATIONS AT PARAGRAPH 3, OTHER REGULATIONS, BY REPEALING EXISTING SUBPARAGRAPH a. FENCES, IN ITS ENTIRETY AND READOPTING A NEW SUBPARAGRAPH a. IN ORDER TO PROVIDE ADDITIONAL REGULATIONS REGARDING THE MAXIMUM HEIGHT OF FENCES AND WALLS IN SPECIFIC LOCATIONS; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF ORDINANCE NO. 46 AS AMENDED AS SET FORTH HEREINABOVE SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

All interested parties are invited to appear at the meeting as it may be continued from time to time, and be heard with respect to the proposed ordinance.

A copy of the proposed ordinance is on file at the Village Clerk's Office located at 21 Country Road, Village of Golf, FL 33436, for inspection by the public from 8:00 a.m. - 4:00 p.m. Monday through Friday.

"If a person decides to appeal any decision made by the Village Council with respect to any matter considered at subject meeting, he will need a record of the proceedings and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based."

VILLAGE OF GOLF  
PUB: The Palm Beach Post  
April 14, 2007