



**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact**

Fiscal Years	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>
Personal Services	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
Capital Expenditures	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
Net Fiscal Impact	<u>0*</u>	_____	_____	_____	_____

# ADDITIONAL FTE  
 POSITIONS (Cumulative)      0      0      0      0      0

Is Item Included In Current Budget?    Yes \_\_\_\_\_    No X  
 Does this item include the use of federal funds?    Yes \_\_\_\_\_    No X  
 Budget Account Exp No: Fund xxxx Dept. xxx Unit xxxx Obj. xxxx Prog. xxxx  
 Rev No: Fund xxxx Dept. xxx Unit xxxx Rev. xxxx Prog. xxxx

**B. Recommended Sources of Funds/Summary of Fiscal Impact:**

\*The fiscal impact is undetermined at this time.

**C. Departmental Fiscal Review: \_\_\_\_\_**

**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Dev. and Control Comments:**

Lisa Mate      2/27/2023      Eric J. Jacobus 2/27/23  
 OFMB      EJW      Contract Dev. And Control

**B. Legal Sufficiency:**

[Signature]      for M. Mutambu 2/27/23  
 Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director

This summary is not to be used as a basis for payment.

**(Continued from page 1)**

**Background and Policy:** Florida has seen a dramatic rise in anti-Semitic incidents, according to ADL's annual Audit of anti-Semitic incidents – with a 40% rise in 2020 followed by a 50% rise in 2021. According to a report by the ADL Center on Extremism, in Florida, hate crimes against Jews accounted for 80% of religiously-motivated incidents in 2020, and anti-Semitic hate crimes have risen 300% since 2012. Florida has seen a series of incidents that have spread anti-Semitic and hate-filled messages against Jews including racist literature and the illumination of hate symbols against the side of a building.

In Palm Beach County and Duval County, swastikas and hate messages were beamed onto the sides of buildings, and recently, in Palm Beach County and Miami-Dade County, packets of hate material were distributed onto the lawns of homes. On February 17 and 18, 2023, anti-Semitic protestors demonstrated in front of the Chabad of South Orlando and used laser projectors to cast anti-Semitic messages on the stadium and distributed anti-Semitic propaganda in neighborhoods in nearby central Florida neighborhoods.



1 of the Chabad of South Orlando and outside of the Daytona International Speedway used laser  
2 projectors to cast anti-Semitic messages on the stadium; and

3 **WHEREAS**, projections onto private property without the owner’s consent, including  
4 but not limited to hate speech, are a threat to the peace, good order, and harmonious coexistence  
5 of many with diverse backgrounds and beliefs within Palm Beach County; and

6 **WHEREAS**, immediate enactment of this Emergency Ordinance is necessary to protect  
7 the health, safety, and welfare of the County's residents; and

8 **NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY**  
9 **COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA**, that:

10  
11 **SECTION 1.** Chapter 29 is hereby added to the Code of Palm Beach County, Florida as follows:

12 **CHAPTER 29: UNAUTHORIZED PROJECTIONS OF SIGNS ONTO**  
13 **BUILDINGS, STRUCTURES OR OTHER PLACES.**

14 **Sec. 29-1. - Authority.**

15 This article is adopted under the authority of Article VIII, Section 1(g) of the  
16 Florida Constitution; Chapter 125, Florida Statutes; and Article 1 of the Palm Beach  
17 County Home Rule Charter.

18  
19 **SECTION 2.** Section 29-2 is hereby added to the Code of Palm Beach County, Florida as  
20 follows:

21 **Sec. 29-2. - Prohibition on Unauthorized Projections**

- 22 (a) Projections of light, laser beams, or any other medium to form text, graphics, logos,  
23 or artwork upon streets, walkways, fences, sign structures, land or water surfaces,  
24 or exterior walls or other exterior portions of buildings or any other structure are  
25 prohibited, regardless of the content or viewpoint expressed therein, except that an  
26 owner may project a sign onto an exterior portion of his or her own property,  
27 building, or structure if the projection does not otherwise violate applicable sign  
28 regulations of the Palm Beach County Unified Land Development Code (ULDC)  
29 when located in unincorporated Palm Beach County, or the applicable sign  
30 regulation when located in incorporated Palm Beach County. The person or

1 business who owns or is advertised or identified on the sign shall be presumed to  
2 have permitted the placement of the sign in the absence of credible evidence to the  
3 contrary and may be cited for violation of this subsection, and the person or  
4 business installing or projecting the sign is also in violation of this subsection.

5 Projections of any text, graphics, logos, or artwork onto a building,  
6 structure, or any other place (including public spaces) without the consent of the  
7 owner or person in control of the building, structure, or space, regardless of the  
8 content or viewpoint expressed therein, shall constitute blight and graffiti and,  
9 pursuant to Sections 806.13 and 125.69, Florida Statutes, these violations shall  
10 constitute a second degree misdemeanor punishable by a definite term of  
11 imprisonment of up to 60 days, a fine exceeding \$500 but not exceeding \$2,000 a  
12 day, or both, and any equipment or vehicles used in furtherance of this crime in  
13 unincorporated Palm Beach County shall be removed and stored by Palm Beach  
14 County Code Enforcement in accordance with Article 8, Chapter I, Sections 4(B)-  
15 (F) of the ULDC.

- 16 (b) The requirements of this Ordinance shall apply within unincorporated areas of Palm  
17 Beach County and incorporated areas of the County, where the governing body of  
18 a municipality elects to opt in to this Ordinance; this Ordinance shall not apply  
19 where it conflicts with a municipal ordinance, regardless of the time of passage of  
20 the municipal ordinance, or in the event that the governing body of a municipality  
21 does not elect to opt in to this Ordinance within its jurisdiction.

22  
23 **SECTION 3.** Section 29-3 is hereby added to the Code of Palm Beach County, Florida as  
24 follows:

25 **Sec. 29.3. - Enforcement.**

- 26 (a) Palm Beach County Code Enforcement Officers and any other enforcement  
27 personnel as authorized by the County Administrator are authorized to enforce the  
28 provisions of this ordinance within unincorporated Palm Beach County.
- 29 (b) In addition to enforcement under Section 125.69, F.S., the violation of any

1 provision of this ordinance may also be enforced pursuant to terms and procedures  
2 in Chapter 162, F.S., Local Government Code Enforcement Boards Act, as may be  
3 amended or recodified from time to time. Pursuant to Section 162.09(2)(d), Florida  
4 Statutes, the Palm Beach County Special Master may impose fines that shall not  
5 exceed one thousand dollars (\$1,000.00) per day per violation for a first violation,  
6 five thousand dollars (\$5,000.00) per day per violation for a repeat violation, and  
7 up to fifteen thousand dollars (\$15,000.00) per violation if the Palm Beach County  
8 Special Master finds the violation to be irreparable or irreversible in nature. In  
9 determining the amount of the fine, the Palm Beach County Special Master shall  
10 consider:

- 11 1) The gravity of the violation; and
- 12 2) Any actions taken by the violator to correct the violation; and
- 13 3) Any previous violations committed by the violator.

14 (c) In incorporated Palm Beach County, this ordinance shall be enforced by any  
15 municipal code enforcement officers or any law enforcement agency having  
16 jurisdiction of the area within which the violation has occurred pursuant to Chapter  
17 162 and Chapter 166, Florida Statutes, or any applicable municipal code  
18 enforcement provision.

19  
20 **SECTION 4.** If any section, subsection, paragraph, provision, sentence, clause, phrase, or word  
21 of this ordinance is held unconstitutional, inoperative, invalid, or void, such holding shall not  
22 affect the remainder of this Ordinance.

23  
24 **SECTION 5.** The provisions of this Ordinance shall become and be made a part of the Code of  
25 Laws and Ordinances of Palm Beach County, Florida. The sections of this Ordinance may be  
26 renumbered or relettered to accomplish such, and the word "Ordinance" may be changed to  
27 "section", "article", or any other appropriate word.

1 **SECTION 6.** Pursuant to Section 125.66(3), Florida Statutes, this Emergency Ordinance shall  
2 be transmitted by the clerk of the board of county commissioners by e-mail to the Department of  
3 State. It shall be deemed to be filed and shall take effect when a copy has been accepted and  
4 confirmed by the Department by e-mail.

5

6 APPROVED and ADOPTED by the Board of County Commissioners of Palm Beach  
7 County, Florida, on this the \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

8

9 JOSEPH ABRUZZO, CLERK

PALM BEACH COUNTY, FLORIDA, BY ITS  
BOARD OF COUNTY COMMISSIONERS

10

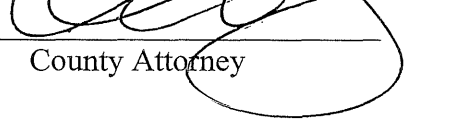
11 By: \_\_\_\_\_  
12 Deputy Clerk

By: \_\_\_\_\_  
Gregg Weiss, Mayor

13

14 APPROVED AS TO FORM AND  
15 LEGAL SUFFICIENCY

16

17 By:   
18 County Attorney