


STATE OF FLORIDA
COUNTY OF VOLUSIA

I, KARISSA GREEN, Deputy Clerk to the County Council of Volusia County, Florida, do hereby certify that the attached and foregoing Ordinance 2024-17 is a true and correct copy of that certain ordinance as adopted by the County Council of Volusia County, Florida, at its meeting held on July 16, 2024.

WITNESS my hand and official seal at DeLand, Volusia County, Florida, this 18th day of July A.D. 2024.

BY: 
KARISSA GREEN
DEPUTY CLERK TO THE COUNTY COUNCIL
OF VOLUSIA COUNTY, FLORIDA



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ORDINANCE 2024-17

AN ORDINANCE OF THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, AMENDING SECTION 62-41 OF CHAPTER 62 OF THE VOLUSIA COUNTY CODE; REDUCING THE MEMBERSHIP REQUIREMENT OF THE COUNTY HISTORIC PRESERVATION BOARD; REDUCING THE REQUIRED QUORUM FOR ANY MEETING OF THE BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AUTHORIZING INCLUSION IN CODE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the County Historic Preservation Board currently has a requirement of nine members, with five members present at a meeting required for a quorum; and

WHEREAS, the County Council wishes to reduce the membership from nine to five, with three members required for quorum.

BE IT ORDAINED BY THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, AS FOLLOWS:

(Words in ~~strike-through~~ type are deletions; words in underscore type are additions.)

SECTION I: Section 62-41 of Chapter 62 of the Code of Ordinances of the County of Volusia is hereby amended as follows:

Sec. 62-41. - Generally.

...

(d) *Membership.*

(1) *Qualifications.* The Board shall have ~~nine~~ five members, each of which shall be an elector of the County. The County Council shall appoint a Board member upon the nomination of a Council member. ~~Each district Council member shall make one nomination. The At-large member and the County Chair shall each make two nominations, one elector from the West side of the County and one elector from the East side of the County.~~ No elected official, appointed state, county, or municipal office holder, member of two or more other county boards or commissions, or employee of county government shall be appointed to serve on the Board. Members may be

1 appointed from either or both the incorporated or unincorporated areas of the County.
2 Board members may be professionals from the disciplines of architecture, history,
3 architectural history, archaeology, anthropology, cultural geography, planning or other
4 related disciplines, or citizens who have demonstrated special interest, experience, or
5 knowledge in history, archaeology, architecture, or related disciplines.

6 ...

7 (3) *Vacancies and removal.* If any member fails to attend two meetings during any
8 calendar year ending December 31, regardless of the reason, the member's seat shall
9 be deemed vacant. Any member of the Board may be removed from office without
10 cause by the County Council. ~~A Board vacancy shall be filled upon nomination by the~~
11 ~~Council member who shall have made the nomination to the vacated position or the~~
12 ~~successor to that Council member.~~ Appointments to fill any vacancy shall be for the
13 remainder of the unexpired term.

14 ...

15 (f) *Procedures.*

16 ...

17 (5) A quorum shall consist of ~~five~~ three members. No certificate of designation,
18 certificate of appropriateness, or certificate to excavate shall be approved unless ~~five~~
19 three members concur.

21 **SECTION 2: SEVERABILITY** - Should any word, phrase, sentence, subsection or
22 section be held by a court of competent jurisdiction to be illegal, void, unenforceable, or
23 unconstitutional, then that word, phrase, sentence, subsection or section so held shall be
24 severed from this ordinance and all other words, phrases, sentences, subsections, or sections
25 shall remain in full force and effect.

26 **SECTION 3: CONFLICTING ORDINANCES** - All ordinances, or part thereof, in conflict
27 herewith are, to the extent of such conflict, repealed.

28 **SECTION 4: AUTHORIZING INCLUSION IN CODE.** The provisions of this ordinance
29 shall be included and incorporated into the Code of Ordinances of the County of Volusia, as


1 additions or amendments thereto, and shall be appropriately renumbered to conform to the
2 uniform numbering system of the Code.


3 **SECTION 5: EFFECTIVE DATE.** This ordinance shall take effect April 1, 2025.

4 ADOPTED BY THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, IN OPEN
5 MEETING DULY ASSEMBLED IN THE COUNTY COUNCIL CHAMBERS AT THE THOMAS
6 C. KELLY ADMINISTRATION CENTER, 123 WEST INDIANA AVENUE, DELAND, FLORIDA,
7 THIS 16TH DAY OF JULY A.D., 2024.

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11 ATTEST:

COUNTY COUNCIL
VOLUSIA COUNTY, FLORIDA

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George Recktenwald
County Manager

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Jeffrey S. Brower
County Chair

