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**ORDINANCE NO. 32-12**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JUPITER, FLORIDA, AMENDING CHAPTER 9 OF THE TOWN CODE ENTITLED, "ELECTIONS"; PROVIDING FOR THE AMENDMENT OF SECTION 9-4(A) ENTITLED, "TOWN WARDS", TO CHANGE THE DISTRICT DIVIDING LINE SO THAT IT IS IN ACCORDANCE WITH THE TOWN'S ACTUAL AND PROJECTED TOTAL POPULATION GROWTH BASED ON THE MOST RECENT CENSUS DATA; PROVIDING FOR THE AMENDMENT OF SECTION 9-4(A) AND (B) REPLACING THE TERM "WARD" WITH "DISTRICT"; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION, AND PROVIDING FOR AN EFFECTIVE DATE.**

28           **WHEREAS**, for purposes of the election of the four Council seats, the Town of Jupiter's  
29 (Town) Charter requires that the Town be divided into two districts described in the Charter as  
30 the First District and the Second District; and,

31           **WHEREAS**, the legal description of the dividing line for the two districts described in the  
32 Charter is contained in Section 9-4(a) entitled, "Town wards", of Chapter 9 ; and;

33           **WHEREAS**, Article II, Section 3 of the Town's Charter requires the Town to update, no  
34 less than every five (5) years, the legal description of the boundaries of the town so that, as  
35 near as possible, an equal distribution of the total population shall be maintained for each such  
36 district; and,

1           **WHEREAS**, the Town's Planning and Zoning Department staff has conducted a review  
2 of the historical and projected change in population distribution between the two districts, which  
3 includes the Town's total population as determined in the 2010 U.S. Census, the total number  
4 of residential units issued certificates of occupancy by the Town between April 2010 and April  
5 2012, and the projected population increases anticipated in the next five years to determine as  
6 near as possible the expected distribution of the Town's projected population; and,  
7

8           **WHEREAS**, the Town's Planning and Zoning Department staff has recommended to the  
9 Town Council that the boundary of the First District be expanded to include all of the land area  
10 within the Town east of the Intracoastal Waterway in order to ensure that as near as possible  
11 an equal distribution of the total population will be maintained in each district for the next five  
12 years; and,

13           **WHEREAS**, the Town's Planning and Zoning Department staff has recommended to the  
14 Town Council that the legal description of the dividing line for the two districts as contained in  
15 Section 9-4(a) be amended to reflect as near as possible an equal distribution; and

16           **WHEREAS**, a map indicating the corresponding revision to the dividing line for the two  
17 districts is attached hereto and incorporated herein as Exhibit "A"; and,

18           **WHEREAS**, Town staff has recommended amendments to Section 9-4, including to  
19 Sections 9-4(a) and (b) to replace the term "ward" with "district" and to eliminate the terms  
20 "north" and "south", in order to provide consistency with the Town Charter; and

21           **WHEREAS**, the Town Council, after duly noticed public hearings, has determined that in  
22 order to ensure an equal distribution of the total population be maintained between the First  
23 District and the Second District, it is necessary to revise the legal description of the dividing line  
24 between the two districts, as required by the Town Charter and Code.

25           **NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF**  
26 **JUPITER, FLORIDA THAT:**

1           **Section 1.** The foregoing whereas clauses are incorporated herein as the legislative  
2 findings of the Town Council.

3           **Section 2.** Chapter 9, Section 9-4 of the Town Code, entitled "Town wards" is hereby  
4 amended to read as follows:

5           **Sec. 9-4. – Town wards districts.**

6           (a) *Dividing line for Town districts wards.* The Town of Jupiter shall be divided into two  
7 districts wards as follows:

8 Beginning at a point along the centerline of the Intracoastal Waterway  
9 due east of the extension of the northern plat boundary of Admirals Cove,  
10 thence proceed westerly along said northern boundary and an extension thereof to a pointe  
11 on the eastern right-of-way line of Alternate A1A, thence proceed northerly along the  
12 eastern right-of-way line of Alternate A1A to the intersection with the eastern extension of  
13 the centerline of Jupiter Lakes Boulevard, hence proceed westerly along said centerline of  
14 Jupiter Lakes Boulevard to the intersection with the centerline of Military Trail, thence  
15 proceed northerly along the centerline of Military Trail to the intersection with the centerline  
16 of Toney Penna Drive, thence proceed westerly along the centerline of Toney Penna Drive  
17 to the intersection with the centerline of Central Boulevard, thence proceed northerly along  
18 the centerline of Central Boulevard to the south line of Section 3, Township 41 South,  
19 Range 42 East, which may be more generally described as the centerline of Jupiter Park  
20 Drive, thence proceed westerly along the south line of said Section 3, thence continue  
21 westerly along the south line of Section 4, Township 41 South, Range 42 East to a point  
22 along the western Town Boundary coincident with the western right-of-way line of the  
23 Florida Turnpike.

24           ~~(a) *Dividing line for Town wards.* The Town of Jupiter shall be divided into two wards as~~  
25 follows:

1 Beginning near the SE corner of Section 8, Range 43, Township 41 at the eastern Town  
2 Boundary line, proceed westerly along the south line of said Section 8 to the SE corner of  
3 Section 7, Range 43, Township 41. Thence continue westerly along the south line of said  
4 Section 7 to a point on the eastern boundary of the plat of Admirals Cove. Thence proceed  
5 northerly along said plat boundary to the northern plat boundary of Admirals Cove. Thence  
6 proceed westerly along said northern boundary and an extension thereof to a point on the  
7 centerline of Alternate A1A. Thence proceed northerly along the centerline of Alternate A1A  
8 to the intersection with the eastern extension of the centerline of Jupiter Lakes Boulevard.  
9 Thence proceed westerly along said centerline of Jupiter Lakes Boulevard to the  
10 intersection with the centerline of Military Trail. Thence proceed northerly along the  
11 centerline of Military Trail to the intersection with the centerline of Toney Penna Drive.  
12 Thence proceed westerly along the centerline of Toney Penna Drive to the intersection with  
13 the centerline of Central Boulevard. Thence proceed northerly along the centerline of  
14 Central Boulevard to the intersection with the centerline of Jupiter Park Drive. Thence  
15 proceed westerly along the centerline of Jupiter Park Drive to the intersection with the  
16 centerline of Jupiter Park Circle. Thence proceed westerly along the extension of the west  
17 end of the Jupiter Park Circle centerline to a point along and perpendicular to the centerline  
18 of the Florida Turnpike. Thence proceed northerly along the centerline of the Florida  
19 Turnpike to the intersection with the centerline of the C-18 Canal. Thence proceed  
20 southwesterly along the centerline of the C-18 Canal to the western Town Boundary.

21 (b) Designation of Town districts wards. The First District shall include all lands within the  
22 Town of Jupiter located east of the  
23 centerline of the Intracoastal Waterway, all lands within the  
24 Town of Jupiter located west of the western right-of-way line of the Florida  
25 Turnpike and all territory lying north of the dividing line described in subsection (a). All that  
26 territory lying north of said dividing line shall be designated as the First, or the North Ward.

1 All of that territory lying south of the dividing line thereof shall be designated as the Second  
2 District, ~~or the South Ward~~.

3 **Section 3. Severability.** If any section, subsection, sentence, clause, phrase or portion  
4 of this Ordinance is for any reason held invalid or unconstitutional by any court of competent  
5 jurisdiction, such portion shall be deemed a separate, distinct and independent provision and  
6 such holding shall not affect the validity of the remaining portions thereof.

7 **Section 4. Repeal of laws in conflict.** All ordinances or parts of ordinances in conflict  
8 herewith are hereby repealed to the extent of such conflict.

9 **Section 5. Codification.** Sections of the Ordinance may be renumbered or re-lettered to  
10 accomplish such, and the word "Ordinance" may be changed to "Section", "Article", or any  
11 other appropriate word.

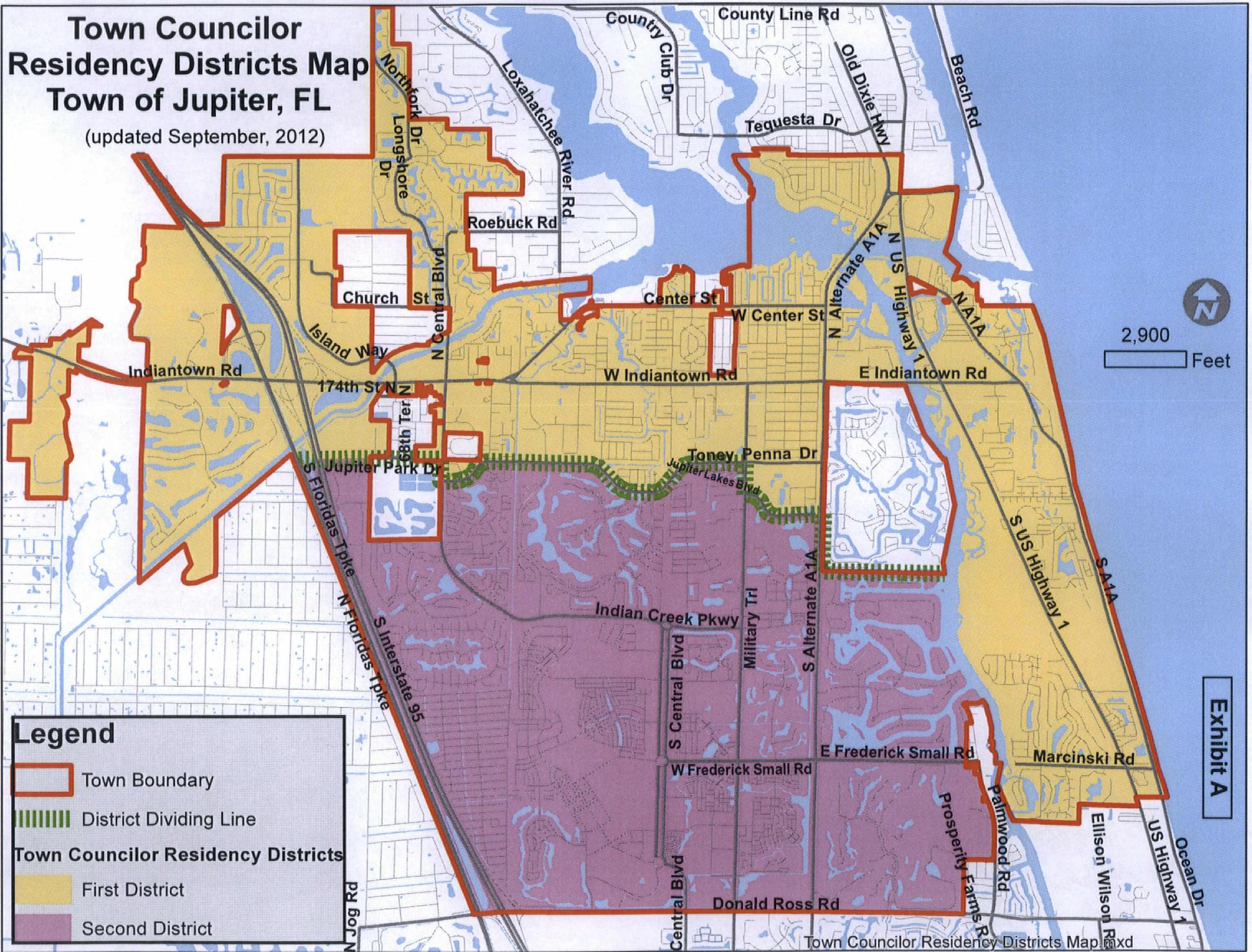
12 **Section 6. Effective Date.** The provisions of this Ordinance shall be in effect immediately upon  
13 adoption.  
14

15 Attachment: Exhibit "A" – Town Councilor Residency Districts Map (Updated in September  
16 2012)

17  
18 K:\Staff\WP51\Signature - TC\District Boundaries\Ordinance 32-12.doc August 27, 2012

# Town Councilor Residency Districts Map Town of Jupiter, FL

(updated September, 2012)



## Legend

- Town Boundary
- District Dividing Line
- Town Councilor Residency Districts**
- First District
- Second District

Exhibit A

Upon First Reading this 19<sup>th</sup> day of July, 2012, the foregoing Ordinance was offered by Vice-Mayor Todd R. Wodraska, who moved its adoption. The motion was seconded by Councilor Jim Kuretski, and upon being put to a roll call vote, the vote was as follows:

	<b>AYE</b>	<b>NAY</b>
MAYOR KAREN J. GOLONKA	X	_____
VICE-MAYOR TODD R. WODRASKA	X	_____
COUNCILOR WENDY HARRISON	ABSENT	_____
COUNCILOR JIM KURETSKI	X	_____

Upon Second Reading this 4<sup>th</sup> day of September, 2012, the foregoing Ordinance was offered by Vice-Mayor Todd R. Wodraska, who moved its adoption. The motion was seconded by Councilor Wendy Harrison, and upon being put to a roll call vote, the vote was as follows:

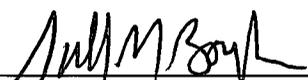
	<b>AYE</b>	<b>NAY</b>
MAYOR KAREN J. GOLONKA	X	_____
VICE-MAYOR TODD R. WODRASKA	X	_____
COUNCILOR WENDY HARRISON	X	_____
COUNCILOR JIM KURETSKI	X	_____
COUNCILOR THOMAS J. MCCARTHY	X	_____

The Mayor thereupon declared Ordinance 32-12 duly passed and adopted this 4<sup>th</sup> day of September, 2012.

TOWN OF JUPITER, FLORIDA

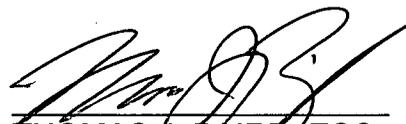
BY:   
 KAREN J. GOLONKA  
 MAYOR

ATTEST:

  
 SALLY M. BOYLAN, MMC  
 TOWN CLERK



(TOWN SEAL)

  
 THOMAS J. BAIRD, ESQ.  
 Approved as to form and  
 legal sufficiency