

1 Introduced by Council Member DeFoor:  
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4 **ORDINANCE 2022-60**

5 AN ORDINANCE RELOCATING THE DERELICT VESSEL AND  
6 FLOATING STRUCTURE REMOVAL FUND FROM CHAPTER  
7 110, PART 4, SECTION 110.414 TO CHAPTER 111,  
8 PART 7, SECTION 111.787; REPEALING SECTION  
9 110.414 (DERELICT VESSEL AND FLOATING STRUCTURE  
10 REMOVAL TRUST FUND), PART 4 (CONTINUING  
11 APPROPRIATIONS), CHAPTER 110 (CITY TREASURY),  
12 *ORDINANCE CODE*; CREATING A NEW SECTION 111.787  
13 (DERELICT AND ABANDONED VESSELS AND FLOATING  
14 STRUCTURE ENFORCEMENT AND REMOVAL TRUST FUND),  
15 PART 7 (ENVIRONMENT AND CONSERVATION), CHAPTER  
16 111 (SPECIAL REVENUE AND TRUST ACCOUNTS),  
17 *ORDINANCE CODE*; PROVIDING AN EFFECTIVE DATE.

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19 **WHEREAS**, derelict and abandoned vessels, and floating structures  
20 have become a greater safety and environmental problem in Duval County  
21 over the past few years; and

22 **WHEREAS**, the State of Florida, through the Florida Fish and  
23 Wildlife Conservation Commission, has increased their funding match  
24 to local governments for the removal of derelict vessels and  
25 encourages local governments to be efficient and expedient in the  
26 removal of derelict vessels; and

27 **WHEREAS**, the State legislature has also allowed local  
28 governments to regulate and abate floating structures which the City  
29 has taken on through the creation of Chapter 388 (Boating and  
30 Waterways); and

1           **WHEREAS**, in 2021 the State legislature enabled county  
2 governments to create anchoring limitation areas in urban residential  
3 areas of navigable-in-fact county waters; and

4           **WHEREAS**, the purpose and authority of the Derelict Vessel and  
5 Floating Structure Removal Fund to remove derelict vessels and  
6 Floating Structures will be increased to include administration and  
7 enforcement of Chapter 388, *Ordinance Code*, so the fund should be  
8 characterized as a trust fund and housed in Chapter 111, *Ordinance*  
9 *Code*, now therefore

10           **BE IT ORDAINED** by the Council of the City of Jacksonville:

11           **Section 1. Repealing Section 110.414 (Derelict Vessel and**  
12 **Floating Structure Removal Fund), Part 4 (Continuing Appropriations),**  
13 **Chapter 110 (City Treasury), Ordinance Code.** Chapter 110 (City  
14 Treasury), Part 4 (Continuing Appropriations), Section 110.414  
15 (Derelict Vessel and Floating Structure Removal Fund), *Ordinance*  
16 *Code*, is hereby repealed in its entirety. A copy of the repealed  
17 Section 110.414 is attached hereto as **Exhibit 1.**

18           **Section 2. Creating a new Section 111.787 (Derelict and**  
19 **Abandoned Vessels and Floating Structure Enforcement and Removal**  
20 **Trust Fund), Part 7 (Environment and Conservation), Chapter 111**  
21 **(Special Revenue and Trust Accounts), Ordinance Code.** Chapter 111  
22 (Special Revenue and Trust Accounts), Part 7 (Environment and  
23 Conservation), Section 111.787 (Derelict and Abandoned Vessels and  
24 Floating Structure Enforcement and Removal Trust Fund), *Ordinance*  
25 *Code* is hereby created to read as follows:

26                   **CHAPTER 111 - SPECIAL REVENUE AND TRUST ACCOUNTS**

27                                   **\* \* \***

28                                   **PART 7. ENVIRONMENT AND CONSERVATION**

29                                   **\* \* \***

1 **Sec. 111.787 - Derelict and Abandoned Vessel and Floating Structure**  
2 **Enforcement and Removal Trust Fund.**

3 There is hereby created the *Derelict and Abandoned Vessel and*  
4 *Floating Structure Enforcement and Removal Trust Fund* (the "Fund"),  
5 a permanent and ongoing trust fund of the City, which shall carry  
6 forward each fiscal year. The Fund is authorized to accept grants,  
7 gifts, abatement reimbursements, fees, penalty payments,  
8 appropriations and other monies. Reimbursement for the abatement  
9 of issues regulated by Chapter 388, *Ordinance Code* shall be  
10 deposited into the Fund. Monies deposited in the Fund, together  
11 with any interest accrued thereon, shall carry over fiscal years to  
12 be used for the following purposes: the administration, regulation  
13 and enforcement of Chapter 388 (Boating and Waterways), *Ordinance*  
14 *Code*; and the removal of derelict vessels, abandoned vessels, and  
15 Floating Structures from the waters of Duval County. Use of the  
16 monies accepted into the Fund shall be under the direction and  
17 control of the Neighborhoods Department. Funds shall be  
18 appropriated through Council action.

19 **Section 3. Effective Date.** This ordinance shall become  
20 effective upon signature by the Mayor or upon becoming effective  
21 without the Mayor's signature.

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24 Form Approved:

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26           /s/ Susan C. Grandin          

27 Office of General Counsel

28 Legislation Prepared by: Susan C. Grandin

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30 *GC-#1476306-v1-DeFoor\_repealing\_110\_414\_creating\_111\_787\_in\_its\_place.doc*