

ORDINANCE NO. 376

AN ORDINANCE AMENDING ORDINANCE NO. 364, BEING AN ORDINANCE REGULATING THE BUSINESS OF THE OPERATION OF CHARTER, SIGHTSEEING OR EXCURSION BOATS OPERATING IN OR FROM THE CITY OF MIAMI BEACH, FLORIDA; REQUIRING THE OPERATOR OF ANY SUCH VESSEL TO OBTAIN A PERMIT FOR SAID OPERATION FROM A BOARD OF EXAMINERS PROVIDED FOR HEREIN; PRESCRIBING THE DUTIES AND POWERS OF SAID BOARD OF EXAMINERS AND THE QUALIFICATIONS AND CONDITIONS NECESSARY TO BE COMPLIED WITH BEFORE SAID PERMIT SHALL BE ISSUED, AND FIXING A FEE FOR THE ISSUANCE THEREOF; DIRECTING AND AUTHORIZING THE CITY COUNCIL OF THE CITY OF MIAMI BEACH, FLORIDA, TO PROMULGATE RULES AND REGULATIONS GOVERNING THE INSPECTION OF SUCH VESSELS OF THE ABOVE CLASS AS ARE NOT SUBJECT TO THE INSPECTION LAWS AND REGULATION OF THE UNITED STATES; PROVIDING A PENALTY FOR THE VIOLATION OF ANY PROVISION OF THIS ORDINANCE OR OF ANY SUCH RULE OR REGULATION SO PROMULGATED BY SAID CITY COUNCIL; DECLARING THIS ORDINANCE TO BE AN EMERGENCY MEASURE, AND DISPENSING WITH THE READING OF SAME AT TWO SEPARATE REGULAR MEETINGS OF THE CITY COUNCIL OF MIAMI BEACH BY UNANIMOUS VOTE OF SAID CITY COUNCIL; PROVIDING FOR THE REPEAL OF ALL OTHER ORDINANCES IN CONFLICT HEREWITH IN WHOLE OR IN PART, SO AS TO CHANGE THE BOARD OF EXAMINERS PROVIDED THEREIN FROM FIVE MEMBERS TO THREE MEMBERS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI BEACH, FLORIDA:

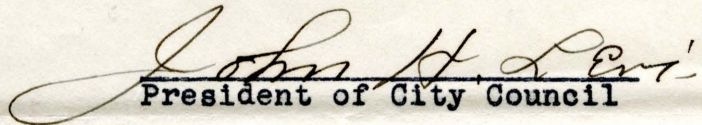
SECTION 1. That Section 2 (a) of said Ordinance No. 364 be amended to read as follows:

Section 2. BOARD OF EXAMINERS. Within ten days after this ordinance becomes effective there shall be appointed by the City Council of said City of Miami Beach, a Board of Examiners for said applicants for said permits, consisting of three (3) members who have been residents of the City of Miami Beach, Florida, for at least one year continuously preceding such appointment. If a vacancy occurs in said Board for any cause, the same shall be filled by appointment by the City Council of said City ~~Council~~ of Miami Beach. The said members of said Board shall serve during the pleasure of the said City Council and may be removed from said Board at any time within the discretion of said City Council. It shall be the duty of said Board of Examiners to examine all applicants for said permits to determine whether or not the said applicants are qualified:

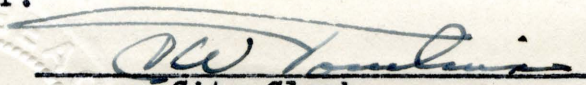
1. To properly and safely operate such a vessel of the class specified in Section 1 of this ordinance in or from the said City of Miami Beach.
2. To receive permits under the provisions of this ordinance.

SECTION 2. All ordinances or parts of ordinances being in conflict with the terms and provisions of this ordinance, be and the same are hereby repealed.

PASSED AND ADOPTED this 20th day of March, A. D., 1935.

  
President of City Council

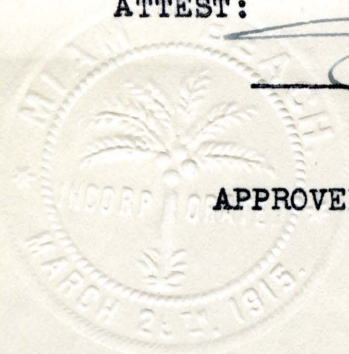
ATTEST:

  
City Clerk

APPROVED BY ME this 21st day of March , A. D., 1935.

  
Mayor

1st Reading, March 6, 1935.  
2nd Reading, March 6, 1935.  
3rd Reading, March 20, 1935.  
Posted - March 22nd, 1935.




STATE OF FLORIDA)

COUNTY OF DADE )

I, C. W. TOMLINSON, City Clerk in and  
for the City of Miami Beach, Florida, do hereby certify  
that Ordinance No. 376 entitled "AN ORDINANCE AMENDING  
ORDINANCE NO. 364, BEING AN ORDINANCE REGULATING THE BUSI-  
NESS OF THE OPERATION OF CHARTER, SIGHTSEEING OR EXCURSION  
BOATS OPERATING IN OR FROM THE CITY OF MIAMI BEACH, FLORIDA;  
REQUIRING THE OPERATOR OF ANY SUCH VESSEL TO OBTAIN A PERMIT  
FOR SAID OPERATION FROM A BOARD OF EXAMINERS PROVIDED FOR  
HEREIN; PRESCRIBING THE DUTIES AND POWERS OF SAID BOARD OF  
EXAMINERS AND THE QUALIFICATIONS AND CONDITIONS NECESSARY  
TO BE COMPLIED WITH BEFORE SAID PERMIT SHALL BE ISSUED, AND  
FIXING A FEE FOR THE ISSUANCE THEREOF; DIRECTING AND AUTHO-  
RIZING THE CITY COUNCIL OF THE CITY OF MIAMI BEACH, FLORIDA,  
TO PROMULGATE RULES AND REGULATIONS GOVERNING THE INSPECTION  
OF SUCH VESSELS OF THE ABOVE CLASS AS ARE NOT SUBJECT TO THE  
INSPECTION LAWS AND REGULATIONS OF THE UNITED STATES; PROVID-  
ING A PENALTY FOR THE VIOLATION OF ANY PROVISIONS OF THIS  
ORDINANCE OR OF ANY SUCH RULE OR REGULATION SO PROMULGATED  
BY SAID CITY COUNCIL; DECLARING THIS ORDINANCE TO BE AN  
EMERGENCY MEASURE, AND DISPENSING WITH THE READING OF SAME  
AT TWO SEPARATE REGULAR MEETINGS OF THE CITY COUNCIL OF MIAMI  
BEACH BY UNANIMOUS VOTE OF SAID CITY COUNCIL; PROVIDING FOR  
THE REPEAL OF ALL OTHER ORDINANCES IN CONFLICT HEREWITH IN  
WHOLE OR IN PART, SO AS TO CHANGE THE BOARD OF EXAMINERS PROVIDED  
THEREIN FROM FIVE MEMBERS TO THREE MEMBERS", having been duly  
passed and adopted by the City Council of the City of Miami  
Beach, Florida, has been posted by me in three conspicuous  
places in the City of Miami Beach, one of which was at the door  
of the City Hall in said City on the 22nd day of March, A. D.,  
1935, and that said ordinance remained posted for a period of  
at least thirty days in accordance with the requirments of  
the City Charter of the said City of Miami Beach.

IN WITNESS WHEREOF I have hereunto set my  
hand and affixed the official seal of the City of Miami  
Beach, Florida, on this the 14th day of May, A. D.,  
1935.

  
City Clerk



(ORIGINAL)

ORDINANCE NO. 376

Amending Charter Boat  
Ordinance No. 364.