

Top Code Violations

Sec. 78-551. - Garage sales and other outdoor sales

No garage sale, carport sale, yard sale, outdoor sale, or other similar activities shall be permitted in any residential district, including the residential portion of the mixed use district, without the issuance of a permit from the community development department. There shall be no fee charged by the village for the issuance of such permit. Not more than two permits shall be issued to any one street address during any single calendar year.

(Code 1977, app. A, § X(D)(1); Ord. No. 27-13, § 1, 6-12-2014)

Sec. 30-33. - Prohibited conditions.

(a) It shall be unlawful for the owner of any lot, parcel or tract of land with or without improvements constructed thereon within the village to permit grass, weeds, or undergrowth to grow thereon to a height of eight inches or more from the ground.

(b) It shall be unlawful for the owner of any lot, parcel or tract of land whether with or without improvements constructed thereon within the village to permit rubbish, trash, debris, dead trees or other unsanitary or unsightly conditions to remain on the premises.

(c) It shall be unlawful for the owner of any lot, parcel or tract of land with improvements constructed thereon within the village to permit the existence of depressions or excavations or any other condition on such premises thereon in which water may accumulate in such a manner or fashion to make possible the propagation of mosquitoes therein.

(d) It shall be unlawful for the owner of any lot, parcel or tract of land whether there are improvements and construction thereon or not to permit rubbish, trash, debris, dead trees or other unsanitary or unsightly conditions to remain on the premises.

(e) If properties are protected under chapter 50, article II, pertaining to environmentally sensitive lands, they shall be exempted from those provisions of this section which require the removal of weeds, grass and undergrowth where it is determined by the village that to remove such weeds, grass and undergrowth will be in violation of chapter 50, article II.

(Ord. No. 19-13, § 1, 8-8-2013)

Sec. 46-73. - Parking in R-1, R-2 and R-3 districts.

Commercial vehicles, trucks and trailers of not over three-quarters ton rated capacity, and recreational vehicles, parked on a lot containing a single-family residence in R-1, R-2 and R-3 zoning districts within the village, shall be parked subject to the following conditions:

(1) The vehicles and equipment parked pursuant to this section must be owned by and used primarily by a resident of the premises; provided, however, that a guest of the resident of the premises may park a motor home in the driveway for not more than three consecutive days in any 30-day period. For the purpose of this subsection, any part of a 24-hour period, measured from midnight to midnight, shall be considered as one day.

(2) (a) The location for such parked vehicles and equipment shall be in the rear yard or in the side yard to the rear of a line established by the front building line adjacent to the side yard where the equipment is located; provided, however, that such equipment is fully screened on all four sides against direct view from abutting properties as well as the street in front of the subject lot, as follows:

(b) Boats, and boats on trailers must be less than 33 feet in length as identified on the vessel registration, and excluding items such as "T-tops," windshields, antennas and outriggers, no higher than ten feet off the ground as measured from the adjacent grade. Such boats, or boats on trailers shall be screened to six feet in height.

(c) Prior to parking/storing any boat that requires a State of Florida Vessel Registration, a no-fee permit shall be obtained from the village. Any boat parked pursuant to this section prior to the effective date of this permit requirement shall have 180 days from the effective date of the ordinance from which this permit requirement is derived (April 14, 2016) to comply and obtain the required permit.

(d) All other vehicles shall be screened to the top of the vehicle. Required screening shall be in place immediately upon the commencement of parking of any such vehicle. If vegetation is utilized for any portion of required screening, all such vegetation shall be supported with landscape irrigation.

(e) For the screening of boats on trailers; however, screening by use of vegetation shall be deemed in compliance with this requirement if, within two weeks of the commencement of parking of the boat on trailer, five gallon sized cocoplum (or equivalent), is planted in sufficient quantity to form the required screening upon growth to maturity.

(3) Any of the vehicles or equipment described in this section may be parked in an enclosed private garage or fully screened carport; provided, however, that no portion of the vehicle or equipment shall extend beyond the roofline.

(4) The screening requirements set forth above shall apply only to vehicles that had not been lawfully parked and screened prior to the adoption of the ordinance from which this code was derived. Any vehicle which would otherwise be subject to the screening requirements of this division, but which had been lawfully parked on the subject lot prior to the adoption of the ordinance from which this code was derived (prior to July 10, 2014) in compliance with prior screening regulations shall be subject to such prior regulations which generally required such vehicles to be "effectively screened on three sides." A "grandfathered" vehicle under this paragraph shall lose its "grandfathered" status in the event that it is not parked pursuant to this section for 90 or more consecutive days.

(5) All vehicles and equipment parked pursuant to this section, and the area utilized for parking shall be maintained in a clean, neat and presentable manner, and the vehicles and equipment shall be in usable condition at all times.

(6) All vehicles and equipment parked pursuant to this section shall at all times have attached a current vehicle registration and/or license plate as required by law, and if required, a current inspection sticker.

(7) No major repairs or other work on any vehicles or equipment shall be made or performed while such vehicles or equipment are parked pursuant to this section.

(8) Vehicles and equipment parked pursuant to this section shall not be used for living or sleeping quarters or for housekeeping or storage purposes and shall not have attached thereto any service connection lines, except as may periodically be required to maintain such vehicles and equipment.

(9) No vehicle or piece of equipment parked pursuant to this section may be parked in the area between the street lot line and the structure or in the right-of-way adjacent to the subject lot; however, one such vehicle or piece of equipment may be parked in the front driveway for a cumulative period not exceeding four hours in any one 24-hour period.

(10) No more than two vehicles or pieces of equipment regulated by this section may be parked on any one residential lot at any one time.

(11) The exceptions set forth in section 46-72 shall be applicable to the vehicles and equipment parked pursuant to this section and shall not count toward the two vehicle limit.

(12) The provisions and conditions set forth in this section are not intended to regulate the parking of vehicles only used for personal transportation and not used or intended to be used for commercial purposes.

(13) In the case of doubt as to the proper classification of a specific vehicle under the terms of this section, the determination by the state motor vehicle commission shall be controlling. The body description and classification on the motor vehicle certificate of title shall be prima facie evidence of such determination.

(Ord. No. 41-13, § 1, 6-12-2014; Ord. No. 6-16, § 1, 4-14-2016)

Sec. 46-74. - Parking in the R-1A district.

Commercial vehicles, trucks and trailers of not over three-quarters ton rated capacity, and recreational vehicles, parked on a lot containing a single-family residence in R-1A zoning district within the village, shall be parked subject to the following conditions:

(1) The vehicles and equipment parked pursuant to this section must be owned by and used primarily by a resident of the premises; provided, however, that a guest of the resident of the premises may park a motor home in the front driveway for not more than three consecutive days in any 30-day period. For the purpose of this subsection, any part of a 24-hour period, measured from midnight to midnight, shall be considered as one day.

(2) (a) The location for such parked vehicles and equipment shall be in the rear yard or in the side yard to the rear of a line established by the front building line adjacent to the side yard where the equipment

is located; provided, however, that such equipment is fully screened on all four sides so as not to be visible from abutting properties, any roadway, waterway, or golf course, as follows:

(b) Boats, and boats on trailers must be less than 33 feet in length as identified on the vessel registration, and excluding items such as "T-tops," windshields, antennas and outriggers, no higher than ten feet off the ground as measured from the adjacent grade. Such boats, or boats on trailers shall be screened to six feet in height.

(c) Prior to parking/storing any boat that requires a State of Florida Vessel Registration, a no-fee permit shall be obtained from the village. Any boat parked pursuant to this section prior to the effective date of this permit requirement shall have 180 days from the effective date of the ordinance from which this permit requirement is derived (March 10, 2016) to comply and obtain the required permit.

(d) All other vehicles shall be screened to the top of the vehicle. Required screening shall be in place immediately upon the commencement of parking of any such vehicle. If vegetation is utilized for any portion of required screening, all such vegetation shall be supported with landscape irrigation.

(e) For the screening of boats on trailers; however, screening by use of vegetation shall be deemed in compliance with this requirement if, within two weeks of the commencement of parking of the boat on trailer, five gallon sized cocoplum (or equivalent), is planted in sufficient quantity to form the required screening upon growth to maturity.

(3) Any of the vehicles or equipment described in this section may be parked in an enclosed private garage; provided, however, that no portion of the vehicle or equipment shall extend beyond the roofline.

(4) The screening requirements set forth above shall apply only to vehicles that had not been lawfully parked and screened prior to the adoption of the ordinance from which this code was derived. Any vehicle which would otherwise be subject to the screening requirements of this division, but which had been lawfully parked on the subject lot prior to the adoption of the ordinance from which this code was derived (prior to July 10, 2014) in compliance with prior screening regulations shall be subject to such prior regulations which generally required such vehicles to be "effectively screened on three sides." A "grandfathered" vehicle under this paragraph shall lose its "grandfathered" status in the event that it is not parked pursuant to this section for 90 or more consecutive days.

(5) All vehicles and equipment parked pursuant to this section, and the area utilized for parking shall be maintained in a clean, neat and presentable manner, and the vehicles and equipment shall be in usable condition at all times.

(6) All vehicles and equipment parked pursuant to this section shall at all times have attached a current vehicle registration and/or license plate as required by law, and if required, a current inspection sticker.

(7) No major repairs or other work on any vehicles or equipment shall be made or performed while such vehicles or equipment are parked pursuant to this section.

(8) Vehicles and equipment parked pursuant to this section shall not be used for living or sleeping quarters or for housekeeping or storage purposes and shall not have attached thereto any service connection lines, except as may periodically be required to maintain such vehicles and equipment.

(9) No vehicle or piece of equipment parked pursuant to this section may be parked in the area between the street lot line and the structure or in the right-of-way adjacent to the subject lot; however, one such vehicle or piece of equipment may be parked in the front driveway for a cumulative period not exceeding four hours in any one 24-hour period.

(10) No more than two vehicles or pieces of equipment regulated by this section may be parked on any one residential lot at any one time.

(11) The exceptions set forth in section 46-72 shall be applicable to the vehicles and equipment parked pursuant to this section and shall not count toward the two vehicle limit.

(12) The provisions and conditions set forth in this section are not intended to regulate the parking of vehicles only used for personal transportation and not used or intended to be used for commercial purposes.

(13) In the case of doubt as to the proper classification of a specific vehicle under the terms of this section, the determination by the state motor vehicle commission shall be controlling. The body description and classification on the motor vehicle certificate of title shall be prima facie evidence of such determination.

(Ord. No. 41-13, § 1, 6-12-2014; Ord. No. 6-16, § 1, 4-14-2016)

Sec. 78-745. - Prohibitions in all zoning districts.

(a) Blinking or reflective illuminated signs. No blinking, flashing, intermittent, animated or reflective type sign illumination shall be permitted. Rather, sign illumination must be constant in intensity with a soft and muted effect.

(b) Signs extending above roof height. No sign shall extend above the roof height unless backed by a parapet wall extending the entire length of the building and with the same or greater height than the sign.

(c) Outline lighting. No neon tubing or other lineal use of lighting in outlining either the sign or the building or structure shall be permitted.

(d) Painted wall signs. No painted wall signs shall be permitted. Lettering on walls must be of raised design.

(e) Signs on vehicles. Any sign attached to or placed on a vehicle (including trailers) that is not being regularly used in the conduct of the business being advertised shall be prohibited. A vehicle shall not be considered "regularly used in the conduct of the business" if the vehicle is used primarily (i) for advertising, or (ii) for the purpose of advertising. This provision is not to be construed as prohibiting the identification of a firm or its principal products on a vehicle or truck with no more than three-quarters ton rated capacity, which is currently licensed, insured and operable, operating during the normal hours of business, and which is not parked in any parking space, parking area, or the portion of a parking lot located adjacent to any right-of-way; provided, however, that no such vehicle shall be parked on public or private property with signs attached or placed on such vehicle primarily for the purpose of advertising

a business or firm or calling attention to the location of a business or firm. All such vehicles shall be parked so they are not visible from any street or right-of-way after normal hours of business. All such vehicles shall also comply with the parking regulations at chapter 46, article III, division 2.

(f) Reserved.

(g) Signs on windows or doors. Signs on shop windows, display windows, or doors or other windows shall be subject to the following: Permanent signs shall be permitted to be erected or painted upon any window or door as provided for in this article. Any such sign permitted shall be part of the overall sign area permitted and shall not exceed 30 percent of the window or door area.

(h) Outdoor merchandising displays. No outdoor merchandising displays, outdoor placement of sample goods or merchandising material, banners, feather or flutter flags, or outdoor portable signs or advertising displays shall be permitted, except for sandwich boards which are permitted pursuant to [subsection] 78-742(n), signs that are approved in conjunction with a special event permit, or signs that are approved by the village manager for up to 45 days in conjunction with new business openings, upon a determination that the proposed display will be in the best interests of the health, safety and welfare of the citizens of the village. Nothing in this part shall be construed to prohibit the placement of decorations or accessories along a storefront or other adjacent area for the purpose of aesthetics and appearance, so long as such pieces do not interfere with sidewalk access by pedestrians or violate building code accessibility requirements.

(i) Reserved parking space signs. No signs identifying or designating parking spaces as reserved for individual tenants, businesses and/or property owners shall be allowed. Signs identifying handicapped parking spaces per state, county and municipal requirements are exempt from this article.

(j) Off-premises or billboard signs. No off-premises or billboard signs shall be permitted except as set forth at subsection 78-740(a).

(k) Signs placed on public property. No signs placed, attached, posted, or located, on or to any tree, utility pole, street light, sidewalk, curb, fire hydrant, bridge or any other public property shall be permitted; except that public utility, convenience, and warning signs are permitted if approved and erected by governmental agencies having jurisdiction over the applicable property.

(l) Moving or animated signs. No signs in motion, including swinging, rotating or revolving signs, or signs containing video type imagery shall be permitted.

(m) Official signs. No signs which copy or imitate official signs or which purport to have official status shall be permitted.

(n) Signs with illegal messages. No signs which display any obscene or illegal written or graphic message shall be permitted.

(o) Signs interfering with buildings. No signs which obstruct or interfere with any door, fire exit, stairway, ladder or opening intended to provide light, air, ingress or egress for any building shall be permitted.

(p) Signs creating traffic safety or fire hazards. No signs which constitute a traffic safety or fire hazard, by reason of size, location, coloring or method of illumination, which obstruct the vision of motorists or

pedestrians; or which obstruct or detract from any official traffic control devices or utilize the words "stop", "look", "danger", or any other word or phrase, symbol or character in such a manner as to interfere with, mislead or confuse traffic shall be permitted.

(q) Cube signs. No cube sign or advertising structure comprised of four faces, with copy on three or more faces shall be permitted.

(r) Aircraft search lights. No aircraft search lights promoting, advertising, or bringing attention to a business, enterprise, or event shall be permitted, unless approved in conjunction with a special events permit.

(s) Smoke, noise and odor. No sign which emits any noise, or any odor, or any visible smoke or vapor particles shall be permitted.

(Ord. No. 34-13, § 1, 6-12-2014)

Sec. 30-331. - Prohibited; declaration of nuisance; exceptions.

(a) No person shall park, store, leave or permit the parking, storing or leaving of any motor vehicle of any kind or of any trailer, boat, bicycle, machinery, refrigerator, washing machine, plumbing fixture, furniture or other similar articles which are in an abandoned, wrecked, dismantled, inoperative, rusted, junked or partially dismantled condition, whether attended or not, upon any private property within the village for a period of time in excess of 72 hours. The presence of an abandoned, wrecked, dismantled, inoperative, rusted, junked or partially dismantled vehicle or article described in this section on private property is hereby declared a public nuisance which may be abated as such in accordance with the provisions of this division.

(b) This section shall not apply to any vehicle or article described in this section which is completely enclosed within a building on private property or to any such property held in connection with a business enterprise lawfully licensed by the village and properly operated in the appropriate business zone pursuant to the zoning laws of the village.

(Ord. No. 19-13, § 1, 8-8-2013)

Sec. 14-1. - Limitations on days and hours of work on buildings.

(a) No person shall conduct the erection (including excavating), demolition, alteration or repair of any building or structure in the village on Sundays or on the following recognized legal holidays, unless approval to conduct work on Sundays or on such holidays has been granted in advance by the village council: New Year's Day, MLK Day, President's Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veteran's Day, Thanksgiving Day, Christmas Day.

(b) No person shall conduct the erection (including excavating), demolition, alteration or repair of any building on weekdays, including Saturdays, other than between the hours of 7:00 a.m. and 6:00 p.m.

(c) No person shall deliver building supplies or materials during the hours when erection, demolition, alteration or repair of any building or structure is forbidden by this section.

(d) There shall be no contracted labor or services, excluding janitorial services, performed on any yard or building or structure in the village on Sunday or legal holidays, and on weekdays, including Saturdays, other than between the hours of 7:00 a.m. and 6:00 p.m., unless approval to do so has been granted by the village council.

(e) The conduct described in this section may be carried on in cases of urgent necessity where health or safety is involved.

(Code 1977, § 6-1; Ord. No. 5-10, § 1, 3-23-10; Ord. No. 4-14, § 1, 2-13-2014)

Sec. 10-31. - Registration; inoculation.

(a) Every person who is the owner, keeper or harbinger of any dog or cat over the age of four months within the village shall have such dog or cat registered and vaccinated by a licensed veterinarian against rabies at regular intervals in accordance with the vaccine manufacturer's directions as required by F.S. § 828.30.

(b) Dogs and cats shall at all times wear a tag denoting currently effective registration and rabies inoculation data issued by an authorized veterinarian/clinic or by the county animal control department.

(c) Community cats are exempt from this section.

(Code 1977, § 4-10; Ord. No. 20-08, § 1, 12-11-2008; Ord. No. 6-13, § 1, 5-9-2013)

Sec. 10-32. - Wearing of collar and tag.

Every owner shall provide each dog or cat more than four months of age kept, harbored or otherwise maintained by him in the village with a sturdy collar to which the license tag referred to in section 10-31 shall be securely fastened, and it shall be the owner's duty to make certain that the collar and tag are worn at all times by the dog or cat. Community cats are exempt from this section.

(Code 1977, § 4-11; Ord. No. 6-13, § 1, 5-9-2013)

Sec. 10-34. - Dogs running at large.

No dog shall run at large within the village or upon the property other than that of its owner unless the dog is running on property other than that of its owner with the express or implied consent of the owner of the property. Any person allowing any dog to run at large contrary to this section shall be guilty of a violation of this section.

(Code 1977, § 4-13; Ord. No. 6-13, § 1, 5-9-2013)