

ORDINANCE NO. 378

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF JUPITER ISLAND, FLORIDA, RELATING TO CHAPTER 8, SECTION 8-3 OF THE TOWN CODE, TITLED LANDING AIRCRAFT ON HOBE SOUND; RESCINDING SAID ORDINANCE; AND SUBSTITUTING THEREFORE A NEW SECTION 8-3, TITLED PROHIBITION OF TAKING OFF OR LANDING AIRCRAFT WITHIN THE CORPORATE LIMITS OF THE TOWN; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town wishes to rescind Section 8-3 of Chapter 8 of the Town Code relating to landing of aircraft on Hobe Sound and to substitute therefore a new Section 8-3, titled Prohibition of Taking Off or Landing Aircraft Within the Corporate Limits of the Town so as to make it unlawful for any aircraft to land, takeoff or operate within the corporate limits of the Town other than in the event of a bonafide emergency.

NOW, THEREFORE, be it ordained as follows:

SECTION 1: Chapter 8, Section 8-3 of the Town Code of Ordinances is hereby rescinded.

SECTION 2: Chapter 8, Section 8-3 is hereby rewritten to read as follows:

"Section 8-3. Prohibition of Taking off or Landing Aircraft Within the Corporate Limits of the Town.

1. Except as otherwise specifically authorized by applicable federal law, it shall be unlawful for any aircraft to land, takeoff or otherwise operate within the corporate limits of the Town other than in the event of a bonafide emergency.
2. Aircraft, as described herein, is hereby defined as a manned, powered or unpowered machine or device capable of atmospheric flight, except an unpowered parachute or other such device used primarily as safety equipment.

Section 3. Severability.

If any court of competent jurisdiction holds any word, part, section, paragraph or provision hereof to be unlawful or unconstitutional, such ruling or finding shall not affect the remaining portions of this Ordinance, which shall remain in full force and effect.

Section 4. Repeal of Ordinances in Conflict.

All ordinances or parts of ordinances in conflict or inconsistent with the provisions of this ordinance, are hereby repealed.

Section 5. Codification.

This ordinance shall be codified and made a part of the official Code of Ordinances of the Town of Jupiter Island.

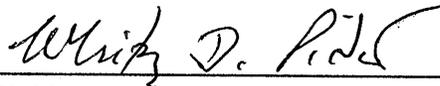
Section 6. Effective Date.

This Ordinance shall become effective immediately upon passage.

PASSED UPON FIRST READING THE 15th DAY OF January, 2020.
PASSED AND ADOPTED UPON SECOND READING FOLLOWING PUBLIC
HEARING THE 14th DAY OF February, 2020.

(SEAL)

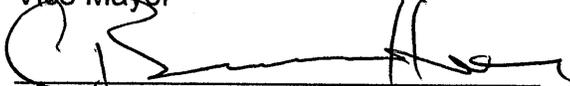
TOWN OF JUPITER ISLAND, FLORIDA



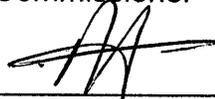
Mayor



Vice Mayor



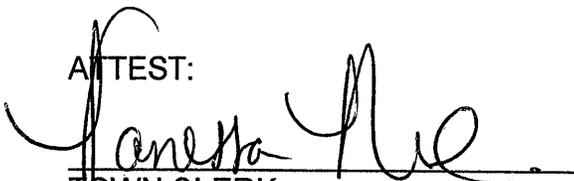
Commissioner



Commissioner

Commissioner

ATTEST:


TOWN CLERK