

FORT WALTON BEACH CODE

**CHAPTER 5  
HEALTH & SANITATION**

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**5.01 VIOLATIONS:** Unless stated otherwise, violations of this title are punishable as provided in chapter 1.05.

### 5.02 ANIMAL CONTROL

#### 5.02.01 Definitions

**Animal:** Shall be construed to include every living dumb creature.

**Custodian:** Any person or agent designated by the owner of an animal to provide care, shelter, protection, refuge or food and otherwise control the animal's actions.

**Direct control:** The immediate, continuous physical control of a dog or cat by means of a leash or other tether of sufficient strength to restrain the animal. Direct control shall not include verbal or aural control.

**Farm animal:** means all ungulates; including cattle, swine, horses, mules, goats and sheep; and poultry, ostriches and similar species.

**Household pet:** means an animal including, but not limited to a dog, bird, domesticated cat, rodent (such as a gerbil, guinea pig, hamster, etc.), ferret, rabbit, non-venomous reptile, and non-venomous amphibian, that is kept as subordinate to residential use for the purpose of providing human companionship. The following animals are not considered household pets: wild animals as defined by the State of Florida Fish and Wildlife Conservation Commission, and hoofed animals of any kind, except purebred miniature potbellied pigs, also known as *Sus scrofa bittatus*. The *Sus scrofa bittatus* are considered household pets.

**Owner:** Any natural person, firm, association or corporation who owns, keeps, transports, harbors or controls an animal, including any custodian of an animal. This definition does not include the City.

#### 5.02.02 Prohibition

No person shall keep or permit to run at large in the city any farm animal.

#### 5.02.03 Pets

Household pets shall be kept in compliance with all applicable provisions of this code, the Okaloosa County Animal Control Code and state law.

#### 5.02.04 Conditions of Animal Presence in City Recreational Parks and Facilities

- A. No owner shall permit an animal to run at large at any city recreational facility.
- B. No animal shall be permitted to destroy or damage public real or personal property, or interfere with the reasonable use and enjoyment of the parks.
- C. The owner of an animal shall have direct control at all times an animal is in a Community or Special Use Community park or near a recreational and cultural center.
- D. Animals, other than dogs used to aid the blind are not permitted inside any recreational or cultural center.

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- E. The owner or custodian of an animal shall immediately remove and dispose of the animal's waste upon any public or private property when the owner or custodian of the animal could reasonably be expected to be aware of the waste or has received notice of the existence of the waste.
- F. No owner or custodian shall leave an animal closed in or confined to a vehicle at a park, recreational, or cultural center unless the animal is confined in a cage or container or temporarily securely tethered by a device that will not permit the animal to fall or jump from the vehicle, and that provides adequate air for its consumption.
- G. No person shall conduct, sponsor or participate in a performing animal exhibition, display, circus or rodeo in which animals are induced or encouraged to perform through the use of chemical, mechanical, electrical or manual devices in a manner which will cause, or is likely to cause, physical injury or suffering. All equipment on performing animals shall fit properly and be in good working condition.

### 5.03 LITTER CONTROL

**5.03.01 Definitions:** The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

**Cover:** Any device, equipment, container, close-fitting tarpaulin, chain, rope, wire or line used on vehicles to prevent any part of a vehicle load to shift, blow, leak, fall or escape in any manner from the vehicle.

**Enforcement agency:** The police department, the sanitation and licensing inspector and their agents.

**Litter:** Refuse and rubbish, including, but not limited to, paper, bottles, cans, glass, crockery, scrap metals, plastic, rubber, yard trash, tar paper, lumber, masonry, concrete, drywall, packaging and crating materials, tree and shrub trimmings, leaves and disposable packages and containers.

**Salvaging:** The controlled removal of valuable or useful material from solid waste for utilization.

**Storage:** The interim containment of litter in an approved manner, such as by use of roll-off containers, wire fencing, wood fencing or other controlled measures, after generation and prior to proper and final disposal.

**Unauthorized accumulation:** The accumulation of litter on residential or commercial properties in violation of any of the provisions of this division. This shall not include building materials used in constructing or repairing a building or stored for future construction or repairs.

**Written corrective notice:** A written statement issued to the violator of any of the provisions of this division, or an agent, identifying and specifying the violation, the date and time of issuance, the corrective measures to be taken and the date and time by which the correction is to be completed.

**5.03.02 Penalty:** Unless stated otherwise, violations of this chapter are punishable as provided in chapter 1.05. Imposition of the penalty provided in this section shall not prohibit a court from imposing civil penalties for violations of any of the provisions of this chapter, including, but not limited to, picking up litter or performing other labor commensurate with the offense committed.

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**5.03.03 Enforcement Authority:** The police department and the sanitation and licensing inspector shall enforce this division. Police officers and the sanitation and licensing inspector are hereby authorized to issue uniform traffic citations and court summonses, to make arrests and to issue written corrective notices to persons violating any of the provisions of this division.

**5.03.04 Arrest; Prosecution:** Prosecution for a violation of any of the provisions of this division shall be initiated by the enforcement agency officer who witnesses such offense or has sufficient probable cause to believe that such offense has been committed, or who discovers an article of litter bearing the name or address of a person on the property of another or on any public property. It shall be presumed that any article of litter so discovered is the property of such person whose name or address appears thereon and that such person placed or caused to be placed such article of litter on the property of another or public property. This presumption is based on the tenet that all generators of such litter are responsible for such litter until such time as it has been properly disposed of.

**5.03.05 Corrective Notice Alternative:** In lieu of arrest, a corrective written notice may be issued to a violator of any of the provisions of this division to correct the offense. The notice shall state the date and time it is issued, the nature of the offense committed, the corrective measures to be taken and the date and time by which such corrections are to be made. All such notices issued shall be maintained by the issuing authority for public inspection during normal office hours. Notices mailed by certified mail, return receipt requested, to the violator's last known place of residence, shall be deemed personal service upon the person for the purposes of this division.

**5.03.06 Remedy for Noncompliance with Corrective Notice:** If a person served with a written corrective notice fails to comply with the notice within the period stipulated, and in those cases in which no notice can be served because the location of the owner or agent of the property in question is unknown, the council may cause the property to be cleaned up and the nuisance abated. The cost for such cleanup shall be billed and mailed via certified mail to the last known address of such owner or agent. If such bill is not paid within thirty (30) days from the mailing date, or if, because the location of the owner or agent is unknown and no bill can be sent, the council shall execute a lien on the property for the amount expended on the cleanup until the bill is satisfied.

**5.03.07 Disposal of Litter Required:** Whoever generates litter in the city shall manage, store, handle, transport and dispose of it in accordance with the provisions of this Code.

**5.03.08 Materials, Objects Blown from Vehicles:** An owner, lessee or driver of a vehicle, from which any materials or objects have fallen, blown, leaked, sifted or otherwise escaped, shall immediately cause the materials or objects on public property or private property to be cleaned up and shall pay any costs.

**5.03.09 Litter at Commercial, Public Establishments:** The owners and operators of commercial establishments shall store their litter in a controlled manner so as to eliminate wind-driven debris and litter in and about their establishments, to include but not be limited to the following requirements:

- A. The number and size of containers necessary for each commercial establishment shall be as required to control all waste generated on the premises.
- B. Spillage and overflow around containers shall immediately be cleaned up by the generator thereof as it occurs.
- C. All loading and unloading areas at commercial establishments shall be provided, by the generator, with litter receptacles to store loose debris, paper, cardboard, packaging materials and similar materials.

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- D. Every person owning or operating a public establishment or public place shall have receptacles available that are adequate to contain litter generated from such establishment.
- E. Every person in possession, in charge of or in control of any place, public or private, where litter is accumulated or generated, shall have available, and at all times shall keep such litter in, adequate and suitable receptacles and/or containers capable of holding such materials until proper final disposal is accomplished.
- F. No person shall keep any unauthorized accumulation of litter on any property, vacant or occupied, any premises, a public street, alley or other public place or a private place.

**5.03.10 Construction Debris Control, Removal:** All construction and demolition contractors, owners and agents shall provide onsite control measures for the storage of loose debris, paper, tar paper, packaging and crating materials and other litter to prevent wind-driven scattering of such materials if the materials are otherwise not properly disposed of on a daily basis. All litter tarpaper, packaging and crating materials and similar materials shall be removed within thirty (30) days after the completion of the construction or demolition.

**5.03.11 Responsibility for Surrounding Areas:** Each operator, owner, lessee or agent of any business, industry or institution, private or public, profit or nonprofit, shall keep the adjacent and surrounding areas clean of wind-driven litter generated from such business, industry or institution. These areas include public property, roads, rights-of-way, grounds, parking lots, loading and unloading areas and vacant lots owned or leased by such business, industry or institution.

**5.03.12 Unauthorized Disposal:** No private property owner, tenant, occupant, lessee or agent shall grant permission to any person to dispose of litter on the property in any manner other than in permitted disposal sites.

### 5.04 DECLARATION OF NUISANCES; DUTIES

**5.04.01 Nuisance Defined:** Nuisance shall mean an unlawful act, or omission of the performance of a duty, or the suffering or permitting any condition or thing to be or to exist, which act, omission, condition or thing either:

- A. Injures or endangers the comfort, repose, health or safety of others; or
- B. Offends decency; or
- C. Is offensive to the senses; or
- D. Unlawfully interferes with, obstructs or tends to obstruct or renders dangerous for passage any public or private street, highway, sidewalk, stream, ditch or drainage; or
- E. In any way renders other persons insecure in life or the use of property; or
- F. Essentially interferes with the comfortable enjoyment of life and property, or tends to depreciate the value of the property of others; or
- G. Is declared by ordinance to be a nuisance.

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**5.04.02 Nuisance Conditions:** A public nuisance includes, but is not limited to, the following actions or omissions:

1. Failure to maintain property in accordance with the standards set forth in this section or Code in general.
2. Accumulation or open storage of trash, debris, litter, garbage, bottles, paper, cans, rags, dead plants or trees, dead or decayed animal matter, fruit, vegetables, offal, tools, equipment, lawn and garden products, buckets, containers, appliances, household furniture, bricks, concrete, scrap lumber or any other refuse of any nature.
3. Any condition that provides harborage for rats, mice, snakes, other vermin or pests except on pristine lots and in preserve areas.
4. Any building or structure which does not meet the requirements of the Code and is in such a dilapidated condition that it is unfit for human habitation, or kept in such a structurally unsafe or unsanitary condition that is a menace to the health of people residing in the vicinity thereof, or presents a fire hazard to the vicinity in which it is located.
5. All unnecessary or unauthorized noises and annoying vibrations, including animal noises.
6. All disagreeable or obnoxious odors and stenches, as well as the conditions, substances or other causes which give rise to the emission or generation of such odors and stenches.
7. The pollution of any public well, cistern, stream, lake, canal, or body of water by sewage, dead animals, industrial wastes or other noxious substances;
8. Any condition constituting a fire hazard.
9. Any worn-out, scrapped, partially dismantled, non-operative, unusable or discarded materials or objects, such as motor vehicles or parts thereof, building materials, machinery, boats or part thereof, trailers, or other such items.
10. The storage of any vehicle or boat, or parts thereof, without a valid current license plate or other registration certificate, showing said vehicle or part thereof to be titled in the name of the owner or occupier of the property upon which said vehicle or part thereof is located. Failure to have such license or other registration certificate specifically attached to the vehicle or part thereof shall be prima facie evidence that said property is worn-out, scrapped, non-operative, unusable or discarded, as provided in this chapter.
11. Except as otherwise authorized in the Stormwater Management Regulations, any wholly or partially manmade pool, pond, other body of water, depression or excavation, or any other condition on the premises wherein water may accumulate and stand in such a manner as to make possible the propagation or production of disease vectors, biting insects, pests or the like.
12. Any unsafe, unsanitary or unsightly condition that is not included above and that endangers the public health, welfare or safety.

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13. A sanitary nuisance is the commission of any act, by an individual, organization or corporation, or the keeping, maintaining, propagation, existence or permitting of anything, by an individual, organization or corporation, by which the health or life of an individual may be threatened or impaired, or by or through which, directly or indirectly, disease may be caused.

**5.04.03 Definitions:** For the purpose of this title, the following terms, phrases, words, abbreviations and their derivations shall have the meaning given herein.

**Developed:** Any lot, tract, or parcel which currently has a structure or structures upon said property or an approved parking lot which meets the requirements of this Code.

**Director of community development services:** The director of the community development services department of the city.

**Hazardous trees:** Any tree which is diseased or dying and which if it falls could fall on adjacent property or the right-of-way.

**Pristine:** A lot, tract or parcel or a portion of a lot, tract or parcel, which consists primarily of native plant species that, has not been cleared.

**Preserve areas:** Vegetative areas required to be preserved by law.

**Public right-of-way:** The paved and unpaved area of a highway, roadway, street or alley, or other such strip of land, reserved for public use, whether established by prescription, easement, dedication, gift, purchase, eminent domain or any other legal means.

**Property owner:** The owner of any lot, tract, or parcel as listed in the current Okaloosa County tax records.

**Trash/debris/litter:** Items, which are not usable in their present condition as intended by the manufacturer by reason of being broken, discarded, not maintained or abandoned. Items include, but are not limited to: mechanical equipment, automobiles, boats, trailers, trucks, or any parts thereof, household furnishings, toys, garbage, bottles, paper, cans, rags, dead or decayed animal matter, fruit, vegetables, offal, bricks, concrete, scrap lumber or other building debris or any other refuse of any nature.

**Undeveloped:** Any lot, tract, or parcel which does not currently have any structure or a parking lot placed upon said property which is not a city parking lot, an approved public parking lot or an approved parking lot required to serve a specific building/use. Properties having remnants of past development (e.g., improved parking areas, driveways, and floor slab) but which have been substantially cleared shall be considered to be undeveloped property.

**Unwholesome:** Offensive to the senses, unsound in quality or condition, diseased, or decayed.

**Weeds:** Plants that by reason of abandonment, lack of care or lack of maintenance choke out growth or other plant material in the area. Dead, dying or unattended plant life, named or unnamed, which is abandoned or overgrown to a height in excess of ten inches in height shall, for the purpose of this code, be defined as a weed unless it is pristine.

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**5.04.04 Sanitary Nuisances Prohibited:** No owner, lessee, operator, tenant or agent shall maintain premises, private or open to the public, upon which litter is permitted, caused, allowed or existing in any manner as to be a sanitary nuisance.

**5.04.05 Property Nuisances Prohibited:** No person shall cause, permit, allow or suffer any of the conditions described in this section to occur or exist upon any lot, tract or parcel of land, improved or unimproved, or in any building thereon, in the city, to an extent and in a manner that such lot, tract or parcel of land or building is or may reasonably become infested with or inhabited by rodents, vermin, reptiles or wild animals, or may furnish a breeding place for mosquitoes, vermin or reptiles, and/or may threaten or endanger the public health, safety or welfare. Such conditions are hereby declared to be public nuisances and may be abated as such.

**5.04.06 Duty of Property Owner:** It shall be the duty of the owners, lessees or other persons in control of property within the city to maintain their lot, tract or parcel and the abutting right-of-way but not including that area which is paved as roadway consistent with the standards set out in this title.

**5.04.07 Duties for Developed, Undeveloped Property:** The owner, lessee or person in charge or control of the property, developed or undeveloped, within the City shall cut down and remove all weeds, grass and undergrowth on said property when said weeds, grass, or undergrowth exceeds ten inches in height for developed properties and eighteen (18) inches in height for undeveloped properties. Said vegetative material growing in the abutting right of way shall not exceed ten (10) inches in height for both developed and undeveloped properties.

**5.04.08 Duties for Pristine Property:** For pristine undeveloped lots, tracts, and parcels or pristine portions of developed lots, tracts, and parcels, the owner of said property shall not be required to cut the vegetation which is primarily native plant species. In the abutting right-of-way of the pristine lot, the weeds, grass and undergrowth shall not exceed ten inches in height. The entire property and abutting right-of-way shall be kept free from any trash, debris and litter.

**5.04.09 Duties for Preserve Areas:** In preserve areas all maintenance requirements shall be determined by the department of environmental protection, except that the entire property shall be kept free of trash, debris and litter.

**5.04.10 Landscape Materials:** Landscape materials shall be maintained reasonably free of weeds and foreign matter and shall be kept in reasonably healthy conditions at all times. All dead material shall be removed. Hazardous trees that potentially may fall on adjacent properties or rights of way shall be removed.

**5.04.11 Areas to be Free of Trash & Debris:** The property and right-of-way shall be kept free of trash, debris and litter. Sidewalks shall be kept free of trash, debris, or litter. Bushes, trees and other vegetative matter shall not obstruct the public sidewalk from the sidewalk surface to a height of eight feet. Irrigation systems shall not overspray the public sidewalk.

**5.04.12 Draining, Re-grading, Filling Required:** Any lot, tract or parcel, including swimming pools thereon, which shall be unwholesome or unsanitary, have stagnant water standing thereon, or be in such other condition as to be susceptible to producing disease shall be drained, re-graded or filled by the owner in a manner approved by the city.

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**5.04.13 Clay Pits, Caves, Depressions:** The owner, lessor or occupant of any real property in the City wherein there exists any clay pit, cave or other depression, so located and of such depth that a child might conceivably be drowned therein when such depression is filled with rainwater or other liquid, shall enclose the depression with a fence of a height of six feet or more, with a vertical mesh spacing not to exceed two inches. The enclosure shall be of such construction as not to be penetrable without the aid of tools or another mechanical device. The existence of any such depression not so protected is hereby declared to be a dangerous and attractive nuisance.

**5.04.14 Drug Nuisance:** Drug nuisance shall mean any place or premises within the City which has been used on more than two (2) occasions as the site of the unlawful sale or delivery of controlled substances as defined in chapter 893, F.S.

**5.04.15 Violations Regarding Private Wells, Excavations:** A violation of any of the provisions of chapter 10.60 of the Code shall be deemed to be a nuisance, and the City Manager is hereby authorized to take such action as is necessary to abate such nuisance or to prevent it.

### 5.05 PENALTY, ABATEMENT, CORRECTION OF NUISANCES

**5.05.01 Cumulative Interpretation:** The provisions of this title are to be cumulative to any other provisions of this Code. Further, the mere fact that a property condition is lawful under any other law or ordinance does not authorize any condition declared to be a public nuisance by this chapter, and the mere fact that a property condition does not constitute a public nuisance under this chapter does not authorize a condition which violates any other law or ordinance. The equitable remedies provided for in these sections shall be in addition to the penalty provided in Chapter 1.05.

**5.05.02 Notice to Abate Nuisances:** Whenever the City Manager, the Building Official or any other authorized City agent or body becomes aware of or finds that any nuisance condition exist, it shall be the duty of the City Manager or designee to immediately give written notice to the owner, custodian, agent, trustee or occupant of the property, by certified mail or by personal service, directing such person to remove, terminate and abate such public nuisance within twenty (20) days of the mailing, delivery or service of such written notice. If any appeal is to be made to the Council, it shall be made within twenty (20) days, as set forth in Appeals, (5.05.04) below. The written notice shall include a sufficient description to identify the property upon which the public nuisance exists, a description of the public nuisance to be terminated and a statement that if the custodian, agent, trustee or occupant shall be deemed guilty of a violation of this chapter, that an appeal before the Council may be made, that the total cost of any such nuisance termination, if made by the City, including administrative costs, shall be a special tax and lien on the property, and that any such person is subject to prosecution for violating this chapter. The mailing of such notice shall be sufficient proof thereof, and the delivery or service of the notice shall be equivalent to mailing. If the mailing address of any such person is not known to the City Manager or designee and the property is unoccupied, then posting of the notice upon the property shall constitute sufficient notice to the owner, custodian, agent, lessee, trustee or occupant thereof, and no additional notice shall be required for any action pursuant to this chapter.

**5.05.03 Posting of Property:** It shall also be the duty of the City Manager or designee to cause a notice to be posted upon the property or any part thereof upon which the public nuisance exists. Such posted notice shall state a description of the public nuisance, the time period allowed for a written petition of appeal to the Council, that termination of the public nuisance by the city shall cause a special tax and lien for the total costs thereof to be placed on the property and that the owner, custodian, agent, lessee or occupant of the property is subject to prosecution for a violation of this chapter.

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**5.05.04 Appeals:** Within twenty (20) days after the date of mailing the notice provided for in Notice to Abate Nuisances, (5.05.02) above, or the delivery, service or posting thereof, as the case may be, the owner, custodian, agent, lessee, trustee or occupant of the property involved shall have the right to appear before the Council for a hearing to show that such public nuisance does not exist; to show why such public nuisance is not unsightly and does not threaten or endanger the public health, welfare or safety; or to show why such public nuisance cannot be terminated within twenty (20) days; or to show why such public nuisance should not be removed, terminated and abated by the city as provided in this chapter. The City and the petitioner may introduce such witnesses and exhibits as are deemed necessary.

**5.05.05 Noncompliance with Notice:** If a public nuisance, as described in this code, is not terminated by the owner, custodian, agent, lessee or occupant of the property involved within twenty (20) days from the date of the notice, and a timely appeal has not been made to the Council, then the City Manager or designee shall cause such condition to be terminated by the City.

**5.05.06 Right of Entry by City:** The City Manager or designee shall have the right to enter upon real property, and shall be immune from prosecution, civil or criminal, for trespassing upon such real property, in the discharge of the duties in removing, terminating or abating a public nuisance as described in this Code.

**5.05.07 Liens for Costs of Nuisance Abatement:** The total expense, including administrative costs, incurred by the City in causing a public nuisance to be terminated shall be a special tax and lien upon the property upon which the public nuisance was terminated.

**5.05.08 Imposition by Resolution:** Whenever the City has incurred expense that is incidental to privately owned real property for the removing, terminating or abating of a public nuisance, the imposition of a lien shall be by the adoption of a resolution by the Council. The resolution imposing a lien shall contain the authority for the lien imposition; the legal description of the subject real property; the name of each title holder of record as of the date that the meeting notice to title holders of record is mailed, according to the records of the County Property Appraiser; and the amount of the lien itemized as to charges and costs.

**5.05.9 Notice to Property Owners:** Notice of the meeting at which the Council will consider a resolution imposing a lien shall be posted on the subject real property and sent by certified mail, return receipt requested, to each title holder of record, according to the records of the county property appraiser on the date the notice is mailed. The notice shall be posted and mailed on or before fifteen (15) days from the date of consideration of the resolution by the Council and shall have attached thereto a copy of the proposed resolution.

**5.05.10 Finance Director's Duties:** The City Manager shall have a copy of the Council resolution imposing the lien furnished to the Director of Finance who shall, upon receipt of such document:

- A. Cause a copy of each Council resolution imposing a lien to be entered in a book, which shall be prepared and kept for that purpose and kept open for public inspection during reasonably office hours in the office of the Director. The book shall show the title holder of record, the amount of such cost, the date of completion of the work and a legal description of the property upon which the lien is placed. A certified copy of the resolution imposing a lien shall be recorded in the official records of the County. A certified copy of the resolution imposing a lien shall be provided to the County Tax Collector;
- B. Upon entry of the copy of the Council resolution imposing the lien into the lien book, cause a copy of the Council resolution imposing the lien to be sent by certified mail, return receipt requested, to each title holder of record according to the records of the county property appraiser

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on the date the notice was mailed pursuant to section 5.05.09 of this section; and

- C. Cause a notice of assessment and lien to be published once in a daily newspaper, regularly published and in general circulation in the City, which notice shall show the nature of the assessment and lien, the amount thereof and a legal description of the property affected thereby.

**5.05.11 Finality and Priority of Lien:** The lien shall be effective and final against the real property upon which the work has been done from the time of entry of the copy of the Council resolution imposing the lien into the lien book. Liens in the lien book shall take priority as of the time of the entry therein.

**5.05.12 Payment and Enforcement of Lien:** Each of the liens provided for in this action may be paid within ninety (90) days after the publication of the notice of assessment and lien without interest. Thereafter, the amount of the lien, including administrative costs and the cost of the publication of the notice of assessment and lien, together with interest at the rate of twelve percent (12%) per annum and the costs of collection, shall be a lien against the property and shall be collected and enforceable in the same manner as is provided by law for the enforcement of other taxes levied upon the property.

**5.05.13 Rates and Charges:** The City Manager or designee shall cause to be prepared a current schedule of rates, charges and costs that may be assessed by the City using its own equipment and personnel for abatement of public nuisances, as provided in this chapter, and shall file such schedule with the City Clerk.

**5.05.14 Judicial Proceedings for Nuisance Abatement:** Whenever, in the judgment of the City Manager or designee, it is necessary for the City to obtain the assistance of the courts to remove, terminate or abate a public nuisance, and in all cases in which the person in possession of the property involved has refused the Manager or designee entry upon such property, the Manager or designee shall request that the Council commence and maintain all necessary actions in a court of competent jurisdiction to assist the City in carrying out its responsibilities under this chapter. Such actions may encompass any or all of the following proceedings:

- A. An application for an injunction or restraining order, whether temporary or permanent, to prevent a person from maintaining or continuing to maintain any of the conditions declared in this chapter to be public nuisances, or to compel a person to remove, terminate or abate a public nuisance as provided in this chapter or to compel the performance of any act specifically required of a person to remove, terminate or abate a public nuisance; or
- B. To empower the City Manager or designee to enter upon any property whereon a public nuisance exists or is maintained for the purpose of removing, terminating or abating such nuisance and to prevent the person in possession of such property from interfering with the Manager or designee while exercising this power in accordance with the court's order.

**5.05.15 Judicial Proceedings as Last Resort:** The judicial remedies authorized to be sought by this section are in addition to the power of the City Manager to terminate public nuisances granted by section 5.05.05 and 5.05.06. The Manager or designee shall, as much as possible, terminate public nuisances without recourse to the courts.

**5.05.16 Contractor as City's Agent:** Whenever the City Manager has contracted with a private contractor to terminate a public nuisance, as provided in this chapter, the remedies authorized in this chapter to be sought for the Manager or designee and the City may be sought by the Manager or designee on behalf of the private contractor, to the extent that they are necessary to enable the private contractor to terminate the public nuisance.

**5.06 PROPERTY MAINTENANCE. GENERAL**

**5.06.01 Purpose:** The purpose of this chapter is to establish minimum standards for the maintenance, upkeep and appearance of improved or unimproved premises; to minimize impacts of construction; and to provide a just, equitable and practicable method to preclude:

- A. Residential and commercial buildings, structures and premises from causing and/ or endangering the life, limb, health, property, safety or welfare of the general public or their occupants; or
- B. Diminished property values; or
- C. Detracting from the appropriate appearance of the residential area, by way of example:
  - 1. Failure to remove abandoned property, litter or debris: or
  - 2. Failure to cut and/ or remove the accumulation of weeds, grass or uncultivated vegetation.

**5.06.02 General provisions:**

- A. **Maintenance:** Equipment, systems, devices and safeguards required by this chapter or a prior code under which the structure or premises was constructed, altered or repaired shall be maintained in good working order. The requirements of this chapter are not intended to provide the basis for removal or abrogation of fire protection or safety systems and devices in existing structures. Except as otherwise specified herein, the owner shall be responsible for the maintenance of buildings, structures and premises.
- B. **Existing remedies:** The provisions in this chapter shall not be construed to abolish or impair other remedies of any local, State or Federal jurisdiction or its officers or agencies relating to the removal or demolition of any structure.
- C. **Requirements not covered by this chapter:** The Building Official shall determine requirements necessary for the strength, stability or proper operation and general conditions acceptable for an existing fixture, structure or equipment not specifically covered by this chapter.
- D. **Deviation from chapter:** Where practical difficulties are prohibitive in carrying out the provisions of this chapter, the Building Official has the authority to grant modifications for individual cases. The modification shall be in compliance with the intent and purpose of this chapter and shall not lessen health, life and fire safety requirements. The basis for granting modifications shall be recorded and entered in the department files.
- E. **Compliance:** It shall be the duty of each and every owner and operator of improved or unimproved property within the City to comply with the requirements set forth in this chapter. No permit or certificate of occupancy shall be issued unless there is compliance with all applicable sections of this chapter. No premises or building, or combination, shall be used in a manner inconsistent with or in conflict with the requirements of this chapter.
- F. **Conflict with other codes:** The provisions of this chapter shall apply to all buildings, structures or premises in existence or built within the City limits or annexed therein. Where the provisions of this chapter impose a standard different than that set forth in any other ordinance of the City or under the laws of the State, the most restrictive standard shall prevail.

## 5. 07 RESIDENTIAL AND COMMERCIAL PROPERTY MAINTENANCE

All premises shall be maintained in compliance with the standards in this section.

### 5. 07.01 Standards for improved property:

- A. **Foundation:** The building foundation system shall be adequately maintained and capable of supporting the load for which it was designed.
  - 1. Wood supports shall be sound and free from insect infestation and rot.
  - 2. Metal supports and connections shall be free from rust and the equivalent of new supports.
  - 3. Skirting shall be maintained free from broken or missing sections, pieces or cross members. Skirting shall be securely attached and sized from the ground to the lower outside perimeter of the structure.
  
- B. **Exterior walls:** Exterior walls of buildings shall be:
  - 1. Maintained free from holes, breaks, and loose or rotting materials: and
  - 2. Maintained, weatherproofed and surfaces properly coated as needed to prevent deterioration. Decorative features such as cornices, belt courses, corbels, trim, wall facings and similar decorative features shall be maintained in good repair with proper anchorage. Any graffiti shall be removed or repainted to match existing surfaces.
  
- C. **Windows:**
  - 1. Every window shall be maintained in sound working condition and good repair to be substantially weather-tight and rodent-proof.
  - 2. Openings originally designed as windows shall be maintained as windows unless approved by the Building Official for enclosure. The enclosure of a window shall be by either bricking the opening, blocking the opening with concrete blocks and stuccoing the exterior, or boarding the opening. When boarding is used, it shall be of trim fit, sealed to prevent water intrusion, and painted or stained to conform to the other exterior portions of the building. The boarding shall remain in place and be properly maintained.
  
- D. **Shutters:** All shutters shall be maintained in good repair and securely attached to a structure. Peeling paint or preservatives is prohibited.
  
- E. **Exterior doors:** Every exterior door and hatchway or garage door shall be kept in sound working condition and good repair.
  
- F. **Exterior doorframes and storefronts:** Exterior doorframes and storefronts shall be maintained in good condition. All moldings shall be securely attached to the structure and maintained in good condition without splitting or deterioration.
  
- G. **Exterior surface treatment:** All exterior surfaces, including by way of example and not limitation, doors and window frames, cornices, porches, decks, trim, balconies, fences and docks, shall be maintained in good condition. Exterior wood surfaces, other than decay-resistant woods, shall be protected from the elements and decay by painting or other protective treatment. Peeling paint is prohibited and surfaces shall be repainted. All metal surfaces shall be coated to inhibit rust and corrosion and all surfaces with rust or corrosion shall be stabilized and coated.

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- H. **Structural supports:** Every structural element of a dwelling shall be maintained in a structurally sound condition and shall not show evidence of deterioration that would make it incapable of carrying normal loads.
- I. **Porches and balconies:** All exterior porches, balconies, stairs and fire escapes shall include banisters or railings properly designed and maintained to minimize the hazard of falling and installed to withstand the loads prescribed by the Florida Building Code. All exterior porches, landings, balconies, stairs and fire escapes shall be kept structurally sound, in good repair and free from defects. Paint and other finishes shall be in good condition.
- J. **Stairs:** All stairs shall be maintained safe and free from tripping hazards. Treads shall be sound, without broken or chipped edges. Wooden stairs shall be free from decay or substantial wear that could cause a tripping hazard or have an unsightly appearance. Handrails and guardrails shall be maintained to withstand loads prescribed by the Florida Building Code.
- K. **Roofs:** Roofs shall be maintained in a structurally sound and safe manner. Roofs shall be repaired using like materials to existing materials.
- L. **Gutters and downspouts:** Gutters and downspouts shall be maintained in good repair and shall be neatly located and securely installed.
- M. **Chimneys, flues, and vent attachments:** Chimneys, flues, and vent attachments shall be maintained in a structurally sound manner, free from defects to capably perform the functions for which they were designed.
- N. **Overhang extensions:** All overhang extensions including, but not limited to canopies, marquees, signs, metal awnings, fire escapes, standpipes, and exhaust ducts shall be maintained in good repair and properly anchored to remain in sound condition. All exposed surfaces of metal or wood shall be protected from the elements, decay or rust.
- O. **Insect screens:** All windows and other outside openings required for ventilation of food preparation areas, food service areas, or any areas where products utilized in food for human consumption are processed, manufactured, packaged or stored shall be supplied with approved tightly fitting screens of not less than sixteen (16) mesh per twenty-five (25) mm. Every swinging door shall have a self-closing device in good working condition.
- P. **Accessory structures:** Garages, storage buildings and all other accessory structures shall be maintained and kept in good repair and sound structural condition.
- Q. **Swimming pools:** All swimming pools, spas and architectural pools, ponds or bodies of water shall be properly maintained so as not to create a safety hazard or harbor insect infestation. Water shall not be allowed to stagnate or to become polluted. All pools shall be free from unsightly appearance.
- R. **Rodent harborage:** All structures and exterior premises shall be kept free from rodent harborage and infestation. Where rodents are found, the owner shall promptly exterminate rodents through a process which will not be injurious to human health.

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- S. **Grass, weeds and uncultivated vegetation:** All grasses or weeds, and uncultivated vegetation, shall not exceed twelve (12) inches in height on improved property, including the area between the edge of the pavement in the street and the lot line.
- T. **Shrubbery, plants, and ground cover:** All premises shall be maintained in a condition to prevent erosion of soil by:
1. Landscaping with grass, trees, shrubs or other planted ground cover: or
  2. Such other suitable means as shall be approved by the Building Official.
- U. **Exterior lighting:** All outdoor lighting shall be in compliance with the following:
1. Non-vehicular light sources that shine into the eyes of drivers of vehicles or pedestrians which could impair safe traverse are prohibited.
  2. All lighting shall be shielded and aimed at the owner's premises or sidewalk and street abutting the premises.
- V. **Fences and walls:** Fences and walls shall be maintained in a safe and structurally sound condition, in good repair with the surface coated or painted. Fences shall be free from loose or rotting materials. Metal fencing shall be free from rust or deterioration.
- W. **Floors, interior walls and ceilings:** All floors, interior walls and ceilings of every structure shall be maintained in a structurally sound manner and in a condition consistent with its use.
- X. **Miscellaneous elements:** All existing miscellaneous elements on building walls, roofs and surrounding premises, to include by way of example empty electrical or other conduits, or unused sign brackets, shall be removed.
- Y. **Landscape maintenance:** Where landscape plans have been specifically incorporated and approved in a Development Plan, the landscape areas shall be maintained in a manner equal to the original landscaping approval.

### 5. 07.02 Litter

#### A. Storage of litter:

1. All commercial businesses shall store litter in containers to eliminate wind-driven debris. The number and size of receptacles for each commercial business shall be that number required to maintain a clean, neat, and sanitary premises. Spillage and overflow of litter around containers is a violation.
2. Commercial businesses shall provide and maintain litter containers adequate to contain litter generated from such business at its loading and unloading zones.
3. Commercial businesses open to the public shall provide and maintain containers adequate to contain litter generated from such business.
4. Every person in possession or in control of any place, public or private, where litter is accumulated or generated shall provide and maintain adequate and suitable containers capable of holding such litter until proper final disposal is accomplished.

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- B. **Depositing litter:** To throw, discard, place, drop, or deposit litter in any manner or amount in or upon any public property, private property, highway, street, right-of-way or body of water within the limits of the City, except in such containers specifically provided and designated for the disposal of litter, is a violation. Litter strewn by a pedestrian except at approved and permitted disposal sites is a violation. Litter ejected or discarded from a motor vehicle except at approved and permitted disposal sites is a violation.
- C. **Accumulation of litter:** Any accumulation of litter in or upon any property, vacant or improved, is deemed a nuisance and is prohibited. Failure to remove the accumulation by the property owner, tenant, occupant, agent, manager or other person who owns, maintains, or controls any premises or portion thereof, whether improved or unimproved, is a violation.

**5. 07.03 Accessory structures:** Garages, storage buildings and all other accessory structures shall be maintained in good repair and sound structural condition. Structures, attached or unattached, to the principal structure; which are found by the Building Official to be structurally deficient, shall be repaired or demolished within the timeframe set by the Building Official. Maintenance of accessory structures shall comply with the following:

- A. The exterior of the building and premises to include but not limited to parking areas and landscaped areas shall be maintained in a sound, clean and neat condition.
- B. Signs shall be maintained in good condition. Where the sign structure remains, the sign faces are to be replaced with blank panels (permit required). The design and color is subject to approval by the Building Official.
- C. All advertising structures, awnings and accompanying supporting members shall be maintained in good repair and shall not constitute a nuisance or safety hazard. Advertising structures or awnings not properly maintained in accordance with this subsection shall be removed. Awnings or marquees made of cloth, plastic or a similar material shall not show evidence of tearing, ripping or holes. Upon removal of an advertising structure or awning, all supporting members shall be removed. Where supporting members have been left from sign removal prior to adoption of the ordinance from which this chapter is derived, such supporting members shall be removed within three (3) months of the effective date of such ordinance. Nothing in this subsection shall be construed to authorize any encroachments on streets, sidewalks or other parts of the public right-of-way.
- D. Where parking areas are to be barricaded to prohibit vehicular travel, it shall be accomplished by installation of parking bumpers pinned to the pavement.

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### 5.07.04 Responsibilities of owner and operator

It shall be the duty and responsibility of the operator and the owner to ensure compliance with the following:

- A. All parts of the premises under the control of the owner or operator shall be maintained in a safe and sanitary condition consistent with the business use.
- B. The owner or operator shall not perform any acts:
  - 1. Which render other parts of the premises unsafe or unsanitary;
  - 2. Which obstruct any adjacent owner or operator from performing any duty required, or maintaining the premises in a safe and sanitary condition.
- C. Every owner or operator shall eliminate infestation of rodents or insects in and on the premises subject to the owner's or operator's control.
- D. Every owner or operator shall maintain all plumbing fixtures in a safe and sanitary condition.
- E. No litter shall be stored or accumulated on the premises unless placed in a container in compliance with solid waste regulations.
- F. Upon learning of a defect or inoperable status of any facility, utility or equipment required under this chapter which is the owner's responsibility, the operator shall provide written notice to the owner.

### 5.07.05 General maintenance

- A. **Nuisances and hazards:** Premises shall be maintained free of nuisances and any hazards to the safety of the occupants, customers or persons utilizing the premises or to pedestrians passing by.
- B. **Walls exposed as a result of demolition:** Where a wall of a building is exposed as a result of demolition, the owner of the building shall have the wall with its doors, windows, vents or other similar openings closed with material of the type composing the wall. No protrusions or loose material shall be in the wall. The exposed wall shall be painted, stucco or bricked, and weatherproofed, if necessary, based on construction material, to prevent deterioration of the wall.
- C. **Storage of flammable or combustible materials:** There shall be no storage or accumulation of flammable or combustible liquids or other materials on the premises and only in such quantities prescribed by the regulations.
- D. **Abandoned curb cuts:** Where curb cuts are abandoned due to new construction or change of access by the owner, the curb cut shall be closed and replaced by the owner with a standard sidewalk, curb and gutter design to match original.
- E. **Sidewalks or curbs damaged by delivery vehicles:** Damage to public sidewalks or curb and gutter located in the public right-of-way shall be repaired or replaced by the owner at no expense to the City when such damage is caused by vehicles making deliveries to the commercial premises.

**5. 07.06 Applicability of standards to vacant buildings; securing vacant buildings**

The provisions of this chapter that apply to the exterior premises include vacant structures. Vacant structures are not required to comply with the interior requirements of this chapter. All vacant structures shall be secured to prevent the entry of unauthorized persons or the formation of nuisance conditions. Securing a vacant structure may include boarding of the building as determined by the Building Official. If required by the Building Official, windows and doors shall be boarded by the owner and the boarding shall be maintained to keep the building secured. The design and color of boarding is subject to approval by the Building Official and shall be designed so that the building does not appear to be abandoned.

**5. 07.07 Unsightly conditions**

The following conditions are hereby deemed to be unsightly conditions and are prohibited. The following conditions are prohibited on any premises in the City:

- A. Structures that are:
  - 1. Partially destroyed; or
  - 2. Left in a state of disrepair; or
  - 3. Left in a state of partial construction beyond the valid timeframe of the permit.
- B. Abandoned or broken equipment; broken or discarded furniture and household appliances in visible yard areas.
- C. Building exteriors in a condition of deterioration or disrepair such that the condition causes measurable diminution of surrounding property values.
- D. Property exteriors with trash, litter, debris, packing boxes, lumber, construction material, solid waste, horticulture debris, salvage materials, appliances, machinery, equipment and any furniture, excluding furniture specifically designed for outdoor use. Failure to maintain the premises in a clean, safe and sanitary condition is a violation. The owner and operator shall keep that part of the exterior property subject to its control or occupancy in a clean and sanitary condition.
- E. Clotheslines visible from the street.
- F. Garbage and trash containers stored in a manner visible from the street.

**5. 07.08 Demolition of commercial and residential buildings**

- A. A building in any zoning district may be demolished by the owner provided that the following requirements are met:
  - 1. A demolition permit from the building official shall be obtained.
  - 2. All sewer, gas, water and similar taps or connections shall be properly closed and disconnected in compliance with the regulations of the appropriate utility.
  - 3. All debris and litter from the building shall be removed from the site. This requirement is for the removal of all debris that is above the street level of the building.
  - 4. The lot shall be graded to a smooth, even, finished grade, free from building materials, debris, holes and depressions. Where building debris such as foundations remain on the site below street level, the owner shall backfill the lot with twelve (12) inches of clean fill, which shall be graded to a smooth, even, finished grade.

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5. Where walls of adjacent buildings or a portion of existing buildings become exposed as a result of the demolition, all doors, windows, vents or other similar openings in the remaining walls shall be closed with material of the type composing the wall. No protrusions or loose material shall remain. The exposed wall shall be painted, stucco or bricked and weatherproofed to prevent deterioration of the wall and in a manner compatible with the remaining building.
- B. Prior to issuance of a demolition permit for a building where commercial activity is a permitted use, a performance bond or equivalent security shall be filed with the City, payable to the City, in the amount defined below. The performance bond or equivalent security shall be in a form acceptable to the City Attorney and shall be in an amount which is one hundred and ten percent (110%) of the cost estimate. The performance bond or equivalent security amount shall be based upon a certification by the contractor of the following:
    1. Total demolition: The amount to demolish the building, and remove all debris from the site, and disposal cost for the debris and grading the lot in compliance with the Land Development Code; or
    2. Partial demolition: The amount to demolish the building, and remove all debris from the site, and disposal cost for the debris, grading the lot and the cost of additional construction or reconstruction so the exterior of any partially demolished building or building abutting an adjacent building that results in repair or reconstruction is in compliance with 5.07.08 subsection A. above.
  - C. Where buildings in any zoning district are destroyed by fire, disaster or other acts of God, the requirements of this section shall apply.

### 5.08 VACANT LOT MAINTENANCE

**5.08.01 Vegetation:** All vacant lots, including the area between the edge of pavement in the street and the lot line, shall be kept free from dry vegetation, accumulation of weeds, grass and uncultivated vegetation:

- A. Which present a visual blight upon neighborhoods; or
- B. Which may harbor insect or rodent infestations; or
- C. Which may likely become a fire hazard; or
- D. Which result in a condition which may threaten the health and safety or the economic welfare of abutting or adjacent property owners or occupants.

### 5.08.02 General standards

- A. All vacant lots shall be free from potential fire hazards, to include but not be limited to dead trees, loose branches and palm fronds.
- B. All grasses or weeds, and uncultivated vegetation, shall not exceed twelve (12) inches in height on vacant lots including the area between the edge of the pavement in the street and the lot line.
- C. Motor vehicles are prohibited from parking on or driving across any portion of a vacant lot, except for:
  1. Areas designated and approved by the Building Official: and
  2. Where the owner of the vacant lot has given written permission to the vehicle owner or operator.

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- D. Nuisances are prohibited on all lots to include by way of example but not limitation: abandoned or broken equipment, discarded furniture, household appliances, trash, litter, debris, packing boxes, lumber, construction material, solid waste, horticulture debris, salvage materials and machinery.

### **5.09 COLD WEATHER SHELTERS**

#### **5.09.01 Definitions**

**Cold Weather Shelter:** Churches, recreation centers, and other civic or community facilities that are open for brief intervals during cold weather emergencies to shelter homeless individuals and families from the elements; facilities may be open during the daytime and/or evening hours as well as provide overnight accommodations.

#### **5.09.02 Permit Required**

- A. A permit shall be required prior to operating a cold weather shelter. The property owner or authorized representative shall apply for a permit on a form provided by the City.
- B. The permit must be posted in a conspicuous place during hours of operation.
- C. Occupant load restrictions must be obeyed at all times.

#### **5.09.03 Penalties**

- A. Failure to meet the above requirements may result in revocation of the permit for operation of a cold weather shelter as well as other code enforcement action.

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**CHAPTER 5  
TABLE OF HISTORICAL NOTES AND REFERENCES**

<b>2005 Code Section</b>	<b>1992 Code Section</b>	<b>State Law References/ Other Historical Notes</b>
Code Section	2004 Code Section	State Law References/Other Historical Notes
5.01	17-1; 20-2601	Code 1985, § 1810.99); <i>see</i> chs. 381--427, F.S.
	17-2, 17-3	Repeal
5.02	5-1, 5-2	Ord. 1224, § 4 (5-25-93); Ord. 1816 (11-10-09)
5.02.01		Ord. 1816 (11-10-09)
5.02.02		Ord. 1816 (11-10-09); Ord. 1867
5.02.03		Ord. 1816 (11-10-09)
5.02.04		Ord 1816 (11-10-09),
5.02.05		Ord 1816 (11-10-09), Repeal–Renumber Ord 1858 1-19-12)
5.03	36-316	Code 1985, § 1840.01; Ord. 779 (7-10-84)
5.03.01	36-316	Code 1985, § 1840.01; Ord. 779 (7-10-84)
5.03.02	36-317	Code 1985, § 1840.99; Ord. 779 (7-10-84)
5.03.03	36-318(a-b)	Code 1985, § 1840.08; Ord. 779 (7-10-84)
5.03.04	36-318(c)	Code 1985, § 1840.08; Ord. 779 (7-10-84)
5.03.05	36-319	Code 1985, § 1840.09; Ord. 779 (7-10-84)
5.03.06	36-319	Code 1985, § 1840.08; Ord. 779 (7-10-84)
5.03.07	36-320	Code 1985, § 1840.08; Ord. 779 (7-10-84)
5.03.08	36-321	Code 1985, § 1840.08; Ord. 779 (7-10-84)
5.03.09	36-322	Code 1985, § 1840.08; Ord. 779 (7-10-84)
5.03.10	36-323(a)	Code 1985, § 1840.08; Ord. 779 (7-10-84)
5.03.11	36-323(b)	Code 1985, § 1840.08; Ord. 779 (7-10-84)
5.03.12	36-323(c)	Code 1985, § 1840.08; Ord. 779 (7-10-84)
5.04	20-2602	Ord. 1370 (2-23-99)
5.04.01	20-2602	Ord. 1370 (2-23-99)
5.04.02	20-2603; 36-324(in part)	Ord. 1370 (2-23-99), Ord. 1867 (9-11-12)
5.04.03	20-2602	Ord. 1370 (2-23-99)
5.04.04	36-324 (in part)	Ord. 1370 (2-23-99)
5.04.05	20-2603 (a)	Ord. 1370 (2-23-99)
5.04.06	20-2604(a)	Ord. 1370 (2-23-99)
5.04.07	20-2604(a)	Ord. 1370 (2-23-99)
5.04.08	20-2604(b)	Ord. 1370 (2-23-99)
5.04.09	20-2604(c)	Ord. 1370 (2-23-99)
5.04.10	20-2604(d)	Ord. 1370 (2-23-99)
5.04.11	20-2604(e-f)	Ord. 1370 (2-23-99)
5.04.12	20-2604(g)	Ord. 1370 (2-23-99)
5.04.13	23-41	
5.04.14	20-2612	Ord. 1251 (10-11-94)
5.04.15	36-112	Code 1985, § 1860.06
5.05	20-2601	Ord. 1370 (2-23-99)
5.05.01	20-2610	Ord. 1370 (2-23-99)
5.05.02	20-2605(a)	Ord. 1370 (2-23-99)
5.05.03	20-2605 (b)	Ord. 1370 (2-23-99)

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<b>2005 Code Section</b>	<b>1992 Code Section</b>	<b>State Law References/ Other Historical Notes</b>
5.05.04	20-2605(c)	Ord. 1370 (2-23-99)
5.05.05	20-2606(a)	Ord. 1370 (2-23-99)
5.05.06	20-2606(b)	Ord. 1370 (2-23-99)
5.05.07	20-2607(a)	Ord. 1370 (2-23-99)
5.05.08	20-2607(b-c)	Ord. 1370 (2-23-99)
5.05.09	20-2607(d)	Ord. 1370 (2-23-99)
5.05.10	20-2607(e)	Ord. 1370 (2-23-99)
5.05.11	20-2607(f)	Ord. 1370 (2-23-99)
5.05.12	20-2607(g)	Ord. 1370 (2-23-99)
5.05.13	20-2608	Ord. 1370 (2-23-99)
5.05.14	20-2609(a)	Ord. 1370 (2-23-99)
5.05.15	20-2609(b)	Ord. 1370 (2-23-99)
5.05.16	20-2609(c)	Ord. 1370 (2-23-99)
5.06		Ord. 1867 (09-11-12)
5.06.01		Ord. 1867 (09-11-12)
5.06.02		Ord. 1867 (09-11-12)
5.07		Ord. 1867 (09-11-12)
5.07.01		Ord. 1867 (09-11-12)
5.07.02		Ord. 1867 (09-11-12)
5.07.03		Ord. 1867 (09-11-12)
5.07.04		Ord. 1867 (09-11-12)
5.07.05		Ord. 1867 (09-11-12)
5.07.06		Ord. 1867 (09-11-12)
5.07.07		Ord. 1867 (09-11-12)
5.07.08		Ord. 1867 (09-11-12)
5.08		Ord. 1867 (09-11-12)
5.08.01		Ord. 1867 (09-11-12)
5.08.02		Ord. 1867 (09-11-12)
5.09		Ord. 1884 (02-11-14)
5.09.01		Ord. 1884 (02-11-14)
5.09.02		Ord. 1884 (02-11-14)
5.09.03		Ord. 1884 (02-11-14)