

ORDINANCE 2013- 13

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF WALTON COUNTY, FLORIDA, AMENDING THE CURRENT CHAPTER 22 OF THE WALTON COUNTY CODE OF ORDINANCES, AMENDING ORDINANCE 2013-04, SECTION 22-57 (d) (3) e, TO SPECIFY THE AMOUNT OF LIABILITY INSURANCE REQUIRED; AMENDING SECTION 22-60 (D) 4, TO STIPULATE THE TIMES BEACH VENDORS ARE ALLOWED ON THE BEACH DURING SEA TURTLE NESTING SEASON; AMENDING ORDINANCE SECTION 22-62 TO DESIGNATE THE DISPOSITION OF THE FEES AND FINES COLLECTED; PROVIDING FOR SEVERABILITY, CONFLICTS; AND SETTING AN EFFECTIVE DATE.

*Be It ordained by the Board of County Commissioners of Walton County:*

**Section 1. Authority; Intent**

The Board of County Commissioners of Walton County, Florida, has the authority to regulate activities on certain waterways and beaches pursuant to section 125.01, Florida Statutes (2012), and Florida law. It is the intent of the Board to provide for the continuing health, safety and welfare of citizens and visitors to the county by regulating such activities and hereby amends the following provision of Chapter 22, Section 22-60, of the Walton County Code regarding waterways and beach activities.

**Section 2. Amendment of Chapter 22, Walton County Waterways and Beach Activities Ordinance.** Deletions are shown by ~~strikethrough~~ and additions are underlined.

Sec. 22-57. Permitted vehicles on the beach.

(d) The permits shall be issued by the Board's designee each year based on the requirements of this Code, including, but not limited to, the criteria set forth below.

(3) County charter fishing operations;

e. Proof of liability insurance of not less than \$500,000 for general public liability per occurrence.

Sec. 22-60. Beach vendors.

(d) Operations and maintenance generally.

(4) All activities related to the business operation of each vendor must be confined within its assigned and designated area. During the sea turtle nesting season, vendors shall be allowed access to the beach between 8:00 a.m., or after the morning sea turtle nesting survey has been completed, or whichever is earlier and sunset.

Sec. 22-62. Penalty; fees and fines.

The Board of County Commissioners is authorized to set the amount of any fee or fine that is designated in this chapter by a Resolution of the Board and amend such Resolution as the Board determines is necessary. A deputy of the Sheriff's Office or a County Code Enforcement Officer may issue a citation pursuant to the provisions of Section 12.01.00 of the County Land Development Code for any violation of the provisions of this section and the County shall use any other lawful methods of enforcement and remedy to gain compliance with the provisions of this chapter, including those in Section 1-6 of the Code. Any fees and or fines collected pursuant to this Ordinance are to be remitted through the Clerk of Court and placed in the General Fund of the Board of County Commissioners and the Clerk of the Court shall retain \$10.00 from each fee or fine collected. For each violation of any section of this chapter the County may assess a fine up to \$500.00 per violation.

### **Section 3. Conflicting Provisions.**

If any provision of the Walton County Code or an Ordinance or procedure or part of an Ordinance or procedure conflicts with the provisions of this Ordinance, this Ordinance shall prevail.

### **Section 4. Severability**

Should any section or provision of this Ordinance, or any portion of it, be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the remainder, as a whole or any part, other than that part declared to be invalid.

**Section 5. Codification.**

This Ordinance shall be codified and made a part of the Walton County Code and amend the provisions of Chapter 22 of the Code accordingly.

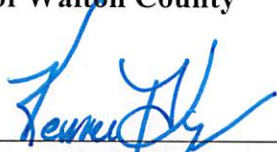
**Section 7. Effective Date.**

A certified copy of this Ordinance shall be filed with the Department of State by the Clerk of the Board within 10 days after enactment and shall take effect upon filing with the Department of State in accordance with Section 125.66(2), Florida Statutes (2011).

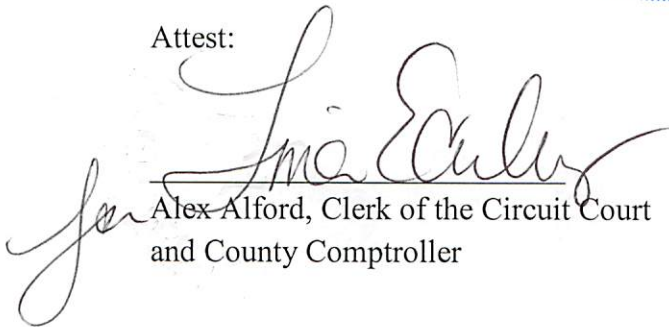
Duly adopted on June 11, 2013.

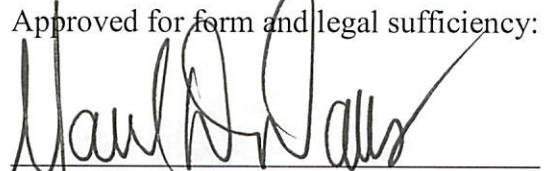
**Board of County Commissioners  
of Walton County**



  
\_\_\_\_\_  
Kenneth Pridgen, Chairman

Attest:

  
\_\_\_\_\_  
Alex Alford, Clerk of the Circuit Court  
and County Comptroller

Approved for form and legal sufficiency:  
  
\_\_\_\_\_  
County Attorney

