

This instrument prepared by:  
 Betsy Jordan Driggers  
 201 N 2<sup>nd</sup> Street  
 Palatka, Florida 32177

**ORDINANCE NO. 10-18**

**AN ORDINANCE OF THE CITY OF PALATKA, FLORIDA, AMENDING CHAPTER 30, ENTITLED ENVIRONMENT, BY AMENDING ARTICLE IV, NOISE CONTROL, SECTION 30-109, SPECIAL PERMIT TO EXCEED NOISE LEVELS, TO PROVIDE FOR A DEADLINE TO MAKE APPLICATION FOR A PERMIT TO EXCEED ALLOWABLE NOISE LEVELS; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Commission of the City of Palatka, Florida, is authorized by Chapter 166, Florida Statutes, to adopt ordinances and resolutions necessary for the exercise of its powers to protect the health, safety, and general welfare of its citizens and to prescribe fines and penalties for the violations of ordinances in accordance with law, and

**WHEREAS**, the City Commission has recognized the need to revise its Code of Ordinances to provide for a deadline for citizens making application to the City Manager to exceed allowable noise levels set by Chapter 30 of the Palatka Municipal Code in order to allow ample time for Staff to research and bring requests to the City Commission prior to the date of the event during which the allowable noise level will be exceeded.

**NOW THEREFORE BE IT ENACTED BY THE CITIZENS OF THE CITY OF PALATKA, FLORIDA:**

**Section 1.** That Chapter 30, Article IV, Section 108, first paragraph, be amended to read as follows:

Application for a permit for relief from the maximum noise level limits designated in the article, which is not being made as part of a Special Events Permit as provided for under this Code of Ordinances, Chapter 50, Section III, may be made in writing to the City Manager for presentation to the City Commission. Application must be received by the City Clerk a minimum of ten (10) business days prior to a regularly scheduled meeting of the City Commission. After hearing the request, the City Commission may grant permission as follows:

**Section 2.** That all other provisions under Section 30-109 shall remain the same.

**Section 3.** Should any section, subsection, sentence, clause, phrase or portion of this Ordinance be held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate distinct and independent provision and shall not affect the validity of the remaining portion.

**Section 4.** A copy of this Ordinance shall be furnished to the Municipal Code Corporation for insertion in the Code of Ordinances for the City of Palatka, Florida.

**Section 5.** This Ordinance shall become effective upon passage

as provided by law.

**PASSED AND ADOPTED** by the City Commission of the City of Palatka on this 26<sup>th</sup> day of August, 2010.

**CITY OF PALATKA**

BY: *Karl H. Flagg*  
Its Mayor

**ATTEST:**

*Betsey J. Duggers*  
City Clerk

**APPROVED AS TO FORM AND CORRECTNESS**

*[Signature]*  
City Attorney