

ORDINANCE NO. 1439

AN ORDINANCE OF THE CITY OF PANAMA CITY BEACH PROPOSING TO AMEND SECTION 4-3 OF THE CHARTER OF THE CITY RELATING TO BEACH EASEMENTS TO PROVIDE THAT THE CITY COUNCIL SHALL BE AUTHORIZED TO ABANDON A BEACH ACCESS EASEMENT WITHOUT A REFERENDUM IN EXCHANGE FOR AND UPON THE DEDICATION OF AN EQUIVALENT BEACH ACCESS EASEMENT; PROVIDING AN EFFECTIVE DATE; PROVIDING THAT THE AMENDMENT PROPOSED SHALL BE EFFECTIVE ONLY UPON THE APPROVAL OF REFERENDUM AS SPECIFIED IN THE ORDINANCE AND REPEALING ORDINANCES IN CONFLICT.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF PANAMA CITY BEACH, FLORIDA:

SECTION 1. From and after the effective date hereof, 4-3 of the Charter of the City of Panama City Beach, relating to beach easements is hereby amended to read as follows (omitted text is ~~stricken~~ and new text is underlined):

Sec. 4-3. Beach easements.

The City shall not abandon any public, recreational beach access easement or right-of-way south of Alternate Highway 98, South Thomas Drive or Thomas Drive without approval by majority vote in a properly held City referendum, provided, however, that the City Council shall be authorized to act without a referendum in order to abandon a beach access easement in exchange for and upon the dedication of an equivalently sized and proximately located beach access easement.


SECTION 2. If approved by referendum as provided in this Ordinance, the appropriate officers and agents of the City are authorized and directed to codify,

include and publish the provisions of this Ordinance within the Panama City Beach Charter.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are repealed to the extent of such conflict.

SECTION 4. This Ordinance shall take effect immediately upon passage, but the amendment proposed hereby shall become effective immediately upon approval by a majority of the electors of the City voting in the next general election or special election called for such purpose; and if the electors shall not approve the amendment proposed by this Ordinance at such referendum, or should no referendum be held within one (1) year from the passage of this Ordinance, then the proposal not approved shall be void and of no force and effect.

PASSED, APPROVED AND ADOPTED at the regular meeting of the City Council of the City of Panama City Beach, Florida, this 9th day of November, 2017.



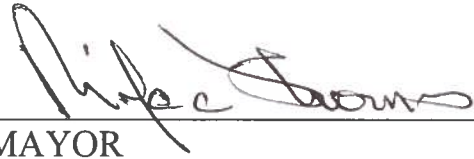
MAYOR

ATTEST:



CITY CLERK

EXAMINED AND APPROVED by me this 9th day of Nov., 2017.



MAYOR

Published in the Panama City News Herald on the 27th day of October, 2017.

Posted on pcbgov.com on the 13th day of November, 2017.