1	ORDINANCE 2014-13
2	AN OPPINANCE OF THE COUNTY COUNCIL OF
3 4	AN ORDINANCE OF THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE COUNTY OF
5	CODE OF ORDINANCES OF THE COUNTY OF
6	VOLUSIA; AMENDING CHAPTER 10,
7	AMUSEMENTS AND ENTERTAINMENTS, ARTICLE
8	II, OUTDOOR ENTERTAINMENT EVENTS, TO
9	PROVIDE FOR EXEMPTIONS FOR PROPERTY
10	SUBJECT TO INTERLOCAL SERVICE BOUNDARY
11	AGREEMENTS; AMENDING CHAPTER 26,
12	BUSINESSES, ARTICLE III, ITINERANT
13	MERCHANTS, TO PROVIDE FOR PERMITTED
14	LOCATIONS IN COUNTY COMMERCIAL OR
15	INDUSTRIAL ZONING CLASSIFICATIONS;
16	PROVIDING FOR CONTINUING EFFECT;
17	PROVIDING FOR INCLUSION IN CODE;
18	PROVIDING FOR SEVERABILITY; PROVIDING FOR
19	PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.
20	EFFECTIVE DATE.
21	
22 23	NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF
<b>2</b> 4	VOLUSIA COUNTY, FLORIDA AS FOLLOWS:
25	(Words in strike through type are deletions; words in underscore
26	type are additions)
	<b>7</b> F <b>1</b>
27	SECTION I: Chapter 10, Amusements and Entertainments, Article
28	II, Outdoor Entertainment Events, of the Code of Ordinances of the County of
29	Volusia, is hereby amended as follows:
30	•••
31	Sec. 10-35. Exemptions; notice to sheriff of amplified sound.
32	•••
33	

1	(3) Specifically exempted from the terms of this article is any outdoor
2	entertainment event in unincorporated areas of the county subject to an Interlocal
3	Service Boundary Agreement adopted by ordinance of the county council.
4	<del>(3)</del> <u>(4)</u>
· 5	SECTION II: Chapter 26, Businesses, Article III, Itinerant
6	Merchants, of the Code of Ordinances of the County of Volusia, is hereby
7	amended as follows:
8	•••
9	Sec. 26-54. Itinerant merchant host license.
10	•••
11	(e) Permitted locations. Notwithstanding anything to the contrary in the
12	code, provided there is compliance with this article and with all other
13	applicable laws and ordinances, an itinerant merchant host license may be
14	issued to an owner of a site or parcel of property which enjoys a county
15	commercial or industrial zoning classification as defined by the code upon
16	obtaining a county local business tax receipt or where temporary
17	campgrounds may, under the code, operate pursuant to an approved
18	special exception. No itinerant merchant may operate on any right-of-way.
19	An itinerant merchant host license may be issued to an owner of a vacant
20	site or parcel of property which enjoys a county commercial or industrial
21	zoning classification, pursuant to the code and is adjacent to and owned

by a business which has obtained a county local business tax receipt.

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1	Said vacant lot may be utilized for parking during the periods authorized
2	under this article, provided that vehicular access complies with the
3	requirements of the Code.
4	•••
5	SECTION III: CONTINUING EFFECT - Except as amended herein,
6	the provisions of the Code of Ordinances of the County of Volusia remain in full
7	force and effect.
8	SECTION IV: AUTHORIZING INCLUSION IN CODE - The
9	provisions of this ordinance shall be included and incorporated into the Code of
10	Ordinances of the County of Volusia, as additions or amendments thereto, and
11	shall be appropriately renumbered to conform to the uniform numbering system
12	of the code.
13	SECTION V: SEVERABILITY - Should any word, phrase, sentence,
14	subsection or section be held by a court of competent jurisdiction to be illegal,
15	void, unenforceable, or unconstitutional, then that word, phrase, sentence,
16	subsection or section so held shall be severed from this ordinance and all other
17	words, phrases, sentences, subsections, or sections shall remain in full force and
18	effect.
19	SECTION VI: CONFLICTING ORDINANCES - All ordinances, or
20	parts thereof, in conflict herewith are, to the extent of such conflict, repealed.
21	SECTION VII: EFFECTIVE DATE - A certified copy of this
22	ordinance shall be filed with the Department of State by the County Manager

- within ten (10) days after enactment by the County Council. This ordinance shall
- 2 take effect upon filing.

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ADOPTED BY THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, IN OPEN MEETING DULY ASSEMBLED IN THE COUNTY COUNCIL CHAMBERS AT THE THOMAS C. KELLY ADMINISTRATION CENTER, 123 WEST INDIANA AVENUE, DELAND, FLORIDA THIS 21<sup>ST</sup> DAY OF AUGUST, A.D., 2014.

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11 12 = 13: 14: COUNTY COUNCIL COUNTY OF VOLUSIA, FLORIDA

16 , JAMES T. DINNESN 17 COUNTY MANAGER

COUNTY CHAIR